

Los Angeles City Council, **Journal/Council Proceedings**
Tuesday, **May 28, 2013**
John Ferraro Council Chamber, Room 340, City Hall - 10 am

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

ROLL CALL - Members present: Alarcón, Buscaino, Englander, Garcetti, Huizar, Koretz, Krekorian, Parks, Perry, Reyes, Zine and President Wesson (12); Absent: LaBonge and Rosendahl (2); Vacant: Council District Six

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
MAY 22, 2013

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - NONE

PUBLIC TESTIMONY ON NON-AGENDA ITEMS AT THE CALL OF THE CHAIR -
An opportunity for public testimony was provided.

Item Noticed for Public Hearing - Item 1

ITEM NO. (1) - SEE BELOW

[12-1084](#)
et al.

CONTINUED CONSIDERATION OF HEARING PROTEST, APPEALS OR OBJECTIONS to Department of Building and Safety report and confirmation of liens for nuisance abatement costs and/or non-compliance of code violations/Annual Inspection costs, pursuant to Los Angeles Municipal Code (LAMC) and/or Los Angeles Administrative Code (LAAC).

Recommendation for Council action:

HEAR PROTEST, APPEALS OR OBJECTIONS relative to proposed liens for nuisance abatement costs and/or non-compliance of code violations/Annual Inspection costs, pursuant to LAMC and/or LAAC and CONFIRM liens for the following properties:

Adopted to Confirm Lien, Ayes (10); Absent: GARCETTI, LABONGE, PERRY, ROSENDAHL (4)
(Item Nos. 1a-1b)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

[12-1084](#)
CD 14

a. 4377 East Huntington Drive South.

(Lien: \$7,698.43)

(Continued from Council meeting of April 26, 2013)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

[13-0160-S12](#)

CD 7

- b. 14478 West Polk Street.

(Lien: \$2,590.70)

(Continued from Council meeting of May 7, 2013)

CONTINUED TO JUNE 11, 2013

Adopted to Continue, Unanimous Vote (12); Absent: LABONGE, ROSENDAHL (2)

[13-0160-S26](#)

CD 11

- c. 678 East San Juan Avenue.

(Lien: \$1,098.46)

(Continued from Council meeting of May 7, 2013)

**Adopted to Confirm Lien, Ayes (10); Absent: GARCETTI, LABONGE, PERRY, ROSENDAHL (4)
(Item Nos. 1d-1e)**

PUBLIC HEARING CLOSED - LIEN CONFIRMED

[13-0160-S39](#)

CD 8

- d. 8222 South Figueroa Street aka 8226 South Figueroa Street.

(Lien: \$1,666.32)

(Continued from Council meeting of May 14, 2013)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

[13-0160-S46](#)

CD 3

- e. 19735 West Sherman Way.

(Lien: \$1,950.74)

(Continued from Council meeting of May 14, 2013)

Items for Which Public Hearings Have Been Held - Items 2-10

**Adopted, Ayes (12); Absent: LABONGE, ROSENDAHL (2)
(Item Nos. 2-4)**

ITEM NO. (2) - ADOPTED

[13-0268](#)

TRADE, COMMERCE AND TOURISM COMMITTEE REPORT relative to the withdrawal from consideration of the Mayor's appointment of Mr. David Reich to the Board of the Los Angeles

Convention Center.

Recommendation for Council action:

RECEIVE and FILE the appointment of Mr. David Reich to Board of the Los Angeles Convention Center for the term ending June 30, 2017, inasmuch as Mr. Reich has requested withdrawal from consideration.

Community Impact Statement: None submitted.

ITEM NO. (3) - ADOPTED

[13-0360](#)

TRADE, COMMERCE AND TOURISM COMMITTEE REPORT relative to the withdrawal from consideration of the Mayor's appointment of Mr. Daniel Caroselli to the Board of Airport Commissioners.

Recommendation for Council action:

RECEIVE and FILE the appointment of Mr. Daniel Caroselli to the Board of Airport Commissioners for the term ending June 30, 2014, inasmuch as Mr. Caroselli has requested withdrawal from consideration.

Community Impact Statement: None submitted.

ITEM NO. (4) - ADOPTED

[11-1245](#)

CD 14

NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to establishing the Bunker Hill Specific Plan.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. FIND that this project will not have a significant effect on the environment pursuant to the City's Environmental Guidelines and is in compliance with California Environmental Quality Act; and that the Negative Declaration reflects the independent judgment of the lead agency in the City of Los Angeles; and that the documents constituting the record of proceedings in this matter are located in Council File No. 11-1245 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section, and ADOPT the Negative Declaration [ENV-2012-2911-ND] filed on December 14, 2012.
2. ADOPT the FINDINGS of the Director of Planning as the Findings of the Council.
3. APPROVE Appendix A submitted by the Department of City Planning (DCP) on May 14, 2013.
4. PRESENT and ADOPT the accompanying ORDINANCE establishing the Bunker Hill Specific Plan for a portion of the Central City Community Plan area, for the area generally bounded by the 110

Freeway on the west, Fifth Street on the south, Hill Street on the east, and First Street on the north.

5. NOT PRESENT and ORDER FILED the Ordinance approved by the Los Angeles City Planning Commission on June 9, 2011.

Fiscal Impact Statement: None submitted by City Attorney and the DCP. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

ITEM NO. (5) - CONTINUED TO MAY 29, 2013

Adopted to Continue, Unanimous Vote (12); Absent: LABONGE, ROSENDAHL (2)

[13-0046](#)

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the realignment of City departments to create the Department of City Planning and Development.

Recommendations for Council action:

1. INSTRUCT the Department of City Planning (DCP) and the Los Angeles Department of Building and Safety (LADBS) to attend meetings with various industry organizations (DIAC, CCA, AIA, BIA, BOMA, VICA), Plan Check Neighborhood Council, and Chambers of Commerce, to discuss the recommendation contained in the joint DCP and LADBS report dated April 5, 2013, obtain feedback, and consider suggestions, by July 1, 2013.
2. DIRECT the Director of Planning, in consultation with the City Administrative Officer (CAO), to retain a management consultant to work with the Director of Planning and the General Manager, LADBS, or their designees, to develop a plan to fully integrate the planning and development functions recommended in the joint DCP and LADBS report, which considers the feedback from the development industry by January 1, 2014. The management consultant is to assist the DCP to develop a transition plan working with stakeholders, such as the business community, residents, industry organizations, and Neighborhood Councils.
3. INSTRUCT the CAO to conduct a financial analysis of fiscal and organizational impacts associated with departmental consolidation and assist in the development and administration of the budget and work programs accordingly.
4. DIRECT the Personnel Department, along with the City Attorney and CAO, to analyze necessary position authorities, job classifications, and civil service requirements for new and transferred positions required to staff the consolidated Department of City Planning and Development.
5. INSTRUCT the DCP, in consultation with the City Attorney's Office, to prepare any and all amendments to the Los Angeles Municipal Code, including but not limited to, Chapter 1, Article 2 and Chapter 9, Articles 1 through 9, to transfer all functions from the LADBS to the Department of City Planning and Development.
6. DIRECT the LADBS, and other affected departments, such as the Los Angeles Department of

Transportation (LADOT), Los Angeles Fire Department (LAFD), Bureaus of Engineering and Contract Administration, to work in conjunction with the CAO and DCP, to ensure a smooth transition of authority and work program, including preparation of documents to analyze current plan check and inspection work load and all other specific tasks to be transferred and/or consolidated.

7. INSTRUCT the Department of General Services to work with the DCP, LADBS, and other affected departments, such as the LADOT, LAFD and Bureaus of Engineering and Contract Administration, to facilitate the relocation of staff into Figueroa Plaza.
8. DIRECT the DCP and LADBS to:
 - a. Identify key process changes along with expected performance improvements supported by metrics and timelines.
 - b. Streamline case processing and ensure current projects are not delayed.
 - c. Provide a proposed organizational chart.
 - d. Maintain a commitment to long term planning efforts.
9. INSTRUCT the DCP to provide quarterly updates, with the first update to be given before June 30, 2013, to the Planning and Land Use Management (PLUM) Committee relative to the proposed consolidation of the DCP and the LADBS.
10. DIRECT the management consultant, in consultation with the City Attorney, to provide an analysis relative to the concern expressed regarding the proposed elimination of the Director of Buildings.
11. ESTABLISH a working group, led by the PLUM Committee Chair, to review, along with the management consultant, the implementation plan of the proposed Department of City Planning and Development.
12. DIRECT the CAO, with the LAFD and the City Attorney, to review the concerns of the LAFD relative to both the positions transferred and the inspection of high rise buildings as codified in Health and Safety Code Sections 13145-46.
13. ADOPT the following mission statement:

In conformance with the City's general, community, and specific plans, the mission of the Department of City Planning and Development is to create, implement and enforce policies, programs and codes that realize a vision of Los Angeles as a collection of healthy and sustainable communities and neighborhoods. The Department strives to ensure that each community and neighborhood has a distinct sense of place, based on a foundation of mobility, economic vitality, and improved quality of life for all of its residents. The public's safety and welfare is promoted by ensuring compliance with up-to-date building regulations and reliance on sound engineering principles. Through timely and transparent processes, the Department carries out this mission through ongoing and inclusive engagement with the City's diverse communities and neighborhoods

Fiscal Impact Statement: None submitted by the DCP and LADBS. Neither the CAO nor the Chief

Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: Yes.

For proposal: Elysian Valley Riverside Neighborhood Council.

(Budget and Finance Committee waived consideration of the above matter)

**Adopted, Ayes (12); Absent: LABONGE, ROSENDAHL (2)
(Item Nos. 6-8)**

ITEM NO. (6) - ADOPTED

[13-0002-S5](#)

RULES, ELECTIONS AND INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT and RESOLUTION relative to the City's position to support legislation and administrative action which would ensure that the current Federal income tax deduction for interest paid on debt secured by a first or second home is not further restricted.

Recommendation for Council action, pursuant to Resolution (Koretz - Cárdenas), SUBJECT TO THE CONCURRENCE OF THE MAYOR:

ADOPT the accompanying RESOLUTION to include in the City's 2011-12 and 2013-14 Federal Legislative Program SUPPORT for legislation and administrative action which would ensure that the current Federal income tax deduction for interest paid on debt secured by a first or second home is not further restricted.

Fiscal Impact Statement: Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

ITEM NO. (7) - ADOPTED

[13-0002-S18](#)

RULES, ELECTIONS AND INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT and RESOLUTION relative to the City's position to support Assembly Bill (AB) 184 (Gatto) "Statute of Limitations" that would extend the statute of limitations for hit-and-run offenses.

Recommendation for Council action, pursuant to Resolution (Englander - Buscaino - LaBonge), SUBJECT TO THE CONCURRENCE OF THE MAYOR:

ADOPT the accompanying RESOLUTION to include in the City's 2013-14 State Legislative Program, SUPPORT for AB 184 (Gatto) "Statute of Limitations" that would extend the statute of limitations for hit-and-run offenses.

Fiscal Impact Statement: None submitted by the Chief Legislative Analyst. The City Administrative Officer has not completed a financial analysis of this report.

Community Impact Statement: None submitted.

ITEM NO. (8) - ADOPTED

[13-0002-S27](#)

RULES, ELECTIONS AND INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT and RESOLUTION relative to the City's position to support or sponsor legislation that would increase the California Vehicle License Fee to fund high school driver's education courses.

Recommendation for Council action, pursuant to Resolution (LaBonge - Englander), SUBJECT TO THE CONCURRENCE OF THE MAYOR:

ADOPT the accompanying RESOLUTION to include in the City's 2013-14 State Legislative Program, SUPPORT for or SPONSORSHIP of legislation that would increase the California Vehicle License Fee to fund high school driver's education courses.

Fiscal Impact Statement: None submitted by the Chief Legislative Analyst. The City Administrative Officer has not completed a financial analysis of this report.

Community Impact Statement: None submitted.

ITEM NO. (9) - ADOPTED - TO THE MAYOR FORTHWITH

Adopted, Ayes (10); Noes: ALARCON, HUIZAR (2); Absent: LABONGE, ROSENDAHL (2)

[13-0002-S39](#)

RULES, ELECTIONS AND INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT and RESOLUTION relative to the City's position to oppose Senate Bill (SB) 649 (Leno) which would grant prosecutors the ability to file misdemeanor rather than felony charges in drug possession cases.

Recommendation for Council action, pursuant to Resolution (Parks - Perry), SUBJECT TO THE CONCURRENCE OF THE MAYOR:

ADOPT the accompanying RESOLUTION to include in the City's 2013-14 State Legislative Program, OPPOSITION to SB 649 (Leno), which would grant prosecutors the ability to file misdemeanor rather than felony charges in drug possession cases where an individual is charged with the possession of certain narcotics.

Fiscal Impact Statement: None submitted by the Chief Legislative Analyst. The City Administrative Officer has not completed a financial analysis of this report.

Community Impact Statement: None submitted.

ITEM NO. (10) - ADOPTED

Adopted, Ayes (12); Absent: LABONGE, ROSENDAHL (2)

[13-0002-S41](#)

RULES, ELECTIONS AND INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT and RESOLUTION relative to the City's position to oppose Section 735 of H.R. 933, the Department of Defense, Military Construction, and Veterans Affairs, and Full Year Continuing Appropriations Act, 2013.

Recommendation for Council action, pursuant to Resolution (Koretz - Huizar), SUBJECT TO THE CONCURRENCE OF THE MAYOR:

ADOPT the accompanying RESOLUTION to include in the City's 2013-14 Federal Legislative Program, OPPOSITION to Section 735 of H.R. 933, the Department of Defense, Military Construction, and Veterans Affairs, and Full Year Continuing Appropriations Act, 2013 (also known as the Farmer Assurance Provision, or Monsanto Protection Act) and any similar legislation which would strip federal courts of their authority to halt the sale and planting of illegal and potentially hazardous genetically modified crops.

Fiscal Impact Statement: None submitted by the Chief Legislative Analyst. The City Administrative Officer has not completed a financial analysis of this report.

Community Impact Statement: None submitted.

Items for Which Public Hearings Have Not Been Held - Items 11-37

(10 Votes Required for Consideration)

ITEM NO. (11) - CONTINUED TO MAY 29, 2013

Adopted to Continue, Unanimous Vote (12); Absent: LABONGE, ROSENDAHL (2)

[13-0600-S113](#)

CONSIDERATION OF MOTION (WESSON - BUSCAINO, ET AL.) relative to amending the Budget and Finance Committee report on the Mayor's Proposed Budget for 2013-14.

Recommendation for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

AMEND the Budget and Finance Committee report on the Mayor's Proposed Budget for 2013-14 to:

- a. Create a new line item in the GCP to fund arts, cultural events, and related activities, such as transportation, with allocations to be made at the discretion of the individual Council Offices (\$1,250,000).
- b. Fund Recreation and Parks programs at four Housing Authority Sites (Ramona Gardens, Nickerson Gardens, Imperial Courts, and Jordan Downs) (\$1,191,897).
- c. Fund year-round operation of the Hubert Humphrey, Peck and Glassell Park pools, and extend Northridge pool operations by two months; provide funds for San Julian Park; and reinstate funds for programming at Trinity Recreation Center (\$1,557,000).
- d. Set aside funding for supplemental maintenance at park facilities, pending Recreation and Parks'

submission of a spending plan to the Budget and Finance Committee (\$500,000).

- e. Provide funding for the "Clean Up Green Up" project to the City Planning and Development Department to supplement a \$100,000 private donation for this purpose (\$103,000).

GENERAL CITY PURPOSES (Budget Page 207)

ADD
"Student transport to cultural, art, and City events" \$1,250,000

ADD
Assistance to Recreation and Parks* \$2,748,897
*Funds shall be appropriated to the Department of Recreation and Parks on July 1, 2013.

UNAPPROPRIATED BALANCE (Budget Page 219)

ADD
"Supplemental Maintenance at Park Facilities" \$500,000

PLANNING AND DEVELOPMENT (Budget Page 81)

INCREASE
Salaries - General \$66,971
Expense \$6,500
Related Cost \$29,529

BUDGET STABILIZATION FUND (Budget Page 316)

DECREASE \$4,601,897

TOTAL CHANGE \$-0-

- f. Change such other affected totals, subtotals, summaries, scheduled or supporting data as are necessary to conform to modifications hereinabove made.

Community Impact Statement: None submitted.

(Budget and Finance Committee waived consideration of the above matter)

ITEM NO. (12) - CONTINUED TO MAY 29, 2013

Adopted to Continue, Unanimous Vote (12); Absent: LABONGE, ROSENDAHL (2)

[13-0600](#)

ANNUAL BUDGET RESOLUTION FOR FISCAL YEAR 2013-14, TO BE SUBMITTED BY THE CITY ATTORNEY, CITY ADMINISTRATIVE OFFICER AND CHIEF LEGISLATIVE ANALYST.

(Pursuant to Council action of May 23, 2013)

ITEM NO. (13) - ADOPTED

Adopted, Ayes (11); Absent: GARCETTI, LABONGE, ROSENDAHL (3)

[13-0466](#)

COMMUNICATION FROM THE MAYOR relative to the appointment of Ms. Arnetta Mack to the Board of Neighborhood Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Arnetta Mack to the Board of Neighborhood Commissioners for the term ending June 30, 2015 is APPROVED and CONFIRMED. Ms. Mack resides in Council District Eight. (Current Board gender composition: M = 4; F = 2; Vacant = 1)

Ethics Commission Review: Complete.

Background Check Review: Pending.

Community Impact Statement: None submitted.

TIME LIMIT ITEM - JUNE 3, 2013

(LAST DAY FOR COUNCIL ACTION - MAY 31, 2013)

(Education and Neighborhoods Committee waived consideration of the above matter)

ITEM NO. (14) - CONTINUED TO JUNE 28, 2013

Adopted to Continue, Unanimous Vote (12); Absent: LABONGE, ROSENDAHL (2)

[12-1880-S1](#)

COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to extending the term of a Southern California Gas Company Franchise.

Recommendation for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

PRESENT and ADOPT the accompanying ORDINANCE amending the expiration date applicable to the Southern California Gas Company Franchise Ordinance No. 168164 so as to extend the term of the franchise.

Fiscal Impact Statement: None submitted by the City Attorney. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement Submitted: None

(Transportation Committee waived consideration of the above matter)

Adopted, Ayes (11); Absent: GARCETTI, LABONGE, ROSENDAHL (3)
(Item Nos. 15a-15e)

ITEM NO. (15) - ADOPTED

[13-0005-S330](#)

et al. RESOLUTIONS relative to removing various properties from the Rent Escrow Account Program.

Recommendation for Council action:

ADOPT the accompanying RESOLUTIONS removing the following properties from the Rent Escrow Account Program (REAP), inasmuch as the owner(s) have corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department (LAHD), Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the LAHD's report of May 21, 2013:

[13-0005-S330](#)

CD 8

- a. Property at 1584 West 45th Street (Case No. 356791).
Assessor I.D. No. 5016-008-012

[13-0005-S331](#)

CD 8

- b. Property at 3110 South Normandie Avenue (Case No. 318773).
Assessor I.D. No. 5040-001-007

[13-0005-S332](#)

CD 8

- c. Property at 3110 South Normandie Avenue (Case No. 346047).
Assessor I.D. No. 5040-001-007

[13-0005-S333](#)

CD 11

- d. Property at 11511 West Ohio Avenue (Case No. 389387).
Assessor I.D. No. 4263-016-051

[13-0005-S334](#)

CD 13

- e. Property at 869 North Sanborn Avenue (Case No. 309750).
Assessor I.D. No. 5427-004-004

ITEM NO. (16) - ADOPTED

Adopted, Ayes (11); Absent: GARCETTI, LABONGE, ROSENDAHL (3)

[13-0235](#)

COMMUNICATION FROM CHAIR AND MEMBER, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE relative to the impacts of federal Sequestration on the Housing Authority of the City of Los Angeles (HACLA) and the residents it serves.

Recommendation for Council action:

NOTE and FILE the HACLA reports dated February 22, 2013, and May 8, 2013, relative to the impacts of federal Sequestration on HACLA and the residents it serves.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

**Adopted, Ayes (12); Absent: LABONGE, ROSENDAHL (2)
(Item Nos. 17-18)**

ITEM NO. (17) - ADOPTED

[10-1094-S2](#)

CD 15

COMMUNICATION FROM MEMBER, INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE relative to the direct sale of the City-owned property located at 564 East L Street, Wilmington, to Habitat for Humanity Greater Los Angeles for the development of affordable single family homes.

Recommendation for Council action, pursuant to Motion (Buscaino - Garcetti):

INSTRUCT the Los Angeles Housing Department with the assistance of the Department of General Services, City Administrative Officer (CAO), City Attorney, and the Chief Legislative Analyst (CLA) to report in 30 days on the feasibility of conducting a direct sale of the City-owned property located at 564 East L Street, Wilmington, to Habitat for Humanity Greater Los Angeles for the development of affordable single family homes; and provide the steps necessary to transfer ownership.

Fiscal Impact Statement: Neither the CAO nor the CLA has completed a financial analysis on this report.

Community Impact Statement: None submitted.

ITEM NO. (18) - ADOPTED

[12-0821](#)

COMMUNICATION FROM MEMBER, INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE relative to upgrading or replacing the City's current Vehicle Maintenance System and related motor pool and fuel management systems with new technologies to improve efficiencies and reduce costs.

Recommendations for Council action, as initiated by Motion (Zine - Koretz):

1. INSTRUCT the General Services Department (GSD), Information Technology Agency (ITA), Los Angeles Police Department (LAPD), and Los Angeles Fire Department (LAFD) to work with the City Administrative Officer (CAO) to identify funding to staff, purchase and install the upgraded

fleet management system, motor pool management system, GPS/telematic system and fuel management system, including the parts inventory module (if SMS is able to maintain budgetary controls), the motor pool management system, and other specifications and customizations essential to each department's fleet operations.

2. INSTRUCT the GSD, ITA, LAPD, and LAFD to work together to determine which option(s) are best for implementation based on funding that is identified inasmuch as each of the systems identified in Attachment B of the GSD report, attached to the Council File, are stand-alone systems.
3. AUTHORIZE the GSD, following collaboration with LAPD and LAFD regarding specifications and customizations, to initiate a Request for Proposal for the fuel management system upgrade upon identification and availability of funding by the CAO.
4. AUTHORIZE the GSD, LAPD, and LAFD to upgrade their fleet management, motor pool management system, GPS/telematic system and fuel management system upon identification and availability of funding by the CAO.
5. INSTRUCT the GSD, LAPD, LAFD, ITA, and the CAO to report with a detailed implementation plan including system costs and staffing needs and to address LAPD's security concerns.

Fiscal Impact Statement: None submitted by GSD. Neither the CAO nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

ITEM NO. (19) - CONTINUED TO JUNE 4, 2013

Adopted to Continue, Unanimous Vote (11); Absent: GARCETTI, LABONGE, ROSENDAHL (3)

[13-0532](#)

CD 1

CONTINUED CONSIDERATION OF COMMUNICATION FROM MEMBER, INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE relative to effectuating the potential direct sale of City-owned property located at 2210-14 San Fernando Road, to KIA of Glendale.

Recommendations for Council action, pursuant to Motion (Reyes - Rosendahl):

1. DECLARE the City-owned property located at 2210-14 San Fernando Road, Los Angeles, CA 90065 (APN 5457-001-902) a surplus asset.
2. DIRECT the General Services Department (GSD) to immediately initiate the Surplus Property Process and conduct a Class "A" appraisal.
3. DIRECT the City Administrative Officer (CAO) to evaluate the feasibility of a direct sale and prepare a report on the feasibility of the direct sale.
4. DIRECT the GSD, with the assistance of the City Attorney, to take all necessary steps and prepare all required documents to effectuate the potential direct sale of 2210-14 San Fernando

Road, Los Angeles, CA 90065 (APN 5457-001-902) to KIA of Glendale.

Fiscal Impact Statement: Neither the CAO nor the Chief Legislative Analyst has completed a financial analysis on this report.

Community Impact Statement: None submitted.

(Continued from Council meeting of May 21, 2013)

ITEM NO. (20) - ADOPTED

Adopted, Ayes (12); Absent: LABONGE, ROSENDAHL (2)

[13-0562](#)

COMMUNICATION FROM MEMBER, INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE relative to contract amendments with Computer Sciences Corporations for the City's e-mail system.

Recommendation for Council action:

AUTHORIZE the General Manager, Information Technology Agency (ITA), or designee, to negotiate and execute an amendment to City Contract No. C-116359 with the Computer Sciences Corporation, in order to exercise the second of the two one-year renewal options provided within the Contract, for a revised term effective five years from November 20, 2009 through November 19, 2014, subject to the availability of budgeted funds and the prior approval of the Information Technology Oversight Committee and the City Attorney.

Fiscal Impact Statement: The CAO reports that approval of the recommendations of this report will allow ITA to execute Amendment No.4 to City Contract No. C-116359 with the Computer Sciences Corporation in order to extend the term of the Contract by one year through November 19, 2014. Anticipated Contract expenditures during the term of the Amendment No.4 are \$831,000. As this Amendment is subject to the availability of budgeted funds, approval of this recommendation is also in compliance with the City's Financial Policies.

Community Impact Statement: None submitted.

ITEM NO. (21) - ADOPTED

Adopted, Ayes (9); Noes: PARKS, PERRY (2); Absent: GARCETTI, LABONGE, ROSENDAHL (3)

[13-0002-S68](#)

COMMUNICATION FROM MEMBER, INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE and RESOLUTION relative to the City's position to oppose Assembly Bill (AB) 185 (Hernandez), which would amend the Ralph M. Brown Act to require local entities to televise open and public meetings of legislative bodies, planning commissions, and advisory committee meetings.

Recommendation for Council action, SUBJECT TO THE CONCURRENCE OF THE MAYOR:

ADOPT the accompanying RESOLUTION to include in the City's 2013-14 State Legislative Program, OPPOSITION to AB 185 (Hernandez) which would amend the Ralph M. Brown Act, in part, to require local entities that collect cable television franchise fees to televise open and public meetings of its legislative body and planning commission, and if financially feasible, to televise open and public meetings of its advisory committees. The bill would also duplicate existing statutory law authorizing the use of franchise fee revenues to televise these meetings on Public, Educational and Governmental (PEG) Access channels.

Fiscal Impact Statement: Neither the City Administrative Officer nor the Chief Legislative Analyst (CLA) has completed a financial analysis on this report.

Community Impact Statement: None submitted.

ITEM NO. (22) - ADOPTED

Adopted, Ayes (11); Absent: GARCETTI, LABONGE, ROSENDAHL (3)

[11-2038-S1](#)

COMMUNICATION FROM CHAIR, PUBLIC WORKS COMMITTEE relative to waiving the requirement of five additional street trees necessary to satisfy Condition No. 13 to VAC-E1401190 (street trees - Shrine Auditorium).

Recommendation for Council action, pursuant to Motion (Perry - Parks):

AUTHORIZE the Department of Public Works, Urban Forestry Division, to waive the requirement of five additional street trees necessary to satisfy Condition No. 13 to VAC-E1401190 (street trees - Shrine Auditorium).

Fiscal Impact Statement: Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis on this report.

Community Impact Statement: None submitted.

ITEM NO. (23) - ADOPTED

Adopted, Ayes (11); Absent: GARCETTI, LABONGE, ROSENDAHL (3)

[13-0477](#)

CD 5

COMMUNICATION FROM CHAIR, PUBLIC WORKS COMMITTEE relative to the issuance of an R-Permit to the restaurant located at 8500 Burton Way, subject to the applicant satisfying the conditions for issuing such permit for outdoor dining where the restaurant does not comply with the seven-foot clearance policy.

Recommendation for Council action, pursuant to Motion (Koretz - LaBonge):

INSTRUCT the Bureau of Engineering to issue an R-Permit to the restaurant located at 8500 Burton Way, subject to the applicant satisfying the conditions for issuing such permit for outdoor dining where

the restaurant does not comply with the seven-foot clearance policy.

Fiscal Impact Statement: Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis on this report.

Community Impact Statement: None submitted.

ITEM NO. (24) - ADOPTED

Adopted, Ayes (12); Absent: LABONGE, ROSENDAHL (2)

[10-0307](#)

COMMUNICATION FROM THE CONTROLLER relative to follow-up correspondence to the report entitled "Review of the Supply Management System Controls over Purchasing Authority".

Recommendation for Council action:

NOTE and FILE the January 25, 2011 Controller report relative to follow-up correspondence to the report entitled "Review of the Supply Management System Controls over Purchasing Authority".

Fiscal Impact Statement Submitted: Not applicable

Community Impact Statement: None submitted.

(Audits and Governmental Efficiency Committee waived consideration of the above matter)

ITEM NO. (25) - ADOPTED

Adopted, Ayes (11); Absent: GARCETTI, LABONGE, ROSENDAHL (3)

[10-0737](#)

COMMUNICATIONS FROM THE CONTROLLER relative to an audit of Citywide Fixed Assets and Equipment.

Recommendation for Council action:

NOTE and FILE the March 8, 2011 and September 6, 2011 Controller reports relative to an audit of Citywide Fixed Assets and Equipment.

Fiscal Impact Statement Submitted: Not applicable

Community Impact Statement: None submitted.

(Audits and Governmental Efficiency Committee waived consideration of the above matter)

ITEM NO. (26) - ADOPTED

Adopted, Ayes (11); Absent: GARCETTI, LABONGE, ROSENDAHL (3)

[12-0793](#)

COMMUNICATIONS FROM THE CONTROLLER relative to an audit of the City's emergency planning efforts and Citywide disaster preparedness.

Recommendation for Council action:

NOTE and FILE the May 21, 2012, October 16, 2012, and October 30, 2012 Controller reports relative to an audit of the City's emergency planning efforts and Citywide disaster preparedness.

Fiscal Impact Statement Submitted: Not applicable

Community Impact Statement: None submitted.

(Audits and Governmental Efficiency Committee waived consideration of the above matter)

ITEM NO. (27) - ADOPTED

Adopted, Ayes (12); Absent: LABONGE, ROSENDAHL (2)

[13-0469](#)

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER (CAO) relative to the Physical Plant Construction Projects Report.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. TRANSFER \$10,084,483 between departments and funds as specified in Attachment 1 of the CAO report dated April 18, 2013, attached to the Council file.
2. TRANSFER \$1,857,822 between accounts within departments and funds as specified in Attachment 2.
3. TRANSFER \$25,145,955 between departments and funds from General Obligation Bond Funds as specified in Attachment 3.
4. AUTHORIZE the Bureau of Engineering to rename the Strathern Wetlands Park Project to the Rory M. Shaw Wetlands Park Project.
5. APPROVE revised Proposition O project budget close-outs for eight projects as shown in Attachment No. 4.
6. INSTRUCT the Los Angeles Department of Transportation to submit required documentation to Caltrans to cancel and deobligate \$434,700 in grant funds for the Clybourn Avenue Highway-Rail Project.
7. AUTHORZE the CAO to make technical corrections, as necessary, to those transactions included in this report to implement the Mayor and Council's intentions.

Fiscal Impact Statement: The CAO reports that transfers, appropriations and expenditure authority totaling \$37,088,260 are recommended in this report. Of this amount, \$509,483 is for transfers and appropriations to the General Services Department and \$36,578,777 is for other City Funds. All transfers and appropriations are based on existing funds, reimbursements or revenues. There is no estimated annual impact due to operations and maintenance costs as a result of these recommendations.

Community Impact Statement: None submitted.

(Budget and Finance Committee waived consideration of the above matter)

ITEM NO. (28) - ADOPTED

Adopted, Ayes (11); Absent: GARCETTI, LABONGE, ROSENDAHL (3)

[13-0505](#)

COMMUNICATION FROM THE CITY ATTORNEY and RESOLUTION relative to forming a community taxing district for the Courtyard by Marriott and Residence Inn Project.

Recommendation for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

ADOPT the accompanying RESOLUTION to establish a community taxing district and to authorize the levy of special taxes for City of Los Angeles Community Taxing District No. 4 (Courtyard by Marriott and Residence Inn Project).

Fiscal Impact Statement: None submitted by the City Attorney. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

(Budget and Finance Committee waived consideration of the above matter)

ITEM NO. (29) - ADOPTED

Adopted, Ayes (12); Absent: LABONGE, ROSENDAHL (2)

[12-0653](#)

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER (CAO) relative to Amendment No. 1 to the 2011-14 Memorandum of Understanding (MOU) No. 24 for the Police Officers, Lieutenant and Below Representation Unit to provide a three-level bonus to members of the Bomb Detection K-9 Section.

Recommendation for Council action:

APPROVE Amendment No. 1 to the 2011-14 MOU No. 24 between the City and the Los Angeles Police Protective League for the Police Officers, Lieutenant and Below Representation Unit to provide a three-level bonus to members of the Bomb Detection K-9 Section effective January 1, 2012.

Fiscal Impact Statement: The cost of the increased bonus is approximately \$180,000 annually. Although the Los Angeles World Airports (LAWA) reimburses the Los Angeles Police Department (LAPD) for the salaries of these officers when they perform work on LAWA property, the additional cost of the increased bonus will not be charged to LAWA, but will instead be borne entirely by the LAPD.

Community Impact Statement: None submitted.

(Personnel and Animal Welfare Committee waived consideration of the above matter)

**Adopted, Ayes (12); Absent: LABONGE, ROSENDAHL (2)
(Item Nos. 30-31)**

ITEM NO. (30) - ADOPTED

[13-0573](#)

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER (CAO) relative to the 2009-14 Memorandum of Understanding (MOU) for the Los Angeles Airport Police Supervisors Association (MOU No. 39).

Recommendations for Council action:

1. APPROVE the 2009-14 MOU for the Los Angeles Airport Police Supervisors bargaining unit.
2. AUTHORIZE the CAO and the Controller to correct clerical errors in the MOU, or, with City Attorney approval, technical errors.

Fiscal Impact Statement: The CAO reports that approximately \$185,000 in annual costs associated with the implementation of the provisions of the MOU will be borne by the Los Angeles World Airports and not the General Fund.

Community Impact Statement: None submitted.

(Personnel and Animal Welfare Committee waived consideration of the above matter)

ITEM NO. (31) - ADOPTED

[13-0574](#)

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER (CAO) relative to the 2009-14 Memorandum of Understanding (MOU) for the Los Angeles Port Police Command Officers Association (MOU No. 27).

Recommendations for Council action:

1. APPROVE the 2009-14 MOU for the Port Police Command Officers bargaining unit.
2. AUTHORIZE the CAO and the Controller to correct clerical errors in the MOU, or, with City Attorney approval, technical errors.

Fiscal Impact Statement: The CAO reports that approximately \$116,000 in annual costs associated with the implementation of the provisions of the MOU will be borne by the Los Angeles Harbor Department and not the General Fund.

Community Impact Statement: None submitted.

(Personnel and Animal Welfare Committee waived consideration of the above matter)

ITEM NO. (32) - ADOPTED

Adopted, Ayes (11); Noes: KORETZ (1); Absent: LABONGE, ROSENDAHL (2)

[13-0613](#)

CONSIDERATION OF RESOLUTION (WESSON - ENGLANDER, et. al.) relative to the City's position to oppose the initiative to create a City Health Department.

Recommendation for Council action, SUBJECT TO THE CONCURRENCE OF THE MAYOR:

ADOPT the accompanying RESOLUTION to OPPOSE the initiative to create a City Health Department and hereby notify the Los Angeles County Board of Supervisors of the City's opposition.

Community Impact Statement: None submitted.

(Rules, Elections and Intergovernmental Relations Committee waived consideration of the above matter)

ITEM NO. (33) - ADOPTED

Adopted, Ayes (12); Absent: LABONGE, ROSENDAHL (2)

[13-0630](#)

CONSIDERATION OF RESOLUTION (HUIZAR - ALARCON) relative to the City's position urging stringent risk reduction and remediation plans for the Exide Battery Recycling Plant in Vernon.

Recommendations for Council action, SUBJECT TO THE CONCURRENCE OF THE MAYOR:

1. URGE the South Coast Air Quality Management District (SCAQMD) to ensure that the most stringent risk reduction plan to harmful emissions of lead, arsenic and other toxins be put in place before the Exide Battery Recycling Plant is permitted to resume operations.
2. URGE the California State Department of Toxic Substances Control (DTSC) to ensure Exide meets all applicable permit requirements, completes a full remediation plan, and gives the public ample assurance that wastewater systems are upgraded to the highest environmental standards before the facility is permitted to resume operations.
3. URGE the DTSC and the State Legislature to conduct a full investigation to determine how a plant with known pollution problems had been allowed to operate for 31 years on a temporary permit.

- REQUEST the City Attorney to consider options for the City of Los Angeles, including possible legal action, regarding the above violations as well as potential Proposition 65 violations.

Community Impact Statement: None submitted.

(Rules, Elections and Intergovernmental Relations Committee waived consideration of the above matter)

ITEM NO. (34) - SUBSTITUTE MOTION ADOPTED IN LIEU OF ORIGINAL MOTION - SEE FOLLOWING

Substitute Motion adopted, Ayes (11); Absent: GARCETTI, LABONGE, ROSENDAHL (3)

[13-0626](#)

CD 4

MOTION (LABONGE - KREKORIAN) relative to funding to address several needs at the Department of Recreation and Parks for the next fiscal year, including funding to restore the 6th Day of operation for the Griffith Observatory and to pay for a Griffith Park Superintendent and Maintenance Supervisor.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

- TRANSFER/APPROPRIATE \$424,439 in the AB1290 Fund No. 53P, Account No. 281204 (CD 4 Redevelopment Projects - Services) to the below listed accounts and in the amounts specified in the Recreation and Parks Fund No. 302/88:

<u>Account</u>	<u>Title</u>	<u>Amount</u>	<u>Purpose</u>
1010	Salaries - General	\$189,674	Griffith Park Superintendent
1070	Salaries as Needed	123,486	6th Day - Griffith Observatory
9120	General Fund Reimburse	66,188	6th Day - Griffith Observatory
1010	Salaries - General	<u>67,774</u>	Griffith Park Maint. Supervisor
	Total	\$424,439	

- AUTHORIZE the Department of Recreation and Parks to make any technical corrections or clarifications to the above instructions in order to effectuate the intent of this Motion.

ADOPTED

SUBSTITUTE MOTION (BUSCAINO - ALARCON)

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

- TRANSFER/APPROPRIATE \$424,439 in the AB1290 Fund No. 53P, Account No. 281204 (CD 4 Redevelopment Projects - Services) to the below listed accounts and in the amounts specified in the Recreation and Parks Fund No. 302/88:

<u>Account</u>	<u>Title</u>	<u>Amount</u>	<u>Purpose</u>
1010	Salaries - General	\$166,991	Griffith Park Superintendent
1070	Salaries As Needed	123,486	6th Day - Griffith Observatory
9120	General Fund Reimburse	66,188	6th Day - Griffith Observatory

1010	Salaries - General	<u>67,774</u>	Griffith Park Maint. Supervisor
	TOTAL	\$424,439	

2. AUTHORIZE the Recreation and Parks Department to make any technical corrections or clarifications to the above instructions in order to effectuate the intent of this Motion.

ITEM NO. (35) - ADOPTED

Adopted, Ayes (12); Absent: LABONGE, ROSENDAHL (2)

[13-0010-S10](#)

CD 8

MOTION (PARKS - PERRY) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the murder of Tyree Rowe on August 25, 2012.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. PROVIDE an offer of reward in the amount of \$50,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the murder of Tyree Rowe on August 25, 2012.
2. FIND that the subject reward complies with the provisions of Chapter 12, Article 1, Division 19, of the Los Angeles Administrative Code.
3. DIRECT the City Clerk to publish the required notices and/or advertisements to effectuate this reward.

ITEM NO. (36) - ADOPTED

Adopted, Ayes (12); Absent: LABONGE, ROSENDAHL (2)

[13-0625](#)

CD 15

MOTION (BUSCAINO - HUIZAR) relative to initiating street vacation proceedings for 184th Street between Hoover Street and the Dominguez Channel.

Recommendations for Council action:

1. INITIATE street vacation proceedings, pursuant to California Streets and Highways Code, Division 9, Part 3, Public Streets, Highways and Service Easements Vacation Law for 184th Street between Hoover Street and the Dominguez Channel.
2. DIRECT the Bureau of Engineering to investigate the feasibility of this vacation request.
3. DIRECT the Bureau of Engineering to present its report regarding the feasibility of vacating the requested areas to the Public Works Committee.

4. DIRECT the City Clerk to schedule this request for the City Council's consideration at the appropriate time under the City's Street Vacation procedures.

ITEM NO. (37) - REFERRED BACK TO RULES, ELECTIONS AND INTERGOVERNMENTAL RELATIONS COMMITTEE

Adopted to Refer, Unanimous Vote (12); Absent: LABONGE, ROSENDAHL (2)

[13-0002-S89](#)

RESOLUTION (KORETZ - ALARCON) relative to the City's position in connection with SB 405, which would prohibit grocery stores and large retailers from providing single-use bags to customers in 2015, and would expand that prohibition to convenience stores and foodmarts in 2016.

Recommendation for Council action, SUBJECT TO THE CONCURRENCE OF THE MAYOR:

RESOLVE to include in the City's 2013-2014 State Legislative Program SUPPORT for SB 405 (Padilla), which would prohibit grocery stores, large retailers, convenience stores, and foodmarts from providing free single-use plastic bags to consumers, and require those stores to have reusable bags available for purchase.

MOTIONS PRESENTED PURSUANT TO RULE NO. 16 - TO BE PLACED ON THE NEXT AVAILABLE AGENDA

[13-0011-S18](#)

MOTION (PERRY - PARKS) relative to funding for the purchase and installation of security cameras at Fred Roberts Park in Council District Nine.

[13-0011-S19](#)

MOTION (ALARCON - BUSCAINO) relative to funding for mural restoration work to be conducted by the Mural Conservancy of Los Angeles.

[12-0010-S47](#)

MOTION (BUSCAINO - ENGLANDER) relative to reinstating the reward offer in the unsolved murder of Charles Edgar Jr. for an additional six months.

**At the conclusion of this day's Council Session
ADJOURNING MOTIONS WERE ADOPTED in tribute to the memory of:**

[13-0003-S1](#) - William Douglas Lansford

Huizar - All Councilmembers

Heidi Marie Nixon

Huizar - All Councilmembers

Jacqueline Vivian Mukri

Wesson - All Councilmembers

Ray Manzarek

Koretz - All Councilmembers

Alarcón, Buscaino, Englander, Huizar, Koretz, Krekorian, Parks, Reyes, Zine and President Wesson (10); Absent: Garcetti, LaBonge, Perry and Rosendahl (4); Vacant: Council District Six

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL