

Los Angeles City Council, **Journal/Council Proceeding**
August 21 2013

WEDNESDAY - JOHN FERRARO COUNCIL CHAMBER ROOM 340, CITY HALL 200 NORTH SPRING STREET, LOS ANGELES, CA 90012 - 10:00 AM

WEDNESDAY

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

ROLL CALL

Members Present: Blumenfield, Bonin, Buscaino, Cedillo, Englander, Fuentes, Huizar, LaBonge, O'Farrell, Price and President Wesson (11); Absent: Koretz, Krekorian, Martinez and Price (4)

Approval of the Minutes

Commendatory Resolutions, Introductions and Presentations

Public Testimony of Non-agenda Items Within Jurisdiction of Council

Items Noticed for Public Hearing

ITEM NO. (1)

HEARING PROTESTS relative to Office of Finance reports requesting approval to record liens against taxpayers for unpaid taxes.

Recommendation for Council action:

APPROVE and AUTHORIZE the Office of Finance to record a lien for unpaid taxes in the amounts stated below, pursuant to Los Angeles Municipal Code Section 21.15(o) for the following:

(a)

[13-0170-S30](#)

CD 11 Seth Riggs Speech Level Singing International Inc. (Lien: \$17,435.54)

Adopted, (15)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

ITEM NO. (2)

[09-0206](#)

CONTINUED CONSIDERATION OF COMMUNICATION FROM CHAIR AND MEMBER, PUBLIC SAFETY COMMITTEE and ORDINANCE FIRST CONSIDERATION relative to establishing permits and permit fees for valet parking operators and valet parking attendants.

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

1. PRESENT and ADOPT the accompanying ORDINANCE adding Sections 103.203 and 103.203.1 to the Los Angeles Municipal Code to establish permits for valet parking operators and valet parking attendants, amending Section 61.07(e) to authorize Bureau of Street Service Investigators to cite for violations of valet parking operator and valet attendant permits, and adding a new permit fee for valet parking operator and attendant police permits.
2. DIRECT the Los Angeles Department of Transportation to report to Council with a clarification of how the Department's parking meter guidelines ensure that meters made available for use by private valet services are properly bagged and or marked with official signage; and that spaces not properly marked shall be available for legally permitted public parking.

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

Community Impact Statement: None submitted.

(Continued from Council meeting of August 7, 2013)

Adopted to Continue, Unanimous Vote (15)

CONTINUED TO SEPTEMBER 24, 2013

ITEM NO. (3)

[11-0890](#)

CD 11

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the enactment of the proposed assessments for the project entitled, "Mar Vista (Near Venice Boulevard) Improvement No. A'11-E1907442".

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

PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the work and acquisitions (if any), described and referred to in the adopted Engineer's report and Ordinance No. 182,584 of the above improvement district in accordance with Sections 6.1-6.15 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held June 19, 2013)

Adopted, (15)

PUBLIC HEARING CLOSED

ITEM NO. (4)

[13-0535](#)

CD 7

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Dronfield Avenue and Pierce Street Lighting District.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held August 14, 2013)

Adopted, (12) ; Absent: Koretz , Krekorian , Price (3)

PUBLIC HEARING CLOSED

ITEM NO. (5)

[13-0536](#)

CD 13

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Glendale Boulevard and Branden Street Lighting District.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held August 14, 2013)

Adopted, (12) ; Absent: Koretz , Krekorian , Price (3)

PUBLIC HEARING CLOSED

ITEM NO. (6)

[13-0537](#)

CD 13

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Glendale Boulevard and Clifford Street Lighting District.

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

1. FIND that a majority protest exists in the Street Lighting Maintenance Assessment District and therefore the assessment cannot be enacted.
2. PRESENT and ADOPT the accompanying ORDINANCE abandoning all proceedings relating to the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).
3. INSTRUCT the Director, Bureau of Street Lighting, to assure that the streetlights are not installed or are removed from service if previously installed.

(Public Hearing held August 14, 2013)

Adopted, (12) ; Absent: Koretz , Krekorian , Price (3)

PUBLIC HEARING CLOSED

ITEM NO. (7)

[13-0579](#)

CD 11

HEARING PROTESTS against the proposed improvement and maintenance of the East Boulevard and Washington Place Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the East Boulevard and Washington Place Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on June 19, 2013 - Continue hearing and present Ordinance on September 11, 2013 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

Adopted, (12) ; Absent: Koretz , Krekorian , Price (3)

CONTINUED HEARING AND PRESENT ORDINANCE ON SEPTEMBER 11, 2013

ITEM NO. (8)

[13-0580](#)

CD 11

HEARING PROTESTS against the proposed improvement and maintenance of the Courtleigh Drive and Kensington Road Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Courtleigh Drive and Kensington Road Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on June 19, 2013 - Continue hearing and present Ordinance on September 11, 2013 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

Adopted, (12) ; Absent: Koretz , Krekorian , Price (3)

CONTINUED HEARING AND PRESENT ORDINANCE ON SEPTEMBER 11, 2013

ITEM NO. (9)

[13-0581](#)

CD 13

HEARING PROTESTS against the proposed improvement and maintenance of the Melrose and El Centro Avenues Lighting District. Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Melrose and El Centro Avenues Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on June 19, 2013 - Continue hearing and present Ordinance on September 11, 2013 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

Adopted, (12) ; Absent: Koretz , Krekorian , Price (3)

CONTINUED HEARING AND PRESENT ORDINANCE ON SEPTEMBER 11, 2013

ITEM NO. (10)

[13-0585](#)

CD 13

HEARING PROTESTS against the proposed improvement and maintenance of the Douglas Street and Montana Street No. 1 Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Douglas Street and Montana Street No. 1 Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on June 19, 2013 - Continue hearing and present Ordinance on September 11, 2013 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

Adopted, (15)

CONTINUED HEARING AND PRESENT ORDINANCE ON SEPTEMBER 11, 2013

ITEM NO. (11)

[13-0697](#)

CD 14

HEARING PROTESTS against the proposed improvement and maintenance of the 11th Street Paseo Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the 11th Street Paseo Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on June 19, 2013 - Continue hearing and present Ordinance on September 11, 2013 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

to Proposition 218)

Adopted, (12) ; Absent: Koretz , Krekorian , Price (3)

CONTINUED HEARING AND PRESENT ORDINANCE ON SEPTEMBER 11, 2013

ITEM NO. (12)

[13-0707](#)

CD 9 HEARING PROTESTS against the proposed improvement and maintenance of the Martin Luther King, Jr. Linear Park Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Martin Luther King, Jr. Linear Park Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on June 19, 2013 - Continue hearing and present Ordinance on September 11, 2013 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

Adopted, (12) ; Absent: Koretz , Krekorian , Price (3)

CONTINUED HEARING AND PRESENT ORDINANCE ON SEPTEMBER 11, 2013

ITEM NO. (13)

[13-0708](#)

CD 3 HEARING PROTESTS against the proposed improvement and maintenance of the Hatteras Street and Yolanda Avenue No. 1 Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Hatteras Street and Yolanda Avenue No. 1 Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on June 19, 2013 - Continue hearing and present Ordinance on September 11, 2013 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

Adopted, (12) ; Absent: Koretz , Krekorian , Price (3)

CONTINUED HEARING AND PRESENT ORDINANCE ON SEPTEMBER 11, 2013

ITEM NO. (14)

[13-0710](#)

CD 14 HEARING PROTESTS against the proposed improvement and maintenance of the 14th Street and Central Avenue Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the 14th Street and Central Avenue Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on June 19, 2013 - Continue hearing and present Ordinance on September 11, 2013 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 228)

Adopted, (12) ; Absent: Koretz , Krekorian , Price (3)

CONTINUED HEARING AND PRESENT ORDINANCE ON SEPTEMBER 11, 2013

Items for which Public Hearings Have Been Held

ITEM NO. (15)
[13-0948](#)

ECONOMIC DEVELOPMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to abolishing the Community Development Department (CDD) and amending the Los Angeles Administrative Code to transfer administration of economic development functions from the CDD to the Economic and Workforce Development Department.

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

PRESENT and ADOPT the accompanying ORDINANCE repealing Article 1 of Chapter 19 of Division 22 of the Los Angeles Administrative Code (LAAC) to abolish the CDD, amending Section 22.1000 of Article 1 of Chapter 30 of the LAAC to re-designate the Economic Development Department as the Economic and Workforce Development Department (EWDD), and amending certain other provisions of the LAAC and Los Angeles Municipal Code to transfer specified economic development functions of the CDD to the EWDD.

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.

Adopted, (12) ; Absent: Koretz , Krekorian , Price (3)

ITEM NO. (16)
[13-0646](#)

CD 15

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to including in the list of Historical-Cultural Monuments the Der Wienerschnitzel restaurant located at 1362 Gulf Avenue.

Recommendations for Council action, pursuant to Motion (Buscaino - Alarcon):

1. INSTRUCT the Department of City Planning to prepare a report and application relative to the inclusion of the Der Wienerschnitzel restaurant at 1362 Gulf Avenue, in the list of Historical-Cultural Monuments and to submit the report and application to the Cultural Heritage Commission for review and consideration.
2. DIRECT the Cultural Heritage Commission to present its findings in 90 days to the Planning and Land Use Management Committee for its review and consideration.

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

Adopted, (12) ; Absent: Koretz , Krekorian , Price (3)

ITEM NO. (17)
[13-0826](#)

ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to proposed Letter of Agreement with Southern California Disposal and Recycling Co., Inc. for transfer, transport, and disposal of City waste from the West Los Angeles Wasteshed to City-designated facilities.

Recommendation for Council action:

AUTHORIZE the Board of Public Works to execute the service agreement with Southern California Disposal and Recycling Co., Inc. for transfer, transport, and disposal of City waste from the West Los Angeles Wasteshed to City-designated facilities for a 10.5 year term at an amount approved by Mayor and Council through the City's annual budget process, subject to City Attorney approval as to form.

Fiscal Impact Statement: The City Administrative Officer (CAO) reports that there is no General Fund impact as sufficient funds within the Solid Waste Resources Revenue Fund are available to support the first year costs of the proposed Agreement. Future year funding will be provided through the City's annual budget process and subject to Mayor and Council approval. The recommendation contained in the June 17, 2013 CAO report attached to the Council file complies with the City's Financial Policies as ongoing revenue will support ongoing maintenance.

Community Impact Statement: None submitted.

TIME LIMIT FILE - SEPTEMBER 10, 2013

(LAST DAY FOR COUNCIL ACTION - SEPTEMBER 10, 2013)

Adopted, (12) ; Absent: Koretz , Krekorian , Price (3)

ITEM NO. (18)
[13-0845](#)

ARTS, PARKS, HEALTH, AGING AND RIVER COMMITTEE REPORT relative to proposed concession agreement with Rowena Partners, LLC in connection with the Fern Dell Refreshment Stand located at 2333 Fern Dell Place in Griffith Park.

Recommendation for Council action:

AUTHORIZE the President and Secretary, Board of Recreation and Park Commissioners, to execute the concession agreement with Rowena Partners, LLC for the operation and maintenance of the Fern Dell Refreshment Stand located at 2333 Fern Dell Place in Griffith Park for a term of five years from contract execution with two five-year renewal options, subject to the review and approval by the City Attorney as to form.

Fiscal Impact Statement: The City Administrative Officer (CAO) reports that Rowena Partners, LLC will pay the City eight percent of Fern Dell Refreshment Stand from receipts or a minimum of \$56,160, whichever is higher; 90 percent of the revenue receipts will be deposited in the Department of Recreation and Parks' Concession Improvement Account. There is no additional impact on the General Fund. To the extent applicable, the recommendation stated in the June 27, 2013 CAO report attached to the Council file is in compliance with the City's Financial Policies in that user charges and fees are set to support the full cost of operations for which the fees are charged.

Community Impact Statement: None submitted.

TIME LIMIT ITEM - AUGUST 30, 2013

(LAST DAY FOR COUNCIL ACTION - AUGUST 30, 2013)

Adopted, (12) ; Absent: Koretz , Krekorian , Price (3)

ITEM NO. (19)
[13-0868](#)

CD 10

ARTS, PARKS, HEALTH, AGING AND RIVER COMMITTEE REPORT and RESOLUTION relative to authorization to apply for, and receive, grant awards from the General Child Care Program (CCTR) and the California State Preschool Program (CSPP) for subsidized preschool services at the Jim Gilliam Child Care Center.

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

1. APPROVE retroactively the Department of Recreation and Parks' (RAP) submission of the California Department of Education (CDE) 2013-14 Child Development Programs continued funding application for the CCTR and the CSPP for subsidized preschool services at the Jim Gilliam Child Care Center.
2. ADOPT the accompanying RESOLUTION which certifies approval to accept the CCTR and CSPP grant funds, enter into an agreement with the CDE, and designate the General Manager, RAP, or designee, as the agent to conduct all negotiations, amendments, and payment requests, which may be necessary.
3. AUTHORIZE the Chief Accounting Employee, RAP, to establish the necessary accounts and/or to appropriate funding received within the "Recreation and Parks Grant" Fund 205 to accept the 2013-14 CDE CCTR grant in the amount of \$5,452 and CSPP grant in the amount of \$161,175 for the subsidized preschool services at the Jim Gilliam Child Care Center.

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

Community Impact Statement: None submitted.

Adopted, (12) ; Absent: Koretz , Krekorian , Price (3)

ITEM NO. (20)

[13-0868-S1](#)

CD 10

ARTS, PARKS, HEALTH, AGING AND RIVER COMMITTEE REPORT relative to authorization to apply for, and receive, grant awards from the California Department of Education's (CDE) 2013-14 Facilities Renovation and Repair Grant for health and safety improvements to the outdoor play area at the Jim Gilliam Child Care Center.

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

1. APPROVE retroactively the Department of Recreation and Parks' (RAP) submission of the CDE 2013-14 Facilities Renovations and Repair Grant application for health and safety improvements to the outdoor play area at the Jim Gilliam Child Care Center.
2. AUTHORIZE the General Manager, RAP, to accept and receive the 2013-14 Facilities Renovation and Repair Grant in the approximate amount of \$11,747 from the CDE for health and safety improvements at the Jim Gilliam Child Care Center.
3. DESIGNATE the General Manager, Executive Officer, or Assistant General Manager, RAP, as the agent to conduct all negotiations, execute and submit all documents, including but not limited to applications, agreements, amendments, and payment requests and so on, which may be necessary for the implementation and the completion of the projects.
4. AUTHORIZE the Chief Accounting Employee, RAP, to establish the necessary accounts and/or to appropriate funding received within the "Recreation and Parks Grant" Fund 205 to accept the 2013-14 CDE CCTR grant in the amount of \$5,452 and CSPP grant in the amount of \$161,175 for the subsidized preschool services at the Jim Gilliam Child Care Center.

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

Community Impact Statement: None submitted.

Adopted, (12) ; Absent: Koretz , Krekorian , Price (3)

ITEM NO. (21)

[13-0966](#)

ARTS, PARKS, HEALTH, AGING AND RIVER COMMITTEE REPORT relative to acceptance and of a \$458,430 Juvenile Justice Crime Prevention Act (JJCPA) grant from the Los Angeles County Probation Department to provide youth services through the Clean and Safe Spaces (CLASS) Parks Youth Employment Internship Program (YEIP).

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

1. AUTHORIZE the General Manager, Department of Recreation and Parks (RAP), to accept and receive JJCPA grant funding in the approximate amount of \$458,430 from the Los Angeles County Probation Department to provide youth services through the CLASS Parks YEIP during the specified hours of peak juvenile criminal occurrences for a thirteenth Fiscal Year (FY) 2013-14 at selected recreational facilities.
2. DESIGNATE and AUTHORIZE the General Manager, Executive Officer, or Assistant General Manager, RAP, as the agent to conduct all negotiations, execute and submit all documents, including but limited to applications, agreements, amendments, and payment requests and so on, which may be necessary for the completion of the project.
3. AUTHORIZE the Chief Accounting Employee, RAP, to establish the necessary account and/or to appropriate funding received within the "Recreation and Parks Grant" Fund 205 to accept the JJCPA grant funds in the approximate amount of \$458,430 for the CLASS Parks YEIP.

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

Community Impact Statement: None submitted.

Adopted, (12) ; Absent: Koretz , Krekorian , Price (3)

ITEM NO. (22)
13-0873

ARTS, PARKS, HEALTH, AGING AND RIVER COMMITTEE REPORT relative to acceptance of the Small Community Transformation grant award in the approximate amount of \$403,232 from the Community Health Councils , Inc. (CHC) for assistance with the development of open space plans.

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

1. AUTHORIZE the General Manager, Department of Recreation and Parks (RAP), to accept and receive the Small Community Transformation grant award in the approximate amount of \$403,232 from the CHC for assistance in the development of open space plans.
2. DESIGNATE and AUTHORIZE the General Manager, Executive Officer, or Assistant General Manager, RAP, as the agent to conduct all negotiations, execute and submit all documents, including but limited to applications, agreements, amendments, and payment requests and so on, which may be necessary for the completion of the project.
3. AUTHORIZE the Chief Accounting Employee, RAP, to establish the necessary accounts and/or to appropriate funding received within the "Recreation and Parks Grant" Fund 205 to accept the Small Community Transformation Grant from the CHC in in the approximate amount of \$403,232.

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

Community Impact Statement: None submitted.

Adopted, (12) ; Absent: Koretz , Krekorian , Price (3)

ITEM NO. (23)
13-1300-S1

PUBLIC WORKS COMMITTEE REPORT relative to the Save Our Streets LA (SOSLA) program, formerly known as the Los Angeles Emergency Local Street Safety and Traffic Improvement Measure.

Recommendation for Council action, as initiated by Motion (Buscaino - Englander - et al.):

INSTRUCT the City Administrative Officer (CAO) and the Chief Legislative Analyst (CLA) to:

- a. With the assistance of the Department of Public Works, Bureaus of Street Services (BSS) and Engineering (BOE), report with more detail on the funding requirement, and potential funding options, to achieve an overall average Citywide street system pavement grade of B or better, with further breakdown and analysis by Select Streets vs. Residential Streets.
- b. With assistance from BOE and BSS, provide a preliminary work plan that identifies D and F grade streets that would be bond-eligible, and include a preliminary construction schedule.
- c. With assistance from BSS, provide a long term pavement preservation plan to maintain streets in an overall average grade of B or better, using pavement preservation best practices.
- d. Report on the feasibility of generating funding through taxing or charging fees on vehicle owners, such as a local vehicle registration fee, local gas tax, or tolls. Further, if obstructions are identified, provide solutions or, at a minimum, a description of actions necessary to enable such alternative funding alternatives to be feasible.
- e. Report on the availability of any federal or state grant programs that could potentially provide supplementary funding for this measure.
- f. Report on the feasibility of borrowing against future revenues to provide upfront funding so that the street repair work program may be completed within a 10-year period.
- g. Report on long-term funding strategies to replace the ongoing decline of Gas Tax revenue and the loss of revenue from the American Reinvestment and Recovery Act of 2009 and Prop 1B.
- h. With assistance from the Bureau of Sanitation (BOS), report with recommendations for dedicating a portion of a future Waste Hauling Franchise Fee to street repair and maintenance (Council file No. 10-1797-S15, Amending Motion 23D).
- i. With the assistance of the Los Angeles Housing And Community Investment Department, report on the feasibility of amending the Rent Stabilization Ordinance (RSO) to allow the pass through of voter-approved property tax increases for the purpose of repairing city streets, as a part of a comprehensive review to the RSO (Council file No. 07-0883).
- j. With assistance from BSS, and the Department of General Services, report on the feasibility of using alternative paving materials capable of reflecting heat from sunlight, thus reducing the heat island effect created by asphalt.
- k. With assistance from BSS, report on the feasibility of using concrete, in place of asphalt, to repair existing concrete streets outside of official Historic Preservation Zones.
- l. With assistance from BSS, provide cost estimates, and report on the feasibility of including the following elements into the SOSLA program:
 - i. Sidewalk repair.
 - ii. Alley construction and repair.
- m. With assistance from the Los Angeles Department of Transportation (LADOT), Department of City Planning (DCP), BOS, BSS, and BOE, report with recommendations for structuring the SOSLA program to serve all road users, including motorists, transit users, bicyclists, pedestrians, wheelchair users, children and the elderly (complete streets).
- n. With assistance from the Los Angeles Department of Water and Power, BOS, BSS, BOE, LADOT and DCP, report on the feasibility and potential locations for creating Green Streets, similar to the Elmer Avenue Project in Council District Six.
- o. With assistance from BSS, BOS, LADOT and DCP, report on best practices associated with Great Streets programs, particularly in Washington, D.C., as well as potential funding sources, including onetime funding, that could be used to launch such a program in the City (Council File No. 13-0600,

Motion 18); and respectfully REQUEST the Mayor's Office to report on the potential to implement a Great Streets program in Los Angeles, and next steps required to pursue such a program, including management responsibility.

- p. With assistance from LADOT and BOE, report on potential locations where underused streets or alleys may be vacated to reduce ongoing maintenance requirements.
- q. Report on pending state and federal legislation that could impact this program, including efforts to lower the required voter approval threshold for infrastructure bonds.
- r. Report with recommendations on the structure of an administrative oversight committee, and a true citizen's oversight committee.
- s. With assistance from BSS, BOE, LADOT and DCP, report with recommendations for new policies to structure development agreements to provide funding for needed street and alley repair and maintenance in the areas included in such agreements.
- t. With assistance of BSS and Bureau of Contract Administration, report with recommendations for modifying the Street Damage Restoration Fee, to increase funding for street repair and maintenance, incentivize utilities to better coordinate with the City and each other, and to reduce the number and frequency of street cuts. (Council File Nos. 12-1825 and 11-1935)
- u. Assist BOE to develop a Request for Qualification to establish a list of qualified contractors eligible to perform work associated with the SOSLA program.
- v. With assistance from BOE, BSS, and Bureau of Contract Administration, report with recommendations for procuring a new, cloud-based, public right-of-way activity coordination software system. (Council file No. 13-0612)
- w. With the assistance of BOE, report on the City's track record of delivering General Obligation Bond projects on-time and under-budget.
- x. Report on the projected overall economic impact of SOSLA including, but not limited to the following: private sector job creation; increased tax revenue; potential to decrease claims filed with the City for personal injury and damage to vehicles and other property; and potential reduced maintenance costs to the City vehicle fleet.

Fiscal Impact Statement: The CAO and the CLA report that the impact to the General Fund is unknown at this time and will report with further analysis.

Community Impact Statement: Yes

Against Proposal: Greater Wilshire Neighborhood Council
Foothill Trails District Neighborhood Council
North Hills West Neighborhood Council

General Comments: West Hills Neighborhood Council

Adopted, (15)

ITEM NO. (24)
13-0660-S1

INNOVATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT and RESOLUTION relative to authorization to destroy obsolete records from the Los Angeles Department of Transportation, various Divisions (DOT/14, DOT/21, DOT31, DOT/33, DOT/66, DOT/70 and DOT/75 - 158 Boxes) for the period covering January 1, 1988 to December 31, 2010.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION authorizing the destruction of certain obsolete records from the Los Angeles Department of Transportation, various Divisions (DOT/14, DOT/21, DOT31, DOT/33, DOT/66,

DOT/70 and DOT/75 - 158 Boxes) for the period covering January 1, 1988 to December 31, 2010.

Fiscal Impact Statement: The City Clerk reports that the retention of the 158 records boxes beyond the required retention time period, based on industry commercial standard rates, will continue to cost the City the equivalent of a minimum of \$25.60 per month, or \$307.15 per year.

[These records will be retained for a period of 60 days after the City Council's action to authorize their destruction to allow for public inspection. Contact the Records Management Division at (213) 473-8449 or via email at Todd.Gaydowski@lacity.org to arrange for inspection of records.]

Community Impact Statement: None submitted.

Adopted, (12) ; Absent: Koretz , Krekorian , Price (3)

ITEM NO. (25)
[13-0660](#)

INNOVATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT and RESOLUTION relative to authorization to destroy obsolete records from the Department of Transportation, Parking Operations/Support and Adjudication Division (DOT/12, and DOT/62 - 50 Boxes) for the period covering January 1, 2001 to December 31, 2008.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION authorizing the destruction of certain obsolete records from the Los Angeles Department of Transportation, Parking Operations/Support and Adjudication Division (DOT/12, and DOT/62 - 50 Boxes) for the period covering January 1, 2001 to December 31, 2008.

Fiscal Impact Statement: The City Clerk reports that the retention of the 50 records boxes beyond the required retention time period, based on industry commercial standard rates, will continue to cost the City the equivalent of a minimum of \$8.10 per month, or \$97.20 per year.

[These records will be retained for a period of 60 days after the City Council's action to authorize their destruction to allow for public inspection. Contact the Records Management Division at (213) 473-8449 or via email at Todd.Gaydowski@lacity.org to arrange for inspection of records.]

Community Impact Statement: None submitted.

Adopted, (12) ; Absent: Koretz , Krekorian , Price (3)

ITEM NO. (26)
[13-0690](#)

HOUSING COMMITTEE REPORT relative to the withdrawal of the nomination of Mr. Ronald Lowe for appointment to the Rent Adjustment Commission of the City of Los Angeles.

Recommendation for Council action:

RECEIVE and FILE the May 30, 2013 and June 4, 2013 communications from the Mayor relative to the nomination of Mr. Ronald Lowe for appointment to the Rent Adjustment Commission of the City of Los Angeles, for the term ending May 20, 2014, inasmuch as Mr. Lowe has requested withdrawal from further consideration.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

Adopted, (12) ; Absent: Koretz , Krekorian , Price (3)

ITEM NO. (27)
13-0907

CD 14

BUDGET AND FINANCE COMMITTEE REPORT relative to reappropriating \$9,610 in reverted funds to the Eagle Rock Neighborhood Council.

Recommendations for Council action, pursuant to Motion (Huizar - O'Farrell), SUBJECT TO THE APPROVAL OF THE MAYOR:

1. TRANSFER \$9,610 from the Reserve Fund to the Unappropriated Balance Fund No. 100-58 and appropriate therefrom to the Neighborhood Empowerment Fund No. 44B-47, Account No. 471027 (Eagle Rock Neighborhood Council).
2. AUTHORIZE the Department of Neighborhood Empowerment to make any technical corrections or clarifications to the above fund transfer instructions in order to effectuate the intent of this Motion.

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.

Adopted to Refer, Unanimous Vote (13) ; Absent: Koretz , Krekorian (2)

REFERRED TO EDUCATION AND NEIGHBORHOODS COMMITTEE

ITEM NO. (28)
11-0106

BUDGET AND FINANCE COMMITTEE REPORT relative to an amendment to the subvention agreement between the City and Hanjin International Corporation for the Wilshire Grand Hotel.

Recommendation for Council action:

APPROVE the First Amendment to Contract C-118744 between the City of Los Angeles and Hanjin International Corporation for the Wilshire Grand Hotel, and AUTHORIZE the Mayor to execute the contract amendment on behalf of the City.

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.

Adopted, (12) ; Absent: Koretz , Krekorian , Price (3)

Items for which Public Hearings Have Not Been Held - (10 Votes Required for Consideration)

ITEM NO. (29)
13-0840-S1

CD 5

COMMUNICATIONS FROM THE BUREAU OF STREET SERVICES AND CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to the dissolution of the Westwood Village Maintenance District.

Recommendations for Council action, as initiated by Motion (Koretz - O'Farrell), SUBJECT TO THE APPROVAL OF THE MAYOR:

1. PRESENT and ADOPT the accompanying ORDINANCE to repeal in their entirety Ordinance Nos. 172028 and 172130, relating to the establishment of the Westwood Village Maintenance District Westwood Village Maintenance District and the levy of District assessments.

2. DIRECT the Department of Public Works to take the necessary action to refund District assesses any surplus money remaining in the Westwood Village Maintenance District account, after payment of all claims, and terminate Contract No. C-121630, the current Westwood Village Sidewalk Maintenance District contract.
3. AUTHORIZE the Controller's Office to refund District assesses any surplus money remaining in the Westwood Village Maintenance District account.
4. AUTHORIZE the Bureau of Street Services to make technical corrections or clarifications to the above instructions in order to effectuate the intent of this report.

Fiscal Impact Statement: The Bureau of Street Services reports that there will be no fiscal impact to the City's general fund.

Community Impact Statement: None submitted.

(Public Works and Gang Reduction Committee waived consideration of the above matter)

Adopted, (15)

ITEM NO. (30)

[11-1529-S10](#)

CONSIDERATION OF MOTION (LABONGE FOR ENGLANDER - BUSCAINO) relative to replacing/renaming the Community Care Facilities Working Group with/as the Ad Hoc Committee on Community Care Facilities.

Recommendation for Council action:

AMEND Council's action of January 30, 2013, to replace/rename the Community Care Facilities Working Group with/as the Ad Hoc Committee on Community Care Facilities, with all other aspects of that action remaining unchanged and with the members of the ad hoc committee being the three Council members designated in the original action.

Community Impact Statement: Yes

For Proposal: Lake Balboa Neighborhood Council

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

Adopted to Continue, Unanimous Vote (13) ; Absent: Koretz , Krekorian (2)

CONTINUED TO AUGUST 28, 2013

ITEM NO. (31)

[13-0002-S111](#)

CONSIDERATION OF RESOLUTION (PARKS - O'FARRELL) relative to including in the City's 2013-14 State Legislative Program support for AB 160 (Alejo) that would exempt from the California Public Employees' Pension Reform Act of 2013 certain retirement plans for public employees whose collective bargaining rights are protected by a specified provision of federal law.

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

RESOLVE to include in the City's 2013-14 State Legislative Program support for AB 160 (Alejo) that would exempt from the California Public Employees' Pension Reform Act of 2013 certain retirement plans for public employees whose collective bargaining rights are protected by a specified provision of federal law.

Community Impact Statement: None submitted.

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

SUBSTITUTE MOTION (KREKORIAN - PARKS - BONIN)

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

RESOLVE to include in the City's 2013-14 State Legislative Program SUPPORT for AB 160 (Alejo) that would exempt from the California Public Employees' Pension Reform Act of 2013 certain retirement plans for public employees whose collective bargaining rights are protected by a specified provision of federal law.

Substitute Motion adopted, (14) ; Absent: Koretz (1)

SUBSTITUTE MOTION ADOPTED IN LIEU OF ORIGINAL

ITEM NO. (32)

[13-1036](#)

CD 14

MOTION (HUIZAR - BONIN) relative to funding for pedestrian improvements in existing medians at the intersections of Colorado/EI Rio and Colorado/Glen Iris in Council District 14.

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

1. TRANSFER/APPROPRIATE \$50,000 from the Central Los Angeles Recycling and Transfer Station Community Amenities Trust Fund, No. 47S/14, to the below listed accounts and in the amounts, specified in the Street Services fund No. 100/86 for pedestrian improvements in existing medians at the intersections of Colorado/EI Rio and Colorado/Glen Iris in Council District 14:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
001010	Salaries, General	\$20,000
001090	Salaries, Overtime	5,000
003030	Construction Expense	10,000
003040	Contractual Services	5,000
006020	Operating Supplies	<u>10,000</u>
	Total	\$50,0000

2. AUTHORIZE the Director, Bureau of Street Services, or designee, to make any technical corrections or clarification as necessary to the above instructions in order to effectuate the intent of this Motion.

Adopted, (13) ; Absent: Koretz , Martinez (2)

ITEM NO. (33)

FINAL MAPS in the various Council Districts.

Recommendation for Council action:

APPROVE the Final Maps and Adopt the City Engineer Reports as detailed in the various listed Council files, including bonds, agreements, contracts and other related issues as specified:

(a)

[13-1007](#)

CD 2

PARCEL MAP L.A. NO. 2004-5751 for property located at 6934-6940 North Bellaire Avenue southerly of Sherman Way.
(Bond No. C-122560)

(Quimby Fee: \$6,024)
Applicants: Grigor Dokuzyan
Pablo B. Sanchez

Adopted, (13) ; Absent: Koretz , Martinez (2)

MAP AND BOND APPROVED - CITY ENGINEER ADOPTED

(b)

13-1008

CD 4 FINAL MAP OF TRACT NO. 71343 located at 4007-4049 Witzel Drive southerly of Valley Vista Boulevard.
(Bond No. C-122561)
(Quimby Fee: \$4,026)
Applicants: Julius Giannini
Ceferino Munoz

Adopted, (13) ; Absent: Koretz , Martinez (2)

MAP AND BOND APPROVED - CITY ENGINEER ADOPTED

Closed Session

(34)

13-0950

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(d)(1), to confer with its legal counsel relative to the case entitled William Herz, et al. v. City of Los Angeles, Los Angeles Superior Court Case No. BC498674. (This case arises from an inverse condemnation action involving a backflow of sewage into a residential property in the Hollywood Hills).

(Budget and Finance Committee considered the above matter in Closed Session on August 12, 2013)

MOTION (KREKORIAN - ENGLANDER)

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

1. **AUTHORIZE the City Attorney to pay a total of \$160,000 in settlement of Plaintiffs' claims in the above-entitled matter.**
2. **AUTHORIZE the City Attorney to execute a settlement agreement and all other documents necessary to implement the settlement.**
3. **AUTHORIZE the City Attorney, without further instruction, to draw the necessary demand from the Sewer Operations and Maintenance Fund No. 760, Account 50KX82, made payable to William Herz and Diana Herz and the Wasserman, Comden, Casselman & Esenstein LLP Client Trust Account.**
4. **AUTHORIZE the City Attorney, or designee, to prepare Controller instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer, and AUTHORIZE the Controller to implement the instructions.**

This matter was approved by the Budget and Finance Committee (Krekorian - Englander - Koretz - Blumenfield - Bonin "yes") at its meeting on August 12, 2013, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

Adopted, (13) ; Absent: Koretz , Martinez (2)

MOTION ADOPTED IN OPEN SESSION

(35)

The City Council shall recess to Closed Session pursuant to Government Code Section 54956.9(d)(1), to confer with its legal counsel relative to the case entitled Romero v. City of Los Angeles, Los Angeles Superior Court Case No. BC449834 [This lawsuit challenges the City Council's veto of the Board of Water & Power Commissioners' approval of a proposed retirement plan amendment to suspend reciprocity between

the Water and Power Employees' Retirement Plan (WPERP) and the Los Angeles City Employees' Retirement System (LACERS)]; and/or pursuant to Government Code Section 54957.6 to confer with its labor negotiator the City Administrative Officer regarding bargaining instructions in relation to labor negotiations with the I.B.E.W.

MEETING HELD - NO ACTION TAKEN

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

13-1087 MOTION (CEDILLO - BLUMENFIELD) relative to Tax and Equity and Fiscal Responsibility Act of 1982 (TEFRA) regarding issuing Multifamily Housing Revenue Bonds to finance the acquisition and rehabilitation of three affordable housing developments located in Council Districts One, Six, and Ten for the total amount of \$23,125,000.

13-0010-S5 MOTION (LABONGE - O'FARRELL) relative to reinstating the reward offer in the hit-and-run of Damian Kevitt for an additional six months.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

13-0004-S2	Ken Spiker	Krekorian - LaBonge
	IDG World Expo	Wesson - Price
	Freedom at 50 Day	Parks - O'Farrell

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

13-0003-S2	Dr. Lois Hill Hale	Wesson - All Councilmembers
	Joanne Schaefer	Wesson - All Councilmembers
	Arthur Detrich Harris III aka Artwork Jamal	Huizar - All Councilmembers
	Steven Jay Porus-Lange	Krekorian - All Councilmembers
	Elaine Lopez	LaBonge - All Councilmembers

ENDING ROLL CALL

Blumenfield, Bonin, Buscaino, Cedillo, Englander, Fuentes, Huizar, Krekorian, LaBonge, O'Farrell, Price and President Wesson (13); Absent: Koretz, Martinez (2)

Whereupon the Council did adjourn.

ATTEST: Holly L. Wolcott, INTERIM CITY CLERK

By
Council Clerk

PRESIDENT OF THE CITY COUNCIL