

Los Angeles City Council, **Journal/Council Proceeding**

October 23 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, Englander, Fuentes, Koretz, LaBonge, Martinez, O'Farrell, and President Wesson (10); Absent: Cedillo, Huizar, Krekorian, Parks and Price (5)

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-S40](#)

Forward Wilshire Inc. (Lien: \$9,178.28)

Adopted to Receive and File, Unanimous Vote (12) ; Absent: Cedillo , Huizar , Price (3)

RECEIVE AND FILE INASMUCH AS THE LIABILITY HAS BEEN RESOLVED

(b)

[13-0170-S41](#)

HYW Limited Partnership (Lien: \$6,844.88)

Adopted to Receive and File, Unanimous Vote (12) ; Absent: Cedillo , Huizar , Price (3)

RECEIVE AND FILE INASMUCH AS THE LIABILITY HAS BEEN RESOLVED

(c)

[13-0170-S39](#)

Car Park Inc. (Lien: \$31,118.37)

Adopted, (14) ; Absent: Huizar (1)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

(d)

[13-0170-S29](#)

Pacific Dining Car Inc. (Lien: \$33,600.51)

(Continued from Council meeting of October 9, 2013)

Adopted to Receive and File, Unanimous Vote (12) ; Absent: Cedillo , Huizar , Price (3)

RECEIVE AND FILE INASMUCH AS THE LIABILITY HAS BEEN RESOLVED

(e)

[13-0170-S33](#)

CD 14 Infinity Auto Park LLC (Lien: \$21,631.93)

(Continued from Council meeting of October 9, 2013)

Adopted, (14) ; Absent: Huizar (1)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

(f)

[13-0170-S35](#)

CD 1 Infinity Auto Park LLC (Lien: \$73,527.23)

(Continued from Council meeting of October 9, 2013)

Adopted, (14) ; Absent: Huizar (1)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

(g)

[13-0170-S37](#)

CD 14 Infinity Auto Park LLC (Lien: \$560,004.75)

(Continued from Council meeting of October 9, 2013)

Adopted, (14) ; Absent: Huizar (1)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

(h)

[13-0170-S34](#)

CD 14 Infinity Auto Park LLC (Lien: \$20,088.20)

(Continued from Council meeting of October 9, 2013)

Adopted, (14) ; Absent: Huizar (1)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

ITEM NO. (2)

[13-0747](#)

CD 15 CONTINUED CONSIDERATION OF HEARING PROTESTS and
ORDINANCE FIRST CONSIDERATION relative to the improvement and
maintenance of the Channel and Paraiso Streets 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 October 2, 2013)

Adopted, (12) ; Absent: Cedillo , Huizar , Price (3)

ITEM NO. (3)

[13-0746](#)

CD 7 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Osborne and Chanute Streets 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 October 2, 2013)

Adopted, (12) ; Absent: Cedillo , Huizar , Price (3)

ITEM NO. (4)

[13-0748](#)

CD 11 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Montana and Amherst Avenues 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 October 2, 2013)

Adopted, (12) ; Absent: Cedillo , Huizar , Price (3)

ITEM NO. (5)

[13-0775](#)

CD 4 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of Magnolia Boulevard and Cedros Avenue No. 1 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 October 2, 2013)

Adopted, (12) ; Absent: Cedillo , Huizar , Price (3)

ITEM NO. (6)

[13-0776](#)

CD 10 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of Western Avenue and Fifth 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 October 2, 2013)

Adopted, (12) ; Absent: Cedillo , Huizar , Price (3)

ITEM NO. (7)

[13-0585-S1](#)

CD 13 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of Douglas and Montana Streets 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 October 2, 2013)

Adopted, (12) ; Absent: Cedillo , Huizar , Price (3)

ITEM NO. (8)

[11-1789-S3](#)

CD 14 PUBLIC WORKS AND GANG REDUCTION COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to finding that the public interest and necessity require the Sixth Street Viaduct Replacement Project, and the acquisition of property therefor.

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

1. FIND that, under State California Environmental Quality Act (CEQA) Guideline 15162, no further environmental review is required prior to

approval of the Ordinance.

2. DIRECT the Bureau of Engineering (BOE) and other relevant City departments to take all necessary actions, without further instruction, to approve requests for payments in the amounts as listed in the City Attorney report, dated September 11, 2013, attached to the Council file, and the Public Works Office of Accounting to process all such payments for the acquisitions of the subject properties from the following accounts in Department 50 Fund 54W: Account No. 50JR01 for Parcel 1F; Account No. 50JR02 for Parcel 2F, Account No. 50JR03 for Parcel 3F; Account No. 50JR04 for Parcel 4F; Account No. 50JR14 for Parcel 14F, Account No. 50JR23 for Parcel 23F; Account No. 50JR25 for Parcel 25F; Account No. 50JR32 for Parcel 32F; and Account No. 50JR33 for Parcel 33F.
3. AUTHORIZE the Office of the City Attorney to deposit with the court the probable just compensation, in the amounts and from the accounts previously specified in the City Attorney report, dated September 11, 2013, attached to the Council file, for each of the subject properties which will be subject to this condemnation and to seek orders from the Court to obtain early possession of the subject properties prior to trial.
4. AUTHORIZE the BOE, Real Estate Division, to continue to attempt to acquire the subject properties, and all necessary interests therein, via negotiated purchases, and, if successful, to execute all documents necessary to accomplish the transfer of those interests to the City.
5. PRESENT and ADOPT the accompanying ORDINANCE (Resolution of Necessity) authorizing the acquisition of the subject properties by eminent domain.

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.

Adopted, Ordinance Over, (13) ; Nays: LaBonge (1) ; Absent: Huizar (1)

ORDINANCE OVER TO OCTOBER 30, 2013

Items for which Public Hearings Have Been Held

ITEM NO. (9)

[13-1231](#)

COMMUNICATION FROM THE MAYOR relative to the appointment of Mr.

Marc Mitchell to the Board of Zoo Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Marc Mitchell to the Board of Zoo Commissioners for the term ending June 30, 2017 is APPROVED and CONFIRMED. Mr. Mitchell resides in Council District Four. (Current Board general composition: F=4; M=1).

Ethics Commission Review: Not required.

Background Check: Complete.

Community Impact Statement: None submitted.

TIME LIMIT FILE - OCTOBER 31, 2013

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

(Arts, Parks, Health, Aging and River Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(Click on the above hyperlink or go to www.lacouncilfile.com for background documents.)

ADOPTED

COMMUNICATION FROM THE CHAIR AND MEMBER, ARTS, PARKS, HEALTH, AGING AND RIVER COMMITTEE relative to the appointment of Mr. Marc Mitchell to the Board of Zoo Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Marc Mitchell to the Board of Zoo Commissioners for the term ending June 30, 2017 is APPROVED and CONFIRMED. Mr. Mitchell resides in Council District Four. (Current Board general composition: F=4; M=1).

Ethics Commission Review: Not required.

Background Check: Complete.

Community Impact Statement: None submitted.

TIME LIMIT FILE - OCTOBER 31, 2013

LAST DAY FOR COUNCIL ACTION - OCTOBER 30, 2013

Adopted - FORTHWITH, (14) ; Absent: Huizar (1)

ITEM NO. (10)

[13-1273](#)

COMMUNICATIONS FROM THE MAYOR AND CITY ETHICS COMMISSION relative to the appointment of Mr. Gregory Betinelli to the Board of Library Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Gregory Betinelli to the Board of Library Commissioners for the term ending June 30, 2016 is APPROVED and CONFIRMED. Mr. Betinelli resides in Council District 11. (Current Board general composition: F=4; M=1).

Ethics Commission Review: Complete.

Background Check: Complete.

Community Impact Statement: None submitted.

TIME LIMIT FILE - NOVEMBER 3, 2013

(LAST DAY FOR COUNCIL ACTION - NOVEMBER 1, 2013)

(Arts, Parks, Health, Aging and River Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(Click on the above hyperlink or go to www.lacouncilfile.com for background documents.)

ADOPTED

COMMUNICATION FROM THE CHAIR AND MEMBER, ARTS, PARKS, HEALTH, AGING AND RIVER COMMITTEE relative to the appointment of Mr. Gregory Betinelli to the Board of Library Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Gregory Betinelli to the Board of Library Commissioners for the term ending June 30, 2016 is APPROVED and CONFIRMED. Mr. Betinelli resides in Council District 11. (Current Board general composition: F=4; M=1).

Ethics Commission Review: Complete.

Background Check: Complete.

Community Impact Statement: None submitted.

TIME LIMIT FILE - NOVEMBER 3, 2013

(LAST DAY FOR COUNCIL ACTION - NOVEMBER 1, 2013)

Adopted - FORTHWITH, (14) ; Absent: Huizar (1)

ITEM NO. (11)

[13-1275](#)

COMMUNICATIONS FROM THE MAYOR AND CITY ETHICS COMMISSION relative to the appointment of Ms. Mai Lassiter to the Board of Library Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Mai Lassiter to the Board of Library Commissioners for the term ending June 30, 2015 is APPROVED and CONFIRMED. Ms. Lassiter resides in Council District Four. (Current Board general composition: F=4; M=1).

Ethics Commission Review: Complete.

Background Check: Complete.

Community Impact Statement: None submitted.

TIME LIMIT FILE - NOVEMBER 3, 2013

(LAST DAY FOR COUNCIL ACTION - NOVEMBER 1, 2013)

(Arts, Parks, Health, Aging and River Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(Click on the above hyperlink or go to www.lacouncilfile.com for background documents.)

ADOPTED

COMMUNICATION FROM THE CHAIR AND MEMBER, ARTS, PARKS, HEALTH, AGING AND RIVER COMMITTEE relative to the appointment of Ms. Mai Lassiter to the Board of Library Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Mai Lassiter to the Board of Library Commissioners for the term ending June 30, 2015 is **APPROVED** and **CONFIRMED**. Ms. Lassiter resides in Council District Four. (Current Board general composition: F=4; M=1).

Ethics Commission Review: Complete.

Background Check: Complete.

Community Impact Statement: None submitted.

TIME LIMIT FILE - NOVEMBER 3, 2013

LAST DAY FOR COUNCIL ACTION - NOVEMBER 1, 2013

Adopted - FORTHWITH, (14) ; Absent: Huizar (1)

ITEM NO. (12)

[13-1272](#)

COMMUNICATIONS FROM THE MAYOR AND CITY ETHICS COMMISSION relative to the appointment of Ms. Josefa Salinas to the Board of Library Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Josefa Salinas to the Board of Library Commissioners for the term ending June 30, 2014 is **APPROVED** and **CONFIRMED**. Ms. Salinas resides in Council District 11. (Current Board general composition: F=4; M=1).

Ethics Commission Review: Complete.

Background Check: Complete.

Community Impact Statement: None submitted.

TIME LIMIT FILE - NOVEMBER 3, 2013

(LAST DAY FOR COUNCIL ACTION - NOVEMBER 1, 2013)

(Arts, Parks, Health, Aging and River Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(Click on the above hyperlink or go to www.lacouncilfile.com for background documents.)

ADOPTED

COMMUNICATION FROM THE CHAIR AND MEMBER, ARTS, PARKS, HEALTH, AGING AND RIVER COMMITTEE relative to the appointment of Ms. Josefa Salinas to the Board of Library Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Josefa Salinas to the Board of Library Commissioners for the term ending June 30, 2014 is **APPROVED** and **CONFIRMED**. Ms. Salinas resides in Council District 11. (Current Board general composition: F=4; M=1).

Ethics Commission Review: Complete.

Background Check: Complete.

Community Impact Statement: None submitted.

TIME LIMIT FILE - NOVEMBER 3, 2013

(LAST DAY FOR COUNCIL ACTION - NOVEMBER 1, 2013)

Adopted - FORTHWITH, (14) ; Absent: Huizar (1)

ITEM NO. (13)

[13-1213](#)

COMMUNICATION FROM THE MAYOR relative to the appointment of Mr. David H. J. Ambroz to the Los Angeles City Planning Commission.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. David H. J. Ambroz to the Los Angeles City Planning Commission for the term ending June 30, 2016, is **APPROVED** and **CONFIRMED**. Mr. Ambroz resides in Council District Four. (Current Commission gender composition: M= 4; F=5)

Ethics Commission Review: Complete.

Background Check: Complete.

Community Impact Statement: None submitted.

TIME LIMIT FILE - OCTOBER 27, 2013

(LAST DAY FOR COUNCIL ACTION - OCTOBER 25, 2013)

(Planning and Land Use Management Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(Click on the above hyperlink or go to www.lacouncilfile.com for background documents.)

ADOPTED

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the appointment of Mr. David H. J. Ambroz to the Los Angeles City Planning Commission.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. David H. J. Ambroz to the Los Angeles City Planning Commission for the term ending June 30, 2016, is **APPROVED** and **CONFIRMED**. Mr. Ambroz resides in Council District Four. (Current Commission gender composition: M=4; F=5)

Ethics Commission Review: Completed.

Background Check: Completed.

Community Impact Statement: None submitted.

TIME LIMIT FILE - OCTOBER 27, 2013

(LAST DAY FOR COUNCIL ACTION - OCTOBER 25, 2013)

Adopted, (13) ; Absent: Cedillo , Huizar (2)

ITEM NO. (14)

[13-0197](#)

CD 3

ENVIRONMENTAL IMPACT REPORT, MITIGATION MONITORING PROGRAM, STATEMENT OF OVERRIDING CONSIDERATIONS, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCES FIRST CONSIDERATION relative to the Warner Center (WC) 2035 Specific Plan, generally bounded by the Los Angeles River to the north; De Soto

Avenue to the east; the Ventura Freeway to the south; and the properties along Topanga Canyon Boulevard to the west.

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

1. CERTIFY that the final Environmental Impact Report (EIR) (EIR No. ENV-2008-3471-EIR; State Clearing House No. 1990011055) has been completed in compliance with the California Environmental Quality Act (CEQA), that the final EIR was presented to the City Council and the City Council has reviewed and considered the information contained in the final EIR, that the final EIR reflects the independent judgment and analysis of the lead agency City of Los Angeles, and that the documents constituting the record of proceedings on which the City Council's decision is based are located in Council File No.13-0197 in the custody of the City Clerk and in the files of the Department of City Planning (DCP) in the custody of the Environmental Review Section.
2. ADOPT the FINDINGS recommended by the Director of Planning, on behalf of the Los Angeles City Planning Commission (LACPC) in the September 17, 2013 transmittal, including the Environmental Findings, pursuant to Public Resources Code Section 21081 as the CEQA Findings of the City Council.
3. ADOPT the Mitigation Monitoring Program.
4. ADOPT the Statement of Overriding Considerations prepared by the DCP.
5. PRESENT and ADOPT the accompanying ORDINANCE to repeal the existing WC Specific Plan and all amendments thereto and to establish the WC 2035 Plan, a new Specific Plan, generally bounded by the Los Angeles River to the north; De Soto Avenue to the east; the Ventura Freeway to the south; and the properties along Topanga Canyon Boulevard to the west.
6. PRESENT and ADOPT the accompanying ORDINANCE effectuating zone changes and height district changes related to the implementation of the WC 2035 Plan for the Canoga Park - Winnetka - Woodland Hills - West Hills Community Plan area.
7. PRESENT and ADOPT the accompanying ORDINANCE amending Los Angeles Municipal Code Section 12.04-A to replace the existing designation of WC Specific Plan Zone with revised designation of WC College (CL), Commerce (CO), Downtown (DT), North Village (NV), Park (PK), River (RV), Topanga (TP), and Uptown (UT) Zones.
8. ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life

of the project and the City may require any necessary fees to cover the cost of such monitoring.

9. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.
10. APPROVE the technical corrections from the DCP submitted on October 1, 2013.

Applicant: City of Los Angeles

Case No. CPC-2008-3470-SP-ZC-GPA-SUD

Fiscal Impact Statement: The LACPC reports that there is no General Fund impact, as administrative costs are recovered through fees.

Community Impact Statement: None submitted.

TIME LIMIT FILE - DECEMBER 26, 2013

(LAST DAY FOR COUNCIL ACTION - DECEMBER 18, 2013)

ADOPTED

MOTION (BLUMENFIELD - FUENTES)

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

PRESENT and ADOPT the accompanying ORDINANCE and the attached additional findings thereon, in lieu of the ordinance attached to the file and identified as Recommendation No. 5 on today's Council agenda, to repeal the exiting WC Specific Plan and all amendments thereto and to establish the WC 2035 Plan, a new Specific Plan, generally bounded by the Los Angeles River to the north; DeSoto Avenue to the east; the Ventura Freeway to the south; and the properties along Topanga Canyon Boulevard to the west, as further detailed on the attached "red-lined" document showing the changes.

Adopted as Amended - FORTHWITH, (13) ; Absent: Buscaino , Huizar (2)

ITEM NO. (15)

[13-1102](#)

ECONOMIC DEVELOPMENT and BUDGET AND FINANCE COMMITTEES'

REPORT relative to incentives and best practices for the retention of businesses, tenants, and employees subject to displacement as a consequence of City infrastructure improvements and facility development projects.

Recommendation for Council action, as initiated by Motion (Huizar - Fuentes):

INSTRUCT the Economic and Workforce Development Department and the Office of Finance, with the cooperation and assistance of the City Administrative Officer (CAO) and the Chief Legislative Analyst (CLA), to:

- a. Identify business retention best practices and make recommendations as to the provision of incentives or other measures to assure the retention of businesses, tenants, and employees subject to displacement as a consequence of City infrastructure improvements and facility development projects. These retention incentives should include any appropriate tax abatement programs employed to retain displaced businesses within the City, such as modifications to the City's business tax holiday to allow for a three year business tax exemption for displaced businesses that relocate within the City.
- b. Report in 30 days on:
 - i. How businesses being relocated as a result of 6th Street Viaduct Replacement Project can take advantage of the business tax holiday incentive program.
 - ii. All other ideas and incentives for businesses being displaced by public infrastructure programs.

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

Community Impact Statement: None submitted.

Adopted, (13) ; Absent: Cedillo , Huizar (2)

ITEM NO. (16)

[13-0052](#)

PERSONNEL AND ANIMAL WELFARE COMMITTEE REPORT relative to the Consolidated Reasonable Accommodation Report for the Fourth Quarter of Fiscal Year (FY) 2012-13.

Recommendation for Council action:

NOTE and FILE the August 22, 2013 Personnel Department report relative to

the Consolidated Reasonable Accommodation Report for the Fourth Quarter of FY 2012-13.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

Adopted, (13) ; Absent: Cedillo , Huizar (2)

ITEM NO. (17)

[13-1137](#)

PERSONNEL AND ANIMAL WELFARE COMMITTEE REPORT relative to the exemption of ten Plant Equipment Trainee positions (Class Code 1107) for the Bureau of Sanitation (BOS) pursuant to Charter Section 1001(d)(1).

Recommendation for Council action:

APPROVE the exemption of ten Plant Equipment Trainee positions (Class Code 1107) for the BOS pursuant to Charter Section 1001(d)(1).

Fiscal Impact Statement: The BOS reports that there is no impact to the General Fund as these positions are fully funded by the Sewer Construction and Maintenance Fund.

Community Impact Statement: None submitted.

Adopted, (13) ; Absent: Cedillo , Huizar (2)

ITEM NO. (18)

[13-1190](#)

PERSONNEL AND ANIMAL WELFARE COMMITTEE REPORT relative to proposed changes to the New Hope Program's policies and fees.

Recommendations for Council action:

1. REQUEST the City Attorney to prepare and present an Ordinance to change City codes to increase the adoption fee paid by New Hope partners from \$40 to \$50.
2. AMEND code changes so that animals over six years old or adopted from the red or blue lists are released at no cost to the New Hope

partner.

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

Community Impact Statement: None submitted.

Adopted, (13) ; Absent: Cedillo , Huizar (2)

ITEM NO. (19)

[13-1138](#)

TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to the proposed first amendment to contract with Unisource Worldwide, Inc. to extend the term and increase the funding for custodial supplies for Los Angeles World Airports (LAWA).

Recommendation for Council action:

DISAPPROVE the first amendment to contract with Unisource Worldwide, Inc. to extend the term and increase the funding for custodial supplies for LAWA.

Fiscal Impact Statement: The Board of Airport Commissioners (Board) reports that approving the recommendations contained in the Board report would have no fiscal impact to the City General Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - OCTOBER 28, 2013

(LAST DAY FOR COUNCIL ACTION – OCTOBER 25, 2013)

Adopted, (13) ; Absent: Cedillo , Huizar (2)

ITEM NO. (20)

[13-1172](#)

CD 11

CATEGORICAL EXEMPTION and TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to the proposed contract with Uniserve Facilities Services Corporation for ramp scrubbing and cleaning at Los Angeles International Airport (LAX).

Recommendations for Council action:

1. ADOPT the determination by the Board of Airport Commissioners (Board) that the proposed action is exempt under the California Environmental Quality Act (CEQA) as provided in Article III Class 1(3) of the Los Angeles City CEQA Guidelines.
2. APPROVE the contract with City of Los Angeles and Uniserve Facilities Services Corporation.
3. CONCUR with the Board's action of August 20, 2013 by Resolution No. 25211 authorizing the Executive Director to execute the contract with Uniserve Facilities Services Corporation for ramp scrubbing and cleaning at LAX.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the proposed contract between Uniserve Facilities Services Corporation and the Department of Airports will have no impact on the General Fund. Current year funding for the contract is available in the 2013-14 Los Angeles World Airports Operating Budget, in LAX Cost Center 1150050 - Street Cleaning-Day Shift Sub-Unit, Commitment Item 522, Materials and Supplies. Funds for subsequent years will be requested during the annual budget process. The proposed contract complies with the Department of Airports' adopted Financial Policies.

Community Impact Statement: None submitted.

TIME LIMIT FILE - NOVEMBER 4, 2013

(LAST DAY FOR COUNCIL ACTION – NOVEMBER 1, 2013)

Adopted, (13) ; Absent: Cedillo , Huizar (2)

ITEM NO. (21)

[13-1171](#)

CD 11

ADMINISTRATIVE EXEMPTION and TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to the proposed first amendment to the contract with Atkins North America, Inc. to extend the term and increase the funding for continued professional engineering services for airfield improvements projects at Los Angeles International Airport (LAX).

Recommendations for Council action:

1. ADOPT the determination by the Board of Airport Commissioners (Board) that the proposed action is exempt under the California Environmental Quality Act (CEQA) as provided in Article II, Sections 2(f)

of the Los Angeles City CEQA Guidelines.

2. APPROVE the first amendment to contract with City of Los Angeles and Atkins North America, Inc.
3. CONCUR with the Board's action of August 20, 2013 by Resolution No. 25199 authorizing the Executive Director to execute the first amendment to contract with Atkins North America, Inc. to extend the term and increase the funding for continued professional engineering services for airfield improvements projects at LAX.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the proposed amendment between Atkins and the Department of Airports will have no impact on the General Fund. The request from the Department for an appropriation of funds not to exceed an amount of \$2,000,000 will be allocated from the LAX Airport Revenue Fund to Work Breakdown Scale (WBS) Element 1.12.12-700 (West Maintenance Facility Pad) and other Board of Airports Commissioners approved capital projects, and their respective WBS numbers, as may be required. This project complies with the Department of Airports adopted Financial Policies.

Community Impact Statement: None submitted.

TIME LIMIT FILE - NOVEMBER 4, 2013

(LAST DAY FOR COUNCIL ACTION – NOVEMBER 1, 2013)

Adopted, (13) ; Absent: Cedillo , Huizar (2)

ITEM NO. (22)

[13-1268](#)

CD 11

ADMINISTRATIVE EXEMPTION and TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to the proposed first amendment to contract with Kimley-Horn and Associates, Inc. to extend the term for continued professional engineering services at Los Angeles International Airport (LAX).

Recommendations for Council action:

1. ADOPT the determination by the Board of Airport Commissioners (Board) that the proposed action is exempt under the California Environmental Quality Act (CEQA) as provided in Article II, Sections 2(f) of the Los Angeles City CEQA Guidelines.
2. APPROVE the first amendment between the City of Los Angeles and Kimley-Horn and Associates, Inc.

3. CONCUR with the Board's action of August 6, 2013 by Resolution No. 25183 authorizing the Executive Director to execute the first amendment to contract with Kimley-Horn and Associates, Inc. to extend the term for continued professional engineering services at LAX.

Fiscal Impact Statement: The City Administrative Officer reports that no additional appropriation of funds is required for the proposed first amendment. Likewise, approval of the proposed amendment will have no impact on the City's General Fund. Funding for the proposed first amendment is available in the LAX Airport Revenue Fund in Work Breakdown Structure (WBS) Element 1.08.10-700 (Bradley West) and other WBS elements as required. At this time, Los Angeles World Airports does not anticipate future funding requests for the Taxilane T project beyond the original \$8 million allocation. To date, \$4,970,750 has been expended leaving a balance of \$3,029,250. This project complies with the Department of Airports' adopted Financial Policies.

Community Impact Statement: None submitted.

TIME LIMIT FILE – NOVEMBER 24, 2013

(LAST DAY FOR COUNCIL ACTION – NOVEMBER 22, 2013)

Adopted, (13) ; Absent: Cedillo , Huizar (2)

ITEM NO. (23)

[13-1310](#)

INITIAL STUDY/NEGATIVE DECLARATION and TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to the proposed first amendment to Amended and Restated Terminals Facilities Lease and License Agreement with United Airlines Inc.

Recommendations for Council action:

1. FIND that the Initial Study/Negative Declaration has been prepared for the United Airlines Terminal 7 improvement project in compliance with the requirements of the California Environmental Quality Act (CEQA) and the Los Angeles City CEQA Guidelines; that the Initial Study/Negative Declaration reflects the independent judgment and analysis of the lead agency adopted by the Board of Airport Commissioners (Board) on September 17, 2013; that as described in the Initial Study/Negative Declaration, implementation of the project would have a less than significant environmental impact; pursuant to CEQA Guidelines Section 15074(c), the location and custodian of documents and materials for the Initial Study/Negative Declaration is the Los Angeles World Airports, Capital Programming and Planning Group, 1 World Way, Los Angeles, California 90045.

2. APPROVE the first amendment to Lease LAA-3088 with United Airlines Inc.
3. CONCUR with the Board's action of September 17, 2013 by Resolution No. 25244 authorizing the Executive Director to execute the first amendment to Amended and Restated Terminals Facilities Lease and License Agreement with United Airlines Inc.

Fiscal Impact Statement: The Board reports that there will be no fiscal impact to the City General Fund as a result of this action.

Community Impact Statement: None submitted.

TIME LIMIT FILE – NOVEMBER 2, 2013

(LAST DAY FOR COUNCIL ACTION – NOVEMBER 1, 2013)

Adopted, (13) ; Absent: Cedillo , Huizar (2)

ITEM NO. (24)

[11-1678](#)

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER relative to the Good Food Purchasing Policy, Executive Directive No. 24.

(Arts, Parks, Health, Aging and River Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(Click on the above hyperlink or go to www.lacouncilfile.com for background documents.)

ADOPTED

COMMUNICATION FROM THE CHAIR AND MEMBER, ARTS, PARKS, HEALTH, AGING AND RIVER COMMITTEE relative to the Good Food Purchasing Policy, Executive Directive No. 24.

Recommendations for Council action:

1. **NOTE and FILE the October 16, 2013 City Administrative Officer (CAO) report relative to the Good Food Purchasing Policy, Executive Directive No. 24.**
2. **INSTRUCT the CAO and the Department of Recreation and Parks (RAP) to report back in 60 days in regard to implementation the**

Good Food Purchasing Policy/Executive Directive No. 24.

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

Community Impact Statement: None submitted.

Adopted, (13) ; Absent: Buscaino , Huizar (2)

ITEM NO. (25)

[13-1174](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to Fiscal Year 2014 Appropriations for the Transportation Regulation and Enforcement Trust Fund No. 596.

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

1. APPROPRIATE and TRANSFER \$255,000 to the Department of Transportation Fund 94/100, Overtime Account 001090 to pay for staff overtime in the City's enforcement efforts against bandit taxicabs.
2. APPROPRIATE and TRANSFER \$635,000 to the Los Angeles Police Department Fund 70/100; Sworn Overtime Account No. 001092 to pay for staff overtime in the City's enforcement efforts against bandit taxicabs.
3. APPROPRIATE a total of \$498,719 to the following accounts within the Transportation Regulation and Enforcement Trust Fund No. 596:

| <u>Account</u> | <u>Amount</u> |
|-------------------------------------|-----------------|
| Operating Expenses Account 6602 | \$135,000 |
| Contractual Services Account 6304 | \$256,000 |
| Administration Expense Account 6601 | \$70,000 |
| Equipment Account 6734 | \$10,000 |
| Reserve | <u>\$27,719</u> |
| Total: | \$498,719 |

4. AUTHORIZE the City Administrative Officer to make technical corrections as necessary in order to implement Mayor and Council intentions.

Fiscal Impact Statement: The Los Angeles Department of Transportation reports that the requested appropriations are expected to reduce the impact of the Taxicab Authorization Service Plan on the General Fund. If these appropriations are not authorized, costs for overtime, materials, supplies, and

services required for the Taxicab Authorization Service Plan will be financed by the General Fund.

Community Impact Statement: None submitted.

Adopted, (13) ; Absent: Cedillo , Huizar (2)

ITEM NO. (26)

[12-0186](#)

PERSONNEL AND ANIMAL WELFARE COMMITTEE REPORT relative to the use of exotic and wild animals, and/or elephants, in performances by traveling shows within the City of Los Angeles.

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

1. REQUEST the City Attorney to prepare and present an Ordinance prohibiting the use of elephants in traveling shows and exhibitions.
2. REQUEST the City Attorney to prepare and present an Ordinance prohibiting in any public performance-related context the use of bullhooks (aka guides or ankuses), baseball bats, axe handles, pitchforks, and other implements and tools designed to inflict pain for the purpose of training and controlling the behavior of elephants (per the Board of Animal Services Commissioners' action of April 24, 2012).
3. REQUEST the City Attorney to prepare and present an Ordinance prohibiting the use of elephants in traveling shows and exhibitions (including circuses) and, in any public performance-related context, the use of bullhooks/guides, baseball bats, axe handles, pitchforks, and other implements and tools designed to inflict pain for the purpose of training and controlling the behavior of elephants.

Fiscal Impact Statement: The Department of Animal Services reports that City tax receipts could be impacted by this proposed regulation to an as-yet undetermined extent depending on choices made by the exhibitors based on the need to comply with any new or existing regulations in order to stage their performances in the City of Los Angeles.

Community Impact Statement: None submitted.

ADOPTED

MOTION (KORETZ - CEDILLO)

Recommendations for Council action:

1. **ADOPT Recommendation No. 2 of the Personnel and Animal Welfare Committee report.**
2. **EFFECTUATE/PHASE - IN the ban within 3 years.**
3. **RECEIVE and FILE Recommendation Nos. 1 and 3 of the Personnel and Animal Welfare Committee report.**

Adopt as Amended, (14) ; Absent: Huizar (1)

ITEM NO. (27)

[13-0600-S146](#)

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER relative to the First Financial Status Report for Fiscal Year 2013-14.

(Budget and Finance Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(Click on the above hyperlink or go to <http://www.lacouncilfile.com> for background documents.)

ADOPTED

COMMUNICATION FROM CHAIR AND MEMBER, BUDGET AND FINANCE COMMITTEE relative to the First Financial Status Report (FSR) for Fiscal Year (FY) 2013-14.

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

1. **APPROVE the recommendations of the City Administrative Officer (CAO) contained in the First FSR dated October 17, 2013, attached to the Council file.**
2. **AUTHORIZE the Controller to take the necessary actions, including the transfer of funds from the Reserve for Economic Uncertainties, to reimburse Council District (CD) 11 in the amount of \$86,769 for airport-related community outreach services during FY 2012-13, pursuant to Contract No. C-111206, a Memorandum of Understanding between the City Council and Department of Airports (LAWA). Reimbursements from LAWA were budgeted in FY 2012-13 as a Council Revenue Receipt for budget balancing purposes and**

the intent of this line item was to reimburse CD 11 costs upon receipt of funds.

3. **AUTHORIZE the Controller to transfer \$325,000 from the AB1290 Fund 53P, Account No. 28214 (CD 14) as follows:**
 - a. **General City Purposes, Council District Community Services 100/56, Account No. 00714 - \$25,000**
 - b. **Council Fund 100/28, Salaries As Needed Account No. 1070 - \$300,000**
4. **INSTRUCT the CAO to report with details on the amount budgeted and the amount actually expended for petroleum in each of the past five years.**
5. **INSTRUCT the Planning Department to report on the status of the Valley Community Plans.**
6. **INSTRUCT the Los Angeles Police Department (LAPD) to explore piggybacking for Lexis Nexis using contracts previously executed by the City Attorney and the Office of Finance.**
7. **INSTRUCT the CAO to report with a comprehensive review of options for buying down LAPD banked sworn overtime, possibly through the issuance of debt.**
8. **INSTRUCT the LAPD to report on the status of purchasing 276 non-patrol vehicles.**
9. **INSTRUCT the CAO to include in the next FSR a description of the new Managed Hiring process.**
10. **INSTRUCT the CAO to report on the status of Proposition O funding and the use of surplus funds.**

Fiscal Impact Statement: The CAO reports that based on preliminary estimates, \$25.3 million in expenditure shortfalls and major unbudgeted expenses are identified in this report. Transfers, appropriations and other adjustments totaling approximately \$86.4 million are recommended in Sections 1 and 2. Included in these recommendations is re-authorization of \$56.6 million in MICLA financing in accordance with the 2013-14 Adopted Budget. Appropriations and reappropriations from the Reserve Fund totaling \$2.46 million are recommended for public safety-related items and to meet contractual obligations. Appropriations of approximately \$01.94 million are recommended from various line items in the Unappropriated Balance. No adjustment to budgeted revenue is recommended at this time.

Debt Impact Statement: The CAO reports that the issuance of MICLA bonds is a General Fund obligation. The re-authorization to use MICLA financing provided for in the 2013-14 Adopted Budget will cause the City to borrow approximately \$62,808,000 (includes cost of equipment, costs of issuance, and debt service reserve fund) at a 5 percent interest rate. Actual interest rates may differ as rates are dependent on market conditions at the time of issuance. We cannot fully predict what interest rates will be in the future. The total estimated debt service is \$80,579,000 which includes the borrowing amount and interest (\$17,771,000). During the life of the bonds, the estimated average annual debt service is \$8,058,000 over 10 years.

Community Impact Statement: None submitted.

ADOPTED

MOTION (KREKORIAN - PRICE)

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

APPROVE the recommendations of the City Administrative Officer contained in the First FSR dated October 17, 2013, attached to the Council file, except for Recommendation No. 13 therein.

Adopt as Amended, (14) ; Absent: Huizar (1)

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

ITEM NO. (28)

[13-0926](#)

COMMUNICATION FROM CHAIR AND MEMBER, PUBLIC SAFETY COMMITTEE relative to the status and activities of the Los Angeles Police Department's (LAPD) Supplemental Police Account for the period January through March, 2013.

Recommendation for Council action:

NOTE and FILE the Board of Police Commissioners report, dated July 23, 2013 (attached to the Council file), relative to the status and activities of the LAPD's Supplemental Police Account for the period January through March, 2013.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

Adopted, (13) ; Absent: Cedillo , Huizar (2)

ITEM NO. (29)

[06-2470](#)

CD 8 MOTION (PARKS - BUSCAINO) relative to initiating street vacation proceedings for Van Ness Avenue and Cimarron Street northerly of Rodeo Road to their terminus at the Metro Transportation Authority (MTA) right-of-way.

Recommendation for Council action:

REACTIVATE and RESTORE Motion (Rosendahl - Parks) relative to initiating vacation proceedings for Van Ness Avenue and Cimarron Street northerly of Rodeo Road to their terminus at the MTA right-of-way to its most recent legislative status as of the date of the File's expiration.

Adopted - FORTHWITH, (14) ; Absent: Huizar (1)

ITEM NO. (30)

[13-1361](#)

RESOLUTION (FUENTES - O'FARRELL) relative to declaring October 23, 2013 as National Food Day in the City of Los Angeles.

Recommendations for Council action:

1. CELEBRATE the Council's support of urban agriculture and its commitment to ensuring a strong and sustainable local food system.
2. DECLARE October 23, 2013 as National Food Day in the City of Los Angeles.

Adopted, (13) ; Absent: Buscaino , Huizar (2)

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

- 13-1427 MOTION (ENGLANDER - BUSCAINO) relative to the 2013 Los Angeles Police Department (LAPD) special reception in the City Hall Spring Street Forecourt and Tom Bradley Room on December 8, 2013.

- 13-0674 MOTION (KREKORIAN - KORETZ) relative to amending prior Council action of August 14, 2013 regarding a settlement in the case entitled Congregation Etz Chaim v. City of Los Angeles, United States District Court Case No. CV 10-01587 (Council file No. 13-0674).

- 13-1397 MOTION (ENGLANDER - BUSCAINO) relative to funding for additional services in Council District 12.

- 13-1428 MOTION (WESSON - LABONGE) relative to accepting the sum of \$250,000 from 5930 Sawyer Street Owner, LLC to benefit the community in Council District 10.

- 13-1429 MOTION (PARKS - MARTINEZ) relative to lease approval for office space at 5349 Crenshaw Boulevard, Suite 107, Los Angeles, CA 90043.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

- | | | |
|------------|---|---------------------|
| 13-0004-S3 | Rotary International | Krekorian - LaBonge |
| | It's A Mad, Mad, Mad, Mad World in the City of Los Angeles | O'Farrell - LaBonge |
| | Jim Dellinger | Englander - Parks |

At the conclusion of this day's Council Session ADJOURNING MOTIONS WERE ADOPTED

in tribute to the memory of:

13-0003-S3

Eric Wilson

Bonin - All Councilmembers

Juan Raigosa

Cedillo - All Councilmembers

October 23 2013

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

CONTINUED FROM: COUNCIL MEETING OF OCTOBER 22, 2013

ROLL CALL

Approval of the Minutes

Items for which Public Hearings Have Been Held

ITEM NO. (32)

[13-1082](#)

CONTINUED CONSIDERATION OF RULES, ELECTIONS AND INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT relative to recommended changes to the City's Governmental Ethics Ordinance (GEO).

Recommendations for Council action:

1. APPROVE the recommended changes to the City's GEO as detailed in the August 16, 2013 City Ethics Commission report, attached to the Council file, with the following amendments and REQUEST the City Attorney's Office to draft the appropriate ordinance(s):
 - a. Semi Annual List of all City contractors and bidders
 - i. Provide that the City will have one comprehensive official database for restricted sources that are covered under Sections 49.5.2(M)(1)(b) and 2(b) maintained by the City Ethics Commission and updated on a quarterly basis and revise Section 49.5.12(B) accordingly. All contracts, whether housed in a separate City database or not, must be included in the Ethics Commission database.
 - ii. Provide that the City will provide the Ethics Commission adequate staffing and funding to create, maintain, and update the database.
 - iii. Provide the City Ethics Commission with the authority to notify the Mayor, City Attorney, City Controller, City Council, and the respective General Manager/Executive Director of delinquency after 5 business days of the due date with respect to providing the City Ethics Commission information required under Section 49.5.12(B).
 - b. Restricted sources
 - i. Restricted Source Gift limit (other than lobbyists and lobbying firms) shall be

33 percent of the gift limit under the Political Reform Act, as adjusted by regulation, rounded to the nearest ten dollars (\$10) during any calendar year.

- ii. Provide clarity that City officials shall comply with the gift limitations and requirements in the Political Reform Act and that section precedes the section on Restricted Sources (Section C).
 - iii. Add back in Section (C)(3) to read "A restricted source shall not act as an agent or intermediary in, or arrange for the making of, a gift by another person to a City official that exceeds the applicable limit".
 - iv. Add back Section (C)(1) to read "A City official shall not solicit a gift from a restricted source. A City official shall not accept a gift from a restricted source that exceeds the applicable limit".
 - v. Include "educational institution" under exemptions located in LAMC 49.5.8(C)(4)(e).
 - vi. Provide clarity that the gift limit with respect to lobbyists/lobbying firms is zero.
 - vii. Provide that restricted source gift limit is not applicable to Sections 49.5.2(M)(1)(b) and 2(b) sources until the City Ethics Commission and the Los Angeles City Council certify an official database to identify restricted sources.
 - viii. Provide that the official database covering Sections 49.5.2(M)(1)(b) and 2(b) is the reference for compliance and enforcement purposes. For Sections 2 49.5.2(M)(1)(a) and 2(a), the lobbyist/lobbying firm database is the reference for compliance and enforcement purposes. For Sections 49.5.2(M)(1)(c), (1)(d), (2)(c) and (2)(d), the Ethics Commission will not maintain an inventory or database covering these sections and it will be the responsibility of the filers and givers to thoroughly vet a potential restricted source.
 - ix. Provide a disclaimer that the official database covering Sections 49.5.2(M)(1)(b) and (2)(b) is the reference for compliance and enforcement purposes as of the date the database has been updated. Furthermore provide that it will be the responsibility of the filer and givers to thoroughly vet a potential restricted source during the three month period between updates until the new database is released.
- c. Political Activity
- i. Remove the word "wearing" and replace with appropriate language. Furthermore, remove last sentence dealing with personal vehicles. LAMC 49.5.2(K).
- d. Political Activity
- i. Change the words "This includes" to "This may include" – 49.5.5(B)(2)(b).
- e. Misuse of City Position or Resources
- i. Replace language with the following to reflect current case law: "This section does not prohibit the use of City resources to provide information to the public about the possible effects of a bond issue or ballot measure relating

to City activities when the use of public resources is otherwise legally authorized". – LAMC 49.5.5(E).

f. Permanent Lobbying Ban

- i. Add back in language "and substantially" as well as last sentence of section defining "personal and substantial"; – LAMC 49.5.14(B).

g. Time-Based Lobbying Ban

- i. Delete all provisions and replace with a 12-month ban for any city lobbying that applies to Mayor, City Attorney, City Controller, Councilmembers, Board of Public Works Commissioners, General Managers, Executive Directors, Chief Administrative Officers, Mayor's Chief of Staff, Deputy Mayor, Mayoral Aide VII, Mayoral Aide VIII, Assistant City Attorney, Chief Deputy Controller, Admin Deputy Controller, PR Deputy Controller, Council Aide VI, Council Aide VII, and equivalent positions after leaving city service.
 - ii. For all other SEI Form 700 filers, provide a 12-month ban for lobbying the agency they were employed by, loaned to, or assigned for in the prior 24-months.
 - iii. Remove definition of High-level official since it is no longer needed.
 - iv. Add back in the last sentence contained under LAMC 49.5.14(J) and amend into LAMC 49.5.14(A) as the last sentence of that section to clarify that commissioners may appear before a City agency as a member of the general public on a matter related to his or her personal interests.
 - v. Rewrite Section 48.5.8(C)(4)(c) to read "Items received by a City official from an organization to which the City, the City official acting in an official City capacity, or the City official's agency belongs ..."
 - vi. Delete and remove all provisions of proposed Section 49.5.9 and related issues in other sections.
2. REQUEST the City Ethics Commission to report back to the City Council with any necessary changes to the Administrative Code to implement these amendments by January 6, 2014.
 3. AUTHORIZE the City Attorney, in consultation with the Executive Director of the City Ethics Commission and the Chair of the Rules, Elections, and Intergovernmental Relations Committee, to make any necessary technical or legal changes to these amendments and throughout the municipal code for purposes of consistency in preparation of the draft ordinance.

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

Community Impact Statement: None submitted.

Adopted, (13) ; Absent: Buscaino , Huizar (2)

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

ITEM NO. (33)

[13-1353](#)

CONTINUED CONSIDERATION OF MOTION (KORETZ - LABONGE) relative to preserving the City's right to appeal a recent California Public Utilities Commission (CPUC) decision regarding the regulation of ridesharing services.

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

REQUEST the City Attorney to submit the necessary filings to preserve the City's right to appeal the September 19, 2013 decision by the CPUC to create the category of Transportation Network Company and regulate ridesharing services.

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

Community Impact Statement: None submitted.

(Transportation Committee waived consideration of the above matter)

(Council may recess to closed session pursuant to Government Code Section 54956.9(d)(4) in order to confer with legal counsel in deciding whether, based upon existing facts and circumstances, to initiate litigation in the matter described above.)

ADOPTED

MOTION (BONIN - CEDILLO)

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

1. **SEEK a series of language modifications to the CPUC decision that addresses the concerns of Council, including but not limited to: insurance, safety, greenhouse gas emissions, redlining and access for peoples with disabilities.**
2. **URGE the State legislature to modernize and bring more clarity to the regulations that have certain types of transportation services governed by the CPUC and other types of transportation services governed by local municipalities.**

Adopted, (13) ; Absent: Buscaino , Huizar (2)

ENDING ROLL CALL

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

Whereupon the Council did adjourn.

ATTEST: Holly L. Wolcott, INTERIM CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL

Regular meeting recessed at 12:01 p.m.

Special meeting convened at 12:01 p.m.

Special meeting adjourned at 12:22 p.m.

Regular meeting convened at 12:22 p.m.