

Los Angeles City Council, **Journal/Council Proceeding**
Wednesday, February 12, 2014
JOHN FERRARO COUNCIL CHAMBER ROOM 340, CITY HALL 200 NORTH SPRING STREET, LOS ANGELES, CA 90012 - 10:00 AM

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

ROLL CALL

Members Present: Blumenfield, Bonin, Buscaino, Fuentes, Huizar, Koretz, LaBonge, O'Farrell, Parks and President Wesson (10); Absent: Cedillo, Englander, Krekorian, Martinez 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)

[14-0170-S5](#)

CD 4 Law Office of John M. Ribarich Inc. (Lien: \$101,039.37)

Adopted, (15)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

(b)

[14-0170-S6](#)

CD 14 Transportes Intercalifornias. (Lien: \$20,227.59)

Adopted, (15)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

(c)

[14-0170-S7](#)

CD 14 Infinity Auto Park, LLC. (Lien: \$20,840.36)

Adopted, (15)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

(d)

[14-0170-S3](#)

CD 11 Park Place at LAX Inc. (Lien: \$62,954.10)

(Continued from Council meeting of February 5, 2014)

Adopted to Continue, Unanimous Vote (11) ; Absent: Englander , Krekorian , Martinez , Price (4)

CONTINUED TO FEBRUARY 26, 2014

(e)

[14-0170-S4](#)

CD 11 Park Place at LAX Inc. (Lien: \$1,019,398.76)

(Continued from Council meeting of February 5, 2014)

Adopted to Continue, Unanimous Vote (11) ; Absent: Englander , Krekorian , Martinez , Price (4)

CONTINUED TO FEBRUARY 26, 2014

ITEM NO. (2)

[13-1420](#)

CD 1 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Mesa Avenue and York Boulevard 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 January 22, 2014)

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

PUBLIC HEARING CLOSED

ITEM NO. (3)

[13-1421](#)

CD 14 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the 2nd and Hewitt 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 January 22, 2014)

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

PUBLIC HEARING CLOSED

ITEM NO. (4)

[13-1422](#)

CD 4 CONTINUED HEARING PROTESTS against the proposed improvement and maintenance of the Dickens Street and Stansbury Avenue Street Lighting District.

Recommendation for Council action:

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

(Ordinance of Intention adopted on November 20, 2013 - Continue hearing and present Ordinance on February 26, 2014 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

Adopted, (11) ; Absent: Englander , Krekorian , Martinez , Price (4)

**PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
FEBRUARY 26, 2014**

ITEM NO. (5)

[13-1423](#)

CD 1 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Wilshire Boulevard and Saint Paul Avenue 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 January 22, 2014)

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

PUBLIC HEARING CLOSED

ITEM NO. (6)

[13-1424](#)

CD 4 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Califa Street and Sylmar Avenue 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 January 22, 2014)

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

PUBLIC HEARING CLOSED

ITEM NO. (7)

[13-1483](#)

CD 13 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Sunset Boulevard and Gordon 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 January 22, 2014)

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

PUBLIC HEARING CLOSED

ITEM NO. (8)

[13-1504](#)

CD 3 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Saticoy Street and Canby Avenue 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 January 22, 2014)

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

PUBLIC HEARING CLOSED

ITEM NO. (9)

[13-1505](#)

CD 7 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Oro Vista Avenue and Big Tujunga Canyon Road 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 January 22, 2014)

Adopted to Continue, Unanimous Vote (11) ; Absent: Englander , Krekorian , Martinez , Price (4)

CONTINUED TO FEBRUARY 26, 2014

ITEM NO. (10)

[13-1506](#)

CD 2 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Hartsook Street and Cleon Avenue 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 January 22, 2014)

Adopted, (15)

PUBLIC HEARING CLOSED

ITEM NO. (11)

[13-1507](#)

CD 14 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Crocker Street and 10th Street No. 1 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 January 22, 2014)

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

PUBLIC HEARING CLOSED

ITEM NO. (12)

[13-0710-S1](#)

CD 14 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the 14th Street and Central Avenue No. 1 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 January 22, 2014)

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

PUBLIC HEARING CLOSED

ITEM NO. (13)

[14-0109](#)

CD 7 CATEGORICAL EXEMPTION and COMMUNICATION FROM THE CITY ENGINEER relative to an offer to dedicate an easement for sanitary sewer purposes lying on property east of Cobalt Street and south of Foothill Boulevard, (Right of Way No. 36000-2000).

Recommendations for Council action:

1. FIND that the offer to dedicate an easement for sanitary sewer purposes lying on property east of Cobalt Street and south of Foothill Boulevard, (Right of Way No. 36000-2000) is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(19) of the City's Environmental Guidelines.

2. AUTHORIZE the Board of Public Works to acquire the easement for sanitary sewer purposes lying on property east of Cobalt Street and south of Foothill Boulevard, (Right of Way No. 36000-2000), as depicted on the Exhibit Map in the January 21, 2014 City Engineer report, attached to the Council file.
3. INSTRUCT the City Clerk to forward a copy of the Council action on this project to the Real Estate Division of the Bureau of Engineering for processing.

Fiscal Impact Statement: The City Engineer reports that a \$3,317 fee for processing this report was paid pursuant to Sections 7.3 and 7.41.1 of the Administrative Code. No additional City Funds are needed.

Adopted, (15)

PUBLIC HEARING CLOSED

Items for which Public Hearings Have Been Held

ITEM NO. (14)

[14-0012](#)

ARTS, PARKS, HEALTH, AGING AND RIVER COMMITTEE REPORT relative to the appointment of Mr. Javier Gonzalez to the Cultural Affairs Commission.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Javier Gonzalez to the Cultural Affairs Commission for the term ending June 30, 2015 is APPROVED and CONFIRMED. Mr. Gonzalez resides in Council District 14. (Current Commission gender composition: F=4; M=3)

Ethics Commission Report: Pending.

Background Review: Complete.

Community Impact Statement: None submitted.

TIME LIMIT FILE - FEBRUARY 20, 2014

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 19, 2014)

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

ITEM NO. (15)

[14-0087](#)

ARTS, PARKS, HEALTH, AGING AND RIVER COMMITTEE REPORT relative to the appointment of Mr. John Bwarie to the El Pueblo de Los Angeles Historic Monument Authority.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. John Bwarie to the El Pueblo de Los Angeles Historic Monument Authority for the term ending June 30, 2014 and for the subsequent term ending June 30, 2018 is APPROVED and CONFIRMED. Mr. Bwarie resides in Council District Four. (Current Commission gender composition: F=3; M=5)

Ethics Commission Report: Pending.

Background Review: Complete.

Community Impact Statement: None submitted.

TIME LIMIT FILE - MARCH 10, 2014

(LAST DAY FOR COUNCIL ACTION - MARCH 5, 2014)

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

ITEM NO. (16)

[14-0068](#)

CD 10

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change at 3640-3642 Wilshire Boulevard and 667-675 South Harvard Boulevard.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council File No. 14-0068 in the

custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV-2013-556-MND] filed on July 19, 2013.

2. ADOPT the FINDINGS of the Los Angeles City Planning Commission (LACPC) as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the LACPC, effecting a zone change from C4-2 and PB-2 to (T)(Q)C4-2, for the construction, use and maintenance of a seven-story apartment building with 209 dwelling units and 288 on-site parking spaces, subject to Conditions of Approval, for properties located at 3640-3642 Wilshire Boulevard and 667-675 South Harvard Boulevard.
4. REMOVE the (T) Tentative classification as described in detail on the sheet(s) attached to the Council file.
5. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.
6. 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.
7. 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.

Applicant: Paul Kim, 3640 Wilshire, LLC

Representative: Christopher Pak, Archeon Int'l Group

Case No. CPC-2013-555-ZC-SP

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 - APRIL 11, 2014

(LAST DAY FOR COUNCIL ACTION - APRIL 11, 2014)

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

ITEM NO. (17)

[12-1022](#)

CD 14

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT, RESOLUTION and ORDINANCE FIRST CONSIDERATION relative to a General Plan Amendment, zone and height district change for property at 1755 East 3rd Street.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council File No. 12-1022 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV-2009-2648-MND].
2. ADOPT the FINDINGS of the Los Angeles City Planning Commission (LACPC) as the Findings of the Council.
3. ADOPT the accompanying RESOLUTION as recommended by the Director of Planning on behalf of the LACPC and APPROVE the proposed General Plan Amendment to the Boyle Heights Community Plan Area from Public Facilities to Medium Residential Land Use Designation, for the proposed construction of a four-story, maximum 45 foot high, 40 unit apartment building, providing 80 parking spaces, located on a 26,253 irregularly shaped site for property located at 1755 East Third Street.
4. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, effecting a zone and height district change from PF-1XL to (T)(Q)R3-1, for property at 1755 East 3rd Street, subject to Conditions of Approval.
5. INSTRUCT the Department of City Planning to update the General Plan and appropriate maps pursuant to this action.
6. REMOVE the (T) Tentative classification as described in detail on the sheet(s) attached to the Council file.
7. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.
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.

Applicant: Sivoush Nayyeri

Representative: Emilio Gutierrez

Case No. CPC-2009-3210-GPA-ZC-HD

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 - FEBRUARY 18, 2014

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 18, 2014)

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

ITEM NO. (18)

[12-0785](#)

CONTINUED CONSIDERATION OF PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the feasibility of allowing beekeeping in the R* zones as a practice to foster a healthier bee population.

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

1. INSTRUCT the Department of City Planning (DCP) to prepare a report, in consultation with the Department of Animal Services, relative to the feasibility of allowing beekeeping in R* zones as a practice to foster a healthier bee population.
2. DIRECT the DCP and the Department of Animal Services to report to the Planning and Land Use Management Committee in 60 days.

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

Community Impact Statement: Yes

(Continued from Council meeting of February 4, 2014)

Adopted - FORTHWITH, (15)

ADOPTED, AS AMENDED*

ITEM NO. (19)

[13-1673](#)

CD 11 MITIGATED NEGATIVE DECLARATION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an appeal for property at 2011 South Barry Avenue.

SUBMITS WITHOUT RECOMMENDATION the MND and appeal filed by Ricky Hirschfield of the Richard S. Hirschfield Trust, from the entire determination of the West Los Angeles Area Planning Commission (WLAAPC) in disapproving: 1) a requested zone change from the R2-1 (Two-Family zone) to the RD3-1 (Restricted Density Multiple Dwelling zone) and 2) a zone change from R2-1 (Two-Family zone) to the (T)(Q)RD3-1 (Restricted Density Multiple Dwelling zone) with tentative T conditions and Q conditions, for the proposed construction of four single-family dwellings on property located at 2011 South Barry Avenue.

Applicant: Richard S. Hirschfield
Representative: John Reed

Case No. APCW-2012-1698-ZC-ZV

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

Community Impact Statement: None submitted.

TIME LIMIT FILE - FEBRUARY 22, 2014

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 21, 2014)

Adopted to Continue, Unanimous Vote (12) ; Absent: Krekorian , Martinez , Price (3)

CONTINUED TO FEBRUARY 19, 2014

ITEM NO. (20)

[13-0002-S134](#)

RULES, ELECTIONS AND INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT and RESOLUTION relative to the City's position to

support HR 2692, the Saving America's Pollinators Act of 2013.

Recommendation for Council action, pursuant to Resolution (Koretz - Bonin - O'Farrell), SUBJECT TO THE CONCURRENCE OF THE MAYOR:

ADOPT the accompanying RESOLUTION to include in the City's 2013-14 Federal Legislative Program SUPPORT of HR 2692, the Saving America's Pollinators Act of 2013, which would direct the Administrator of the Environmental Protection Agency to take certain actions related to pesticides in efforts to preserve the health of bee populations that serve as America's pollinators.

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 - FORTHWITH, (15)

ITEM NO. (21)

[13-0064-S22](#)

PUBLIC SAFETY COMMITTEE REPORT relative to a donation of 50 Model X26P TASER Electronic Control Weapons for use by the Los Angeles Police Department (LAPD).

Recommendation for Council action:

AUTHORIZE the LAPD to accept a donation of 50 Model X26P TASER Electronic Control Weapons valued at \$48,362.10 from the Los Angeles Police Foundation, and THANK the donor for this generous gift.

Fiscal Impact Statement: None submitted by the LAPD. 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: Krekorian , Martinez , Price (3)

ITEM NO. (22)

[13-0926](#)

PUBLIC SAFETY COMMITTEE REPORT relative to two Supplemental Police Account (SPA) reports.

Recommendation for Council action:

APPROVE two Los Angeles Police Department (LAPD) SPA reports (attached to the Council file) to the Board of Police Commissioners: the report dated November 22, 2013, for the period April through June, 2013; and, the report dated November 27, 2013, for the period July through September, 2013.

Fiscal Impact Statement: None submitted by the LAPD. 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: Krekorian , Martinez , Price (3)

ITEM NO. (23)

[13-1671](#)

PERSONNEL AND ANIMAL WELFARE COMMITTEE REPORT relative to the Consolidated Reasonable Accommodation Report for the First Quarter of Fiscal Year (FY) 2013-14.

Recommendation for Council action:

NOTE and FILE the December 6, 2013 Personnel Department report relative to the Consolidated Reasonable Accommodation Report for the First Quarter of FY 2013-14.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

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

ITEM NO. (24)

[14-0091](#)

PERSONNEL AND ANIMAL WELFARE COMMITTEE REPORT relative to request for exemption (third and final year) for one Chief Grants Administrator for the Economic and Workforce Development Department pursuant to

Charter Section 1001(d)(4).

Recommendation for Council action:

APPROVE and CONCUR with the action taken by the Board of Civil Service Commissioners on November 14, 2013 to exempt (third and final year) one Chief Grants Administrator (Class Code 1579) for the Economic and Workforce Development Department, Program Operations, pursuant to Charter Section 1001(d)(4).

Fiscal Impact Statement: The Economic and Workforce Development Department reports that there is no impact to the General Fund as this position is grant-funded.

Community Impact Statement: None submitted.

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

ITEM NO. (25)

[13-1514](#)

PERSONNEL AND ANIMAL WELFARE COMMITTEE REPORT relative to the status of the Animal Cruelty Task Force (ACTF).

Recommendations for Council action:

1. NOTE and FILE the January 22, 2014 Police Commission report relative to the status of the ACTF.
2. INSTRUCT the Los Angeles Police Department (LAPD), in cooperation with the Department of Animal Services and City Attorney, to report to Council on a yearly basis with a status report that updates the structure and operational activities of the ACTF to include:
 - a. The specific number of investigations, arrests, and prosecutions.
 - b. A priority listing of areas of the City where the ACTF's services are needed most and the resources required to address those needs.

Fiscal Impact Statement: None submitted by the LAPD. 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: Krekorian , Martinez , Price (3)

ITEM NO. (26)

[13-0670-S10](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to the Investment Report for the month ending November 30, 2013.

Recommendation for Council action:

NOTE and FILE the Investment Report submitted by the Office of Finance for the month ending November 30, 2013.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

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

ITEM NO. (27)

[13-0670-S9](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to the Investment Report for the month ending October 31, 2013.

Recommendation for Council action:

NOTE and FILE the Investment Report submitted by the Office of Finance for the month ending October 31, 2013.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

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

ITEM NO. (28)

[11-1740](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to the Annual Statement of Investment Policy.

Recommendation for Council action:

NOTE and FILE the Office of Finance report relative to the Annual Statement of Investment Policy effective January 1, 2014.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

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

ITEM NO. (29)

[13-1557](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to the Standard and Poor's Rating Services' updated report on General Obligation bond rating criteria.

Recommendation for Council action:

NOTE and FILE the City Administrative Officer report dated November 20, 2013 relative to the Standard and Poor's Rating Services' updated report on General Obligation bond rating criteria.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

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

ITEM NO. (30)

[13-1557](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to Standard and Poor's Ratings Services affirming the City's General Obligation Bond Rating of AA-/Stable.

Recommendation for Council action:

NOTE and FILE the City Administrative Officer report dated January 8, 2014 relative to Standard and Poor's Ratings Services affirming the City's General Obligation Bond Rating of AA-/Stable.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

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

ITEM NO. (31)

[13-1526](#)

COMMUNICATION FROM CHAIR, ENERGY AND ENVIRONMENT COMMITTEE relative to financial review, project adjustment and funding recommendations in connection with the Proposition O (Prop O) Clean Water Bond Program.

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

1. **APPROVE** the revised budget adjustments for the various Prop O projects totaling \$39.8 million listed in Attachment B of the November 14, 2013 City Administrative Officer (CAO) report, attached to the Council file.
2. **APPROVE** an increase of \$11,455,000 for the Albion Riverside Park Improvements Revised Project Budget.
3. **APPROVE** an increase of \$6,160,000 for the Catch Basin Inserts and Opening Screen Covers Phase IV Revised Project Budget.
4. **APPROVE** a revised increase budget adjustment totalling \$10,933,666 for the Machado Lake Ecosystem Rehabilitation Project.
5. **APPROVE** appropriations totaling \$1,595,089 for the Aliso Creek-Limekiln Creek Restoration Project Design Phase.
6. **APPROVE** an increase of \$6,000,000 of staff costs due to a three-year increase to the Prop O Master Schedule.
7. **INSTRUCT** the Department of Public Works, Bureau of Sanitation to finalize an agreement with the Los Angeles County Department of Public Works (LACDPW) and secure approximately \$8,166,474 in LACDPW funds to pay for construction of the Wilmington Drain Project by February 2014.
8. **APPROVE** the transfer of up to \$7 million in Sewer Construction and Maintenance funds for construction of the Coastal Interceptor Relief Sewer by June 2014.
9. **AUTHORIZE** the Department of Public Works and the City

Administrative Officer (CAO) to make technical corrections relative to the actions approved by Council and Mayor on this matter and AUTHORIZE the Controller to implement those corrections.

10. **INSTRUCT the CAO and Chief Legislative Analyst to periodically review the financial condition of the Prop O Bond Fund and report back to Council with appropriate recommendations.**
11. **INSTRUCT the Prop O Administrative Oversight Committee to report in 45 days on the status of the Program Contingency Reserve and the potential use of these funds for projects.**

Fiscal Impact Statement: The CAO reports that the recommendations contained in the February 3, 2014 CAO report, attached to the Council file, results in additional funding of \$62.2 million for Prop O Projects. This is offset by transfers of approximately \$72.8 million in funds from completed projects and project savings, by interest earning, grants and other non-City sources of funds. Approval of the recommendations in the CAO report will allocate the total amount of \$544 million in Prop O funding which includes \$10.6 million for a Program Contingency Reserve. There is an estimated additional annual cost of \$892,400 for Operation and Maintenance for the projects recommended for funding in the CAO report which will be addressed through the budgetary process once they are completed. The recommendations in the CAO report are in compliance with the City's Financial Policies as funding for the proposed projects is provided primarily from bond funds which are supported by voter-approved property tax revenue.

Community Impact Statement: None submitted.

Adopted - FORTHWITH, (12) ; Absent: Krekorian , Martinez , Price (3)

ITEM NO. (32)

[13-0735](#)

CD 2

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to including the Masonic Temple Building located at 5122 Tujunga Avenue, in the list of Historical-Cultural Monuments.

Recommendations for Council action, pursuant to Motion (Krekorian - LaBonge):

1. INSTRUCT the Department of City Planning to prepare a report and application relative to the inclusion of the Masonic Temple Building at 5122 Tujunga 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. REQUEST the Cultural Heritage Commission to submit a report and

recommendation to Council regarding the inclusion of the Masonic Temple Building in the City's list of Historic-Cultural Monuments.

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.

(Continued from Council meeting of February 5, 2014)

Adopted - FORTHWITH, (12) ; Absent: Krekorian , Martinez , Price (3)

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

ITEM NO. (33)

[14-0049](#)

COMMUNICATIONS FROM CITY ETHICS COMMISSION (CEC) AND CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to amending regulations regarding CEC advice and opinion procedures.

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

PRESENT and ADOPT the accompanying ORDINANCE amending the Los Angeles Administrative Code to amend a regulation of the CEC concerning advice and opinion procedures.

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

Community Impact Statement: None submitted.

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

TIME LIMIT FILE - FEBRUARY 18, 2014

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 18, 2014)

Adopted, (15)

ITEM NO. (34)

[14-0049-S1](#)

COMMUNICATIONS FROM CITY ETHICS COMMISSION (CEC) AND CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to amending regulations regarding CEC enforcement procedures.

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

PRESENT and ADOPT the accompanying ORDINANCE amending the Los Angeles Administrative Code to amend a regulation of the CEC concerning enforcement procedures.

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

Community Impact Statement: None submitted.

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

TIME LIMIT FILE - FEBRUARY 18, 2014

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 18, 2014)

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

ITEM NO. (35)

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

Recommendation for Council action:

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

(a)

[14-0005-S46](#)

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

(b)

[14-0005-S47](#)

CD 9 642 West 41st Drive (Case No. 388639) Assessor I.D. No. 5019-020-023

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

(c)

[14-0005-S48](#)

CD 15 750 West 9th Street (Case No. 377675) Assessor I.D. No. 7454-006-017

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

ITEM NO. (36)

[13-1660](#)

CONSIDERATION OF MOTION (HUIZAR - FUENTES) relative to the humane, nonlethal treatment of nuisance bee colonies, including rescue and relocation practices, as an alternative to colony extermination.

Recommendations for Council action:

1. INSTRUCT the Bureau of Street Services, Urban Forestry Division, with the assistance and cooperation of other affected departments, to report on best practices with respect to the humane, nonlethal treatment of nuisance bee colonies, including rescue and relocation practices, as an alternative to colony extermination, and to promote such alternatives on the Bureau's website and in their published materials.
2. INSTRUCT the Bureau of Street Services to work with the County of Los Angeles to encourage the County's prioritization of humane and non-lethal bee treatment/removal practices.

Community Impact Statement: Yes
Support Proposal: Eagle Rock Neighborhood Council

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

Adopted - FORTHWITH, (15)

ITEM NO. (37)

[14-0141](#)

COMMUNICATION FROM THE MAYOR relative to the re-exemption of one Deputy Director of Planning position for the Department of City Planning pursuant to Charter Section 1001(b).

Recommendation for Council action:

APPROVE the re-exemption of one Deputy Director of Planning position for the Department of City Planning pursuant to Charter Section 1001(b).

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

Community Impact Statement: None submitted.

TIME LIMIT FILE - FEBRUARY 21, 2014

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 21, 2014)

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

Adopted, (15)

ITEM NO. (38)

[13-0622-S1](#)

COMMUNICATION FROM THE MAYOR relative to the exemption of one Principal Project Coordinator position for the Department of Recreation and Parks pursuant to Charter Section 1001(b).

Recommendation for Council action:

APPROVE the exemption of one Principal Project Coordinator position for the Department of Recreation and Parks pursuant to Charter Section 1001(b).

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

Community Impact Statement: None submitted.

TIME LIMIT FILE - FEBRUARY 21, 2014

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 21, 2014)

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

Adopted, (15)

Closed Session

ITEM NO. (39)

[14-0095](#)

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 Teresa Iturralde v. City of Los Angeles, Claim No. C12-4937. (This matter involves an inverse condemnation claim for damages allegedly caused by a blockage in the City's sewer line serving 6161 Whitworth Street.)

(Budget and Finance Committee considered the above matter in Closed Session on February 3, 2014.)

ADOPTED

MOTION (KREKORIAN - ENGLANDER)

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

1. **APPROVE** the settlement payment of \$83,000 in the above-entitled matter, with \$3,000 to be held back pending receipt of proof of the installation of a backflow valve by Claimant.
2. **AUTHORIZE** the City Attorney to prepare and present a Release of All Claims for execution by Claimant prior to payment of the settlement proceeds.

3. **AUTHORIZE** the Chief Accounting Officer for the Department of Public Works to draw the necessary demand warrants in the amounts of \$80,000 and \$3,000, respectively, from the Sewer Operations and Maintenance Fund No. 760, Account No. 50KX82-Sanitation Expense and Maintenance Account and payable to Cummins & White, LLP, Client Trust Account. The second warrant for \$3,000 may be issued from the same fund and account without further instruction once the City Attorney has received proof of the installation of a backflow valve and the required permits in connection with that installation at 6161 Whitworth Street.
4. **AUTHORIZE** the City Attorney, or designee, to prepare Controller instructions for any necessary technical adjustments, with the assistance of the Bureau of Sanitation's accounting department or the City Administrative Officer, and **AUTHORIZE** the Controller to implement the instructions.

This matter was recommended for approval by the Budget and Finance Committee (Krekorian - Englander - Koretz - Blumenfield - Bonin "yes") at its meeting on February 3, 2014, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

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

MOTION ADOPTED IN OPEN SESSION

ITEM NO. (40)

[13-1169](#)

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 John Elder v. City of Los Angeles, Los Angeles Superior Court Case No. BC449975. (This case arises from plaintiff's claims of retaliation, discrimination and harassment.)

(Budget and Finance Committee considered the above matter in Closed Session on February 3, 2014.)

ADOPTED

MOTION (KREKORIAN - ENGLANDER)

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

1. **AUTHORIZE** the City Attorney to pay a total of \$325,000 in settlement of the above-entitled matter from the City Attorney Fund No. 100/59, Account 009770.
2. **AUTHORIZE** the City Attorney to draw a demand thereon in said

amount and made payable to Lipow & Harris and John Elder.

3. **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 recommended for approval by the Budget and Finance Committee (Krekorian - Englander - Koretz - Blumenfield - Bonin "yes") at its meeting on February 3, 2014, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

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

MOTION ADOPTED IN OPEN SESSION

ITEM NO. (41)

[14-0134](#)

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 Jose Gravina, et al. v. City of Los Angeles, Los Angeles Superior Court Case No. BC 356014. (This case arises from a class action complaint against the City alleging that the City failed to provide its sanitation drivers with meal breaks in violation of state wage law and wage orders.)

(Budget and Finance Committee considered the above matter in Closed Session on February 3, 2014.)

NO ACTION TAKEN

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

14-0200 MOTION (O'FARRELL - LABONGE) relative to the 86th Annual Academy Awards on March 2, 2014.

14-0050 MOTION (WESSON - PRICE) relative to amending prior Council action of January 21, 2014 relative to the Council District 10 Pipeline Franchise Revenue Funds for construction of wrought iron fencing and gate work at walkways south of the 10 Freeway northerly of Adams Boulevard between Virginia Road and Bronson Avenue.

13-0087 MOTION (BLUMENFIELD - KREKORIAN) relative to amending prior Council action of June 26, 2013 regarding the case entitled City of Los Angeles, et al. v. Pacific Bell Telephone Company (dba AT&T California), Los Angeles Superior Court Case No. BC 414272.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

14-0004	Lloyd K. Fukuda	LaBonge - Englander
	Anh-Thu Pham	LaBonge - Fuentes
	Kenneth A. Phillippe	LaBonge - Englander
	Steve Hampar	LaBonge - Krekorian

ENDING ROLL CALL

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

Whereupon the Council did adjourn.

ATTEST: Holly L. Wolcott, INTERIM CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL

Los Angeles City Council Agenda, **Continuation Agenda**
Wednesday, February 12, 2014

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

CONTINUED FROM: TUESDAY, FEBRUARY 11, 2014

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

ITEM NO. (42)

[14-0010-S1](#)

CONTINUED CONSIDERATION OF MOTION (PARKS - O'FARRELL) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Paul T. James.

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

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

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