Los Angeles City Council, **Journal/Council Proceeding Wednesday, April 09, 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, Englander, Fuentes, Huizar, Koretz, LaBonge, O'Farrell, Price and President Wesson (10); Absent: Buscaino, Cedillo, Krekorian, Martinez and Parks (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-S15

CD 14 William F. Ying CPAS (Lien: \$7,642.50)

Adopted to Receive and File, Unanimous Vote (14); Absent: Buscaino (1)

RECEIVED AND FILED INASMUCH AS WILLIAM F. YING CPAS HAS ENTERED INTO A PAYMENT PLAN WITH THE OFFICE OF FINANCE

ITEM NO. (2)

13-1546

CD 14

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

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

- 1. DENY the protests and confirm the assessments.
- 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 March 19, 2014)

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

PUBLIC HEARING CLOSED

ITEM NO. (3)

<u>13-1655</u>

CD 11

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Purdue and La Grange Avenues Street Lighting District.

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

- 1. FIND that a majority protest exists in the Street Lighting Maintenance Assessment District and therefore the assessment cannot be enacted.
- 2. PRESENT and ADOPT the accompanying ORDINANCE abandoning all proceedings relating to the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).
- 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 March 19, 2014)

PUBLIC HEARING CLOSED

ITEM NO. (4)

<u>13-1656</u>

CD 3

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Ventura and Topanga Canyon Boulevards 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 March 19, 2014)

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

PUBLIC HEARING CLOSED

ITEM NO. (5)

13-1657

CD 1

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Toland Way and Avenue 44 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 March 19, 2014)

PUBLIC HEARING CLOSED

ITEM NO. (6)

<u>13-1658</u>

CD 5

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Sepulveda Boulevard and National Boulevard No. 1 Street Lighting District.

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

- 1. DENY the protests and confirm the assessments.
- 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 March 19, 2014)

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

PUBLIC HEARING CLOSED

ITEM NO. (7)

<u>13-1629</u>

CD 11

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Brooks Avenue and 7th 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 March 19, 2014)

PUBLIC HEARING CLOSED

ITEM NO. (8)

<u>13-1676</u>

CD 10

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the New Hampshire Avenue and 7th 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 March 19, 2014)

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

PUBLIC HEARING CLOSED

ITEM NO. (9)

<u>13-1677</u>

CD 7

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Terra Bella Street and Hunnewell Avenue Street Lighting District.

- 1. DENY the protests and confirm the assessments.
- 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 CLOSED

ITEM NO. (10)

<u>13-1706</u>

CD 5

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

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

- 1. DENY the protests and confirm the assessments.
- 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 March 19, 2014)

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

PUBLIC HEARING CLOSED

ITEM NO. (11)

13-1712

CD 7

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Laurel Canyon and San Fernando Mission Boulevards Street Lighting District.

- 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

(Public Hearing held March 19, 2014)

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

PUBLIC HEARING CLOSED

ITEM NO. (12)

<u>13-1713</u>

CD 13

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Tularosa Drive and Descanso Avenue Street Lighting District.

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

- 1. DENY the protests and confirm the assessments.
- 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 March 19, 2014)

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

PUBLIC HEARING CLOSED

ITEM NO. (13)

13-1714

CD 9

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Main Street and Martin Luther King, Jr. Boulevard Street Lighting District.

- 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 March 19, 2014)

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

PUBLIC HEARING CLOSED

ITEM NO. (14)

<u>13-1715</u>

CD 1

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Eagle Rock Boulevard and Avenue 43 Street Lighting District.

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

- 1. DENY the protests and confirm the assessments.
- 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 March 19, 2014)

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

PUBLIC HEARING CLOSED

ITEM NO. (15)

14-0072

CD 5

HEARING PROTESTS against the proposed improvement and maintenance of the Strathmore Drive and Levering Avenue Street Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Strathmore Drive and Levering 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 February 5, 2014 - Continue hearing and present Ordinance on April 30, 2014 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

Adopted, (10); Absent: Buscaino, Cedillo, Krekorian, Martinez, Parks (5)

PUBLIC HEARING HELD - CONTINUED HEARING AND ORDINANCE TO BE PRESENTED ON APRIL 30, 2014

ITEM NO. (16)

14-0073

CD 6

HEARING PROTESTS against the proposed improvement and maintenance of the Sherman Way and Amestoy Avenue Street Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Sherman Way and Amestoy 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 February 5, 2014 - Continue hearing and present Ordinance on April 30, 2014 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

Adopted, (10); Absent: Buscaino, Cedillo, Krekorian, Martinez, Parks (5)

PUBLIC HEARING HELD - CONTINUED HEARING AND ORDINANCE TO BE PRESENTED ON APRIL 30, 2014

ITEM NO. (17)

14-0074

CD 6

HEARING PROTESTS against the proposed improvement and maintenance of the Oxnard Street and Vesper Avenue Street Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Oxnard Street and Vesper 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 February 5, 2014 - Continue hearing and present Ordinance on April 30, 2014 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

Adopted, (10); Absent: Buscaino, Cedillo, Krekorian, Martinez, Parks (5)

PUBLIC HEARING HELD - CONTINUED HEARING AND ORDINANCE TO BE PRESENTED ON APRIL 30, 2014

ITEM NO. (18)

14-0075

CD 4

HEARING PROTESTS against the proposed improvement and maintenance of the Cahuenga Boulevard and Hillpark Drive Street Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Cahuenga Boulevard and Hillpark Drive 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 February 5, 2014 - Continue hearing and present Ordinance on April 30, 2014 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

Adopted, (10); Absent: Buscaino, Cedillo, Krekorian, Martinez, Parks (5)

PUBLIC HEARING HELD - CONTINUED HEARING AND ORDINANCE TO BE PRESENTED ON APRIL 30, 2014

Items for which Public Hearings Have Been Held

ITEM NO. (19)

14-0302

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the appointment of Mr. David Malcolm Carson to the South Los Angeles Area Planning Commission.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. David Malcolm Carson to the South Los Angeles Area Planning Commission for the term ending June 30, 2014, and for the subsequent term ending June 30, 2019 is APPROVED and CONFIRMED. Mr. Carson resides in Council District 10. (Current Commission gender composition: M=1; F=4)

Financial Disclosure Statement: Pending.

Background Check: Completed.

Community Impact Statement: None submitted.

TIME LIMIT FILE - APRIL 24, 2014

(LAST DAY FOR COUNCIL ACTION - APRIL 23, 2014)

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

ITEM NO. (20)

<u>14-0301</u>

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the appointment of Ms. Daphne Brogdon to the Central Los Angeles Area Planning Commission.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Daphne Brogdon to the Central Los Angeles Area Planning Commission for the term ending June 30, 2016, is APPROVED and CONFIRMED. Ms. Brogdon resides in Council District 10. (Current Commission gender composition: M=2; F=3)

Financial Disclosure Statement: Filed.

Background Check: Completed.

Community Impact Statement: None submitted.

TIME LIMIT FILE - APRIL 24, 2014

(LAST DAY FOR COUNCIL ACTION - APRIL 23, 2014)

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

ITEM NO. (21)

14-0101

CD 1, 10 PUBLIC ANNOUNCEMENT OF BALLOT TABULATION and ORDINANCE

FIRST CONSIDERATION relative to establishment of the Byzantine Latino Quarter-Pico Property Business Improvement District (District), pursuant to Section 53753 of the California Government Code, Section 36600 et seq. of the California Streets and Highways Code and Article XIII D of the California Constitution.

Recommendations for Council action, if the tabulation of ballots indicates majority support, SUBJECT TO THE APPROVAL OF THE MAYOR:

- 1. PRESENT and ADOPT the accompanying ORDINANCE establishing the Byzantine Latino Quarter-Pico Property Business Improvement District and confirming the assessments to be levied upon properties within the BID, as described in the Management District Plan.
- 2. AUTHORIZE the City Clerk, subject to approval of the City Attorney, to prepare, execute and administer an operating agreement between the City and the Los Angeles Neighborhood Initiative, Inc., for administration of the District.

<u>Fiscal Impact Statement</u>: The City Clerk reports that direct costs associated with Department administrative expenses will be charged to the District and will be recovered from assessments collected.

There are currently three City-owned, real properties included in the list of properties to be assessed within the boundaries of the District, as disclosed in the Management District Plan and as required under existing state BID legislation. All three of these properties are controlled by General Fund Departments. Funding is available in the Business Improvement District Trust Fund 659 to pay the General Fund share of assessments for the first operating year.

Community Impact Statement: None submitted.

(Pursuant to Council action on Tuesday, April 8, 2014 and adoption of Ordinance No. 182892 on February 11, 2014.)

Adopted, (12); Absent: Buscaino, Cedillo, Krekorian (3)

ITEM NO. (22)

13-0946

CONTINUED CONSIDERATION OF PUBLIC WORKS AND GANG REDUCTION COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to amending Section 62.00 and Subsection (b) of Section 62.61 of Article 2 of Chapter VI of the Los Angeles Municipal Code (LAMC) to codify and increase the Peak Hour Compliance Fee associated with work along street classifications subject to work hour restrictions.

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

- 1. ADOPT the determination by the City Attorney that the proposed action is not applicable under the California Environmental Quality Act (CEQA) as provided in 15378(b)(4) of the State CEQA Guidelines. The CEQA does not apply to the creation of government funding mechanisms or other government fiscal activities that do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment. The draft ordinance is therefore not subject to CEQA because it codifies and increases the Peak Hour Compliance Fee. The ordinance does not commit the City to any specific project that may result in a potentially significant environmental impact.
- PRESENT and ADOPT the accompanying ORDINANCE amending Section 62.00 and Subsection (b) of Section 62.61 of Article 2 of Chapter VI of the LAMC to codify and increase the Peak Hour Compliance Fee associated with work along street classifications subject to work hour restrictions.

<u>Fiscal Impact Statement</u>: 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.

(Continued from Council meeting of March 19, 2014)

Adopted, (12); Absent: Buscaino, Cedillo, Krekorian (3)

ITEM NO. (23)

14-0267

CD 14

ADDENDUM TO ENVIRONMENTAL IMPACT REPORT. MITIGATION MONITORING PROGRAM. OF STATEMENT OVERRIDING USE CONSIDERATIONS. PLANNING AND LAND MANAGEMENT COMMITTEE REPORT. ORDINANCES FIRST CONSIDERATION and RESOLUTION relative to a General Plan Amendment and a zone and height district change for 1550 North San Pablo Street.

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

1. ADOPT the Addendum to the certified Environmental Impact Report (EIR) (ENV-2004-1950-EIR), as provided in the environmental evaluation of the EIR.

- 2. ADOPT FINDINGS made pursuant to and in accordance with Section 21081 of the Public Resources Code and the Statement of Overriding Considerations prepared by the Department of City Planning.
- ADOPT the FINDINGS made pursuant to and in accordance with Section 21081.6 of the California State Public Resources Code, the Mitigation Monitoring Program as the Findings of Council and ADOPT the Mitigation Monitoring Program.
- 4. ADOPT the FINDINGS of the Los Angeles City Planning Commission (LACPC) as the Findings of the Council.
- 5. ADOPT the accompanying RESOLUTION as recommended by the Mayor, the Director of Planning and the LACPC APPROVING the proposed General Plan Amendment to the Northeast Los Angeles Community Plan from Limited Industrial to General Commercial for the construction of a 178-unit graduate student housing building and childcare facility, for a total building area of 264,224 square feet on approximately 2.82 acre portion of the 7.7 acre site, for property located at 1550 North San Pablo Street.
- 6. PRESENT and ADOPT the accompany ORDINANCES, approved by the Director of Planning, effecting a zone and height district change from CM-1 and [T][Q]CM-1 to [T][Q]C2-2 for property at 1550 North San Pablo Street, subject to modified Conditions of Approval, attached to the Council file.
- 7. REMOVE (T) Tentative classification as described in detail on the sheet(s) attached to the Council file.
- 8. INSTRUCT the Department of City Planning to update the General Plan and appropriate maps pursuant to this action.
- 9. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.
- 10. 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.
- 11. 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.

<u>Fiscal Impact Statement</u>: 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 - MAY 13, 2014

(LAST DAY FOR COUNCIL ACTION - MAY 13, 2014)

Adopted, (12); Absent: Buscaino, Cedillo, Krekorian (3)

ITEM NO. (24)

13-1284

PERSONNEL AND ANIMAL WELFARE COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to making the trapping of wildlife in the City of Los Angeles more humane.

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

PRESENT and ADOPT the accompanying ORDINANCE adding Sections 53.06.3(d) to the Los Angeles Municipal Code to prohibit the use of inhumane animal traps or snares in the City of Los Angeles and permit the Department of Animal Services (DAS) to promulgate reasonable rules and regulations with respect to the visitation scheduled and placement of traps, type, and use of permissable bait and the treatment of trapped animals to minimize the suffering of the animal.

<u>Fiscal Impact Statement</u>: The DAS reports that there is no fiscal impact. Commercial trappers should be able to transition to more humane trapping methods with minimal impact on their businesses.

<u>Community Impact Statement</u>: None submitted.

Adopted - TO THE MAYOR FORTHWITH, (14); Absent: Buscaino (1)

ITEM NO. (25)

14-0409

PERSONNEL AND ANIMAL WELFARE COMMITTEE REPORT and ORDINANCES FIRST CONSIDERATION relative to 2014-15 and 2015-16 and related technical adjustments to the Los Angeles Municipal Code (LAAC) for non-represented employees.

THE MAYOR:

- 1. PRESENT and ADOPT the accompanying ORDINANCE amending Schedule A of LAAC Section 4.61 to implement the salary ranges and rates for non-represented employees as listed in Attachments A I and A II of the April 3, 2014 City Administrative Officer (CAO) report, attached to the Council file, and for non-represented General Managers as Listed in Attachment B of the April 3, 2014 CAO report, attached to the Council file, to be operative June 29, 2014, December 28, 2014, and June 28, 2015, respectively.
- 2. PRESENT and ADOPT the accompanying ORDINANCES amending various sections of the LAAC to provide technical and housekeeping changes:
 - a. Amending Section 4.62.2 pertaining to reducing the supervisory differential from 5.5 percent to approximately 2.75 percent.
 - b. Amending Section 4.90 pertaining to salary step placement on initial appointment to City service to require authorization by the CAO for advance step hiring.
 - c. Amending Section 4.91 pertaining to salary step placement upon assignment to a different position to include salary rate comparisons involving 15-step salary ranges, revise the minimum increase from 5 percent to 2.75 percent for non-represented employees, and add language to clarify step placement upon return to a lower level position.
 - d. Amending Section 4.92 pertaining to salary step advancement to provide updated language to reflect current City practice and to add language to reflect the establishment of 15-step salary ranges for non-represented classifications.
 - e. Amending Section 4.95 pertaining to salary adjustments following a change of position to clarify that no employee shall be employed concurrently in more than one full-time position.
 - f. Amending Section 4.112 pertaining to time off with pay for personal business to reflect that the use of accrued unused vacation or overtime may be taken in minimum one-half hour increments instead of one-hour increments.
 - g. Amending Sections 4.113 and 4.114 pertaining to overtime for Fair Labor Standards Act (FLSA)- exempt employees to reference a non-represented classification and modify the level for salaried employees.
 - h. Amending Section 4.129 pertaining to Family and Medical

Leave for non-represented employees to revise the eligibility from 1,040 hours worked to 1,250 hours worked consistent with the Family and Medical Leave Act and the California Family Rights Act.

- i. Amending Section 4.203 pertaining to payroll deductions to clarify the organizations authorized to receive funds through payroll deductions.
- j. Amending Section 4.236 pertaining to an automobile allowance for General Managers and Elected Officials to clarify the limitation in receiving additional transportation benefits under the City's Rideshare Program.
- k. Amending Section 4.245.1 pertaining to vacation hours for non-represented executive and managerial positions, to delete classifications that have been accreted into a bargaining unit and clarify the receipt of vacation hours following initial appointment to the City and subsequent monthly vacation hour accrual for the non-represented classifications.
- Amending Section 4.307 pertaining to health insurance for non-represented employees to increase the additional employee contribution toward health plan premium costs from 5 percent to 10 percent, update the provision on the non-Kaiser Full-Network HMO option, and add a new provision for Affordable Care Act coverage for eligible employees.
- m. Amending Section 4.307.4 pertaining to life insurance for non-represented executive and managerial positions, to continue the benefit for enrollments prior to July 1, 2014.
- n. Amending Section 4.309 to include non-represented employees in the City's Rideshare Program consistent with City practice.
- o. Amending Section 4.820 to clarify the organizations that may register to represent City employees.
- 3. AUTHORIZE the CAO and Controller to correct any clerical errors in the MOU, or if approved by the City Attorney, any technical errors in the Ordinances listed in Recommendation Nos. 1 and 2.

<u>Fiscal Impact Statement</u>: The CAO reports that no additional appropriation of funds is required as all impacted departments will be required to absorb the cost of these adjustments within existing budgeted funds. The estimated net cost to the General Fund of the recommendations contained in this report for Fiscal Year (FY) 2014-15 is \$3.1 million and \$3.3 million for FY 2015-16.

Community Impact Statement: None submitted.

Adopted - TO THE MAYOR FORTHWITH, (12); Absent: Buscaino, Cedillo, Krekorian (3)

ITEM NO. (26)

<u>13-1671</u>

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

Recommendation for Council action:

NOTE and FILE the March 4, 2014 Personnel Department report relative to the Consolidated Reasonable Accommodation Report for the Second Quarter of FY 2013-14.

<u>Fiscal Impact Statement</u>: Not applicable.

Community Impact Statement: None submitted.

Adopted, (12); Absent: Buscaino, Cedillo, Krekorian (3)

ITEM NO. (27)

11-0255

PUBLIC SAFETY COMMITTEE REPORT relative to the Fiscal Year (FY) 2013-14 Underserved Victim Advocacy and Outreach Program grant award for use by the City Attorney's Office.

- APPROVE and AUTHORIZE the City Attorney, or designee, to execute the FY 2013-14 Underserved Victim Advocacy and Outreach Program grant award between the City of Los Angeles and the California Office of Emergency Services for the period October 1, 2013 to September 30, 2014, subject to the review of the City Attorney as to form and legality.
- 2. AUTHORIZE the City Attorney, or designee, to accept the grant award in the amount of \$125,000 for funding the Underserved Victim Advocacy and Outreach Program for the period October 1, 2013 to September 30, 2014.

3. AUTHORIZE the Controller to:

- a. Establish a receivable in the amount of \$125,000 within Fund 368/12.
- b. Establish a new appropriation account within Fund 368, as follows:

Account Title Amount
12K401 FY 13-14 UV Program \$125,000

- c. Upon receipt of grant funds, transfer up to \$84,737 from Fund 368/12, Account 12K401 to Fund 100/12, Revenue Account 5301, Reimbursement from Other Funds/Dept.
- 4. AUTHORIZE the City Administrative Officer (CAO), or designee, to approve the Certification of Assurance of Compliance.
- 5. AUTHORIZE the City Attorney to prepare Controller instructions for any necessary technical adjustments for this action, subject to the approval of the CAO; and, AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports that the total cost of the Underserved Victim Advocacy and Outreach Program is \$136,629, of which \$125,000 will be reimbursed by the California Office of Emergency Services for salaries, fringe benefits and expenses. The General Fund impact will be \$11,629 for overhead costs (partial fringe benefits, central services and department administration), which are not reimbursed by the grant. The grant's match requirement has been waived for the City Attorney's Office. The above recommendations are in compliance with City financial policies in that budgeted appropriations will be balanced against receipts expected from this grant.

Community Impact Statement: None submitted.

Adopted, (12); Absent: Buscaino, Cedillo, Krekorian (3)

ITEM NO. (28)

13-0922

TRANSPORTATION COMMITTEE REPORT relative to contracts with Ampco Parking System, Modern Parking, Inc., and SP Plus Municipal Services for the management and maintenance of 24 parking lots owned by the City of Los Angeles.

- APPROVE and AUTHORIZE the General Manager, Los Angeles
 Department of Transportation (LADOT), to execute a five-year contract
 with an option to extend for one additional three-year term with each of
 the following selected contractors, subject to the approval of the City
 Attorney as to form and legality, as follows:
 - a. Ampco Parking System to operate the Downtown/Mid-city lot group, with the exception of the Mangrove parking lot (Lot #753), at a cost not to exceed \$10,025,333, excluding a possible five percent incentive payment. Inclusion of the Mangrove parking lot as part of the contract will be effective on November 2, 2013, or thereafter, once the current bond is defeased and refinanced with MICLA taxable commercial paper.
 - b. Ampco Parking System to operate the Valley lot group at a cost not to exceed \$16,006,652, excluding a possible five percent incentive payment.
 - c. Modern Parking Inc., to operate the Hollywood lot group at a cost not to exceed \$14,470,208, excluding a possible five percent incentive payment.
 - d. Modern Parking Inc., to operate the West Los Angeles lot group at a cost not to exceed \$13,333,721 per year, excluding a possible five percent incentive payment.
 - e. SP Plus Municipal Services to operate the Hollywood and Highland parking lot (Lot No. 745) at a cost not to exceed \$32,065,504, excluding a possible five percent incentive payment, effective November 2, 2013 or thereafter, once the current bond is defeased and refinanced with MICLA taxable commercial paper.
- 2. APPROVE the following amendments to the draft contract language for all of the proposed parking management contracts:
 - a. Replace Section 3.3 with the following: Each year on July 1 throughout the term of this Operating Agreement, the monthly compensation and the cost of supplementary services shall be revised annually by an amount calculated on a 12 month average with the most recently published Consumer Price Index (CPI), with the 12 month period to be determined by LADOT and will thereafter become the monthly compensation paid for the next twelve months. As used herein, the defined term 'CPI' shall mean the Consumer Price Index for All Items, Not Seasonally Adjusted, All Urban Consumers for the Los Angeles-Riverside-Orange County, California Area most recently published by the Bureau of Labor Statistics of the U.S. Department of Labor. In no event shall the CPI adjustment exceed six percent (6%) for any such annual increase.
 - b. Retain language in the Ampco System Parking and Modern Parking,

Inc., Section 13.2, in which parking rate recommendations can be reported on a monthly basis by the operators, and in SP Plus Municipal Services, Section 14.3, an additional item in which parking rate recommendations can be made by the operator.

c. Retain language in the Ampco System Parking, Modern Parking, Inc., and SP Plus MunicipalServices contracts requiring compliance with current City policies regarding the use of City owned, operated parking facilities by film and television production companies.

3. INSTRUCT the LADOT to:

- a. Negotiate the proposed annual CPI Adjustment in Section 3.3 to include language that prohibits operator's from receiving an annual adjustment if they fail to meet the established baseline revenue.
- b. Work with the Operators to define "service expansion" in Section 3.7 prior to contract execution to prevent potential legal challenges related to potential incentive payments.
- c. Work with the City Attorney's Office to review Ordinance No. 182283 (Adopted October 2012) and determine if the bond posting requirement is applicable to LADOT's contracted operators; and, INSTRUCT LADOT, if the Ordinance be applicable, to add language, subject the approval of City Attorney as to form and legality, to the draft contract.
- d. Work with the Office of Finance and the City Administrative Officer (CAO) to explore potential cost savings by charging a convenience fee for debit/credit card payments rather than all service charges being paid directly by the City, and report to Council.
- 4. INSTRUCT the Personnel Department to develop a process whereby full-time Department of General Services (GSD) employees will be offered placement in other City departments through regular transfers, provisions of Charter Section 1014, and the Transitional Worker Program, and to start the process of placing employees in accordance with the operational needs; and, to work with City departments to identify civil service exempt half-time positions for placement opportunities for GSD as-needed civil service exempt employees that have attained half-time status and to start the process of the placements to, occur in accordance with the operational needs.

<u>Fiscal Impact Statement</u>: The CAO reports that this action will not impact to the General Fund. Funding is available for the proposed contracts from the Special Parking Revenue Fund. Funding in subsequent years of the contract and will be provided in those fiscal year budgets. Lastly, the Special Parking Revenue Fund 5-year Plan approved by the City Council assumes the cost associated with these contracts. The above recommendations comply with City financial policies in that sufficient special funds revenues are available and eligible for

Community Impact Statement: None submitted.

Adopted - TO THE MAYOR FORTHWITH, (14); Absent: Buscaino (1)

ITEM NO. (29)

14-0119

CD 8 BUDGET AND FINANCE COMMITTEE REPORT relative to the below market value sale of personal computers to the Watts Learning Center.

Recommendations for Council action, pursuant to Motion (Parks - O'Farrell):

- 1. FIND that the Watts Learning Center is eligible to purchase ten computers at below market value (\$1.00 each), in accordance with Los Angeles Administrative Code Sec. 22.547 (Donation of Surplus City Equipment), as discarding/recycling/transporting the surplus equipment produces a net financial cost to the City which can be documented.
- 2. REQUEST the City Attorney to expedite preparation of the appropriate documents to effectuate the sale and transfer of the above identified surplus equipment at below market value to Watts Learning Center.
- 3. INSTRUCT the City Clerk to inform the Watts Learning Center [Kelly Baptiste, (323) 754-9900, 310 West 95th Street, Los Angeles, CA 90003] that the surplus equipment must be claimed within 60 days from the date of Council approval of the request after which time it will revert to the City's surplus equipment pool for disposal by the Department of General Services.

<u>Fiscal Impact Statement</u>: The Chief Legislative Analyst reports that the sale of ten personal computers to the Watts Learning Center is consistent with the City's Financial Policies since discarding, recycling, or transporting the equipment produces a net financial cost to the City. This sale will increase the General Fund by \$10.00. As the equipment has no market value, the City will not forgo any revenue by donating this equipment rather than selling it on the open market.

<u>Community Impact Statement</u>: None submitted.

ITEM NO. (30)

<u>13-1515</u>

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to a report from the Department of City Planning on the Condition Compliance Section.

Recommendation for Council action:

RECEIVE and FILE the report from the Department of City Planning dated March 19, 2014 on the Condition Compliance Section.

Fiscal Impact Statement: Not applicable.

<u>Community Impact Statement</u>: None submitted.

Adopted, (12); Absent: Buscaino, Cedillo, Krekorian (3)

ITEM NO. (31)

<u>13-0510</u>

PUBLIC SAFETY COMMITTEE REPORT relative to the Fiscal Year (FY) 2013 Emergency Management Performance grant award for use by the Emergency Management Department (EMD).

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

AUTHORIZE the General Manager, EMD, or designee, to:

- a. Accept the FY 2013 Emergency Management Performance grant award in the amount of \$615,363 from the Federal Emergency Management Agency for the grant performance period of July 1, 2013 to June 30, 2014.
- b. Execute the subrecipient agreement (attached to the Council file), between the City of Los Angeles and the County of Los Angeles, in the amount of \$615,363 for a term of July 1, 2013 to June 30, 2014, for the acceptance of the Emergency Management Performance grant award, subject to the approval of the City Attorney as to form and legality.
- c. Deposit the Emergency Management Performance grant award funds received under the subrecipient agreement into the General Fund 100/35, Revenue Source Code 3702, Emergency Management Assistance.
- d. Prepare Controller instructions for any technical adjustments consistent

with this action, subject to the approval of the City Administrative Officer (CAO); and, Authorize the Controller to implement the instructions.

<u>Fiscal Impact Statement</u>: The CAO reports that this action will not impact the General Fund. Acceptance of the FY 2013 Emergency Management Performance grant award in the amount of \$615,363 will provide support for the City's emergency management programs. The above recommendations are in compliance with City financial policies in that grant funds are sufficient to support the grant activities.

Community Impact Statement: None submitted.

Adopted, (12); Absent: Buscaino, Cedillo, Krekorian (3)

ITEM NO. (32)

14-0320

BUDGET AND FINANCE COMMITTEE REPORT relative to authorizing a contract amendment with Sotomayor & Associates, LLP to conduct the Communications User Tax Audit Program.

Recommendation for Council action:

AUTHORIZE the Director of Finance, or designee, to amend Contract No. C-118639 with Sotomayor & Associates, LLP to conduct the Communications User Tax Audit Program, in compliance with Measure S, for a total amount not to exceed \$209,710.

<u>Fiscal Impact Statement</u>: The City Administrative Officer reports that funding is available in Department 39, Fund 100, Account 3040 (Contractual Services). This recommendation is in compliance with the City's Financial Policies in that there is no additional impact on the General Fund.

Community Impact Statement: None submitted.

Adopted, (12); Absent: Buscaino, Cedillo, Krekorian (3)

ITEM NO. (33)

14-0407

PERSONNEL AND ANIMAL WELFARE COMMITTEE REPORT relative to 2013-16 Memoranda of Understanding (MOU) with the Engineers and Architects Association (EAA) for MOUs 1, 19, 20, and 21.

Recommendations for Council action:

- 1. APPROVE the 2013-16 MOU for EAA bargaining units 1, 19, 20, and 21.
- 2. AUTHORIZE the City Administrative Officer (CAO) and the Controller to correct any clerical errors in the MOU, or if approved by the City Attorney, any technical errors.

<u>Fiscal Impact Statement</u>: The CAO reports that implementation of the provisions of MOUs 1, 19, 20, and 21 would result in an ongoing financial obligation of \$16.2 million to the General Fund. Active employee health care contributions of ten percent of premium will result in an annual savings of \$5.3 million with further savings from lowering entry level salaries, narrowing step movement, and implementing other adjustments in the revised salary stem structure.

Community Impact Statement: None submitted.

Adopted, (12); Absent: Buscaino, Cedillo, Krekorian (3)

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

ITEM NO. (34)

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-S156

CD 4 5635 North Denny Avenue (Case No. 439180) Assessor I.D. No. 2415-018-005

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

ITEM NO. (35)

08-0010-S20

MOTION (PRICE - WESSON) relative to reaffirming the reward offer in the deaths of Clifton Hibbert Jr. and Kenneth Patterson on April 15, 2008, for an additional six months.

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

REAFFIRM Council's findings and REINSTATE the reward offer relative to the deaths of Clifton Hibbert Jr. and Kenneth Patterson (Council action of April 15, 2008) for an additional period of six months from the publication of the renewed offer of reward by the Office of the City Clerk and, further, that the sum of \$75,000 shall be the aggregate maximum sum of any payment or payments of a City reward in this instance.

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

ITEM NO. (36)

<u>14-0010-S8</u>

MOTION (PRICE - WESSON) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the murder of Raymond Rice on February 7, 2014.

- 1. PROVIDE an offer of reward in the amount of \$50,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the murder of Raymond Rice.
- 2. FIND that this offer of reward is consistent with and taken for the immediate protection of the public peace, health and safety of local residents, as well as visitors to the City, and is consistent with the need to arrest and convict the person or persons who, because of not being apprehended, could be their actions further terrorize and present a continuing and immediate menace to the rights of persons in the City.

- 3. FIND that the subject reward complies with the provisions of Chapter 12, Article 1, Division 19, of the Los Angeles Administrative Code.
- 4. DIRECT the City Clerk to publish the required notices and/or advertisements to effectuate this reward.

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

ITEM NO. (37)

<u>14-0392</u>

CD 13

MOTION (O'FARRELL - BONIN) relative to funding for the preparation of a design/bid package of speed hump(s) on Rosanna Street in Council District 13.

Recommendation for Council action:

AUTHORIZE the Los Angeles Department of Transportation to accept the sum of \$2,000 from Mountains Recreation and Conservation Authority for deposit into Fund No. 840/94/Balance Sheet, Account No. 2200 (Miscellaneous Deposits) for the preparation of a design/bid package of speed hump(s) on Rosanna Street.

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

ITEM NO. (38)

14-0393

CD 9 MOTION (PRICE - WESSON) relative to funding for further support of community services in Council District Nine.

- 1. TRANSFER/APPROPRIATE \$75,000 in AB1290 Fund No. 53P, Account No. 281209 (CD 9 Redevelopment Projects Services) to the General City Purposes Fund No. 100/56, Account No. 0709 (CD 9 Community Services) for further support of community services in Council District Nine.
- 2. AUTHORIZE the City Clerk to make any technical corrections or clarifications or revisions to the above fund transfer instructions, including any new instructions, in order to effectuate the intent of this Motion.

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

ITEM NO. (39)

14-0394

CD 5

MOTION (KORETZ - KREKORIAN) relative to installing street banners announcing the "Pick Pico Fair" on June 1, 2014.

Recommendations for Council action:

- 1. APPROVE the street banner program supported by the Westside Neighborhood Council, as a City of Los Angeles non-event street banner program.
- 2. APPROVE the content of the street banners, as attached to the Council file.

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

ITEM NO. (40)

<u>14-0395</u>

MOTION (BLUMENFIELD - BONIN) relative to funding for the special reception on April 3, 2014, for the Latina Lawyers Bar Association in the City Hall Tom Bradley Room.

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

APPROPRIATE \$174 from the Unappropriated Balance Fund No. 100/58 to the General Services Fund No. 100/40, Account No. 1070 (Salaries - As Needed), for services in connection with the April 3, 2014 Council District Three special reception for the Latina Lawyers Bar Association in the City Hall Tom Bradley Room - said funds to be reimbursed to the General Fund by the Latina Lawyers Bar Association.

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

ITEM NO. (41)

FINAL MAPS in the various Council Districts.

Recommendation for Council action:

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

(a)

14-0400

CD 13

FINAL MAP OF PARCEL MAP L.A. NO. 2003-4832 located at 1965 West Avalon Street, lying between Avalon Street and Alvarado Street, southerly of Ewing Street.

(Bond No. C-123438) (Quimby Fee: \$3,028)

Subdivider: Echo Park Green Haus, LLC; Surveyor: Prutz and Associates

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

MAP AND BOND APPROVED - CITY ENGINEER REPORT ADOPTED

Closed Session

ITEM NO. (42)

The City Council shall recess to Closed Session pursuant to Government Code Section 54957.6, to confer with the City Administrative Officer relative to labor negotiations and bargaining instructions in relation to the following 19 Memoranda of Understanding (MOU): MOU No. 2, Building and Trades Rank and File; MOU No. 3, Clerical; MOU No. 4 Equipment Operation and Labor; MOU No. 6, Librarian; MOU No. 7, Recreation Assistant; MOU No. 8, Professional Engineering and Scientific; MOU No. 9, Plant Equipment Operation and Repair; MOU No. 10, Professional Medical; MOU No. 11, Recreational; MOU No. 12, Supervisory Blue Collar; MOU No. 13, Supervisory Building Trades and Related Employees; MOU No. 14, Service Crafts; MOU No. 15, Service Employees; MOU No. 16, Supervisory Librarian; MOU No. 17, Supervisory Professional Engineering and Scientific; MOU No. 18, Safety/Security; MOU No. 34, Crossing Guard; MOU No. 36, Management Employees; and, MOU No. 37, Executive Administrative Assistant.

MEETING HELD - NO ACTION TAKEN

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

14-0011-S4 MOTION (LABONGE - CEDILLO) relative to funding for the installation of the Zoo Drive Bridge Deliniator at the Los Angeles Zoo.

12-1000-S3 MOTION (HUIZAR - O'FARRELL) relative to Community Transformation Grant funds from the Los Angeles County Health Department to incorporate a Health and Wellness Element of the General Plan.

14-0440 MOTION (WESSON - PRICE - BONIN) relative to expanding and integrating existing Work-Source Center services to target the student and family populations at Optimizing Access to Service Integrating Success schools, including commitments to regularly make these services directly available to these populations.

14-0441 MOTION (WESSON - PRICE) relative to a software licensing agreement for Shop the 10th under City Contract No. C-123665.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

14-0004-S1 The 9th Annual South East European Film Festival LaBonge - Krekorian

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

14-0003-S1 Reverend Monsignor H. Gerald McSorley Huizar - All Councilmembers
Gloria Blanchett Wesson - All Councilmembers
Ben Abernathy Parks

ENDING ROLL CALL

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

Whereupon the Council did adjourn.

ATTEST: Holly L. Wolcott, INTERIM CITY CLERK

By
Council Clerk PRESIDENT OF THE CITY COUNCIL