

Los Angeles City Council, **Journal/Council Proceedings**
Friday, **October 15, 2010**
John Ferraro Council Chamber, Room 340, City Hall - 10 am

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

ROLL CALL - Members present: Alarcón, Hahn, Huizar, Koretz, Krekorian, LaBonge, Reyes, Rosendahl, Wesson, Zine and President Garcetti (11); Absent: Cárdenas, Parks, Perry and Smith (4)

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
OCTOBER 12, 2010

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 9

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

ROLL CALL NUMBER (#) - INDICATES THE ORDER IN WHICH THE ITEMS WERE ACTED
UPON DURING THE COUNCIL MEETING

Items for Which Public Hearings Have Been Held - Items 1-2

Roll Call #1 - Adopted, Ayes (11); Absent: Cárdenas, Parks, Perry and Smith (4)
(Item Nos. 1-2)

ITEM NO. (1) - ADOPTED

[09-1644](#)
[09-2047](#)
[10-0958](#)

AUDITS AND GOVERNMENT EFFICIENCY COMMITTEE REPORT relative to the Fiscal Year (FY) 2007-08 Audit Observations and Recommendations Report; the Municipal Improvement Corporation (MICLA) Financial Statements, Management Discussion, and Analysis Report; and the Cost Allocation Plan (CAP) 32 Audit Report for Central Services and Fringe Benefits.

Recommendation for Council action:

RECEIVE and FILE the Controller reports dated:

- a. June 30, 2009, relative to the FY 2007-08 Audit Observations and Recommendations Report (09-1644).

- b. August 13, 2009, relative to the FY 2007-08 MICLA Financial Statements, Management Discussion, and Analysis Report (09-2047).
- c. June 2, 2010, FY 2007-08 CAP 32 Audit Report for Central Services and Fringe Benefits (10-0958).

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (2) - ADOPTED - SEE FOLLOWING

[09-2665-S1](#)

CD 9

COMMUNICATION FROM THE COMMUNITY REDEVELOPMENT AGENCY (CRA) and RESOLUTIONS relative to a public hearing and disposition of a portion of CRA-owned land at Slauson Avenue and Wall Street to create public open space uses.

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

(Click on the above hyperlink or go to <http://cityclerk.lacity.org/lacityclerkconnect/index.cfm> for background documents.)

ADOPTED

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTIONS relative to disposition of property at Slauson Avenue and Wall Street to the Figueroa Corridor CLT and/or its wholly-owned subsidiary Slauson and Wall Park, LLC. and related requests.

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

1. **HOLD a public hearing pursuant to California Health and Safety Code Sections 33431 and 33433 for the sale of a portion of Community Redevelopment Agency (CRA)-owned property located at 5867 South Los Angeles Street in South Los Angeles (Property) to the Figueroa Corridor CLT and/or its wholly-owned subsidiary Slauson and Wall Park, LLC. (Purchaser) at the fair reuse value of \$2,000,000 and under the terms and conditions in the Purchase and Sale Agreement (Agreement) with the Purchaser for the creation of public open space uses (Project) in the Council District Nine Corridors South of the Santa Monica Freeway Project Area (CD9C Project Area).**
2. **ADOPT the accompanying JOINT RESOLUTION (Attachment B to the CRA report dated September 16, 2010) by the Council and the CRA making findings pursuant to California Health and Safety Code Section 33433 that a) the conveyance of the Property will assist in the elimination of blight by providing public open space; b) the conveyance of the Property is consistent with the Five Year Implementation Plan for the Project Area; and c) the consideration to be received by the CRA is not less than the fair reuse value at its highest and best use.**

3. **ADOPT the accompanying Finding of Benefit JOINT RESOLUTION (Attachment D to the CRA report) by the Council and the CRA making findings that the transfer of \$170,000 from the Bunker Hill Replacement Housing Trust Fund to the Project Area for master planning of the Property for affordable housing, green space and ancillary uses is of benefit to the Bunker Hill Redevelopment Project Area.**
4. **AUTHORIZE the CRA Chief Executive Officer, or designee, to:**
 - a. **Execute a Purchase and Sale Agreement between the CRA and Purchaser for the sale of the CRA-owned Property for the fair reuse value of \$2,700,000, as determined by an October 2010 appraisal, and to take all actions necessary to complete the transaction, subject to the review and approval of the City Attorney as to form and the Department of Public Works, Bureau of Contract Administration for compliance with CRA contracting requirements.**
 - b. **Execute a Property Management Agreement and Purchase Option Agreement that allows for the CRA to repurchase the Property by assuming the Purchaser's Community Development Block Grant funding obligations that will be placed on the Property, pursuant with the Purchase and Sale Agreement, subject to the review and approval of the City Attorney as to form and the Department of Public Works, Bureau of Contract Administration for compliance with CRA contracting requirements.**
 - c. **Execute an amended Exclusive Negotiating Agreement with the Purchaser and the Figueroa Corridor Land Company to provide up to \$170,000 for master planning the housing, green space and ancillary uses on the site as a whole, inclusive of the Property and remaining CRA-owned portion located at the intersection of Slauson Avenue and Wall Street, subject to the review and approval of the City Attorney as to form and the Department of Public Works, Bureau of Contract Administration for compliance with CRA contracting requirements.**
 - d. **Amend the Fiscal Year 2010-2011 CRA Budget and Work Program to transfer \$170,000 of Bunker Hill Replacement Housing Trust Funds from the budgeted line item "Affordable Housing" in the Bunker Hill Project Area to budgeted line item "Affordable Housing" in the CD9C Project Area.**
 - e. **Prepare Controller instructions and/or make any technical adjustments that may be required and are consistent with this action, subject to the approval of the City Administrative Officer (CAO), and authorize the Controller to implement the instructions.**

Fiscal Impact Statement: The CAO reports that there is no impact on the City General Fund. The CRA is bound only by the City Debt Management Policies; the City Financial Policies are not applicable to the CRA. Approval of the recommendations will allow the CRA to execute a Purchase and Sale Agreement with the Figueroa Corridor CLT and/or its wholly-owned subsidiary Slauson and Wall Park, LLC. toward the development of park space (Project) in the Council District Nine Corridors South of the Santa Monica Freeway Project Area.

Community Impact Statement: None submitted.

Items for Which Public Hearings Have Not Been Held - Items 3-10

(10 Votes Required for Consideration)

ITEM NO. (3) - ADOPTED

Roll Call #3 - Adopted, Ayes (8); Noes: Krekorian and Rosendahl (2); Absent: Cárdenas, Parks, Perry, Smith and Wesson (5)

10-1012

COMMUNICATION FROM CHAIR, RULES AND ELECTIONS COMMITTEE relative to a proposed Charter amendment to repeal sections of the City Charter to bring City law into compliance with recent Supreme Court rulings.

Recommendation for Council action:

REQUEST the City Attorney to prepare ballot titles and Resolutions to place a Charter amendment before the voters in March 2011 which are necessary to bring City law into compliance with recent Supreme Court decisions in Citizens United v. Federal Elections Commission and Davis v. Federal Elections Commission.

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

Community Impact Statement: None submitted.

ITEM NO. (4) - ADOPTED

Roll Call #4 - Adopted, Ayes (11); Absent: Cárdenas, Parks, Perry and Smith (4)

10-1542

CD 11

MOTION (ROSENDAHL - SMITH) relative to funding for permit costs for a public right-of-way improvement at the intersection of Castellammare and Sunset Boulevard in Council District 11.

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

1. TRANSFER \$35,620 in the Pipeline Franchise Revenue portion of the Council District 11 Real Property Trust Fund No. 693 to a new account in the Engineering Special Services Fund No. 682/50 to be entitled "Sunset Boulevard Driveway Reconstruction (S/S) from 400 feet to 500 feet northeast of Pacific Coast Highway."
2. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above instructions in order to effectuate the intent of this Motion.

ITEM NO. (5) - ADOPTED

Roll Call #5 - Adopted, Ayes (11); Absent: Cárdenas, Parks, Perry and Smith (4)

[10-1548](#)

CD 8

MOTION (PARKS - PERRY - WESSON) relative to funding for the Taste of Soul cultural/arts event and community festival on October 16, 2010 in Council District Eight.

Recommendations for Council action:

1. UTILIZE \$55,000 in the Council's portion of the Heritage Month Celebration & Special Events line item in the General City Purpose Fund No. 100/56 as follows: \$15,000 to fund any aspect of the Taste of Soul component of the African Marketplace event coordinated by Mothers in Action and \$40,000 to fund any aspect of the Annual Taste of Soul community event sponsored by Mothers in Action.
2. DIRECT the City Clerk to prepare any necessary document(s) with, and/or payment(s) in an amount not to exceed \$55,000 to Mothers in Action, or any other agency or organization, as appropriate, in the above amounts, for the above purposes, subject to the approval of the City Attorney, if needed, and AUTHORIZE the City Clerk to execute any such documents on behalf of the City.
3. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above instructions in order to effectuate the intent of this Motion.

ITEM NO. (6) - ADOPTED

Roll Call #6 - Adopted, Ayes (11); Absent: Cárdenas, Parks, Perry and Smith (4)

[10-1549](#)

CD 7

MOTION (ALARCON - HAHN) relative to funding for the 2011 Fourth of July Celebration at Hansen Dam in Council District Seven.

Recommendations for Council action:

1. UTILIZE \$80,000 in the Lopez Canyon Landfill Community Amenities Trust Fund No. 531/14, Account No. L32, to fund the Fourth of July community celebrations at Hansen Dam, as follows: \$50,000 to fund the 2011 Fourth of July community celebrations at Hansen Dam and \$30,000 to fund outstanding general operating expenses for previous years of the Fourth of July community celebrations at Hansen Dam.
2. DIRECT the City Clerk to prepare the necessary document(s) and/or agreement(s) with Fourth of July Celebration at Hansen Dam Inc. or any other agency or organization, as appropriate, in the above amount, for the above purpose, subject to the approval of the City Attorney as to form and legality, if needed, and AUTHORIZE the Councilmember of the District or the City Clerk individually to execute such agreement or other document(s) on behalf of the City, if needed.

3. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above instructions in order to effectuate the intent of this Motion.

ITEM NO. (7) - ADOPTED

Roll Call #7 - Adopted, Ayes (10); Absent: Cárdenas, Krekorian, Parks, Perry and Smith (5)

[10-0261-S1](#)

CD 7

MOTION (ALARCON - HAHN) relative to funding for the Annual Pacoima Christmas Parade in Council District Seven.

Recommendations for Council action:

1. UTILIZE \$15,000 in the Lopez Canyon Landfill Community Amenities Trust Fund NO. 531/14, Account No. L32, to fund the 43rd Annual Pacoima Christmas Parade.
2. DIRECT the City Clerk to prepare the necessary document(s) and/or agreement(s) with Pacoima Chamber of Commerce or any other agency or organization, as appropriate, in the above amount, for the above purpose, subject to the approval of the City Attorney as to form and legality, if needed, and AUTHORIZE the Councilmember of the District or the City Clerk individually to execute such agreement or other document(s) on behalf of the City, if needed.
3. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above instructions in order to effectuate the intent of this Motion.

**Roll Call #2 - Adopted, Ayes (11); Absent: Cárdenas, Parks, Perry and Smith (4)
(Item Nos. 8-9)**

ITEM NO. (8) - ADOPTED

[10-0010-S40](#)

MOTION (PERRY - GARCETTI) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Cynthia Parker on June 17, 2010.

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 Cynthia Parker on June 17, 2010.
2. FIND that the subject reward complies with the provisions of Chapter 12, Article 1, Division 19, of the Los Angeles Administrative Code.
3. DIRECT the City Clerk to publish the required notices and/or advertisements to effectuate this reward.

ITEM NO. (9) - ADOPTED

10-0010-S39

MOTION (PERRY - GARCETTI) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Donald Ricardo Wyatt on June 20, 2010.

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 Donald Ricardo Wyatt on June 20, 2010.
2. FIND that the subject reward complies with the provisions of Chapter 12, Article 1, Division 19, of the Los Angeles Administrative Code.
3. DIRECT the City Clerk to publish the required notices and/or advertisements to effectuate this reward.

ITEM NO. (10) - ADOPTED

Roll Call #8 - Adopted, Ayes (10); Absent: Cárdenas, Krekorian, Parks, Perry and Smith (5)

10-1547

CD 3

MOTION (HUIZAR - ZINE) relative to initiating street vacation proceedings for Kittridge Street from approximately 375 feet westerly of Yolanda Avenue to its westerly terminus.

Recommendations for Council action:

1. INITIATE street vacation proceedings, pursuant to California Streets and Highways Code, Division 9, Part 3, Public Streets, Highways and Service Easements Vacation Law for Kittridge Street from approximately 375 feet westerly of Yolanda Avenue to its westerly terminus.
2. DIRECT the Bureau of Engineering to investigate the feasibility of this vacation request.
3. DIRECT the Bureau of Engineering to present its report regarding the feasibility of vacating the requested areas to the Public Works Committee.
4. DIRECT the City Clerk to schedule this request for the City Council's consideration at the appropriate time under the City's Street Vacation procedures.

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

[10-1612](#)

MOTION (KORETZ - LABONGE) relative to asserting jurisdiction over the Board of Recreation and Parks Commissioners action on October 6, 2010.

[10-1613](#)

MOTION (REYES - ROSENDAHL) relative to directing the City Clerk to negotiate and execute a supplemental agreement to City Contract No. C-111645.

[09-2570](#)

MOTION (HAHN - LABONGE) relative to funding for the construction of bridge improvements on Gaffey Street in Council District 15.

[10-1615](#)

MOTION (HAHN - KORETZ) relative to funding for the Cabrillo Street Extension Project in Council District 15.

[09-2639](#)

MOTION (HAHN - LABONGE) relative to lease approval for the Watts Neighborhood Council at 10221 Compton Avenue, No. 106A, Los Angeles, CA 90002 in Council District 15.

[10-1616](#)

MOTION (KORETZ - LABONGE) relative to lease approval for the Mid City West Community Council at 543 North Fairfax Avenue, Los Angeles, CA 90036 in Council District Five.

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

[10-1614](#)

RESOLUTION (KORETZ - ROSENDAHL - HUIZAR) relative to declaring October 16, 2010 as Childhood Hunger Day in the City of Los Angeles.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon his request, and without objections, Councilmember Parks was excused from Council session of Friday, October 22, 2010 due to City Business.

Upon his request, and without objections, Council President Garcetti was excused to leave at 11:30 a.m. from Council session of Friday, October 22, 2010 due to City Business.

Upon his request, and without objections, Councilmember Smith was excused from Council session of Wednesday, October 27, 2010 due to City Business.

Upon her request, and without objections, Councilmember Hahn was excused from Council sessions of Tuesday, December 7, 2010 and Friday, December 10, 2010 both due to City Business.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

[10-0004-S3](#) Robert Leary

(LaBonge - Garcetti - Hahn)

Councilmember Garcetti moved, seconded by Councilmember LaBonge, that the Council meeting adjourn, due to the lack of a quorum.

Alarcón, Hahn, Koretz, LaBonge, Reyes, Rosendahl, Zine and President Garcetti (8); Absent: Cárdenas, Huizar, Krekorian, Parks, Perry, Smith and Wesson (7)

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL