Los Angeles City Council, Journal/Council Proceedings
Friday, December 7, 2012
Van Nuys City Hall, 14410 Sylvan Street, Van Nuys, CA 91401 - 10 am

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

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


COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - NONE

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

Item Noticed for Public Hearing - Item 1

ITEM NO. (1) - CONTINUED TO JANUARY 8, 2013

Adopted to Continue, Unanimous Vote (11); Absent: KORETZ, PARKS, PERRY, REYES (4) (Item Nos. 1a-1b)

12-1028 et al.

CONTINUED CONSIDERATION OF HEARING PROTEST, APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien for nuisance abatement costs and/or non-compliance of code violations/Annual Inspection costs, pursuant to Los Angeles Municipal Code (LAMC) and/or Los Angeles Administrative Code (LAAC).

Recommendation for Council action:

HEAR PROTESTS, APPEALS OR OBJECTIONS relative to proposed lien for nuisance abatement costs and/or non-compliance of code violations/annual Inspection costs provided for under the LAMC and the LAAC and CONFIRM said properties.

12-1028 CD 4

a. 3478 North Floyd Terrace aka 3209 North Craig Drive. (Lien: $4,622.14)
b. 10557 North El Dorado Avenue. (Lien: $2,028.46)

(Continued from Council meeting of November 6, 2012)

Items for Which Public Hearings Have Been Held - Items 2-6

ITEM NO. (2) - CONTINUED TO JANUARY 8, 2013

Adopted to Continue, Unanimous Vote (11); Absent: KORETZ, PARKS, PERRY, REYES (4)

CONTINUED CONSIDERATION OF MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change at 8326 North Winnetka Avenue.

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 (CEQA); 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. 12-1183 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 2011-2637-MND] filed on February 17, 2012.

2. ADOPT the FINDINGS of the North Valley Area Planning Commission (NVAPC) as the Findings of the Council.

3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the NVAPC, effecting a zone change from (Q)C2-1L to [Q]C2-1L over the entire site, to eliminate existing (Q) condition numbers one and five and modify condition numbers two and four of Ordinance No. 152167 for the continued use and maintenance of a 3,422 square-foot restaurant and lounge, for property at 8326 North Winnetka Avenue, subject to modified Conditions of Approval attached to the Council file.

Applicant: Steve and Amanda Manukian
Representative: Lee Ambers, California Property Consultants

APCVN-2011-2636-ZC-CUB

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.

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

Community Impact Statement: None submitted.

TIME LIMIT FILE - DECEMBER 7, 2012

(LAST DAY FOR COUNCIL ACTION - DECEMBER 7, 2012)

(Continued from Council meeting of November 9, 2012)

ITEM NO. (3) - ADOPTED - SEE FOLLOWING

Adopted, Ayes (12); Absent: PARKS, PERRY, REYES (3)

12-1409-S1
COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to allowing the Department of Public Works to authorize the use of alternate project delivery methods and the competitive sealed proposal selection process for the Sixth Street Viaduct Replacement Project.

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

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

ADOPTED

PUBLIC WORKS COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to allowing the Department of Public Works to authorize the use of alternate project delivery methods and the competitive sealed proposal selection process for the Sixth Street Viaduct Replacement Project.

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

1. AUTHORIZE the use of the Construction Manager General Contractor (CMGC) project delivery method for the Sixth Street Viaduct Replacement Project.
2. PRESENT and ADOPT the accompanying ORDINANCE prepared by the Office of the City Attorney, allowing the Department of Public Works to let CMGC contracts for the delivery of the Sixth Street Viaduct Replacement Project pursuant to a competitive, sealed-proposal method.

Fiscal Impact Statement: The City Administrative Officer reports that there is no impact to the General Fund. Adoption of these recommendations will result in an administrative action and Ordinance allowing the Bureau of Engineering to use the CMGC project delivery method for the Sixth Street Viaduct Replacement Project.

Community Impact Statement: None submitted.

Adopted, Ayes (11); Absent: KORETZ, PARKS, PERRY, REYES (4) (Item Nos. 4-6)

ITEM NO. (4) - ADOPTED - FORTHWITH

11-1392

ORDINANCE SECOND CONSIDERATION relative to adding Subsection (c) to Section 4.1002 of Chapter 10 of Division 4 of the Los Angeles Administrative Code to allow sworn peace officer personnel, who provide police services for the City, to maintain membership in LACERS when their sworn positions are transferred from the Department of General Services’ Office of Public Safety into Los Angeles Police Department.

(Communication from the City Administrative Officer and City Attorney adopted on November 6, 2012)

(10 VOTES REQUIRED)

[Pursuant to Charter Section 1618 (b)]

ITEM NO. (5) - ADOPTED - SEE FOLLOWING

12-1813

CD 6

COMMUNICATION FROM THE BOARD OF PUBLIC WORKS relative to the California Environmental Quality Act study for the Donald C. Tillman Water Reclamation Plant - Personnel and Multi-Use Facility.

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

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

INITIAL STUDY/MITIGATED NEGATIVE DECLARATION and ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to the California Environmental Quality Act (CEQA) study for the Donald C. Tillman Water Reclamation Plant – Personnel and Multi-Use Facility.

Recommendations for Council action:

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 CEQA; that the Initial Study/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. 12-1813 in the custody of the City Clerk; and ADOPT the CEQA Initial Study/Mitigated Negative Declaration (W.O. SZD11246).

2. ADOPT the Mitigation Monitoring Program, as attached to the Council file.

3. APPROVE the project as described in the Initial Study with the modifications included in the Supplemental Plaza Analysis.

Fiscal Impact Statement: The Board of Public Works reports that the estimated construction cost of the project is approximately $14,000,000 with funding from the Sewer Construction and Maintenance Fund. The project will not impact the General Fund.

Community Impact Statement: None submitted.

ITEM NO. (6) - ADOPTED - SEE FOLLOWING

12-1612

CONSIDERATION OF MOTION (GARCETTI - BUSCAINO) relative to transferring funds in Council District 13 Street Furniture Revenue Fund to Department of Public Works, Bureau of Street Services Fund to various accounts to address sidewalk needs in Atwater Village.

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

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

ADOPTED

PUBLIC WORKS COMMITTEE REPORT relative to transferring funds in Council District 13 Street Furniture Revenue Fund to Department of Public Works, Bureau of Street Services Fund various accounts to address sidewalk needs in Atwater Village.

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

1. TRANSFER $100,000 in CD 13 Street Furniture Revenue Fund No. 43D/50 to Department of Public Works, Bureau of Street Services (BSS) Fund No. 100/86, various accounts as follows to address sidewalk needs at selected locations in Atwater Village:
<table>
<thead>
<tr>
<th>Account</th>
<th>Title</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>001010</td>
<td>Salaries, General</td>
<td>$40,000</td>
</tr>
<tr>
<td>001090</td>
<td>Salaries, Overtime</td>
<td>$20,000</td>
</tr>
<tr>
<td>003030</td>
<td>Construction Expense</td>
<td>$15,000</td>
</tr>
<tr>
<td>003040</td>
<td>Contractual Services</td>
<td>$10,000</td>
</tr>
<tr>
<td>006020</td>
<td>Operating Supplies</td>
<td>$15,000</td>
</tr>
<tr>
<td></td>
<td><strong>Total:</strong></td>
<td><strong>$100,000</strong></td>
</tr>
</tbody>
</table>

2. AUTHORIZE the BSS to make any technical corrections or clarifications to the above fund transfer instructions in order to effectuate the intent of this motion.

3. DIRECT the BSS to review and report back on the feasibility of partnering with a non-profit youth corps organizations such as Americorps to conduct an assessment of Los Angeles sidewalks.

**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.

**Items for Which Public Hearings Have Not Been Held - Items 7-9**

(10 Votes Required for Consideration)

Adopted, Ayes (12); Absent: PARKS, PERRY, REYES (3)

(Item Nos. 7a-7i)

**ITEM NO. (7) - ADOPTED**

**12-0005-S616**

et al. 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 of November 30, 2012:

**12-0005-S616**

CD 1

a. Property at 1126 South Lake Street (Case No. 313484).
   Assessor I.D. No. 5136-018-005

**12-0005-S617**

CD 7

b. Property at 8941 North Columbus Avenue (Case No. 384364).
   Assessor I.D. No. 2654-005-031
ITEM NO. (8) - ADOPTED

Adopted, Ayes (12); Absent: PARKS, PERRY, REYES (3)

COMMUNICATION FROM THE CITY CLERK and RESOLUTION relative to support from the Los Angeles County Registrar-Recorder for the 2013 Municipal Elections.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION requesting that the Los Angeles County Board of Supervisors authorize the Los Angeles County Registrar-Recorder to perform specified election related support services for the conduct of the City of Los Angeles 2013 Primary Nominating and General Municipal Elections, to be held on March 5 and May 21, 2013, respectively.
Fiscal Impact Statement: The City Clerk reports that adoption of the Resolution will not require an additional General Fund appropriation as the funds required to conduct the 2013 municipal elections are already included in the City Clerk’s Fiscal Year 2012-13 operating budget.

Community Impact Statement: None submitted.

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

ITEM NO. (9) - ADOPTED

Adopted, Ayes (12); Absent: PARKS, PERRY, REYES (3)

12-1783

CONSIDERATION OF MOTION (LABONGE - KREKORIAN) relative to the 2012 Valley Mobility Summit.

Recommendation for Council action:

REQUEST that the Executive Director of the San Fernando Valley Council of Governments, and any other key representatives, report to Council with an overview of the topics, discussions, and outcomes of the 2012 Valley Mobility Summit.

Community Impact Statement: None submitted.

(Transportation Committee waived consideration of the above matter)

Adopted, Ayes (12); Absent: PARKS, PERRY, REYES (3)
(Item Nos. 10a-10c)

ITEM NO. (10) - MAD APPROVED - CITY ENGINEER REPORT ADOPTED

12-1862

et al.

FINAL MAPS in the various Council Districts.

Recommendation for Council action:

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

12-1862

CD 4

a. FINAL MAP OF TRACT NO. 64747 located at 4440 Talofa Avenue southerly of Riverside Drive.
   (Bond No. C-121193)
   (Quimby Fee: $18,096.00)
   Applicants: 4440 Talofa Avenue, LLC
   Yoshiaki Miyamoto
b. FINAL MAP OF TRACT NO. 67247 located at 350, 358 and 360 South Alameda Street and 819, 825, 831 and 835 East Fourth Street.
   (Bond No. C-121194)
   (Quimby Fee: $105,636.97)
   Applicants: Alameda and Fourth, LLC
   DCA Civil Engineering Group

12-1864
CD 10

c. FINAL MAP OF TRACT NO. 71760 located at 5903-5907 West Saturn Street, 1455 South Hayworth Avenue and 1458 South Hi Point Street.
   (Bond No. C-121195)
   (Quimby Fee: $33,176.00)
   Applicants: Hi Point LLC
   Pearson Land Surveying

RECONSIDERATION OF ITEM NO. 30 FROM COUNCIL MEETING OF WEDNESDAY, DECEMBER 5, 2012

ADOPTED - FORTHWITH

Adopted, Ayes (10); Noes: GARCETTI (1); Absent: KORETZ, PARKS, PERRY, REYES (4)

12-1764

COMMUNICATION FROM VICE-CHAIR AND MEMBER, TRANSPORTATION COMMITTEE and RESOLUTION relative to the City's policies for parking at inoperable parking meters and pay stations.

SUBMITS WITHOUT RECOMMENDATION the following recommendation of the Los Angeles Department of Transportation (LADOT):

ADOPT the accompanying RESOLUTION to retain the City's current policy prohibiting parking at inoperable parking meters and pay stations.

Fiscal Impact Statement: The LADOT reports that adopting its proposed resolution to retain the Department's current policy prohibiting the parking of vehicle at inoperable parking meters and pay stations would not impact the General Fund. Failure to adopt the resolution would likely result in a significant increase in parking meter vandalism and the loss of millions of dollars annually in parking meter revenue and meter-related citation revenue.

Community Impact Statement: None submitted.
MOTIONS PRESENTED PURSUANT TO RULE NO. 16 - TO BE PLACED ON THE NEXT AVAILABLE AGENDA

12-0011-S32
MOTION (ROENDAHL - KREKORIAN) relative to providing funding to support Phoenix House of Los Angeles.

12-1891
MOTION (ROSENDAHL - WESSON) relative to a contract with Mariposa Landscapes, Inc. (Mariposa) to provide on-going maintenance services for the Venice Canals and Ballona Lagoon.

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

12-0003-S3 - Pearl Harbor Day
Pearl Harbor Day

Dave Brubek
Garcetti - All Councilmembers

Peter James Skrumbis
Buscaino - All Councilmembers

Wendy Orellana
LaBonge - All Councilmembers

Chief Petty Officer Terrell Horne
LaBonge - Buscaino - All Councilmembers

Armenian Earthquake
Krekorian - All Councilmembers

James Ramirez
LaBonge - All Councilmembers

Alarcón, Buscaino, Cárdenas, Englander, Garcetti, Huizar, Krekorian, LaBonge, Rosendahl, Zine and President Wesson (11); Absent: Koretz, Parks, Perry and Reyes (4)

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL
Regular meeting recessed at 11:20
Special meeting convened at 11:20
Special meeting adjourned at 11:31
Regular meeting convened at 11:31