

Los Angeles City Council, **Journal/Council Proceedings**  
Tuesday, **December 4, 2012**  
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 Cárdenas, Englander, Garcetti, Huizar, Krekorian, LaBonge, Rosendahl, Zine and President Wesson (10); Absent: Buscaino, Koretz, Parks, Perry and Reyes (5)**

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF NOVEMBER 20, 2012

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 20

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

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## **Item Noticed for Public Hearing - Item 1**

**ITEM NO. (1) - ADOPTED - SEE FOLLOWING**

[12-1045](#)

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 PROTEST, 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 lien for the following property:

**CONTINUED TO DECEMBER 11, 2012 - REDUCED LIEN AMOUNT TO \$429.30**

**Adopted to Continue, Unanimous Vote (10); Absent: BUSCAINO, KORETZ, PARKS, PERRY, REYES (5)**

[12-1045](#)

CD 3

a. 20952 West Sherman Way. (Lien: \$1,882.82)

(Continued from Council meeting of November 20, 2012)

**RECEIVED AND FILED INASMUCH AS LIEN HAS BEEN PAID**

**Adopted to Receive and File, Unanimous Vote (10); Absent: BUSCAINO, KORETZ, PARKS, PERRY, REYES (5)**

[12-1062](#)

CD 14

b. 6915 North Figueroa Street.

(Lien: \$1,865.60)

(Continued from Council meeting of November 6, 2012)

**Items for Which Public Hearings Have Been Held - Items 2-12**

**ITEM NO. (2) - CONTINUED TO FEBRUARY 5, 2013**

**Adopted to Continue, Unanimous Vote (10); Absent: BUSCAINO, KORETZ, PARKS, PERRY, REYES (5)**

[12-0132](#)

CD 3

CONTINUED CONSIDERATION OF ORDINANCE SECOND CONSIDERATION, approved by the Los Angeles South Valley Area Planning Commission, effecting a zone change from R1-1 to (T)(Q)R3-1 for the proposed construction of a six-unit multiple residential building, two-story over garage, with a maximum 35 feet in height, having a floor area of 9,600 square feet, and 12 parking spaces to be provided on an approximate 7,499 square foot parcel of land for property at 7313 Milwood Avenue, subject to Conditions of Approval.

(Mitigated Negative Declaration, Planning and Land Use Management Committee Report and Findings adopted in Council on April 4, 2012)

(Continued from Council meeting of October 30, 2012)

**ITEM NO. (3) - ADOPTED**

**Adopted, Ayes (10); Absent: BUSCAINO, KORETZ, PARKS, PERRY, REYES (5)**

[09-1714](#)

INFORMATION TECHNOLOGY AND GENERAL SERVICES (ITGS) COMMITTEE REPORT relative to the third amendment to a contract with Computer Sciences Corporations (CSC) for e-mail services.

Recommendations for Council action:

1. AUTHORIZE the interim General Manager, Information Technology Agency (ITA), or designee, to execute Amendment No. 3 to Contract No. C-116359 with the CSC for the Software as a Services E-mail and Collaboration Solution (SECS), in order to exercise the first of the two one-year renewal options provided within the Contract, for a revised term effective four years from November 20, 2009 through November 19, 2013, subject to the approval of the City Attorney.

2. REQUEST that the Information Technology Oversight Committee (ITOC) begin drafting the Request for Proposals for City e-mail, calendaring, and shared documents and to report back to the ITGS Committee in four months with an update on this issue.

Fiscal Impact Statement: The ITOC reports that approval of the recommendations contained in its report dated November 7, 2012, attached to the Council file, will allow the ITA to execute Amendment No. 3 to Contract No. C-116359 with the CSC for the SECS in order to extend the term of the Contract through November 19, 2013. Anticipated Contract expenditures during the term of Amendment No. 3 are \$735,000. The 2012-13 Adopted Budget includes an appropriation of \$755,820 within ITA's Contractual Services Account for this Contract. Therefore, the proposed Amendment No. 3 is in compliance with the City's Financial Policies as budgeted funds are available to fund anticipated Contract expenditures. Approval of the recommendations contained in the ITOC report will also allow ITA to execute a subsequent amendment to the Contract in order to extend the term of the Contract through November 19, 2014. As this additional amendment will be subject to the availability of budgeted funds, approval of this recommendation is also in compliance with the City's Financial Policies.

Community Impact Statement: None submitted.

#### **ITEM NO. (4) - CONTINUED TO JANUARY 4, 2013**

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

[12-0967](#)

CD 13

CONTINUED CONSIDERATION OF MITIGATED NEGATIVE DECLARATION (MND) and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an appeal of the MND for property located at 5241-47 Santa Monica Boulevard and 5238-46 Virginia Avenue.

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 California Environmental Quality Act; that the MND 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. 12-0967 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 MND [ENV-2007-365-MND] filed on October 15, 2010.
2. ADOPT the FINDINGS of the Los Angeles City Planning Commission (LACPC) as the Findings of the Council.

3. RESOLVE TO DENY THE APPEAL filed by Seta Panosian, brought under California Public Resources Code, Section 21151c of the California Environmental Quality Act, from the determination of the LACPC and THEREBY ADOPT MND No. ENV-2007-365-MND in connection with the construction of 49 residential dwelling units, with 20 percent as restricted affordable units, and 14,947 square feet of commercial floor area for the property located at 5241-47 Santa Monica Boulevard and 5238-46 Virginia Avenue, subject to modified Conditions of Approval (attached to the Council file). (The LACPC also approved a Density Bonus Compliance Review for this project.)
4. 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: Karnik Shadbazian  
Representative: Robert Lamishaw, JPL Zoning

DIR-2009-2065-DB-1A

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

Community Impact Statement: Yes.  
For appeal: East Hollywood Neighborhood Council.

(Continued from Council meeting of October 24, 2012)

#### **ITEM NO. (5) - CONTINUED TO JANUARY 23, 2013**

**Adopted to Continue, Unanimous Vote (10); Absent: BUSCAINO, KORETZ, PARKS, PERRY, REYES (5)**

[12-1022](#)

CD 14

CONTINUED CONSIDERATION OF MITIGATED NEGATIVE DECLARATION (MND) and COMMUNICATIONS FROM THE MAYOR, DIRECTOR OF PLANNING, and LOS ANGELES CITY PLANNING COMMISSION (LACPC) relative to an appeal filed by Sivoush Nayyeri from the determination of the LACPC in: not adopting the MND, disapproving a General Plan Amendment to the Boyle Heights Community Plan from Public Facilities to Medium Density Residential; and disapproving a Zone and Height District Change from PF-1XL to (T)(Q)R3-1, 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.

Applicant: Sivoush Nayyeri  
Representative: Emilio Gutierrez

CPC 2009-3210-GPA-ZC-HD

TIME LIMIT FILE - JANUARY 30, 2013

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

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

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

**ITEM NO. (6) - CONTINUED TO DECEMBER 5, 2012**

**Adopted to Continue, Unanimous Vote (12); Absent: BUSCAINO, PARKS, REYES (3)**

[12-1661](#)

CD 8

CATEGORICAL EXEMPTION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an appeal of the conditions on the operation of Tam's Burger No. Six located at 10023 and 10027 South Figueroa Street.

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

1. FIND that this action is categorically exempt from the California Environmental Quality Act pursuant to Article III, Section 1, Class 2, Category 21 of the City's Environmental Guidelines. [ENV-2012-2918-CE]
2. ADOPT the FINDINGS of the Zoning Administrator as the FINDINGS of the Council.
3. RESOLVE TO DENY THE APPEAL filed by Nick Benetatos dba Tam's Burger No. Six, (Michael G. Thomas, Representative), from the entire determination of the Zoning Administrator, and THEREBY SUSTAIN the decision of the Zoning Administrator in finding the operation of Tam's Burger No. Six located at 10023 and 10027 South Figueroa Street, is a public nuisance and requires the modification of its operation to mitigate adverse impacts on persons and properties in the surrounding area, subject to modified conditions approved by the Planning and Land Use Management Committee on November 20, 2012 (attached to the Council file).

Applicant: City of Los Angeles

DIR 2012-1288-(RV)

Fiscal Impact Statement: None submitted by the City Planning Department. 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 - DECEMBER 30, 2012

(LAST DAY FOR COUNCIL ACTION - DECEMBER 14, 2012)

**Adopted, Ayes (10); Absent: BUSCAINO, KORETZ, PARKS, PERRY, REYES (5)**  
**(Item Nos. 7-12)**

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

[10-1902](#)

CD 11

CATEGORICAL EXEMPTION and TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to the proposed Fourteenth Amendment to Agreement No. LAA-7428 with Airport Management Services, LLC to extend its concession services at Los Angeles International Airport.

Recommendations for Council action:

1. ADOPT the determination by the Board of Airport Commissioners (Board) that the proposed action is exempt under the California Environmental Quality Act (CEQA) as provided in Article III, Class 1(18)(c) of the Los Angeles City CEQA Guidelines.
2. APPROVE the Fourteenth Amendment to Concession Agreement No. LAA-7428 between the City of Los Angeles and Airport Management Services, LLC.
3. CONCUR with the Board's action of November 13, 2012 by Resolution No. 24964 authorizing the Executive Director to execute the Fourteenth Amendment to Agreement No. LAA-7428 with Airport Management Services, LLC to extend its concession services at Los Angeles International Airport.

Fiscal Impact Statement: The Board reports that there is no impact on the General Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - DECEMBER 15, 2012

(LAST DAY FOR COUNCIL ACTION - DECEMBER 14, 2012)

**ITEM NO. (8) - ADOPTED**

[10-1904](#)

CD 11

CATEGORICAL EXEMPTION and TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to the proposed Seventh Amendment to Agreement No. LAA-7467 with Camacho's, Inc. to extend its concession services at Los Angeles International Airport.

Recommendations for Council action:

1. ADOPT the determination by the Board of Airport Commissioners (Board) that the proposed action is exempt under the California Environmental Quality Act (CEQA) as provided in Article III, Class 1(18)(c) of the Los Angeles City CEQA Guidelines.
2. APPROVE the Seventh Amendment to Concession Agreement No. LAA-7467 between the City of Los Angeles and Camacho's, Inc.

3. CONCUR with the Board's action of November 13, 2012 by Resolution No. 24965 authorizing the Executive Director to execute the Seventh Amendment to Agreement No. LAA-7467 with Camacho's, Inc. to extend its concession services at Los Angeles International Airport.

Fiscal Impact Statement: The Board reports that there is no impact on the General Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - DECEMBER 15, 2012

(LAST DAY FOR COUNCIL ACTION - DECEMBER 14, 2012)

## ITEM NO. (9) - ADOPTED

[10-1906](#)

CD 11

CATEGORICAL EXEMPTION and TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to the proposed Sixth Amendment to Agreement No. LAA-7471 with Eurotal, a Partnership to extend its concession services at Los Angeles International Airport.

Recommendations for Council action:

1. ADOPT the determination by the Board of Airport Commissioners (Board) that the proposed action is exempt under the California Environmental Quality Act (CEQA) as provided in Article III, Class 1(18)(c) of the Los Angeles City CEQA Guidelines.
2. APPROVE the Sixth Amendment to Concession Agreement No. LAA-7471 between the City of Los Angeles and Eurotal, a Partnership.
3. CONCUR with the Board's action of November 13, 2012 by Resolution No. 24966 authorizing the Executive Director to execute the Sixth Amendment to Agreement No. LAA-7471 with Eurotal, a Partnership to extend its concession services at Los Angeles International Airport.

Fiscal Impact Statement: The Board reports that there is no impact on the General Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - DECEMBER 15, 2012

(LAST DAY FOR COUNCIL ACTION - DECEMBER 14, 2012)

## ITEM NO. (10) - ADOPTED

[12-1784](#)

ADMINISTRATIVE EXEMPTION and TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to the proposed First Amendment to Contract No. DA-4463 with Jacobs Engineering Group, Inc. to extend the term and increase funding for consulting services supporting the Facilities Management Initiative for Los Angeles World Airports (LAWA).

Recommendations for Council action:

1. ADOPT the determination by the Board of Airport Commissioners (Board) that the proposed action is exempt under the California Environmental Quality Act (CEQA) as provided in Article II, Section 2(f) of the Los Angeles City CEQA Guidelines.
2. APPROVE the First Amendment to Contract No. DA-4463 between the City of Los Angeles and Jacobs Engineering Group, Inc.
3. CONCUR with the Board's action of October 15, 2012 by Resolution No. 24930 authorizing the Executive Director to execute the First Amendment to Contract No. DA-4463 with Jacobs Engineering Group, Inc. to extend the term and increase funding for consulting services supporting the Facilities Management Initiative for LAWA.

Fiscal Impact Statement: The Board reports that there is no impact on the General Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JANUARY 12, 2013

(LAST DAY FOR COUNCIL ACTION - JANUARY 11, 2013)

## ITEM NO. (11) - ADOPTED

[12-1788](#)

CATEGORICAL EXEMPTION and TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to the proposed Lease with Air New Zealand covering premier passenger lounge space at Los Angeles International Airport.

Recommendations for Council action:

1. ADOPT the determination by the Board of Airport Commissioners (Board) that the proposed action is exempt under the California Environmental Quality Act (CEQA) as provided in Article III Class 1(18)(c) of the Los Angeles City CEQA Guidelines.
2. APPROVE the Lease with Air New Zealand at Los Angeles International Airport.
3. CONCUR with the Board's action of October 15, 2012 by Resolution No. 24940 authorizing the Executive Director to execute the Lease with Air New Zealand covering premier passenger lounge space at Los Angeles International Airport.

Fiscal Impact Statement: The Board reports that the proposed Premier Passenger Lounge Space Lease with Air New Zealand in Tom Bradley International Terminal at Los Angeles International Airport, which will generate approximately \$1,500,000 in revenue in the first year, and approximately \$15,000,000 over the ten-year term. The projected revenue is based on the assumption that the Tenant will sign the rate agreement.

Community Impact Statement: None submitted.



TIME LIMIT FILE - DECEMBER 15, 2012

(LAST DAY FOR COUNCIL ACTION - DECEMBER 14, 2012)

**ITEM NO. (12) - ADOPTED**

[12-1797](#)

CATEGORICAL EXEMPTION and TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to the proposed First Amendment to Agreement No. LAA-8554 with Host International, Inc. to extend its concession services at Los Angeles International Airport.

Recommendations for Council action:

1. ADOPT the determination by the Board of Airport Commissioners (Board) that the proposed action is exempt under the California Environmental Quality Act (CEQA) as provided in Article III Class 1(18)(c) of the Los Angeles City CEQA Guidelines.
2. APPROVE the First Amendment to Concession Agreement No. LAA-8554 between the City of Los Angeles and Host International, Inc.
3. CONCUR with the Board's action of November 13, 2012 by Resolution No. 24963 authorizing the Executive Director to execute the First Amendment to Agreement No. LAA-8554 with Host International, Inc. to extend its concession services at Los Angeles International Airport.

Fiscal Impact Statement: The Board reports that there is no impact on the General Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - DECEMBER 15, 2012

(LAST DAY FOR COUNCIL ACTION - DECEMBER 14, 2012)

**Items for Which Public Hearings Have Not Been Held - Items 13-28**

(10 Votes Required for Consideration)

**Adopted, Ayes (10); Absent: BUSCAINO, KORETZ, PARKS, PERRY, REYES (5)  
(Item Nos. 13-15)**

**ITEM NO. (13) - ADOPTED**

[12-1654](#)

COMMUNICATION FROM CHAIR and VICE CHAIR, ENERGY AND ENVIRONMENT COMMITTEE relative to the First Amendment to Contract No. 956 with Northwest Excavating, Inc. to extend the term by twelve months and increase the contract limit by \$1.5 million.

Recommendation for Council action:

CONCUR with the Board of Water and Power Commissioners' action of October 16, 2012, Resolution No. 19501, approving the First Amendment to Contract No. 956 with Northwest Excavating, Inc., extending the term by twelve months and increasing the contract limit by \$1.5 million for the construction of electrical underground conduits and substructures.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the proposed resolution provides an additional \$1.5 million of expenditure authority up to approximately \$10.5 million from the Power Revenue fund. The proposed Agreement complies with the Department's adopted Financial Policies. Approval of the proposed resolution will have no impact on the City's General Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - DECEMBER 17, 2012

(LAST DAY FOR COUNCIL ACTION - DECEMBER 14, 2012)

#### **ITEM NO. (14) - ADOPTED**

##### [12-1686](#)

COMMUNICATION FROM VICE CHAIR, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE relative to amending the Los Angeles Municipal Code (LAMC) to increase the amount advanced for tenant relocation benefits from \$50,000 to \$100,000 per property when properties are vacated as a result of extensive and serious code violations.

Recommendation for Council action:

INSTRUCT the Los Angeles Housing Department (LAHD) to work with the City Attorney to amend Section 163.03(D) of the LAMC pursuant to the recommendations contained in the LAHD report dated October 10, 2012 (contained in Council File No. 12-1686) and summarized as follows: increase the ceiling amount of tenant relocation benefits the General Manager, LAHD, is authorized to advance per property from \$50,000 to \$100,000.

Fiscal Impact Statement: The LAHD reports that there is no impact to the General Fund. The LAHD's Municipal Housing Finance Fund provides funding for tenant relocation benefit advancements. The LAHD bills the owner to recover funds advanced to tenants plus penalty fees, and will record a lien against the property on the County of Los Angeles Secured Tax Roll for non-payment.

Community Impact Statement: None submitted.

#### **ITEM NO. (15) - ADOPTED - FORTHWITH TO THE MAYOR**

##### [12-1118-S2](#)

CD 14

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER (CAO) and RESOLUTION relative to authorization to issue up to \$107,195,409 in Tax-Exempt Multi-Family Housing Revenue Bonds for the Parcel M-Grand Avenue Apartments Project (Project) located at 225 South Grand Avenue.

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

1. ADOPT the accompanying RESOLUTION attached to the Los Angeles Housing Department (LAHD) Transmittal dated October 22, 2012 (contained in Council File No. [CF] 12-1118-S2), authorizing the issuance of up to \$107,195,409 in Tax-Exempt Multifamily Housing Revenue Bonds for the development of the Project located at 225 South Grand Avenue, Los Angeles, CA 90012, in Council District 14.
2. APPROVE the related Project bond documents attached to the LAHD Transmittal dated October 22, 2012 (CF 12-1118-S2), subject to the approval of the City Attorney as to form.
3. AUTHORIZE the General Manager, LAHD, or designee, to negotiate and execute the Project bond documents, subject to the approval of the City Attorney as to form.
4. INSTRUCT the General Manager, LAHD, to report back to Council periodically on the project due to its scope and complexity.

Fiscal Impact Statement: The CAO reports that there is no impact to the General Fund. Funding authority for the Tax-Exempt Multi-Family Housing Revenue Bonds (bonds) is provided by the California Debt Limit Allocation Committee. The borrowers will pay all costs associated with the issuance of the bonds, and the City bears no financial responsibility for repayment. Approval of the recommendations will enable the Project to secure additional funding to rehabilitate affordable housing for families. The City's Debt Management Policy is not applicable as there are no City funds being used to issue the bonds.

Community Impact Statement: None submitted.

(Housing, Community and Economic Development Committee waived consideration of the above matter)

#### **ITEM NO. (16) - ADOPTED**

**Adopted, Ayes (11); Absent: BUSCAINO, KORETZ, PARKS, REYES (4)**

#### [12-1756](#)

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER (CAO) relative to extending the term of the contract with Iteris, Inc., for ongoing consulting services relative to Transportation Improvement Mitigation Projects (TIMP).

Recommendation for Council action:

AUTHORIZE the General Manager, Planning Department, or designee, to negotiate and execute a Third Amendment to Contract C-108888 with Iteris, Inc., for the purpose of extending the contract term by 24 months from September 28, 2012 to September 28, 2014, subject to the approval of the City Attorney as to form and legality, compliance with the City's contracting requirements, and funding availability for ongoing consulting services relative to TIMPs for the New Community Plans Program.

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund. No additional funds are being requested. The above recommendation complies with City financial policies in that funds were provided for this purpose in the 2010-11 Department of City Planning budget.

Community Impact Statement: None submitted.

(Transportation and Planning and Land Use Management Committees waived consideration of the above matter)

## **ITEM NO. (17) - ADOPTED**

**Adopted, Ayes (10); Absent: BUSCAINO, KORETZ, PARKS, PERRY, REYES (5)**

### [12-0762-S1](#)

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER (CAO) relative to extending the term of the contract with Fehr & Peers for ongoing consulting services relative to Transportation Improvement Mitigation Projects (TIMP).

Recommendation for Council action:

AUTHORIZE the General Manager, Planning Department, or designee, to negotiate and execute a Fourth Amendment to Contract C-108887 with Fehr & Peers for the purpose of extending the contract term by 24 months from September 28, 2012 to September 28, 2014, subject to the approval of the City Attorney as to form and legality, compliance with the City's contracting requirements, and funding availability for ongoing consulting services relative to TIMPs for the New Community Plans Program.

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund. No additional funds are being requested. The above recommendation complies with City financial policies in that funds were provided for this purpose in the 2009-10 Department of City Planning budget.

Community Impact Statement: None submitted.

(Transportation and Planning and Land Use Management Committees waived consideration of the above matter)

## **ITEM NO. (18) - ADOPTED**

**Adopted, Ayes (11); Absent: BUSCAINO, KORETZ, PARKS, REYES (4)**

### [12-1710](#)

CONSIDERATION OF MOTION (GARCETTI - KORETZ) relative to the feasibility of establishing a City employee registry of blood and bone marrow donors.

Recommendation for Council action:

INSTRUCT the Personnel Department to report on the feasibility of the City establishing an employee registry of potential blood and bone marrow donors and to develop a process where City employees could voluntarily participate in a blood and bone marrow registry maintained by the Personnel Department.

Community Impact Statement: None submitted.

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

**ITEM NO. (19) - ADOPTED AS AMENDED - SEE FOLLOWING**

**Adopt as Amended, Ayes (12); Absent: BUSCAINO, PARKS, REYES (3)**

[12-0395-S5](#)

CONSIDERATION OF MOTION (WESSON for ROSENDAHL - LABONGE - PERRY) relative to improving Los Angeles Fire Department (LAFD) response times.

Recommendation for Council action:

INSTRUCT the LAFD to:

- a. Immediately report on the findings of the November 15, 2012 Los Angeles Times story and recommend solutions both short- and long-term to improve response times in the communities identified as most impacted, with consideration given to the need for additional resources, the construction of new fire stations, along with an assessment of other factors including geographic isolation, traffic conditions, access routes, and traffic calming devices such as speed humps that can delay emergency response vehicles.
- b. In collaboration with the Chief Legislative Analyst (CLA) and International Association of Firefighters (IAFF), initiate a comprehensive study using IAFF response time modeling software to cross-check the LAFD's Apparatus Deployment Analysis Module findings and internal Computer Aided Dispatch data analyzed by the Los Angeles Times, and present the findings of this study to Council as soon as possible.

Community Impact Statement: No submitted.

(Public Safety Committee waived consideration of the above matter)

**ADOPTED**

**MOTION (WESSON - KREKORIAN ET AL.)**

**Recommendation for Council action:**

**DIRECT the Los Angeles Fire Department (LAFD), the City Administrative Officer and the Chief Legislative Analyst to present a 3 to 5 year Fire Department Restoration Plan to the Budget and Finance and Public Safety Committees within 45 days to fully restore LAFD service levels.**

**ADOPTED**

**AMENDING MOTION (WESSON - KREKORIAN)**

**Recommendation for Council action:**

**DIRECT the Los Angeles Fire Department (LAFD), City Administrative Officer and the Chief Legislative Analyst to present a 1 to 3 to 5 year Fire Department Restoration Plan to the Budget and Finance and Public Safety Committees within 60 days to fully restore LAFD service levels.**

**ITEM NO. (20) - ADOPTED**

**Adopted, Ayes (12); Absent: BUSCAINO, PARKS, REYES (5)**

[12-0395-S6](#)

MOTION (GARCETTI - ENGLANDER - KREKORIAN) relative to reducing response times, dispatch response times, and improving overall public safety.

Recommendation for Council action:

INSTRUCT the Los Angeles Fire Department managers to report in person at the next meeting of the full City Council on why they are unwilling or unable to develop a plan to reduce response times and improve public safety, and that the Task Force on Information and Data Analysis report at the next meeting of the full City Council on its findings and recommendations.

**Adopted, Ayes (10); Absent: BUSCAINO, KORETZ, PARKS, PERRY, REYES (5)  
(Item Nos. 21-22)**

**ITEM NO. (21) - ADOPTED**

[12-0787-S1](#)

CD 1

MOTION (REYES - ZINE) relative to funding for Council District One community services efforts.

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

1. UNENCUMBER/REVERT to the Reserve Fund a total of \$28,776.17 in Council District One Fiscal Year 2002 to Fiscal Year 2007 General City Purposes allocations, as further identified by the City Clerk, be TRANSFERRED therefrom to the Unappropriated Balance Fund No. 100/58 and be RE-APPROPRIATED therefrom to the General City Purposes Fund No. 100/56, Account No. 0701 (CD-1 Community Services) for further support of Council District One community services efforts.
2. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above fund transfer instructions in order to effectuate the intent of this Motion.

**ITEM NO. (22) - ADOPTED**

[12-1823](#)

CD 3

MOTION (ZINE - REYES) relative to funding the 2013 Council District Three Winter-Spring Youth Employment Program.

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

1. TRANSFER / APPROPRIATE \$100,000 in the AB1290 Fund No. 53P, Account No. 281203 (Council District Three Redevelopment Projects - Services) to the Community Development Department Fund No. 551/22, Account No. 22J781 to assist in funding the 2013 Council District Three Winter-Spring Youth Employment Program to employ youth in Council District Three as further described in the text of this Motion.
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. (23) - ADOPTED, AS AMENDED - FORTHWITH TO THE MAYOR - SEE FOLLOWING**

**Adopt as Amended, Ayes (11); Absent: BUSCAINO, KORETZ, PARKS, REYES (4)**

[12-1821](#)

CD 6

MOTION (CARDENAS - ENGLANDER) relative to partial funding of various community projects and needs for the residents nearby to the Bradley Landfill.

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

1. UTILIZE \$510,000 in the Bradley Landfill Community Trust Fund No. 48M/14, to partially fund any aspect of the community projects and needs conducted by or on behalf of the organizations and projects listed below and in the amounts specified.
2. DIRECT the City Clerk to prepare and execute any documentation, upon receipt of required documentation, and, subject to the approval of the City Attorney as to form and legality, if needed, to provide funding to or for the benefit of the listed organizations and projects and in the amounts specified for this purpose:

<u>Organization</u>	<u>Purpose</u>	<u>Amount</u>
Sun Valley Graffiti Busters	Sun Valley Bulky Item and Graffiti Clean Up	\$ 30,000
Northeast Graffiti Busters	Sun Valley Bulky Item and Graffiti Clean Up	\$30,000
Strathern Wetlands Park	Soccer field and amenities	\$100,000
Sun Valley Environmental Art Center	New Environmental Art Center at the Southeast Valley Skatepark	\$250,000
Pacoima Beautiful	Sun Valley Traffic Calming/Pedestrian-Bike Safety Study	<u>\$100,000</u>
	Total:	\$510,000

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

**ADOPTED**

**AMENDING MOTION (CARDENAS - ENGLANDER)**

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

**CHANGE “New Environmental Art Center at the Southeast Valley Skatepark” to state “New Environmental Art Center in Council District Six serving the residents of Sun Valley.”**

**ITEM NO. (24) - ADOPTED**

**Adopted, Ayes (10); Absent: BUSCAINO, KORETZ, PARKS, PERRY, REYES (5)**

[12-1822](#)

CD 14

MOTION (HUIZAR - ENGLANDER) relative to funding for the First Street Arts Corridor Traffic Signal Box Painting Program.

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

1. UTILIZE \$7,200 in the Central Los Angeles Recycling and Transfer Station Community Amenities Trust Fund No. 47S/14, to fund any aspect of the First Street Arts Corridor Traffic Signal Box Painting Program being coordinated by the Los Angeles Indigenous People's Alliance.
2. DIRECT the City Clerk to prepare the necessary document(s) with, and/or payment(s) to the Los Angeles Indigenous People's Alliance, or any other agency or organization, as appropriate, in the above amount, for the above purpose, subject to the approval of the City Attorney, if needed; and AUTHORIZE the Councilmember of the District 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. (25) - MAP AND BOND APPROVED - CITY ENGINEER REPORT ADOPTED**

**Adopted, Ayes (11); Absent: BUSCAINO, KORETZ, PARKS, REYES (4)**

[12-1811](#)

CD 5

FINAL MAP OF TRACT NO. 71589 located at 1666-1672 South Greenfield Avenue for property lying northeasterly of Greenfield Avenue and northwesterly of Santa Monica Boulevard.

(Approve Subdivision Improvement Agreement and Contract with attached security documents)

(ADOPT City Engineer Report)

(ADOPT Bond No. C-121186)

(Quimby Fee: \$30,160.00)

Applicants: Greenfield Suites, LLC

Mark Danielson, PLS 7882



**Adopted, Ayes (10); Absent: BUSCAINO, KORETZ, PARKS, PERRY, REYES (5)**  
**(Item Nos. 26-28)**

**ITEM NO. (26) - MAP APPROVED - CITY ENGINEER REPORT ADOPTED**

[12-1832](#)

CD 11

FINAL MAP OF TRACT NO. 64433 located at 3635 Veteran Avenue at northerly of Regent Street.  
(ADOPT City Engineer Report)  
Applicants: Seyed Miri  
Tala Associates

**ITEM NO. (27) - MAP AND BOND APPROVED - CITY ENGINEER REPORT ADOPTED**

[12-1810](#)

CD 11

PARCEL MAP L.A. NO. 2011-1044 located at 2057 South Purdue Avenue for property lying on westerly corner of the intersection of Purdue Avenue and Mississippi Avenue.  
(Approve Subdivision Improvement Agreement and Contract with attached security documents)  
(ADOPT City Engineer Report)  
(ADOPT Bond No. C-121185)  
(Quimby Fee: \$4,172.00)  
Applicants: Purdue-Mississippi, LLC  
Mark Danielson, PLS 7882

**ITEM NO. (28) - MAP AND BOND APPROVED - CITY ENGINEER REPORT ADOPTED**

[12-1837](#)

CD 11

PARCEL MAP L.A. NO. 2007-3009 located at 1743 South Barrington Avenue for property lying southerly of Santa Monica Boulevard.  
(Approve Subdivision Improvement Agreement and Contract with attached security documents)  
(ADOPT City Engineer Report)  
(ADOPT Bond No. C-121187)  
(Quimby Fee: \$12,056.00)  
Applicants: Mani Madhure, et al.  
Harvey Goodman

## Closed Sessions - Items 29-31

### ITEM NO. (29) - CONTINUED TO DECEMBER 12, 2012

**Adopted to Continue, Unanimous Vote (10); Absent: BUSCAINO, KORETZ, PARKS, PERRY, REYES (5)**

#### 12-1347

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to the case entitled Ronald Crump v. City of Los Angeles, Court of Appeal Case No. B234743. (This lawsuit arises from a Los Angeles Police Sergeant's claim of sexual orientation discrimination and retaliation.)

(Budget and Finance Committee considered the above matter in Closed Session on November 19, 2012)

**Adopted in Open Session, Ayes (10); Absent: BUSCAINO, KORETZ, PARKS, PERRY, REYES (5)  
(Item Nos. 30-31)**

### ITEM NO. (30) - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

#### 12-1668

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to the case entitled Matthew Brenner v. City of Los Angeles, Los Angeles Superior Court (LASC) Case No. LC087324 and Alan J. Williams, Jr. v. City of Los Angeles, LASC Case No. BC425660. (This matter concerns a property damage incident that occurred on April 15, 2009.)

(Budget and Finance Committee considered the above matter in Closed Session on November 19, 2012)

## ADOPTED

### MOTION (KREKORIAN - ENGLANDER)

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

- 1. AUTHORIZE the City Attorney to expend a total of \$575,000 in settlement of the above-entitled matters from City Attorney Fund 100/59, Account No. 009770.**
- 2. AUTHORIZE the City Attorney to draw demands thereon as follows:**
  - a. \$500,000 made payable to Pacific Attorney Group, Law Offices of Gary Dordick and Matthew Brenner.**
  - b. \$75,000 made payable to Law Offices of Timothy J. Donahue and Alan J. Williams, Jr.**
- 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 approved by the Budget and Finance Committee (Krekorian - Rosendahl - Koretz "yes") at its meeting on November 19, 2012, in Closed Session as permitted by Government Code Section 54956.9(a).**

**ITEM NO. (31) - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING**

[12-1676](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to the award of attorney fees in the case entitled Edward Jones, et al. v. City of Los Angeles, Ninth Circuit Case No. 11-56240. (This case arises from a challenge to the enforcement of Los Angeles Municipal Code Section 41.18(d), which prohibits sitting, sleeping, or lying on the sidewalk in the Skid Row area.)

(Budget and Finance Committee considered the above matter in Closed Session on November 19, 2012)

**ADOPTED**

**MOTION (KREKORIAN - ENGLANDER)**

**Recommendation for Council Action, SUBJECT TO THE APPROVAL OF THE MAYOR:**

**REJECT the Plaintiff's offer of settlement.**

**This matter was approved by the Budget and Finance Committee (Krekorian - Rosendahl - Koretz "yes") at its meeting on November 19, 2012, in Closed Session as permitted by Government Code Section 54956.9(a).**

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

[12-1874](#)

MOTION (ROSENDAHL - ZINE) relative to the City's special event fee subsidy for the Marina del Rey 4th of July show.

[12-1876](#)

MOTION (KREKORIAN - HUIZAR) relative overtime costs associated with traffic control during construction of the City Trunk Line South Unit 5 Project.

[12-1875](#)

MOTION (ZINE - GARCETTI) relative to funding to complete the Reseda Street Medians Refurbishment Project in Reseda:

[12-0204-S1](#)

MOTION (ROSENDAHL - ZINE) relative to accepting reimbursements for traffic management services associated with commercial special events for the remainder of Fiscal Year 2012-13.

[12-1872](#)

MOTION (ZINE - PERRY) relative to the hours of operation at Reseda Park north of the flood control channel on Kittridge Street between Reseda Boulevard and Etiwanda Avenue.

[10-0010-S35](#)

MOTION (GARCETTI - ZINE) relative to reinstating the reward offer in the death of Ila Ali Packman for an additional six months.

[12-0010-S48](#)

MOTION (PERRY - ZINE) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Frank Earl Evans Jr. on April 10, 2012.

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

[12-1899](#)

RESOLUTION (GARCETTI - ROSENDAHL) relative to declaring December 11, 2012 as NOH8 Day in the City of Los Angeles.

## **COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:**

<a href="#">12-0004-S3</a> - Delta Sigma Theta Sorority, Inc.	(Wesson - Garcetti)
Dr. Lawrence H. Moore Science Technology Academy	(Wesson - Garcetti)
Azim Noordin Khamisa	(Cárdenas - Huizar)
Korean American Day - January 11, 2013	(LaBonge - Wesson - Garcetti)
Youth Speak Collective	(Cárdenas - Huizar)
Maestro Zubin Mehta - Los Angeles Living Cultural Treasure 50 Years	(LaBonge - Garcetti)
Los Angeles Paralegal Association 40th Anniversary 1972-2012	(Garcetti - LaBonge)

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

<a href="#">12-0003-S3</a> - Pastor Emil Frank	(Koretz - All Councilmembers)
Kyung - Jae Ju	(Perry - All Councilmembers)

Alex Soteras

(Zine - All Councilmembers)

Rory Fitzpatrick

(LaBonge - All Councilmembers)

**Alarcón, Cárdenas, Englander, Garcetti, Huizar, Koretz, Krekorian, LaBonge, Perry, Rosendahl, Zine and President Wesson (12); Absent: Buscaino, Parks and Reyes (3)**

**Whereupon the Council did adjourn.**

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL