

Los Angeles City Council, **Journal/Council Proceeding**
Tuesday, December 17, 2013
JOHN FERRARO COUNCIL CHAMBER ROOM 340, CITY HALL 200 NORTH SPRING
STREET, LOS ANGELES, CA 90012 - 10:00 AM

REVISED SEE ITEM NO. (33)

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

ROLL CALL

Members present: Blumenfield, Buscaino, Cedillo, Englander, Fuentes, Huizar, Krekorian, LaBonge, O’Farrell, and President Wesson (10); Absent: Bonin, Koretz, Martinez, Parks and Price (5)

Approval of the Minutes

Commendatory Resolutions, Introductions and Presentations

Public Testimony of Non-agenda Items Within Jurisdiction of Council

Items Noticed for Public Hearing

ITEM NO. (1)

HEARING 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, pursuant to LAMC and/or LAAC and CONFIRM said lien for the following properties:

(a)

[13-0160-S158](#)

CD 11 13366 West Beach Avenue. (Lien: \$2,288.39)

Adopted to Receive and File, (11) ; Absent: Bonin , Koretz , Martinez , Parks (4)

RECEIVED AND FILED INASMUCH AS LIEN HAS BEEN PAID

(b)

[13-0160-S159](#)

CD 7 13217 West Glamis Street. (Lien: \$1,624.60)

Adopted, (11) ; Absent: Bonin , Buscaino , Koretz , Parks (4)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

(c)

[13-0160-S160](#)

CD 5 13150 West Hartsook Street. (Lien: \$2,592.93)

Adopted to Receive and File, (11) ; Absent: Bonin , Koretz , Martinez , Parks (4)

RECEIVED AND FILED INASMUCH AS DWELLING IS OWNER OCCUPIED AND EXEMPT FROM LIEN PROCESSING

(d)

[13-0160-S161](#)

CD 7 12932 West Montford Street. (Lien: \$2,279.24)

Adopted to Continue, Unanimous Vote (10) ; Absent: Bonin , Buscaino , Koretz , LaBonge , Parks (5)

CONTINUED TO JANUARY 7, 2014

(e)

[13-0160-S162](#)

CD 15 9911 South Grape Street. (Lien: \$2,536.06)

Adopted, (11) ; Absent: Bonin , Buscaino , Koretz , Parks (4)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

(f)

[13-0160-S163](#)

CD 2 9442 North Creemore Drive. (Lien: \$1,196.04)

**Adopted to Receive and File, (11) ; Absent: Bonin , Koretz , Martinez , Parks (4)
RECEIVED AND FILED INASMUCH AS LIEN HAS BEEN RESCINDED BY INSPECTOR**

(g)

[13-0160-S164](#)

CD 6 9365 North San Fernando Road. (Lien: \$2,536.70)

**Adopted to Receive and File, (11) ; Absent: Bonin , Koretz , Martinez , Parks (4)
RECEIVED AND FILED INASMUCH AS LIEN HAS BEEN PAID**

(h)

[13-0160-S165](#)

CD 12 9238 North Vanalden Avenue. (Lien: \$2,738.73)

**Adopted to Receive and File, (11) ; Absent: Bonin , Koretz , Martinez , Parks (4)
RECEIVED AND FILED INASMUCH AS LIEN HAS BEEN RESCINDED BY INSPECTOR**

(i)

[13-0160-S166](#)

CD 9 9111 South San Pedro Street. (Lien: \$5,952.39)

**Adopted to Continue, Unanimous Vote (10) ; Absent: Bonin , Buscaino , Koretz , LaBonge ,
Parks (5)**

CONTINUED TO JANUARY 7, 2014

(j)

[13-0160-S167](#)

CD 15 552 West 110th Street. (Lien: \$6,555.99)

Adopted to Continue, Unanimous Vote (11) ; Absent: Bonin , Buscaino , Koretz , Parks (4)

CONTINUED TO JANUARY 17, 2014

(k)

[13-0160-S168](#)

CD 13 1277 North Western Avenue. (Lien: \$5,838.44)

Adopted to Continue, Unanimous Vote (10) ; Absent: Bonin , Buscaino , Koretz , LaBonge , Parks (5)

CONTINUED TO DECEMBER 18, 2013

(l)

[13-0160-S169](#)

CD 6 7300 North Van Nuys Boulevard. (Lien: \$532.42)

Adopted to Receive and File, (11) ; Absent: Bonin , Koretz , Martinez , Parks (4)

RECEIVED AND FILED INASMUCH AS LIEN HAS BEEN PAID

(m)

[13-0160-S155](#)

CD 3 7904 North Tampa Avenue. (Lien: \$2,419.89)

(Continued from Council meeting of December 10, 2013)

Adopted, (11) ; Absent: Bonin , Buscaino , Koretz , Parks (4)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

ITEM NO. (2)

[13-1370](#)

CD 1

TRANSFER AND APPROPRIATION OF FUNDS relative to a request to reprogram \$1,000,000 in Proposition K Specified funds to Fiscal Year (FY) 2013-14 for the Ord and Yale Acquisition Project.

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

1. AMEND the Proposition K - LA for Kids Program B List (2014-15 through 2017-18) to include an allocation of \$1,000,000 in Proposition K specified funds for the Alpine Recreation Center Expansion Project.
2. REPROGRAM \$700,000 from the B List (2014-15 through 2017-18) to the A List (2013-14) for the Alpine Recreation Center and reduce the current-year set-aside for program inflation awards included on the A List by the same amount to balance the 2013-14 program budget.
3. AUTHORIZE the award of \$500,000 in the 2013-14 Proposition K inflation and interest funds for Phase One of a two-phased acquisition.
4. AUTHORIZE the Controller to transfer and appropriate a total of \$1.2 million in 2013-14 Proposition K monies, pursuant to instructions to be provided by the City Administrative Officer, for specified and inflation within the Proposition K Projects Fund No. 43K and program interest monies (43K, Revenue Code No. 4403).

(Pursuant to Council action of December 3, 2013)

Adopted, (11) ; Absent: Bonin , Buscaino , Koretz , Parks (4)

ITEM NO. (3)

[12-0479-S3](#)

CD 1, 2, 6, 8, 9 TRANSFER AND APPROPRIATION OF FUNDS relative to funding recommendations to commit residual Proposition K Bond Funds to five eligible projects.

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

1. AUTHORIZE adding five qualifying Proposition K projects, as listed below, to the list of projects to be funded under the Proposition K Bond Series issued in 2000, 2001, and 2002 (Proposition K Bond Program):

<u>Department</u>	<u>Project</u>	<u>Council District</u>
Recreation and Parks	Lincoln Pool	1
Recreation and Parks	Martin Luther King, Jr. Therapeutic Center Soccerfield	8
Recreation and Parks	Slauson Recreation Center Lighting	9
Recreation and Parks	Strathern Park North Baseball Fields	2
Recreation and Parks	Strathern Wetlands Park Synthetic Soccerfield	6

2. APPROVE an allocation totaling \$2,135,199 in C List eligibility funding to the following five projects:

<u>Department</u>	<u>Project</u>	<u>Amount</u>
Recreation and Parks	Lincoln Pool	\$388,221
Recreation and Parks	Martin Luther King, Jr. Therapeutic Center Soccerfield	273,978
Recreation and Parks	Slauson Recreation Center Lighting	73,000
Recreation and Parks	Strathern Park North Baseball Fields	400,000
Recreation and Parks	Strathern Wetlands Park Synthetic Soccerfield	1,000,000

3. AUTHORIZE the Controller to transfer and appropriate a total of \$2,135,199 within the Proposition K Fund Nos. 43K, 43P, and 44S, to new accounts as follows:

<u>From</u>	<u>Fund/Dept.</u>	<u>Account</u>	<u>Amount</u>
	43K/10	10H903 - Shortfall Reserve	\$26,461
	43K/10	10H700 - Debt Service	245,000
	43P/10	10H903 - Shortfall Reserve	567,620
	44S/10	10H903 - Shortfall Reserve	<u>1,296,118</u>
		TOTAL	\$2,135,199

<u>To</u>	<u>Fund/Dept.</u>	<u>Account</u>	<u>Amount</u>
	44S/10	10HXXX - Lincoln Pool	\$388,221
	44S/10	10HXXX - Strathern Baseball	400,000
	43K/10	10HXXX - Strathern Soccer	271,461
	43P/10	10HXXX - Strathern Soccer	567,620

44S/10	10HXXX - Strathern Soccer	160,919
44S/10	10HXXX - MLK Soccer	273,978
44S/10	10HXXX - Slauson Lighting	<u>73,000</u>
	TOTAL	\$2,135,199

(Pursuant to Council action of December 3, 2013)

Adopted, (11) ; Absent: Bonin , Buscaino , Koretz , Parks (4)

Items for which Public Hearings Have Been Held

ITEM NO. (4)
[13-1538](#)

ECONOMIC DEVELOPMENT COMMITTEE REPORT and COMMUNICATION FROM THE EXECUTIVE EMPLOYEE RELATIONS COMMITTEE (EERC) relative to the appointment of, and salary recommendation for, Ms. Jan C. Perry as permanent General Manager, Economic and Workforce Development Department (EWDD).

A. ECONOMIC DEVELOPMENT COMMITTEE REPORT

Recommendation for Council Action:

RESOLVE that the Mayor's appointment of Ms. Jan C. Perry as the permanent General Manager, EWDD, is APPROVED and CONFIRMED.

Ethics Commission Review: Complete.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JANUARY 2, 2014

(LAST DAY FOR COUNCIL ACTION - DECEMBER 18, 2013)

B. COMMUNICATION FROM THE EERC

Recommendation for Council action:

RESOLVE that the salary rate of pay for the position of permanent General Manager, EWDD, shall BE ESTABLISHED, as recommended by

the Mayor and approved by the EERC on November 26, 2013. The effective date of the salary is November 13, 2013.

(Council may recess to Closed Session, pursuant to Government Code Section 54957.6, relative to the above salary recommendation)

Adopted, (11) ; Absent: Bonin , Koretz , Martinez , Parks (4)

ITEM NO. (5)

[13-1466](#)

CD 6

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change at 12128 West Sheldon Street.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council File No. 13-1466 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV-2013-1188-MND] filed on May 17, 2013.
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 RA-1 to (T)(Q)R3-1 for the construction of a 26-unit multi-family residential building, 4-stories, 45-feet in height, with 27 subterranean parking spaces on 15,360 square-foot vacant lot and a density bonus request to allow for seven additional dwelling units and a reduced horizontal dimension for open space, subject to Conditions of Approval, for property located at 12128 West Sheldon Street.
4. REMOVE the (T) Tentative classification as described in detail on the sheet(s) attached to the Council file.

5. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.
6. ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.
7. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.

Applicant: AMG Investments and Development Services, Inc.

Representative: Eric Lieberman, QES, Inc.

Case No. APCNV-2013-1187-ZC-DB

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 - JANUARY 28, 2014

(LAST DAY FOR COUNCIL ACTION - JANUARY 28, 2014)

Adopted, (12) ; Absent: Bonin , Koretz , Parks (3)

ITEM NO. (6)
[13-0474](#)

COMMUNICATION FROM MEMBERS, TRANSPORTATION COMMITTEE and ORDINANCE FIRST CONSIDERATION relative to revising the boundaries of various parking meter zones, and updating the list of public off-street parking facilities.

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

PRESENT and ADOPT the accompanying ORDINANCE amending Sections 88.00 and 88.50 of Chapter VIII, Division U of the Los Angeles Municipal Code (LAMC) to revise the boundaries of various parking meter zones and update the list of public off-street parking facilities.

Fiscal Impact Statement: None submitted. Neither the City Administrative

Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

Adopted, (12) ; Absent: Bonin , Koretz , Parks (3)

ITEM NO. (7)

[13-1468](#)

ENERGY AND ENVIRONMENT COMMITTEE REPORT and RESOLUTION relative to authority to submit a Brownfield grant application to the United States Environmental Protection Agency (USEPA) for community area-wide assessment in Los Angeles.

Recommendations for Council action:

1. AUTHORIZE the Director, Bureau of Sanitation (BOS), or designee, to submit a Brownfield Grant Application FY14 to the USEPA for community area-wide assessment and cleanup funds (for up to \$600,000) in Los Angeles to fund Brownfield environmental services.
2. ADOPT the accompanying RESOLUTION, as amended, authorizing the submittal of an application the for Brownfield community area-wide assessment grant.

Fiscal Impact Statement: The Board of Public Works reports that there is no fiscal impact to the City's General Fund as a result of this option. Grant awards will be announced in April/May 2014 and the funds will be available from July 2014 - October 2017 on a reimbursement basis. There are no match requirements for this type of grant.

Community Impact Statement: None submitted.

Adopted, (11) ; Absent: Bonin , Koretz , Martinez , Parks (4)

ITEM NO. (8)

[13-1532](#)

ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to the City's recycling (diversion) rates.

Recommendation for Council action:

RECEIVE and FILE the October 20, 2013 Board of Public Works report relative to the City's recycling (diversion) rates.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

Adopted, (11) ; Absent: Bonin , Koretz , Martinez , Parks (4)

ITEM NO. (9)

[13-0928](#)

ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to the status of recycling programs and requirements at multifamily apartment complexes in the City of Los Angeles.

Recommendation for Council action:

RECEIVE and FILE the November 5, 2013 Bureau of Sanitation report relative to the status of recycling programs and requirements at multifamily apartment complexes in the City of Los Angeles.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

Adopted, (11) ; Absent: Bonin , Koretz , Martinez , Parks (4)

ITEM NO. (10)

[13-0002-S139](#)

RULES, ELECTIONS AND INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT and RESOLUTION relative to the City's position to support S. 1708 and H.R. 3494, the Bicycle and Pedestrian Safety Act.

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

ADOPT the accompanying RESOLUTION to include in the City's 2013-14 Federal Legislative Program SUPPORT for S. 1708 and H.R. 3494, the Bicycle and Pedestrian Safety Act, which would amend Title 23, United States Code, with respect to the establishment of non-motorized performance measures tied to bicycle and pedestrian safety.

Fiscal Impact Statement: None submitted by the Chief Legislative Analyst. The City Administrative Officer has not completed a financial analysis of this report.

Community Impact Statement: None submitted.

Adopted, (11) ; Absent: Bonin , Koretz , Martinez , Parks (4)

ITEM NO. (11)

[13-1345](#)

CD 14 PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an appeal for property located at 828 East Traction 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; 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. 13-1345 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-2012-1652-MND] filed on February 17, 2013.
2. ADOPT the FINDINGS of the Central Los Angeles Area Planning Commission (CLAAPC), including the Environmental Findings, as the Findings of the Council.
3. RESOLVE TO DENY THE APPEAL filed by George D. Rollins III from the entire determination of the CLAAPC in sustaining the decision of the Zoning Administrator, and THEREBY APPROVE a Zone Variance to allow a Floor Area Ratio of less than 3:1 but greater than the maximum allowed 1.5:1 otherwise permitted in Height District No. 1 - only in conjunction with the conversion of approximately 7,287 square feet of an existing 10,500 square-foot basement storage area of an existing three-story commercial/industrial building, into a basement brewery and kitchen for a ground-level restaurant/bar/nightclub, within the M3-1 Zone, subject to Conditions of Approval, located at 828 East Traction Avenue.

Applicant: Spirited Group Properties, LLC
Representative: Eddie Navarette

Case No. ZA-2012-1655-CUB-ZV-1A

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

Community Impact Statement: None submitted.

TIME LIMIT FILE - DECEMBER 23, 2013

(LAST DAY FOR COUNCIL ACTION - DECEMBER 18, 2013)

Adopted, (11) ; Absent: Bonin , Koretz , Martinez , Parks (4)

ITEM NO. (12)

[13-1351-S1](#)

CD 15 TRANSPORTATION COMMITTEE REPORT relative to establishing oversize vehicle parking restrictions for various streets in the Wilmington community.

Recommendations for Council action, as initiated by Resolution (Buscaino - Bonin):

1. RESOLVE, pursuant to the Los Angeles Municipal Codes Section 80.69.4, to hereby prohibit the parking of vehicles that are in excess of 22 feet in length or over 84 inches in height, during the hours of 2:00 a.m. and 6:00 a.m. at the following locations: both sides of Mahar Avenue between Anaheim and Young Streets, both sides of E Opp Street between Blinn Avenue and Dominguez Street, both sides of Denni Street between Blinn and Sanford Avenues, both sides of Young Street between Blinn and Sanford Avenues, both sides of Watson Street between L and Anaheim Streets, both sides of Sanford Street between L and G Streets, both sides of Dominguez Street between E Opp and Anaheim Streets, both sides of Anaheim Street between Dominguez Street and Mahar Avenue, both sides of Flint Avenue between G and E Opp Streets, both sides of Pioneer Street between G and Denni Streets, both sides of Watson Street between G and Anaheim Streets, both sides of Eubank Avenue between Anaheim and E Opp Streets, both sides of R Opp Street between Eubank Avenue and Broad Street, both sides of Banning Boulevard between E Opp and Anaheim Streets, both sides of Lakme Street between M and Anaheim Streets, both sides of Broad Avenue between Pacific Coast Highway and Anaheim Street, both sides of M Street between Broad and Lakme Avenues, both sides of L Street between Broad and Lakme Avenues, both sides of Denni Street between

Broad and Lakme Avenues, both sides of I Street between Broad and Lakme Avenues, both sides of Harry Bridges between Broad Avenue and Island Street, both sides of Marine Avenue between Harry Bridges Boulevard and F Street, both sides of Fries Avenue between Harry Bridges Boulevard and F Street, both sides of Island Avenue between Harry Bridges Boulevard and F Street, both sides of C Street between Broad and Island Avenue, both sides of D Street between Broad and Island Avenues, both sides of E Street between Broad and Island Avenues, both sides of Avalon Street between Harry Bridges Boulevard and F Street, both sides of Broad Avenue between Harry Bridges Boulevard and F Street, both sides of F Street between Broad and Island Avenues, both sides of Hawaiian Street between F and D Streets, both sides of G Street between Frigate and Figueroa Streets, both sides of King Street between Anaheim and W Opp Street, both sides of G Street between Figueroa Street and Avalon Boulevard, and both sides of Frigate Street between Pacific Coast Highway and Lomita Boulevard.

2. DIRECT the Los Angeles Department of Transportation Department (LADOT) to post signs giving notice of a "tow away, no parking" restriction for oversized vehicles, with the specific hours detailed, at the above locations.
3. AUTHORIZE the LADOT to make technical corrections or clarifications to the above instructions in order to effectuate the intent of this action.

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

Community Impact Statement: None submitted.

Adopted, (11) ; Absent: Bonin , Koretz , Martinez , Parks (4)

ITEM NO. (13)

[13-0670-S8](#)

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

Recommendation for Council action:

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

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

Adopted, (11) ; Absent: Bonin , Koretz , Martinez , Parks (4)

ITEM NO. (14)

[13-0356](#)

CD 14 COMMUNICATION FROM MEMBERS, TRANSPORTATION COMMITTEE relative to awarding three Broadway Streetscape Master Plan Dress Rehearsal service contracts.

Recommendation for Council action:

AUTHORIZE the Interim General Manager, Los Angeles Department of Transportation (LADOT) to negotiate and execute contracts with the Historic Downtown, Fashion District, and Downtown Center Business Improvement Districts (BIDs), substantially in conformance with those described in the LADOT report to the Mayor dated December 4, 2013 (attached to the Council file), for the maintenance and operation of the Broadway Streetscape Master Plan Dress Rehearsal project, with a per contract limit not to exceed \$350,000 and a cumulative total amount not to exceed \$300,000 for all three contracts in the first two years, for a term of two years, with up to three one-year options, subject to the approval of the City Attorney as to form and legality, and subject to Council approval of future funds for the ongoing maintenance of the project.

Fiscal Impact Statement: The LADOT reports that this action will not impact the General Fund.

Community Impact Statement: None submitted.

Adopted, (11) ; Absent: Bonin , Koretz , Martinez , Parks (4)

ITEM NO. (15)

[13-1592](#)

TRANSPORTATION COMMITTEE REPORT relative to People St Program guidelines for the implementation of plazas, parklets, and bike corrals.

Recommendations for Council action:

1. AUTHORIZE the Los Angeles Department of Transportation (LADOT) to release the introductory application cycle for the People St Program to implement plazas, parklets and bike corrals, with a maximum of four plazas, throughout the City.

2. INSTRUCT the LADOT to report to Council after a review of the People St Program application proposals with a prioritized list of projects for implementation, including: site locations, community partner information, a memorandum of understanding for each project, the necessary findings to enable closure of street segments to vehicular traffic for any plaza projects, as well as any funding needs.

Fiscal Impact Statement: The LADOT reports that this action will not impact the General Fund.

Community Impact Statement: None submitted.

Adopted - FORTHWITH, (11) ; Absent: Bonin , Buscaino , Koretz , Parks (4)

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

ITEM NO. (16)

[13-1598](#)

COMMUNICATION FROM THE MAYOR relative to the appointment of Councilmember Paul Koretz to the Metropolitan Water District of Southern California.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Councilmember Paul Koretz to the Metropolitan Water District of Southern California for the term ending December 31, 2016 is APPROVED and CONFIRMED. Mr. Koretz resides in Council District Five. (Current Commission gender composition: F= 0; M=4).

Ethics Commission Review: Pending.

Background Check: Pending.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JANUARY 11, 2014

(LAST DAY FOR COUNCIL ACTION - JANUARY 10, 2014)

(Energy and Environment Committee waived consideration of the above matter)

Adopted, (10) ; Absent: Bonin , Buscaino , Koretz , LaBonge , Parks (5)

ITEM NO. (17)

[13-1542](#)

COMMUNICATION FROM THE MAYOR relative to the appointment of Ms. Corrine E. Tapia to the Board of Fire and Police Pension Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Corrine E. Tapia to the Board of Fire and Police Pension Commissioners for the term ending June 30, 2014 is APPROVED and CONFIRMED. (Current commission gender composition: F = 1; M = 4).

Ethics Commission Review: Pending.

Background Check: Complete.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JANUARY 3, 2014

(LAST DAY FOR COUNCIL ACTION - DECEMBER 18, 2013)

(Budget and Finance Committee waived consideration of the above matter)

Adopted, (12) ; Absent: Bonin , Koretz , Parks (3)

ITEM NO. (18)

[13-1552](#)

COMMUNICATIONS FROM THE MAYOR AND CITY ETHICS COMMISSION relative to the appointment of Mr. Carl Cade to the Board of Fire and Police Pension Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Carl Cade to the Board of Fire and Police Pension Commissioners for the term ending June 30, 2015 is APPROVED and CONFIRMED. (Current commission gender composition: F = 1; M = 4).

Ethics Commission Review: Complete.

Background Check: Pending.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JANUARY 3, 2014

(LAST DAY FOR COUNCIL ACTION - DECEMBER 18, 2013)

(Budget and Finance Committee waived consideration of the above matter)

Adopted, (12) ; Absent: Bonin , Koretz , Parks (3)

ITEM NO. (19)

[13-0525](#)

COMMUNICATIONS FROM THE MAYOR AND CITY ETHICS COMMISSION relative to the appointment of Dr. Pedram Salimpour to the Board of Fire and Police Pension Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Dr. Pedram Salimpour to the Board of Fire and Police Pension Commissioners for the term ending June 30, 2017 is APPROVED and CONFIRMED. (Current commission gender composition: F = 1; M = 4).

Ethics Commission Review: Complete.

Background Check: Pending.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JANUARY 3, 2014

(LAST DAY FOR COUNCIL ACTION - DECEMBER 18, 2013)

(Budget and Finance Committee waived consideration of the above matter)

Adopted, (12) ; Absent: Bonin , Koretz , Parks (3)

ITEM NO. (20)

[13-1631](#)

COMMUNICATIONS FROM THE BOARD OF WATER AND POWER COMMISSIONERS and CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to directing the transfer of surplus money from the Power Revenue Fund of the Los Angeles Department of Water and Power (LADWP) to the Reserve Fund of the City of Los Angeles during Fiscal Year (FY) 2013-14.

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

1. CONCUR with the Board of Water and Power Commissioners' action of December 3, 2013, Resolution No. 014-116, authorizing the adoption of an Ordinance authorizing the transfer of \$253,000,000 during FY 2013-14.
2. PRESENT and ADOPT the accompanying ORDINANCE directing the transfer of surplus money from the Power Revenue Fund of the LADWP to the Reserve Fund of the City of Los Angeles during FY 2013-14.

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.

(Energy and Environment Committee waived consideration of the above matter)

Adopted - FORTHWITH, (12) ; Absent: Bonin , Koretz , Parks (3)

ITEM NO. (21)

[13-1214](#)

COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCES FIRST CONSIDERATION relative to amending various sections of the building, residential, green, electrical, mechanical, plumbing and pressure vessel provisions of the Los Angeles Municipal Code.

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

PRESENT and ADOPT the accompanying ORDINANCES to amend the Los Angeles Municipal Code:

- a. Article 1, Chapter IX to make various technical changes and incorporate portions of the 2013 California Building Code.
- b. Article 1.5, Chapter IX to make various technical changes and incorporate portions of the 2013 Edition of the California Residential Code.
- c. Sections 92.0207, 92.0303, 92.0304, and 92.0402 to make various technical changes and incorporate portions of the 2013 California Elevator Code.
- d. Sections 93.0101, 93.0202, 93.0206, 93.0209, 93.0217, 93.0233, 93.0235, 93.0313, 93.0403, 93.0600, and 93.0700 to make various technical changes and incorporate portions of the 2013 California Electrical Code.
- e. Article 4, Chapter IX to make various technical changes and incorporate portions of the 2013 Edition of the California Plumbing Code.
- f. Article 5, Chapter IX to make various technical changes and incorporate portions of the 2013 Edition of the California Mechanical Code.
- g. Article 9, Chapter IX to make various technical changes and incorporate portions of the 2013 California Green Building Standards Code.

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.

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

Adopted - FORTHWITH, (12) ; Absent: Bonin , Koretz , Parks (3)

ITEM NO. (22)

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)

[13-0005-S710](#)

CD 2 4201 North Arch Drive (Case No. 427605) Assessor I.D. No. 2366-024-013

Adopted, (12) ; Absent: Bonin , Koretz , Parks (3)

(b)

[13-0005-S711](#)

CD 14 3042 East Sixth Street (Case No. 422551) Assessor I.D. No. 5186-018-084

Adopted, (12) ; Absent: Bonin , Koretz , Parks (3)

ITEM NO. (23)

[11-1275](#)

CD 15 ADMINISTRATIVE EXEMPTION and COMMUNICATION FROM CHAIR, TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to the proposed third amendment to the agreement with Tetra Tech for administration of the Clean Truck Program.

Recommendations for Council action:

1. ADOPT the determination by the Los Angeles Harbor Department 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 third amendment to the agreement with Tetra Tech for administration of the Clean Truck Program.

Fiscal Impact Statement: The City Administrative Officer reports that the Harbor Department received approval for the original agreement with Tetra Tech, Inc. in 2008. Tetra Tech has a contract balance of approximately \$1.7 million remaining from the original compensation of \$8.4 million, which will be used to fund the proposed third amendment. The amendment will extend the

agreement to December 2015, for a total contract term of seven years. There is no impact on the City General Fund and applicable funding will be provided from the Harbor Revenue Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JANUARY 20, 2014

(LAST DAY FOR COUNCIL ACTION - JANUARY 17, 2014)

Adopted, (12) ; Absent: Bonin , Koretz , Parks (3)

ITEM NO. (24)

[13-1564](#)

CATEGORICAL EXEMPTION and COMMUNICATION FROM CHAIR, TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to proposed first amendment to the Foreign-Trade Zone (FTZ) developer agreement with Redlands Business Center, LLC., FTZ 202, Site 22.

Recommendations for Council action:

1. ADOPT the determination by the Los Angeles Harbor Department that the proposed action is exempt under the California Environmental Quality Act (CEQA) as provided in Article III, Section 1(14) of the Los Angeles City CEQA Guidelines.
2. APPROVE the first amendment to the FTZ developer agreement with Redlands Business Center, LLC., FTZ 202, Site 22.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the proposed first amendment to FTZ Developer Agreement No. 08-2698 with Redlands Business Center, LLC, in FTZ No. 202, Site No. 22, will include no additional cost, fees, or reduction of compensation to the Harbor Department. Redlands has paid an initial fee of \$2,500 to the Harbor Department for the development of FTZ Site No. 22 during the original five-year term of the contract. Approval of the agreement provides tax and operating benefits to Redlands and economic development in the region. The proposed amendment will have no impact on the City General Funds and any funds will be deposited in the Harbor Revenue Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JANUARY 20, 2014

(LAST DAY FOR COUNCIL ACTION - JANUARY 17, 2014)

Adopted, (12) ; Absent: Bonin , Koretz , Parks (3)

ITEM NO. (25)

[13-1645](#)

COMMUNICATION FROM THE DEPARTMENT OF ANIMAL SERVICES relative to authorization to accept a donation of \$50,000 from the Best Friends Animal Society.

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

1. AUTHORIZE the General Manager, Department of Animal Services (DAS), or designee, to accept the Best Friends Animal Society funds in the amount of \$50,000 to pay for New Hope adoption fees with a grant period through January 2014.
2. AUTHORIZE the execution of the Grant Memorandum of Understanding (MOU) with Best Friends Animal Society on behalf of the City and submit all necessary documents in connection with the grant award, subject to the approval of the City Attorney as to form and legality.
3. AUTHORIZE the DAS to:
 - a. Deposit grant receipts in the Animal Sterilization Fund (Fund 842).
 - b. Spend up to the grant amount in accordance with the MOU.
4. AUTHORIZE the Controller to establish a grant receipts in Fund 842 and establish an appropriation account titled Best Friends New Hope Adoptions, account number to be determined, within Fund 842 for the receipt and disbursement of the Best Friends grant award.
5. AUTHORIZE the DAS to prepare Controller instructions for any technical adjustments, subject to the approval of the City Administrative Officer; and AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The DAS reports that approval of the recommendations in the December 6, 2013 DAS report, attached to the Council file, will provide \$50,000 in funding to the Animal Sterilization Fund. Acceptance of the grant will have no impact on the General Fund and is in compliance with the City's Financial Policies in that grant funds and currently budgeted funds will cover the cost of the program.

Community Impact Statement: None submitted.

(Personnel and Animal Welfare Committe waived consideration of the

above matter)

Adopted, (12) ; Absent: Bonin , Koretz , Parks (3)

ITEM NO. (26)

[12-1967-S1](#)

COMMUNICATION FROM THE DEPARTMENT OF ANIMAL SERVICES relative to authorization to accept a donation of \$50,000 from the Association for the Prevention of Cruelty to Animals (ASPCA).

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

1. AUTHORIZE the General Manager, Department of Animal Services (DAS), or designee, to accept the ASPCA donation of \$50,000 to pay for New Hope adoption fees for the period through January 2014.
2. AUTHORIZE the execution of the Grant Memorandum of Understanding (MOU) with the ASPCA on behalf of the City and submission of all necessary documents in connection with the grant award, subject to the approval of the City Attorney as to form and legality.
3. AUTHORIZE the DAS to:
 - a. Deposit grant receipts in the Animal Sterilization Fund (Fund 842).
 - b. Spend up to the grant amount in accordance with the MOU.
4. AUTHORIZE the Controller to establish an appropriation account titled ASPCA New Hope Adoptions, account number to be determined, within Fund 842 for the receipt and disbursement of the ASPCA grant award.
5. AUTHORIZE the DAS to prepare Controller instructions for any technical adjustments, subject to the approval of the City Administrative Officer; and AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The DAS reports that approval of the recommendations contained in the December 6, 2013 DAS report, attached to the Council file, will provide \$50,000 in funding to the Animal Sterilization Fund. Acceptance of the grant will have no impact on the General Fund and is in compliance with the City's Financial Policies in that grant funds and cruelty budgeted funds will cover the cost of the program.

Community Impact Statement: None submitted.

(Personnel and Animal Welfare Committee waived consideration of the

above matter)

Adopted, (11) ; Absent: Bonin , Buscaino , Koretz , Parks (4)

ITEM NO. (27)

[10-1521](#)

CD 4

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER relative to proposed Amendment No. 3 to Contract No. C-110040 with The Portico Group for engineering and design services for the Los Angeles Zoo Rainforest of the Americas Exhibit.

Recommendation for Council action:

APPROVE and AUTHORIZE the President, Board of Public Works, to execute Amendment No. 3 to Contract No. C-110040 with The Portico Group to extend the contract term by one year from September 30, 2013 through June 30, 2014, subject to the approval of the City Attorney.

Fiscal Impact Statement: The City Administrative Officer reports that there is no additional impact on the City General Fund as a result of the execution of Amendment No. 3 to Contract No. C-110040 to extend the contract term by nine months between the City and The Portico Group for the Rainforest of the Americas Project. The current total General Fund and Municipal Improvement Corporation of Los Angeles contribution for this project is \$3,166,890.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JANUARY 14, 2014

(LAST DAY FOR COUNCIL ACTION - JANUARY 14, 2014)

(Arts, Parks, Health, Aging and River Committee waived consideration of the above matter)

Adopted, (12) ; Absent: Bonin , Koretz , Parks (3)

ITEM NO. (28)

[13-1565](#)

ADMINISTRATIVE EXEMPTION and COMMUNICATION FROM CHAIR, TRADE, COMMERCE, AND TOURISM COMMITTEE relative to proposed agreement with International Trade Education Programs, Inc. for sponsorship

of their educational program.

Recommendations for Council action:

1. ADOPT the determination by the Los Angeles Harbor Department 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 agreement with International Trade Education Programs, Inc. for sponsorship of their educational program.

Fiscal Impact Statement: The City Administrative Officer reports that the sponsorship cost of the proposed agreement with the International Trade Education Programs, Inc. will not exceed \$400,000 for one fiscal year (FY 2013-14). There is no impact on the City General Fund and funding will be provided from the Harbor Revenue Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JANUARY 20, 2014

(LAST DAY FOR COUNCIL ACTION - JANUARY 17, 2014)

Adopted, (12) ; Absent: Bonin , Koretz , Parks (3)

ITEM NO. (29)

[13-1566](#)

CATEGORICAL EXEMPTION and COMMUNICATION FROM CHAIR, TRADE, COMMERCE, AND TOURISM COMMITTEE relative to proposed Foreign-Trade Zone (FTZ) general purpose operating agreement with Interamerican Motor Corporation, FTZ 202, Site 34.

Recommendations for Council action:

1. ADOPT the determination by the Los Angeles Harbor Department that the proposed action is exempt under the California Environmental Quality Act (CEQA) as provided in Article III, Section 1(14) of the Los Angeles City CEQA Guidelines.
2. APPROVE the FTZ general purpose operating agreement with Interamerican Motor Corporation (IMC), FTZ 202, Site 34.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the proposed FTZ operator agreement with IMC will have no impact on the City General Fund. IMC will pay a one-time application fee and administrative

fee of \$7,750 per year, for five years, and a total fee of \$160,000, for a total of 20 years, if the contract is renewed for three five-year renewal options. There will be no impact on the City General Fund. All Funds will be deposited in the Harbor Revenue Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JANUARY 20, 2014

(LAST DAY FOR COUNCIL ACTION - JANUARY 17, 2014)

Adopted, (12) ; Absent: Bonin , Koretz , Parks (3)

ITEM NO. (30)

[13-1567](#)

CATEGORICAL EXEMPTION and COMMUNICATION FROM CHAIR, TRADE, COMMERCE, AND TOURISM COMMITTEE relative to proposed second amendment to the Foreign-Trade Zone (FTZ) general purpose operating agreement with CEVA Freight, LLC., FTZ 202, Site 30.

Recommendations for Council action:

1. ADOPT the determination by the Los Angeles Harbor Department that the proposed action is exempt under the California Environmental Quality Act (CEQA) as provided in Article III, Section 1(14) of the Los Angeles City CEQA Guidelines.
2. APPROVE the second amendment to the FTZ general purpose operating agreement with CEVA Freight, LLC., FTZ 202, Site 30.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the proposed second amendment to FTZ Operator Agreement with CEVA Freight LLC., in FTZ Site No. 30, will extend the agreement by a five-year term, from January 2014 to January 2019. The Harbor Department has received a one-time application fee of \$5,000 and an administrative fee of \$25,000 for the initial five-year contract term. Due to fee changes, compensation from the FTZ fees increased to \$7,750 each year during each of the three remaining five-year contract terms, for a total of \$116,250 for the three optional five-year terms and a total fee of \$146,250 over the 20-year contract term, if the contract is approved for three five-year renewal options. There will be no impact on the City General Fund. All Funds will be deposited in the Harbor Revenue Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JANUARY 20, 2014

(LAST DAY FOR COUNCIL ACTION - JANUARY 17, 2014)

Adopted, (12) ; Absent: Bonin , Koretz , Parks (3)

ITEM NO. (31)

[13-1568](#)

ADMINISTRATIVE EXEMPTION and COMMUNICATION FROM CHAIR, TRADE, COMMERCE, AND TOURISM COMMITTEE relative to proposed Foreign-Trade Zone (FTZ) developer agreement with CLPF-Redlands Business Center, L.P., FTZ 202, Site 22.

Recommendations for Council action:

1. ADOPT the determination by the Los Angeles Harbor Department 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 FTZ developer agreement with CLPF-Redlands Business Center, L.P., FTZ 202, Site 22.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the proposed FTZ Developer Agreement No. 13-3177 with CLPF-Redlands Business Center, L.P. (CLPF), FTZ No. 202, Site No. 22, is for the development of the site within located in the city of Redlands, California, consisting of an original five-year contract term, and three subsequent five-year renewal options, for a total of up to 20 years. CLPF has paid an initial fee of \$2,500 to the Harbor Department for the development of FTZ Site No. 22 during the original five-year term of the contract. Approval of the agreement provides tax and operating benefits to CLPF and economic development in the region. There will be no additional payment to the Harbor Department. The proposed amendment will have no impact on the City General Funds and any funds will be deposited in the Harbor Revenue Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JANUARY 20, 2014

(LAST DAY FOR COUNCIL ACTION - JANUARY 17, 2014)

Adopted, (12) ; Absent: Bonin , Koretz , Parks (3)

ITEM NO. (32)

[13-1630](#)

ADMINISTRATIVE EXEMPTION and COMMUNICATION FROM CHAIR, TRADE, COMMERCE, AND TOURISM COMMITTEE relative to proposed agreement with Microsoft Corporation to provide product support and consulting services for the Los Angeles Harbor Department.

Recommendations for Council action:

1. ADOPT the determination by the Los Angeles Harbor Department 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 Agreement No. 13-2903-A with Microsoft Corporation to provide product support and consulting services for the Los Angeles Harbor Department.

Fiscal Impact Statement: The City Administrative Officer reports that approval of this request will result in an additional expenditure of \$1,000,000 for a total amount not to exceed \$1,497,969. The proposed term for the first amendment is for three years, which would extend the agreement to a total of six years. Approval of the proposed amendment complies with the Harbor Department's adopted Financial Policies. Approval of the proposed resolution will not impact the City's General Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JANUARY 6, 2014

(LAST DAY FOR COUNCIL ACTION - DECEMBER 18, 2013)

Adopted, (12) ; Absent: Bonin , Koretz , Parks (3)

ITEM NO. (33)

[13-1634](#)

CD 15

COMMUNICATION FROM CHAIR, TRADE, COMMERCE, AND TOURISM COMMITTEE relative to proposed lease with Rockefeller Philanthropy Advisors Inc., with subsequent lease assignment to the California nonprofit public benefit corporation known as AltaSea at the Port of Los Angeles for development of an urban marine research center at City Dock No.1.

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

1. ADOPT the determination by the Los Angeles Harbor Department that the proposed 50-year Lease was assessed in an Environmental Impact Report prepared in accordance with the California Environmental Quality Act (CEQA), which was certified by action of the Board of Harbor Commissioners (Board) on October 18, 2012.
2. APPROVE Lease No. 904 with Rockefeller Philanthropy Advisors Inc.

Fiscal Impact Statement: The Board reports that Funds for Fiscal Year 2013-2014 in the amount of \$1,370,611 are available in the Capital Improvement Plan budget. The funds for Fiscal Years 2014-2015 through 2017-18 will be requested as part of future years' budget process.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JANUARY 6, 2014

(LAST DAY FOR COUNCIL ACTION - DECEMBER 18, 2013)

10 VOTES REQUIRED

ADOPTED

AMENDING MOTION (BUSCAINO - LABONGE)

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

FIND, pursuant to City Charter Section 607(a), that 50-year term for the lease with Rockefeller Philanthropy Advisors, Inc., with subsequent lease assignment to AltaSea at the Port of Los Angeles, for redevelopment of the City Dock No. 1 site is the best interest of the City of Los Angeles Harbor Department and the City of Los Angeles, in consideration of the need to raise substantial capital from many diverse sources and organizations, demonstrate to such sources and organizations the long-term commitment and viability of the facility, and allow the Research Center sufficient time to realize the local, state, and national economic benefits and the other public benefits provided by the Research Center.

Adopt as Amended - FORTHWITH, (12) ; Absent: Bonin , Koretz , Parks (3)

ITEM NO. (34)

[13-0038-S1](#)

CATEGORICAL EXEMPTION and COMMUNICATION FROM CHAIR,

TRADE, COMMERCE, AND TOURISM COMMITTEE relative to the proposed concession agreement with Delaware North Companies Travel Hospitality Services, Inc. for the operation and management of the food and beverage concession at LA/Ontario 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 concession agreement with Delaware North Companies Travel Hospitality Services, Inc.
3. CONCUR with the Board's action of October 1, 2013 by Resolution No. 25251 authorizing the Executive Director to execute the concession agreement with Delaware North Companies Travel Hospitality Services, Inc. for the operation and management of the food and beverage concession at LA/Ontario International Airport.

Fiscal Impact Statement: The Board reports that there is no impact on the General Fund as a result of this action.

Community Impact Statement: None submitted.

TIME LIMIT FILE - DECEMBER 21, 2013

(LAST DAY FOR COUNCIL ACTION – DECEMBER 18, 2013)

Adopted, (10) ; Absent: Bonin , Buscaino , Koretz , LaBonge , Parks (5)

ITEM NO. (35)

[13-1561](#)

CD 11

CATEGORICAL EXEMPTION and COMMUNICATION FROM CHAIR, TRADE, COMMERCE, AND TOURISM COMMITTEE relative to the proposed first amendment to the contract with Schindler Elevator Corporation that will allow the contract to complete equipment fabrication and installation services for elevators, escalators and moving walks at Los Angeles International Airport (LAX).

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(4) of

the Los Angeles City CEQA Guidelines.

2. APPROVE the first amendment between the City of Los Angeles and Schindler Elevator Corporation.
3. CONCUR with the Board's action of November 14, 2013 by Resolution No. 25268 authorizing the Executive Director to execute the first amendment to the contract with Schindler Elevator Corporation that will allow the contract to complete equipment fabrication and installation services for elevators, escalators and moving walks at LAX.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the proposed contract will have no impact on the General Fund or the Department's operating budget. Beyond the original allocation of \$40,832,719, no funding is required as part of the proposed amendment. Likewise, there is no financial impact on the related, complimentary contract with W.E. O'Neil. Funding for this project was appropriated at the time of the original contract execution; therefore, Los Angeles World Airports (LAWA) requests authority from the Board to allocate the required funding from the LAX Airport Revenue Fund to WBS (Work Breakdown Structure or cost center) Element 1.09.11-700 (Elevators and Escalators Systems Upgrades) to complete the project. The elevators, escalators, and moving walk ways fabrication and replacement by Schindler Elevator Corporation, while not generating revenue for LAWA will contribute to the safety and reliability of the equipment and, therefore, the safety and convenience of LAWA's employees and customers. This project complies with the Department of Airports' adopted Financial Policies.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JANUARY 20, 2014

(LAST DAY FOR COUNCIL ACTION – JANUARY 17, 2014)

Adopted, (12) ; Absent: Bonin , Koretz , Parks (3)

ITEM NO. (36)
[13-1519](#)

COMMUNICATION FROM THE EXECUTIVE EMPLOYEE RELATIONS COMMITTEE (EERC) relative to the salary recommendation for Mr. Stephen David Simon as the Executive Director, Department on Disability.

Recommendation for Council action:

RESOLVE that the salary rate of pay for the position of Executive Director, Department on Disability shall BE ESTABLISHED as recommended by the Mayor and approved by the EERC on November 26, 2013. The effective date

of the salary is November 8, 2013.

(Council may recess to Closed Session, pursuant to Government Code Section 54957.6, relative to the above salary recommendation)

Adopted, (12) ; Absent: Bonin , Koretz , Parks (3)

ITEM NO. (37)

[13-1427](#)

MOTION (ENGLANDER - FUENTES) relative to amending prior council action of December 8, 2013 regarding the Los Angeles Police Department (LAPD) special reception in the City Hall Spring Street Forecourt and the City Hall Tom Bradley Room.

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

AMEND prior Council action of October 30, 2013 to TRANSFER/APPROPRIATE \$646 from the Unappropriated Balance Fund No. 100/58 to the General Services Fund No. 100/40 as follows: \$406 to Account No. 1070 (Salaries - As Needed) and \$240 to Account No. 1090 (Salaries - Overtime), for services in connection with the December 8, 2013 LAPD special reception in the City Hall Spring Street Forecourt and Tom Bradley Room. Said funds to be reimbursed to the General Fund by the LAPD Communications Division Station Fund.

Adopted, (10) ; Absent: Bonin , Buscaino , Koretz , LaBonge , Parks (5)

ITEM NO. (38)

[13-0011-S40](#)

MOTION (LABONGE - WESSON) relative to funding for fabricating and installing Boulevard Heights National Register Signs.

Recommendations for Council action:

1. ALLOCATE \$999.04 from the Council District Four portion of the Street Furniture Revenue Fund No. 43D/50 to the Maneri Sign Company for fabricating and installing Boulevard Heights National Register Signs.
2. AUTHORIZE the Board of Public Works, Office of Accounting to make

any payment to Maneri Sign Company and to prepare and process any other document as may be required, in the above amount for the above purpose.

3. AUTHORIZE the Bureau of Street Services and/or the Board of Public Works, Office of Accounting to make any changes, corrections or clarifications as necessary to the above fund transfer instructions in order to effectuate the intent of this Motion.

Adopted, (12) ; Absent: Bonin , Koretz , Parks (3)

ITEM NO. (39)

[13-1661](#)

CD 15 MOTION (PRICE for BUSCAINO - O'FARRELL) relative to funding for the construction of bridge, signage and median improvements on Gaffey Street in Council District 15.

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

1. TRANSFER \$675,000 from the "Relinquishment of Gaffey Street" Account in Subventions and Grants Fund No. 305/50, Revenue Source 3410, for the construction of bridge, signange and median improvements on Gaffey Street in Council District 15, to the fund/accounts as set below:

General Serivces Fund No. 100/40

<u>Account No.</u>	<u>Title</u>	<u>Amount</u>
001101	Hiring Hall Construction	\$104,971
001121	Hiring Hall Fringe Benefits	69,987
003180	Construction Materials & Supplies	<u>500,042</u>
	Total	\$675,000

2. AUTHORIZE the Chief Legislative Analyst to make any technical corrections or clarifications to the above fund transfer instructions in order to effectuate the intent of the Motion.

Adopted - FORTHWITH, (12) ; Absent: Bonin , Koretz , Parks (3)

ITEM NO. (40)

[13-0010-S41](#)

MOTION (CEDILLO - FUENTES) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the murder of Jesus Eduardo Vargas.

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

Adopted, (11) ; Absent: Bonin , Buscaino , Koretz , Parks (4)

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, including bonds, agreements, contracts and other related issues as specified:

(a)

[13-1650](#)

CD 7

FINAL MAP OF TRACT NO. 60461 located at 11130 North Oro Vista Avenue southerly of Big Tujunga Canyon Road.

(Bond No. C-123423)

(Quimby Fee: \$36,234)

Subdivider: City Ventures Homebuilding, LLC; Surveyor: Iacobellis & Associates

Adopted, (12) ; Absent: Bonin , Koretz , Parks (3)

MAP AND BOND APPROVED - CITY ENGINEER REPORT ADOPTED

(b)

[13-1659](#)

CD 13 FINAL MAP OF TRACT NO. 71587 located at 5841 and 5845 West Carlton Way easterly of Bronson Avenue.

(Bond No. C-123424)

(Quimby Fee: \$164,760)

Subdivider: 5845 Carlton Way Partners, LLC; Engineer: Tala Associates

Adopted, (12) ; Absent: Bonin , Koretz , Parks (3)

MAP AND BOND APPROVED - CITY ENGINEER REPORT ADOPTED

(c)

[13-1667](#)

CD 13 FINAL MAP OF TRACT NO. 67745 located at 6080 West Fountain Avenue and 1254-58 North Gower Street.

(Bond No. C-123426)

(Quimby Fee: \$33,242)

Subdivider: Gower Bungalow, LLC; Surveyor: Mark Danielson

Adopted, (12) ; Absent: Bonin , Koretz , Parks (3)

MAP AND BOND APPROVED - CITY ENGINEER REPORT ADOPTED

(d)

[13-1666](#)

CD 6 FINAL MAP OF TRACT NO. 71151 located at 8350 Kester Avenue northerly of Roscoe Boulevard.

(Bond No. C-123425)

(Quimby Fee: \$15,110)

Subdivider: John Carpentieri; Engineer: Wagner-Kerr Assoc., Inc.

Adopted, (12) ; Absent: Bonin , Koretz , Parks (3)

MAP AND BOND APPROVED - CITY ENGINEER REPORT ADOPTED

(e)

[13-1668](#)

CD 11 FINAL MAP OF PARCEL MAP L.A. NO. 2012-2700 located at 1724 South

Armacost Avenue, lying along the northeasterly side of Armacost Avenue and southeasterly of Iowa Avenue.

(Bond No. C-123427)

(Quimby Fee: \$9,066)

Subdivider: 1724 Armacost Avenue, LLC; Surveyor: Robert K. Kameoka

Adopted, (12) ; Absent: Bonin , Koretz , Parks (3)

MAP AND BOND APPROVED - CITY ENGINEER REPORT ADOPTED

(f)

[13-1669](#)

CD 13 FINAP MAP OF PARCEL MAP L.A. NO. 2005-2496 located at 2240 West Fargo Street westerly of Glendale Boulevard.

(Bond No. C-123428)

(Quimby Fee: \$7,302)

Subdivider: Robert and Tamera Gurule; Surveyor: TDR Engineering

Adopted, (12) ; Absent: Bonin , Koretz , Parks (3)

MAP AND BOND APPROVED - CITY ENGINEER REPORT ADOPTED

(g)

[13-1674](#)

CD 4 FINAL MAP OF TRACT NO. 71871 located at 5112 Melrose Avenue easterly of Gramercy Place.

(Bond No. C-123428)

(Quimby Fee: \$142,034)

Subdivider: Lennar Homes of California, Inc.; Engineer/Surveyor: Timothy Koh

Adopted, (12) ; Absent: Bonin , Koretz , Parks (3)

MAP AND BOND APPROVED - CITY ENGINEER REPORT ADOPTED

Closed Session

ITEM NO. (42)

[13-1485](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(d)(1), to confer with its legal counsel relative to the case entitled Rodney Sawyer v. City of Los Angeles, United States District Court Case No. CV 12-10819 SVW (JC). (This matter arises from an incident involving members of the Los Angeles Police Department that occurred on December 6, 2011.)

(Budget and Finance Committee considered the above matter in Closed Session on December 9, 2013.)

ADOPTED

MOTION (KREKORIAN - ENGLANDER)

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

1. **AUTHORIZE the City Attorney to pay a total of \$400,000 in settlement of the above-entitled matter from the City Attorney, Fund No. 100/59, Account 009770.**
2. **AUTHORIZE the City Attorney to draw a demand thereon in said amount and made payable to the Law Offices of Ivie, McNeill, and Wyatt and Rodney Sawyer.**
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.**

Adopted, (12) ; Absent: Bonin , Koretz , Parks (3)

MOTION ADOPTED IN OPEN SESSION

ITEM NO. (43)

[12-1305](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(d)(1), to confer with its legal counsel relative to the case entitled Linda Farfalla, et al. v. City of Los Angeles, Los Angeles Superior Court Case No. PC 050735. (This matter involves a personal injury incident which occurred on October 25, 2010 at 1731 Kingsbury Street, Granada Hills, when a tree fell on a residence.)

(Budget and Finance Committee considered the above matter in Closed Session on December 9, 2013.)

ADOPTED

MOTION (KREKORIAN - ENGLANDER)

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

1. **AUTHORIZE** the City Attorney to pay a total of \$350,000 in settlement of the above-entitled matter from the City Attorney, Fund No. 100/59, Account 009770.
2. **AUTHORIZE** the City Attorney to draw a demand thereon in said amount and made payable to the Law Offices of Ammirato and Palumbo, Linda Farfalla and David Farfalla.
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 – Englander –Blumenfield "yes") at its special meeting on December 9, 2013, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

Adopted, (12) ; Absent: Bonin , Koretz , Parks (3)

MOTION ADOPTED IN OPEN SESSION

ITEM NO. (44)

[13-1527](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(d)(1), to confer with its legal counsel relative to the case entitled Anichka Grigoryan v. Damien Mathew Goodman, et al., Los Angeles Superior Court Case No. LC098425. (This matter involves a personal injury incident which occurred on August 1, 2011 at Woodman Avenue and Gault Street).

(Budget and Finance Committee considered the above matter in Closed Session on December 9, 2013.)

ADOPTED

MOTION (KREKORIAN - ENGLANDER)

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

1. **AUTHORIZE** the City Attorney to pay a total of \$165,000 in settlement of the above-entitled matter from the City Attorney, Fund No. 100/59, Account 009770.
2. **AUTHORIZE** the City Attorney to draw a demand thereon in said amount and made payable to Arthur & Associates Law Office and Anichka Grigoryan, an individual.
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.

Adopted, (12) ; Absent: Bonin , Koretz , Parks (3)

MOTION ADOPTED IN OPEN SESSION

ITEM NO. (45)

[13-1528](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(d)(1), to confer with its legal counsel relative to the case entitled Wenling Wang v. City of Los Angeles, Los Angeles Superior Court Case No. SC115017. (This matter involves a trip and fall incident on September 9, 2008 at Lincoln Blvd. and Venice Blvd.)

(Budget and Finance Committee considered the above matter in Closed Session on December 9, 2013.)

ADOPTED

MOTION (KREKORIAN - ENGLANDER)

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

1. **AUTHORIZE** the City Attorney to pay a total of \$275,000 in settlement of the above-entitled matter from the City Attorney, Fund No. 100/59, Account 009770.
2. **AUTHORIZE** the City Attorney to draw a demand thereon in said amount and made payable to Ellis Law Corporation and Wen Ling Wang.
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.

Adopted, (12) ; Absent: Bonin , Koretz , Parks (3)

MOTION ADOPTED IN OPEN SESSION

ITEM NO. (46)

[13-1570](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(d)(1), to confer with its legal counsel relative to the case entitled Melissa Christian v. City of Los Angeles and VR Properties II, LLC, Los Angeles Superior Court Case No. BC 491347. (This matter arises out of a trip and fall accident which occurred on Descanso Drive near the intersection of Larissa Drive, in the City of Los Angeles.)

(Budget and Finance Committee considered the above matter in Closed Session on December 9, 2013.)

ADOPTED

MOTION (KREKORIAN - ENGLANDER)

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

- 1. AUTHORIZE the City Attorney to pay a total of \$150,000 in settlement of the above-entitled matter from the City Attorney Fund No. 100/59, Account 009770.**
- 2. AUTHORIZE the City Attorney to draw a demand thereon in said amount and made payable to Hagopian and Associates, Wayne & Associates and Melissa Christian.**
- 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.**

Adopted, (12) ; Absent: Bonin , Koretz , Parks (3)

MOTION ADOPTED IN OPEN SESSION

ITEM NO. (47)

[13-1572](#)

The City Council shall recess to Closed Session, pursuant to Government

Code Section 54956.9(d)(1), to confer with its legal counsel relative to the case entitled Kim Fun Lam v. City of Los Angeles, Los Angeles Superior Court Case No. BC 484248. (This matter involves failure of a large coral tree in Alpine Park in Chinatown which split apart and fell on the plaintiff who was sitting on a bench under the tree on January 8, 2012.)

(Budget and Finance Committee considered the above matter in Closed Session on December 9, 2013.)

ADOPTED

MOTION (KREKORIAN - ENGLANDER)

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

1. **AUTHORIZE** the City Attorney to pay a total of \$325,000 in settlement of the above-entitled matter from the City Attorney Fund No. 100/59, Account 009770.
2. **AUTHORIZE** the City Attorney to draw a demand thereon in said amount and made payable to Law Offices of James S. Hong and Associates and Kim Fun Lam.
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.

Adopted, (12) ; Absent: Bonin , Koretz , Parks (3)

MOTION ADOPTED IN OPEN SESSION

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

13-0905-S2 MOTION (O'FARRELL for PARKS - MARTINEZ) relative to various community charter bus services in Council District Eight.

13-1693 MOTION (WESSON - PRICE) relative to funding to support the efforts of Mothers in Action for the 2012 and 2013 Taste of Soul events in Council District 10.

- 13-1694 MOTION (HUIZAR - PRICE) relative to the hiring of consultants to evaluate the Grand Avenue Hotel project.
- 13-0010-S43 MOTION (O'FARRELL for KORETZ - LABONGE) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the murder of Harvey Cohen on September 19, 2012.
- 13-1696 MOTION (BUSCAINO - LABONGE) relative to the issuance of revocable permits for placement of trash receptacles on the public alley, in the public right of way.
- 13-1695 RESOLUTION (BLUMENFIELD for BONIN - BUSCAINO) relative to establishing an oversize vehicle restricted area on various streets between 62nd Avenue and the triangle lot around 138 Culver Boulevard.
- 13-1697 MOTION (BUSCAINO - LABONGE) relative to initiating street vacation proceedings for the alley southerly of Wilshire Boulevard from Orange Drive to its easterly terminus.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

- 13-0004-S3 Repeal of the Chinese Exclusion Act 70th Anniversary Cedillo

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

- | | | |
|------------|------------------|----------------------------------|
| 13-0003-S3 | Ben Berger | Blumenfield - All Councilmembers |
| | Janett Humphries | Wesson - All Councilmembers |

- 13-0620 **RECONSIDERED FROM PREVIOUS COUNCIL MEETING OF DECEMBER 13, 2013**

Adopted, (11) ; Absent: Bonin , Buscaino , Koretz , Parks (4)

TRANSPORTATION COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to granting to Ultramar Incorporated a pipeline franchise for a period of ten years to operate and maintain an existing pipeline in City streets associated with the transportation of crude oil.

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

PRESENT and ADOPT the accompanying ORDINANCE granting to Ultramar Incorporated a pipeline franchise for a period of ten years to operate and maintain an existing pipeline in City streets associated with the transportation of crude oil.

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.

13-1639 **RECONSIDERED FROM PREVIOUS COUNCIL MEETING OF DECEMBER 13, 2013**

Adopted, (11) ; Absent: Bonin , Buscaino , Koretz , Parks (4)

FINAL MAP OF TRACT NO. 71967 located at 109-111 South Kings Road southerly of 1st Street.

(Bond: C-123184)

(Quimby Fee: \$60,440)

Subdivider: Co South, LLC; Surveyor: Jack Little Co.

MAP AND BOND APPROVED - CITY ENGINEER REPORT ADOPTED

ENDING ROLL CALL

Blumenfield, Cedillo, Englander, Fuentes, Huizar, Krekorian, LaBonge, Martinez, O'Farrell, Price and President Wesson (11); Absent: Bonin, Buscaino, Koretz, Parks (4)

Whereupon the Council did adjourn.

ATTEST: Holly L. Wolcott, INTERIM CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL

Los Angeles City Council Agenda, **Supplemental Agenda**
Tuesday, December 17, 2013

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

ROLL CALL

Approval of the Minutes

Items for which Public Hearings Have Been Held

ITEM NO. (48)

[13-1525](#)

CD 14 ECONOMIC DEVELOPMENT COMMITTEE REPORT and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to the proposed Arts District (Property-Based) Business Improvement District (BID).

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

1. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION to establish the Arts District Los Angeles Property BID.
2. ADOPT the Preliminary Report of the City Clerk dated November 13, 2013 (attached to Council file No. 13-1525).
3. ADOPT the Management District Plan attached to the City Clerk report dated November 13, 2013.
4. ADOPT the Engineer's Report attached to the City Clerk report dated November 13, 2013.
5. FIND that:
 - a. The petitions submitted on behalf of the proponents of the proposed Arts District Los Angeles Property BID are signed by property owners who will pay more than fifty (50) percent of the assessments proposed to be levied.

- b. All parcels that will have a special benefit conferred upon them and upon which an assessment would be imposed are those as identified in the Management District Plan.
 - c. In accordance with Article XIID of the California Constitution and based on the facts and conclusions contained in the Engineer's Report, the assessment levied on each parcel within the proposed District is proportionate to the special benefit derived from the improvements and activities that are to be provided.
 - d. In accordance with Article XIID of the California Constitution and based on the facts and conclusions contained in the Engineer's Report, the Engineer has separated the general from special benefits. The Engineer's Report identified general benefits in the amount of 1.26 percent to be separated from the special benefits conferred on parcels within the proposed District. The yearly general benefits cost must be paid from funds other than the assessments collected for the Arts District Los Angeles Property BID. The general benefit cost for first year of operation is \$14,144.
 - e. In accordance with Article XIID of the California Constitution and based on the facts and conclusions contained in the Engineer's Report, no assessment imposed on any parcel exceeds the reasonable cost of the proportional special benefit conferred on that parcel.
 - f. The assessments for the proposed District are not taxes and the District qualifies for exemption from Proposition 26 under exemption 7 of Article XIIC §1(e).
 - g. The proposed improvements and activities are completely separate from the day to day operations of the City of Los Angeles.
6. AUTHORIZE the City Clerk, upon establishment of the District, to prepare, execute and administer a contract between the City of Los Angeles and a non-profit corporation for the administration of the District's programs.
7. DIRECT the City Clerk to comply with the notice, protest, and hearing procedures prescribed in the Proposition 218 Omnibus Implementation Act (California Government Code, Section 53750 et seq.).
8. REQUEST the City Attorney, with the assistance of the City Clerk, to prepare an enabling Ordinance establishing the Arts District Los Angeles Property BID for Council consideration at the conclusion of the required public hearing.

Fiscal Impact Statement: The City Clerk reports that Assessments levied on the eight (8) City-owned property within the District to be paid from the General Fund total \$37,945.15 for the first year of the District. Funding is available in

the BID Trust Fund 659 to pay the General Fund's share of assessments for the first operating year. Assessments levied on the Los Angeles Department of Water and Power property within the District will not be paid from the General Fund.

Proposition 218 requires the separation of general benefits from the special benefits. The general benefit portion for the Arts District Los Angeles Property BID is \$14,144 for the first year. Surplus funds may be available in the BID Trust Fund 659 for the first year of operation. However, funds other than assessment revenue must be budgeted annually for the general benefit expense for the remaining years of the BID's five-year term.

Community Impact Statement: None submitted.

Adopted, (12) ; Absent: Bonin , Koretz , Parks (3)

ITEM NO. (49)

[12-1529-S2](#)

BUDGET AND FINANCIE COMMITTEE report relative to a request for additional funding and authority for various outside counsel contracts.

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

1. AUTHORIZE the Controller's Office to disencumber \$182,000 from prior-year encumbrance C013115056 (Burke, Williams & Sorenson LLP, Budget FY 2013, Fund 100/12, Account No. 009301) and re-appropriate the same amount to Fund 100/12, Account No. 009301.
2. TRANSFER \$3,860,633 from the Unappropriated Balance, Outside Counsel Including Workers Compensation line item to the City Attorney, Fund No. 100/12, Account No. 009301.
3. AUTHORIZE the City Attorney's Office to amend to increase maximum compensation for the following contracts by these respective amounts:

<u>No.</u>	<u>Title</u>	<u>Amount</u>
119634	ALBRIGHT YEE & SCHMIT LLP	\$517,368
122189	ALBRIGHT YEE & SCHMIT LLP	\$62,128
122190	ALBRIGHT YEE & SCHMIT LLP	\$65,527
122191	ALBRIGHT YEE & SCHMIT LLP	\$74,104
122192	ALBRIGHT YEE & SCHMIT LLP	\$20,947
109849	LIEBERT CASSIDY WHITMORE	\$45,000

109883	LIEBERT CASSIDY WHITMORE	\$45,000
120558	REMCHO JOHANSEN & PURCELL,LLP	\$700,000
118838	MEYERS NAVE	\$1,762,667
113455	DRINKER BIDDLE & REATH LLP	\$248,810
122193	OGLETREE DEAKINS	\$293,582

4. AUTHORIZE the City Attorney's Office to amend to extend the term of contract for contract number 113155 with LIEBERT, CASSIDY & WHITMORE (Mata matter) to December 31, 2014.
5. AUTHORIZE the City Attorney to extend the term of contract for contract number 115056 with BURKE, WILLIAMS & SORENSEN (Grobesson matter) to January 31, 2014. Though this matter is closed, pending invoices are on hold due to expired term.
6. AUTHORIZE the City Attorney to enter into a contract with the law firm of GREINES, MARTIN, STEIN & RICHLAND LLP for assistance with the Eriza Gomez v. City of Los Angeles case in an amount not to exceed \$200,000.
7. AUTHORIZE the City Attorney to enter into a contract with the law firm of BEST BEST & KRIEGER for assistance with the Town House Retail Center case in an amount not to exceed \$7,500.
8. AUTHORIZE the City Attorney or designee to prepare Controller instructions for any necessary technical adjustments to any outside counsel contract, subject to the approval of the City Administrative Officer, and AUTHORIZE the Controller to implement these instructions.

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

Community Impact Statement: None submitted.

[Council may recess to closed session pursuant to Government Code Section 54956.9(d)(1) in order to confer with legal counsel regarding the following matters: Brent v. City of Los Angeles, Carr v. City of Los Angeles, Gregg v. City of Los Angeles, Los Angeles Superior Court (LASC) Case Nos. BC433073 & BC434486 (LAPD employment litigation); Benjamin v. City of Los Angeles, Benbow and Gaston, LASC Case No. BC494830 (CDD employment litigation); Mark Garza v. City of Los Angeles, LASC Case No. BC500563 (LAPD employment litigation); Armando Perez v. City of Los Angeles, LASC Case No. BC501486 (LAPD employment litigation); Danielle Wells v. City of Los Angeles, LASC Case No. BC503104 (LAPD employment litigation); Town House Retail Center, LP v. City of Los Angeles, Case No. (HUD Section 108 loan guarantee litigation); Achan/Ackley et al. v. City of Los Angeles, United States District Court (USDC) Case No CV04-4334 (LAFD FLSA litigation); Haro v. City of Los Angeles, USDC Case No. (LAFD FLSA

litigation); Mark Willits v. City of Los Angeles, USDC Case No. CV10-5782, Carter, et al./ Fahmie, et al. v. City of Los Angeles, LASC Cases BC363305/BC381773 (ADA/FRA litigation); Lee, et al v. City of Los Angeles, USDC Case No. CV 12-6618 (CBM), Haveriland, et al v. City of Los Angeles, USDC Case No. CV 13-1410 (CBM) (redistricting litigation); Eriza Gomez v. City of Los Angeles, LASC Case No. BC453870 (LAPD civil rights litigation)]

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

Adopted - FORTHWITH, (12) ; Absent: Bonin , Koretz , Parks (3)

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

ITEM NO. (50)

[12-0536-S2](#)

CD 8 EXEMPTION, and COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST (CLA) relative to an Agreement for Property Exchange and Joint Escrow Instructions for Fire Station 15, located at 915 West Jefferson Boulevard.

Recommendations for Council action:

1. FIND under the California Public Resources Code, Section 21166 and the State's Environmental Quality Act (CEQA) Guidelines Section 15162, on the basis of substantial evidence contained in the whole record, that since certification of Environmental Impact Report (EIR) No. ENV-2009-271-EIR on December 11, 2012, for the "Project" described therein (of which the Property Exchange in the subject Agreement is a part), there have been no changes to said Project, no changes with respect to the circumstances under which the Project is being undertaken, and no new information of substantial importance concerning the Project, which cause new significant environmental effects or a substantial increase in the severity of previously identified significant effects, and therefore no subsequent EIR and no supplemental EIR is required for the Project.
2. APPROVE the Agreement for Property Exchange and Joint Escrow Instructions, attached to the CLA report dated December 13, 2013 (attached to Council file [C.F.] No. 12-0536-S2) substantially as written; and AUTHORIZE the General Manager, Department of General Services (GSD), or designee, to execute the final agreement on behalf of the City.
3. DECLARE the Property located at 915 West Jefferson Boulevard, APN

5039-020-912, to be surplus as of the 30th day prior to the close of escrow, provided that all other conditions to said closing have been met; and AUTHORIZE the City Attorney and the General Manager, GSD, to take all necessary actions and provide all necessary letters or certifications to ensure the property transfer is completed in accordance with the attached Agreement.

4. INSTRUCT the GSD, with the assistance of the City Attorney, to prepare and present an Ordinance and any other necessary documentation effectuating the transfer of the property for existing Fire Station 15, which will become effective upon Close of Escrow under the terms of the attached Agreement.

Fiscal Impact Statement: The CLA reports that there is no anticipated impact to the City's General Fund, as construction of the new Fire Station 15 is to be completed at no cost to the City, pursuant to a Memorandum of Understanding attached to the Development Agreement for the University Village project (attached to the CLA report dated December 13, 2013, attached to C. F. No. 12-0536-S2). USC will reimburse the City for all associated staff and project costs as specified in the attached Agreement.

Community Impact Statement: None submitted.

(Economic Development Committee waived consideration of the above matter)

Adopted, (12) ; Absent: Bonin , Koretz , Parks (3)

ITEM NO. (51)

[13-1686](#)

MOTION (LABONGE - WESSON) relative to the economic impacts of the Rose Bowl Game as well as the Rose Parade on January 1, 2014.

Recommendation for Council action:

REQUEST the Los Angeles Tourism and Convention Board to report back to the City Council on the economic impacts of the Rose Bowl Game as well as the Rose Parade that is scheduled to take place on January 1, 2014.

Adopted - FORTHWITH, (12) ; Absent: Bonin , Koretz , Parks (3)

ITEM NO. (52)

13-0010-S42

MOTION (HUIZAR - ENGLANDER) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the shooting at 4400 West Avenue 42 on November 27, 2013.

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

1. PROVIDE an offer of reward in the amount of \$75,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the shooting at 4400 West Avenue 42 on November 27, 2013.
2. FIND that the subject reward complies with the provisions of Chapter 12, Article 1, Division 19, of the Los Angeles Administrative Code.
3. DIRECT the City Clerk to publish the required notices and/or advertisements to effectuate this reward.

Adopted, (12) ; Absent: Bonin , Koretz , Parks (3)