

Communication from Public

Name: Susan Winsberg

Date Submitted: 08/18/2021 12:35 PM

Council File No: 21-0878

Comments for Public Posting: Hello. I just wanted to draw to your attention the fact that agenda items 39 and 40 were missing from the posted agenda today (8/18/2021), and therefore received very little public comment, even though these items are HUGE (regarding mandatory vaccinations). I don't have a file number for them because they weren't on the agenda. I do believe that's a Brown Act violation. If nothing else, it didn't give the public the opportunity to speak on these important items. The only reason I even knew what they were was by sticking in there till someone mentioned the content of these agenda items. I don't believe that's how it's supposed to be done. Thank you, Susan Winsberg



AGENDA

LOS ANGELES CITY COUNCIL

Wednesday, August 18, 2021

10:00 AM

JOHN FERRARO COUNCIL CHAMBER

ROOM 340, CITY HALL

200 NORTH SPRING STREET, LOS ANGELES, CA 90012

Submit written comment at
LACouncilComment.com

President	GILBERT A. CEDILLO, First District
NURY MARTINEZ, Sixth District	PAUL KREKORIAN, Second District
	BOB BLUMENFIELD, Third District
	NITHYA RAMAN, Fourth District
President Pro Tempore	PAUL KORETZ, Fifth District
JOE BUSCAINO, Fifteenth District	MONICA RODRIGUEZ, Seventh District
	MARQUEECE HARRIS-DAWSON, Eighth District
Assistant President Pro Tempore	CURREN D. PRICE, JR., Ninth District
VACANT	MARK RIDLEY-THOMAS, Tenth District
	MIKE BONIN, Eleventh District
	JOHN S. LEE, Twelfth District
	MITCH O'FARRELL, Thirteenth District
	KEVIN DE LEÓN, Fourteenth District

PUBLIC COMMENT

In conformity with the Governor's Executive Order N-29-20 (March 17, 2020) and due to concerns over COVID-19, the City Council meeting will be conducted entirely telephonically.

CITY COUNCIL MEETINGS ARE BROADCAST LIVE ON CABLE TELEVISION CHANNEL 35 AND ON THE INTERNET AT: [HTTPS://CLERK.LACITY.ORG/CALENDAR](https://CLERK.LACITY.ORG/CALENDAR). LIVE COUNCIL MEETINGS CAN ALSO BE HEARD AT: (213) 621-CITY (METRO), (818) 904-9450 (VALLEY), (310) 471-CITY (WESTSIDE) AND (310) 547-CITY (SAN PEDRO AREA)

Members of the public who wish to offer public comment to the Council should call 1 669 254 5252 and use Meeting ID No. 160 535 8466 and then press #. Press # again when prompted for participant ID. Once admitted into the meeting, press *9 to request to speak.

Requests for reasonable modification or accommodation from individuals with disabilities, consistent with the Americans with Disabilities Act can be made by contacting the City Clerk's Office at (213) 978-1133. For Telecommunication Relay Services for the hearing impaired, please see the information located on page 2 of this agenda.

Telecommunication Relay Services

Telephone communication is one of the most important forms of communication in society today. Due to advancements in technology, telephone devices have evolved with new services and capabilities. Individuals who are deaf and hard of hearing, and individuals with a speech disability are following these trends and are rapidly migrating to more advanced telecommunications methods, both for peer-to-peer and third-party telecommunications relay service (TRS) communications.

Telecommunications Relay Service is a telephone service that allows persons with hearing or speech disabilities to place and receive telephone calls. TRS is available in all 50 states, the District of Columbia, Puerto Rico and the U.S. territories for local and/or long distance calls. TRS providers - generally telephone companies - are compensated for the costs of providing TRS from either a state or a federal fund. There is no cost to the TRS user.

What forms of TRS are available? There are several forms of TRS, depending on the particular needs of the user and the equipment available: TRS includes: Text to Voice TTY-Based TRS; Speech-to-Speech Relay Service; Shared Non-English Language Relay Service; Captioned Telephone Relay Service; Internet Protocol Relay Service; and Video Relay Service. Please visit this site for detail descriptions, <https://www.fcc.gov/consumers/guides/telecommunications-relay-service-trs>.

Don't hang up! Some people hang up on TRS calls because they think the CA is a telemarketer. If you hear, "Hello. This is the relay service .. ." when you pick up the phone, please don't hang up! You are about to talk, through a TRS provider, to a person who is deaf, hard-of-hearing, or has a speech disability.

For more information about FCC programs to promote access to telecommunications services for people with disabilities, visit the FCC's Disability Rights Office website.

SE OFRECE UN SERVICIO DE TRADUCCION AL ESPANOL EN TODAS LAS REUNIONES DEL CONSEJO MUNICIPAL

BASIC CITY COUNCIL MEETING RULES

AGENDAS - The City Council meets Tuesday, Wednesday and Friday at 10:00 A.M. The agendas for City Council meetings contain a brief general description of those items to be considered at the meetings. Council Agendas are available in the Office of the City Clerk, Council and Public Services Division, Room 395, City Hall, 200 North Spring Street, Los Angeles, CA 90012, and on the City's website at lacity.org; or lacouncilcalendar.com.

Ten (10) members of the Council constitute a quorum for the transaction of business. The Council may consider an item not listed on the agenda only if it is determined by a two-thirds (10) vote that the need for action arose after the posting of an Agenda. Some items on the agenda may be approved without any discussion, however, any item may be called "special" by a Councilmember. If an item is called "special" it will be "held" until the remainder of the items on the Council agenda have been acted on by the Council. An item may also be called "special" if a member of the public has requested to speak on the item and a public hearing was not previously held.

The City Clerk will announce the items to be considered by the Council, however items will be grouped. For example, all items for which required public hearings have not previously been held are listed in one section on the printed agenda. The Council President will ask if any Councilmember or member or the public wishes to speak on one or more of these items. If anyone wishes to speak on an item, it will be called "special". The remaining items in this section will be voted on by Council with one roll call vote.

PUBLIC INPUT AT CITY COUNCIL MEETINGS - An opportunity for the public to address the Council on agenda items for which public hearings have not been held will be provided at the time the item is considered or during the Multiple Agenda Item Comment period. Members of the public who wish to speak on items shall be allowed to speak for up to one minute per item up to a total of three minutes per meeting. The Council has determined that a cumulative total of 20 minutes is a reasonable minimum amount of time for the Multiple Agenda Item segment of each regular meeting.

The Council will also provide an opportunity for the public to speak on public interest items. Each speaker shall be limited to one minute of general public comment each regular meeting for a cumulative total of ten (10) minutes. The Council shall not discuss or take action relative to any general public comment.

If you wish to provide documents to the full Council for consideration on an item, please present the Sergeant-At-Arms with 35 copies. Otherwise, your materials will simply be added to the official record.

COUNCIL DISCUSSION AND TIME LIMITS - Councilmembers requesting to address the Council will be recognized by the Council President in the order requested. For any item, the Chairperson of the Committee, or the maker of the original motion, or the member calling a matter "special" shall have up to six (6) minutes to discuss the item. All other Councilmembers may speak up to three (3) minutes each on the matter. After all members desiring to speak on a question have had an opportunity to be heard once, the time for each Member desiring to speak again shall be limited to a maximum of three (3) minutes.

A motion calling the "previous question" may be introduced by any member during a Council debate. If adopted, this motion will terminate debate on a matter and the Chair will instruct the Clerk to call the roll on the matter.

VOTING AND DISPOSITION OF ITEMS - Most items require a majority vote of the entire membership of the Council (8 members). Items which have not been discussed in a Council Committee and have been placed directly on the agenda will require 10 votes to consider. Once considered, these items will normally require eight (8) affirmative votes to be adopted. Ordinances require a unanimous vote (at least 12 members must be present) in order to be adopted on first consideration. If an ordinance does not receive the necessary unanimous vote, it is laid over one calendar week. The

votes required for approval on second consideration vary and depend upon the type of ordinance, but a typical ordinance requires eight (8) affirmative votes upon second consideration.

NOTICE TO PAID REPRESENTATIVES - If you are compensated to monitor, attend, or speak at this meeting, City law may require you to register as a lobbyist and report your activity. See Los Angeles Municipal Code 48.01 et seq. More information is available at ethics.lacity.org/lobbying. For assistance, please contact the Ethics Commission at (213) 978-1960 or ethics.commission@lacity.org.

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When debate on an item is completed, the Chair will instruct the Clerk to "call the roll". Every member present must vote for or against each item; abstentions are not permitted. The Clerk will announce the votes on each item. Any member of Council may move to "reconsider" any vote on any item on the agenda, except to adjourn, suspend the Rules, or where an intervening event has deprived the Council of jurisdiction, providing that said member originally voted on the prevailing side of the item. The motion to "reconsider" shall only be in order once during the meeting, and once during the next regular meeting. The member requesting reconsideration shall identify for all members present the agenda number, Council file number and subject matter previously voted upon. A motion to reconsider is not debatable and shall require an affirmative vote of eight (8) members of the Council.

When the Council has failed by sufficient votes to approve or reject an item, and has not lost jurisdiction over the matter, or has not caused it to be continued beyond the next regular meeting, the item is continued to the next regular meeting for the purpose of allowing the Council to again vote on the matter.

The City Council rules provide that all items adopted by the Council will not be presented to the Mayor, or other designated officer by the City Clerk until the adjournment of the regular Council meeting following the date of the Council action. A motion to send an item "forthwith" if adopted by ten (10) votes, suspends these rules and requires the City Clerk to forward the matter to the Mayor, or other officer, without delay.

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RULE 16 MOTIONS - Council Rule No. 16, in part, allows a member to send an item directly to the Council without it having to go to a Council Committee first, by giving the City Clerk a motion (seconded by an additional member) during a Council session to be placed on the next regular available Council agenda.

Los Angeles City Council Agenda

Wednesday, August 18, 2021

**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

Commendatory Resolutions, Introductions and Presentations

Multiple Agenda Item Comment

Public Testimony of Non-agenda Items Within Jurisdiction of Council

Items for which Public Hearings Have Been Held

**(1) 21-0400
CD 7**

MITIGATED NEGATIVE DECLARATION (MND), PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT, and ORDINANCE FIRST CONSIDERATION relative to a Zone Change for the properties located 11070-11100 North Borden Avenue.

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

1. FIND, based on the independent judgment of the decision-maker, after consideration of the whole of the administrative record, that the project was assessed in MND No. ENV-2020-1839-MND, adopted on December 8, 2020; and, pursuant to State California Environmental Quality Act Guidelines, Sections 15162 and 15164, no subsequent Environmental Impact Report, Negative Declaration, or Addendum is required for approval of the project.
2. ADOPT the FINDINGS of the North Valley Area Planning Commission (NVAPC) as the Findings of Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, dated February 4, 2021, effectuating a Zone Change from A2-1-CUGU to (T)RS-1-CUGU, for the subdivision of one lot into 10 smaller lots and a Zone Change for nine of the new lots to allow for the development of nine single-family dwellings; the tenth lot will contain a church use, which has previously been approved under Case No. ZA-2016-4986-

CU-ZV-ZAA-F; the existing lot is currently vacant and there is no construction being proposed as part of this project; the project also involves the creation of a cul-de-sac to provide access to the newly created single-family lots; for the properties located 11070-11100 North Borden Avenue, subject to Conditions of Approval.

4. ADVISE the applicant, pursuant to Los Angeles Municipal Code Section 12.32 G:
...the Council may decide to impose a permanent Q Condition ... identified on the zone change map by the symbol Q in brackets... There shall be no time limit on removal of the brackets around the [Q] Qualified designation nor on removal of the [T] Tentative designation. After the conditions of the permanent [Q] Qualified classification have been fulfilled, the brackets surrounding the Q symbol shall be removed.
5. ADVISE the applicant that, pursuant to 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.
6. 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: The Roman Catholic Archbishop of Los Angeles

Representative: Stephen Kia, Urban Concepts

Case No. APCNV-2020-1838-ZC

Environmental No. ENV-2020-1839-MND

Related Case No. VTT-74450

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.

(2) **10-0468-S1**
CD 6

CATEGORICAL EXEMPTION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an Appeal filed for a Plan Approval determination for the property located at 9227 North Tujunga Avenue (9055-9351 North Tujunga Avenue).

Recommendations for Council action:

1. FIND, based on the whole of the administrative record, that the project is exempt from the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines, Article 19, Section 15301, Class 1, and there is no substantial evidence demonstrating that an exception to a categorical exemption pursuant to CEQA Guidelines, Section 15300.2 applies.
2. ADOPT the FINDINGS of the Los Angeles City Planning Commission (LACPC) as the Findings of Council.
3. RESOLVE TO DENY THE APPEAL filed by Mike Martin, Ramco (Representative: R. Nicholas Brown, SATT, LLC), and THEREBY SUSTAIN the decision of the LACPC in denying the appeal and sustaining the Director of Planning's Determination on behalf of the LACPC, dated August 12, 2020, determined a Categorical Exemption as environmental clearance, approved a Plan Approval application for the Determination of Condition Compliance in accordance with Condition No. A.17.g. of Case No. CPC-2007-3888-CU-ZV-SPR, and the finding that the use and operating requirements for vehicle replacement and retrofitting (as noted on Condition No. 16.d) have been fully complied with; and, conditionally approved plans to permit a Recycling Materials Sorting Facility in the M2-1-G, M3-1-G, [T][Q]M2-1-G, [T][Q]M3-1-G Zones in relation to the temporary closure and future vacation of Peoria Street and Tujunga Avenue; for approval of plans to modify conditions related to improvements associated with Peoria Street and Tujunga Avenue which will no longer be relevant once those portions of the street are vacated; currently, these portions of the streets are not being used for traffic or circulation, and rather have been the site of illegal dumping activity and truck idling; modification of these conditions would allow the Applicant to proceed with all previously approved conditions and receive a final Certificate of Occupancy to complete the project as intended; there are no other changes to the previously approved project; for the property located at 9227 North Tujunga Avenue (9055-9351 North Tujunga Avenue), subject to Conditions of Approval.

4. RECEIVE and FILE the appeal, inasmuch the Appellant and Representative, Mike Martin, Ramco (Representative: R. Nicholas Brown, SATT, LLC), withdrew the appeal by written notice.

Applicant: Douglas Corcoran, Waste Management Recycling and Disposal Services of California, Inc.

Representative: Dana Sayles, Three6ixty

Case No. CPC-2007-3888-CU-ZV-SPR-PA1-2A

Environmental No. ENV-2020-2426-CE

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

Community Impact Statement: None submitted.

(3) **21-0331**
CD 11

CATEGORICAL EXEMPTION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an Appeal filed for a Special Plan Exception, Project Compliance Review, Coastal Development Permit, Conditional Use Beverage Permit, and Zone Variance, for the properties located at 205, 207, 209, and 213 Ocean Front Walk.

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

1. FIND, based on the whole of the administrative record, that the project is exempt from the California Environmental Quality Act (CEQA), pursuant to State CEQA Guidelines, Sections 15301 and 15303, and that there is no substantial evidence demonstrating that an exception to a categorical exemption pursuant to CEQA Guidelines, Section 15300.2 applies.
2. ADOPT the FINDINGS of the West Los Angeles Area Planning Commission (WLAAPC) as the Findings of Council.
3. RESOLVE TO DENY THE APPEAL filed by Margaret Molloy, and THEREBY SUSTAIN the determination of the WLAAPC in approving a Specific Plan Exception to provide three vehicle parking spaces and

40 bicycle parking spaces in lieu of the parking otherwise required by Section 13 of the Specific Plan, pursuant to Section 11.5.7 F of the Los Angeles Municipal Code (LAMC); a Project Permit Compliance Review for the proposed project, located within the North Venice Subarea of the Venice Coastal Zone Specific Plan, pursuant to LAMC Section 11.5.7 C; a Coastal Development Permit for a Development within the Dual Permit Jurisdiction of the California Coastal Zone, pursuant to LAMC Section 12.20.2; a Conditional Use Permit for the sale and dispensing of a full line of alcoholic beverages for on-site consumption for a 5,998 square foot restaurant, pursuant to LAMC Section 12.24 W.1; and, denying a Zone Variance, pursuant to LAMC Section 12.27, requesting relief from providing a loading zone required for commercial structures abutting an alley by LAMC Section 12.21 C.6; for the expansion of an existing 3,288 square-foot restaurant to include the addition of a 918 square-foot storage area, and a two-story 1,792 square-foot addition comprised of 930 square feet of new Service Floor area, an outdoor recreation area, bar, office, and storage area; the project will maintain 16 parking spaces for the existing restaurant and will provide three new vehicle parking spaces and 40 bicycle parking spaces onsite for the proposed addition; for the properties located at 205, 207, 209, and 213 Ocean Front Walk, subject to Conditions of Approval.

Applicant: North Venice Boardwalk LLC

Representative: City Land Use Inc.

Case No. APCW-2020-1521-SPE-SPP-CDP-CUB-ZV-1A

Environmental No. ENV-2020-1522-CE

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

Community Impact Statement: None submitted.

(4) **21-0461**
CD 13

SUSTAINABLE COMMUNITIES PROJECT EXEMPTION (SCPE) and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to a SCPE request for the properties located at 1400-1440 North

Vine Street, 6263-6275 West De Longpre Avenue, and 6262-6270 West Leland Way.

Recommendations for Council action:

1. FIND, upon a review of the entire administrative record, including the SCPE Case No. ENV-2020-7526-SCPE, and all comments received, that:
 - a. The proposed project qualifies as a transit priority project pursuant to Public Resources Code (PRC) Section 21155(b), which by definition means that the proposed project is consistent with the general use designations, density, building intensity, and applicable policies specified for the project area in the Regional Transportation Plan/Sustainable Communities Strategy (RTP/SCS) prepared by the Southern California Association of Governments (SCAG) pursuant to PRC Section 21155(a); and contains more than 50 percent residential; provides a minimum net density greater than 20 units an acre; and is within one-half mile of a major transit stop or high-quality transit corridor included in a regional transportation plan per PRC Section 21155(b).
 - b. All criteria in PRC Section 21155.1(a) and (b) are met, including environmental criteria, land use criteria; and, at least one criteria (affordable housing) in PRC Section 21155.1(c).
2. FIND that the proposed project qualifies as a transit priority project that is declared to be a Sustainable Communities Project and is therefore statutorily exempt from the California Environmental Quality Act, in accordance with PRC Section 21155.1; for the construction of a new 197,243 square-foot mixed-use building consisting of 198 residential units [11 percent of the 184 base density units (21 units) of which would be reserved for Very Low Income Households] and 16,000 square feet of ground floor commercial space; the proposed building would be eight stories with an approximate height of 95 feet; the Project would include 278 parking spaces in a partially wrapped at-grade level and within three subterranean levels, and 20,640 square feet of open space; the existing commercial buildings with a combined floor area of approximately 14,809 square feet and surface parking would be removed to accommodate the Project, which would result in a net increase of 182,434 square feet of new floor area within the Project Site upon completion with a floor area ratio (FAR) of 4.47:1;

for the properties located at 1400-1440 North Vine Street, 6263-6275 West De Longpre Avenue, and 6262-6270 West Leland Way.

Applicant: Patrick Tooley, Tooley Interests, LLC

Representative: Dave Rand, Armbruster Goldsmith and Delvac LLP

Case No. CPC-2021-3871-DB-MCUP-SPR-VHCA

Environmental No. ENV-2019-7526-SCPE

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

Community Impact Statement: None submitted.

(5) **21-0141
CD 11**

CATEGORICAL EXEMPTION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to a California Environmental Quality Act (CEQA) appeal filed for the properties located at 1600-1614 Venice Boulevard.

Recommendations for Council action:

1. FIND, based on the whole of the administrative record, that the project is exempt from CEQA pursuant to CEQA Guidelines, Article 19, Sections 15332 (Class 32 Urban In-Fill Development), and there is no substantial evidence demonstrating that an exception to a categorical exemption pursuant to CEQA Guidelines, Section 15300.2 applies.
2. ADOPT the FINDINGS of the Los Angeles City Planning Commission (LACPC) as the Findings of Council.
3. RESOLVE TO DENY THE APPEAL filed by Erica Moore (Representative: Kate Scanlon-Double), and THEREBY SUSTAIN the determination of the LACPC in approving a Categorical Exemption as the environmental clearance for a proposed Transit Oriented Communities Affordable Housing project consisting of the demolition of three existing residential structures, and the construction of a new four-story, maximum 41-feet in height, 49,948 square foot, multi-family apartment building consisting of 77 dwelling units over one level of

subterranean parking containing 43 automobile stalls; the project reserves seven units for Extremely Low Income Household occupancy for a period of 55 years; for the properties located at 1600-1614 East Venice Boulevard.

Applicant: Venice Wave LP, 1600 Venice LLC

Representatives: Michael Cohanad and Matthew Hayden, Venice Wave LP

Case No. DIR-2019-4920-TOC-1A

Environmental No. ENV-2019-4921-CE-1A

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

Community Impact Statement: None submitted.

(6) **21-0013**
CD 11

CATEGORICAL EXEMPTION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an appeal filed for a Coastal Development Permit, Mello Act Compliance Review, Project Permit Compliance Review, and a Conditional Use Permit, for the properties located at 811 and 815 South Ocean Front Walk.

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

1. FIND, based on the whole of the administrative record, that the project is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines, Article 19, Sections 15332, and there is no substantial evidence demonstrating that an exception to a categorical exemption pursuant to CEQA Guidelines, Section 15300.2 applies.
2. ADOPT the FINDINGS of the Los Angeles City Planning Commission (LACPC) as the Findings of Council.
3. RESOLVE TO DENY THE APPEAL filed by People Organized for Westside Renewal (POWER), Citizens Preserving Venice, Lydia Ponce, and Margaret Molloy (c/o Robin Rudisill, Citizens Preserving

Venice Treasurer and POWER member), and THEREBY SUSTAIN the determination of the LACPC in approving: a) a Coastal Development Permit for the proposed project in the dual permit jurisdiction of the California Coastal Zone, pursuant to Section 12.20.2 of the Los Angeles Municipal Code (LAMC); b) a Mello Act Compliance Review for the demolition of nine Residential Units and the construction of nine Residential Units in the Coastal Zone, pursuant to Sections 65590 and 65590.1 of the California Government Code and the City of Los Angeles Interim Mello Act Compliance Administrative Procedures; c) a Project Permit Compliance Review for a project within the North Venice Subarea of the Venice Coastal Zone Specific Plan, pursuant to LAMC Section 11.5.1; and, d) a Conditional Use Permit for the sale and dispensing of a full-line of alcoholic beverages for on-site consumption within a 1,568 square-foot restaurant having 574 square feet of Service Floor area with 50 seats, pursuant to LAMC Section 12.24 W.1; for the demolition of nine existing residential dwelling units within three buildings, and the construction, use and maintenance of a three-story, 13,412 square foot mixed use building with nine dwelling units, setting aside one dwelling unit for Low Income Households, and a 1,568 square foot ground floor restaurant providing 574 square feet of Service Floor area and 50 seats requesting on-site sale of a full line of alcohol beverages, and 30 parking spaces on the ground floor and one subterranean level; for the properties located at 811 and 815 South Ocean Front Walk, subject to Conditions of Approval.

Applicant: Vera J. Sutter and Gary L. Sutter, MD, 811 Ocean Front Walk, LLC and 815 Ocean Front Walk, LLC

Representative: John G. Reed, Reed Architectural Group, Inc.

Case No. CPC-2019-2282-CDP-MEL-SPP-DB-CUB-1A

Environmental No. ENV-2019-2284-CE

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

Community Impact Statement: None submitted.

CATEGORICAL EXEMPTION and PLANNING AND LAND USE MANAGEMENT (PLUM) COMMITTEE REPORT relative to haul route appeals for the property located at 3690 North Goodland Avenue.

Recommendations for Council action:

1. FIND that the project is Categorically Exempt under the California Environmental Quality Act (CEQA) pursuant to Sections 15303 (Class 3) and 15332 (Class 32) of the State CEQA Guidelines (Case No. ENV-2020-904-CE), per the Notice of Exemption prepared by the Department of City Planning.
2. ADOPT the FINDINGS of the Board of Building and Safety Commissioners (BBSC) as the Findings of Council.
3. RESOLVE TO DENY THE APPEALS filed by Jon Brouse, Kimberly Turner, Sal Alessandro, and Michelle and Eric Allen, from the determination of the BBSC; and, THEREBY SUSTAIN the decision of the BBSC in approving an application to export 1,662 cubic yards of earth from the property located at 3690 North Goodland Avenue, subject to Conditions of Approval as modified by the PLUM Committee on August 3, 2021, to include the following Conditions:
 - a. The 12 days of hauling for 3690 Goodland Avenue shall be concurrent with the previously approved hauling days for 3696 Goodland Avenue.
 - b. No parking shall be allowed on one side of the street during the hauling days, to be determined by the Los Angeles Department of Transportation as to what side has the least amount of parking spaces to be removed.
 - c. All staging shall occur on the property.
 - d. No parking by construction crews on the hillside, construction crews to park on the property, or to be shuttled from an off-site location from north of Ventura Boulevard to the construction site for the entirety of the construction timeline.
 - e. Six flag attendants shall be on Goodland Avenue, between Ventura Boulevard and Goodland Drive on Goodland Avenue, during hauling and on days with large truck deliveries.
 - f. Notice to all residences shall be mailed or hand-delivered with details on hauling days, hours, and contact information, seven days prior to hauling or any major truck deliveries, to all

residences on Goodland Avenue and Goodland Drive, from Ventura Boulevard to both dead-ends of Goodland Avenue and Goodland Drive.

- g. No demolition or grading shall occur until all permits and reports are issued for the site.
- h. The street conditions of Goodland Avenue shall be analyzed prior to the start of construction, from Ventura Boulevard to the intersection of Goodland Avenue and Goodland Drive; and, prior to the issuance of a Certificate of Occupancy, the street conditions shall be analyzed and any street damages shall be improved to conditions at or better than current condition. If no report is done prior to the start of construction, then the entire road shall be improved prior to the issuance of a Certificate of Occupancy.
- i. The developer shall meet with the community and neighbors to work on the issues, and provide and post a 24-hour hotline number available to address any issues.

Applicant: Hayman Development LLC

Owner: David Levy

Board File No. 200088

Environmental Nos. ENV-2020-904-CE; ENV-2020-907-CE

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

Community Impact Statement: None submitted.

(8) **21-0483**
CD 3

NEGATIVE DECLARATION and RELATED CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) FINDINGS, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT, RESOLUTION, and ORDINANCE FIRST CONSIDERATION relative to a General Plan

Amendment (GPA) and Zone Change for the property located at 5808 North Etiwanda Avenue.

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

1. FIND, based on the independent judgment of the decision-maker, after consideration of the whole of the administrative record, that the project was assessed in Negative Declaration, No. ENV-2019-4792-ND, adopted on September 24, 2020; and, pursuant to State CEQA Guidelines, Sections 15162 and 15164, no subsequent Environmental Impact Report, Negative Declaration, or Addendum is required for approval of the project.
2. ADOPT the FINDINGS of the Los Angeles City Planning Commission (LACPC) as the Findings of Council.
3. ADOPT the accompanying RESOLUTION, as recommended by the Mayor and the LACPC, approving the GPA to amend the Encino-Tarzana Community Plan to re-designate the subject parcel from Low Medium I Residential and Open Space to Low Medium II Residential land use, pursuant to Sections 555, 556, and 558 of the City Charter and Section 11.5.6 of the Los Angeles Municipal Code (LAMC).
4. PRESENT and ADOPT the accompanying ORDINANCE, dated October 15, 2020, effectuating a Zone Change from RA-1 and OS-1XL to (T)(Q)RD1.5-1, pursuant to LAMC Section 12.32 F, for the subdivision of nine small lots and associated nine single-family dwellings; each unit will be three stories in height at 35 feet, with a two-car garage, totaling approximately 2,600 square feet, and two guest parking spaces will be provided at grade; the project includes minimal grading and excavation necessary for the foundation of each dwelling; for the property located at 5808 North Etiwanda Avenue, subject to (T) Tentative Classification and (Q) Qualified Classification Conditions of Approval.
5. ADVISE the applicant, pursuant to LAMC Section 12.32 G:
... the Council may decide to impose a permanent Q Condition ... identified on the zone change map by the symbol Q in brackets ... There shall be no time limit on removal of the brackets around the [Q] Qualified designation nor on removal of the [T] Tentative designation. After the conditions of the permanent [Q] Qualified classification have been fulfilled, the brackets surrounding the Q symbol shall be removed.

6. ADVISE the applicant that, pursuant to 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.
8. INSTRUCT the Department of City Planning to update the General Plan and appropriate maps pursuant to this action.

Applicant: Ilan Levy, IML Properties LLC

Representative: Jerome Buckmelter, Jerome Buckmelter Associates, Inc.

Case No. CPC-2019-4791-GPA-ZC

Environmental No. ENV-2019-4792-ND

Related Case No. VTT-82210-SL

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

Community Impact Statement: None submitted.

(9) **21-0746**
CD 13

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to initiating consideration of the property known as the Hollywood Forever Cemetery, located at 6000 Santa Monica Boulevard, in the list of Historic-Cultural Monuments.

Recommendations for Council action, pursuant to Motion (O'Farrell – Koretz):

1. INITIATE consideration of the property located at 6000 Santa Monica Boulevard, Los Angeles, CA 90038, known as the Hollywood Forever Cemetery, as a City Historic-Cultural Monument (HCM) under the

procedures of Section 22.171.10 of the Los Angeles Administrative Code.

2. INSTRUCT the Department of City Planning to prepare the HCM application for review and consideration by the Cultural Heritage Commission (CHC).
3. REQUEST the CHC, after reviewing the HCM application, to submit its report and recommendations to the Council regarding the inclusion of the property located at 6000 Santa Monica Boulevard, Los Angeles, CA 90038, in the City's list of Historic-Cultural Monuments.

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.

(10) **21-0782**
CD 7

MITIGATED NEGATIVE DECLARATION (MND), MITIGATION MEASURES, MITIGATION MONITORING PROGRAM (MMP), and RELATED CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) FINDINGS, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT, RESOLUTION, and ORDINANCE FIRST CONSIDERATION relative to a General Plan Amendment (GPA) and a Zone and Height District Change for the property located at 13104 North Glenoaks Boulevard.

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

1. FIND, pursuant to CEQA Guidelines Section 15074(b), after consideration of the whole of the administrative record, including the MND, No. ENV-2019-6855-MND, and all comments received, with the imposition of mitigation measures, there is no substantial evidence that the project will have a significant effect on the environment; FIND the MND reflects the independent judgment and analysis of the City; FIND the mitigation measures have been made enforceable conditions on the Project; and, ADOPT the MND and the MMP prepared for the MND.

2. ADOPT the FINDINGS of the Los Angeles City Planning Commission (LACPC) as the Findings of Council.
3. ADOPT the accompanying RESOLUTION, as recommended by the Mayor and the LACPC, approving the GPA to amend the Sylmar Community Plan from Very Low I Residential to Neighborhood Commercial land use designation, pursuant to City Charter Section 555 and Section 11.5.6 of the Los Angeles Municipal Code (LAMC).
4. PRESENT and ADOPT the accompanying ORDINANCE, dated January 14, 2021, effectuating a Zone and Height District Change from RA-1-K to (T)(Q)C1-1VL-K, pursuant to LAMC Section 12.32 F, for the demolition of an existing single-family dwelling and accessory structures, and the construction, use, and maintenance of a two-story, approximately 43 feet, eight inches in height, 13,135 square-foot mixed-use building; the proposed project would include eight dwellings (including two live-work dwelling units), a 927 square-foot cafe, 2,552 square feet of other commercial uses, and 2,608 square feet of common open space; the Applicant is requesting the GPA to the Sylmar Community Plan and a Zone and Height District Change to achieve the proposed project; for the property located at 13104 North Glenoaks Boulevard, subject to Conditions of Approval.
5. ADVISE the applicant, pursuant to LAMC Section 12.32 G:
... the Council may decide to impose a permanent Q Condition ... identified on the zone change map by the symbol Q in brackets ... There shall be no time limit on removal of the brackets around the [Q] Qualified designation nor on removal of the [T] Tentative designation. After the conditions of the permanent [Q] Qualified classification have been fulfilled, the brackets surrounding the Q symbol shall be removed.
6. ADVISE the applicant that, pursuant to 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.

8. INSTRUCT the Department of City Planning to update the General Plan and appropriate maps pursuant to this action.

Applicant: David Rendall, 13104 G1INV Colise LLC

Representative: Mike Ascione, Integrity Property Group LLC

Case No. CPC-2019-6854-GPA-ZC-HD

Environmental No. ENV-2019-6855-MND

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

Community Impact Statement: None submitted.

TIME LIMIT FILE - SEPTEMBER 20, 2021

(LAST DAY FOR COUNCIL ACTION - SEPTEMBER 17, 2021)

(11) **18-1101
CD 5**

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to a request for an Ordinance to amend the Westwood Village Specific Plan (Ordinance No. 176177), and include additional land use regulatory controls.

Recommendation for Council action, pursuant to Motion (Koretz – Harris-Dawson):

INSTRUCT the Department of City Planning, with the assistance of the City Attorney, to prepare and present an Ordinance to amend the Westwood Village Specific Plan (Ordinance No. 176177), as requested on September 11, 2019 (Council file No. 18-1101), and include the following additional land use regulatory controls:

- a. Change of Use and Review of Signage: Amend project review process for changes of use and signs to administrative clearances (sign-offs) so as to assure consistency with the intent of the Specific Plan in a more streamlined manner that ensures predictability and a clear process for applicants and the community at large.

- b. Parking Exceptions for Changes of Use: Amend parking requirements and consider measures that enable new businesses without triggering parking regulations that function as a barrier.
- c. New Construction: Default to citywide parking requirements, and explore a shared parking program, inasmuch as there is an existing Los Angeles Department of Transportation parking structure located in the Westwood Village.
- d. Food Uses: Revise definitions of food related establishments; the restrictions on the types and number of such establishments.
- e. Location Restrictions: Analyze and explore revising or removing restrictions on caps for establishments, such as food uses and financial services.
- f. Policy: Changes and amendments shall preserve the pedestrian scale of the Westwood Village, ensuring it continues to be oriented to the pedestrian and not the vehicle.

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.

(12) **18-0341**
CD 11

ENVIRONMENTAL IMPACT REPORT (EIR), ADDENDUM, CATEGORICAL EXEMPTION, and RELATED CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) FINDINGS; PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT, and ORDINANCE FIRST CONSIDERATION relative to establishing the Westchester-Playa Del Rey Community Plan Implementation Overlay (Westchester CPIO) District.

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

1. FIND, based on the independent judgment of the decision-maker, after consideration of the whole of the administrative record, that the project was assessed in the EIR, No. ENV-2003-1922-EIR, adopted on April 13, 2004; and, pursuant to State CEQA Guidelines Sections

15162 and 15164, as supported by the Addendum, No. ENV-2003-1922-EIR-ADD1, dated February 15, 2019, no major revisions to the EIR are required; and no subsequent EIR or Negative Declaration are required for approval of the project; and, FIND, based on the whole of the administrative record, that the project is exempt from CEQA pursuant to CEQA Guidelines Section 15308 because the project will foreseeably improve and protect the aesthetic environment, and no exception to a categorical exemption pursuant to CEQA Guidelines Section 15300.2 applies.

2. ADOPT the FINDINGS of the Director of Planning, as set forth in the Los Angeles City Planning Commission report, dated April 19, 2018, attached to the Council file, as the Findings of Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, dated May 19, 2021, establishing the Westchester CPIO District, pursuant to Los Angeles Municipal Code Section 13.14.

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.

(13) **13-0603**
CD 10

ECONOMIC DEVELOPMENT AND JOBS COMMITTEE REPORT relative to the Greater Leimert Park Village/Corridor (Property-Based) Business Improvement District's (BID) Fiscal Year (FY) 2021 Annual Planning Report.

Recommendations for Council action:

1. FIND that:
 - a. The attached Annual Planning Report for the Greater Leimert Park Village/Crenshaw Corridor BID's 2021 FY complies with the requirements of the State Law.
 - b. The increase in the 2021 budget concurs with the intentions of the Greater Leimert Park Village/Crenshaw Corridor BID's

Management District Plan and does not adversely impact the benefits received by assessed property owners.

2. ADOPT the Annual Planning Report for the Greater Leimert Park Village/Crenshaw Corridor BID's 2021 FY, attached to the Council File, pursuant to the State Law.

Fiscal Impact Statement:

The City Clerk reports that there is no impact to the General Fund associated with this action.

Community Impact Statement: None submitted.

(14) **21-0107**

ECONOMIC DEVELOPMENT AND JOBS COMMITTEE REPORT relative to a local version of New York City's "Freelance Isn't Free Act."

Recommendation for Council action, pursuant to Motion (Blumenfield – de Leon):

INSTRUCT the Economic and Workforce Development Department, in consultation with Bureau of Contract Administration and the City Attorney, to report back with recommendations for a local Freelance Isn't Free Act, including the appropriate scope of coverage, required or recommended exclusions based on State law or industry-specific considerations; and private and public enforcement mechanisms.

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.

(15) **14-1174-S19
CD 15**

ECONOMIC DEVELOPMENT AND JOBS COMMITTEE REPORT relative to utilizing \$28,118 in taxable Community Redevelopment Agency Los Angeles (CRA/LA) Excess Bond Proceeds by the Department of Cultural Affairs to fund the Warner Grand Theater Improvements Project.

Recommendations for Council action, pursuant to Motion (Buscaino – Koretz):

1. RESCIND the August 16, 2017 Council action approving the use of \$28,118 in CRA/LA Excess Bond Proceeds available to Council District 15 from the Pacific Corridor Redevelopment Project Area to the Warner Grand Theater Project (Council file No. 14-1174-S19) and that the funds related be reverted to its original source.
2. INSTRUCT the Economic and Workforce Development Department (EWDD), with the assistance of the City Administrative Officer (CAO), Chief Legislative Analyst (CLA), Department of Cultural Affairs (DCA), and any other applicable City Department, to provide a report with recommendations to the CRA/LA Bond Oversight Committee to allocate \$28,118 in taxable CRA/LA Excess Bond Proceeds available to Council District 15, including any current and future earned interest, for the Warner Grand Theater Improvements Project, a capital improvement project, as identified in the Bond Expenditure Agreement and Bond Spending Plan for the Pacific Corridor Redevelopment Project Area.
3. AUTHORIZE the utilization of \$28,118 in taxable CRA/LA Excess Bond Proceeds available to Council District 15 from the Pacific Corridor Redevelopment Project Area, including any current and future earned interest, by the DCA to fund the Warner Grand Theater Improvements Project upon City Council approval of the forthcoming EWDD report.

Fiscal Impact Statement: Neither the CAO nor the CLA have completed a financial analysis of this report.

Community Impact Statement: None submitted.

(16) **19-0362**
CD 9

ECONOMIC DEVELOPMENT AND JOBS COMMITTEE REPORT
relative to proposed Exclusive Negotiation Agreement (ENA) with The Bakewell Company and Associates to construct a mixed use project on City-owned parcels located at 200 East Slauson Avenue, 5828-5936

Wall Street, and 5829-5935 South Los Angeles Street, Los Angeles, CA 90003 (APN 6006-003-900; Properties).

Recommendations for Council action:

1. AUTHORIZE the General Manager, Economic and Workforce Development Department (EWDD), in consultation with the Los Angeles Housing Department (LAHD), or respective designees, to:
 - a. Negotiate and execute an ENA for a 12-month period with the option to be extended for an additional 12-months, depending on due diligence period findings and the time required for environmental clearances and securing project entitlements, with the following entities to construct a mixed-use residential, recreational, retail, commercial project (Slauson and Wall Development Project), subject to the restrictions set forth in Government Code Section 37364, at 200 East Slauson Avenue, 5828-5936 Wall Street, and 5829-5935 South Los Angeles Street, Los Angeles, CA 90003 (APN 6006-003-900; Properties):
 - i. The Bakewell Company
 - ii. The Michaels Organization
 - iii. Capri Investment Group
 - iv. Brotherhood Crusade
 - b. Prepare any additional documents necessary to effectuate the transaction; and instruct the EWDD and LAHD to report to the Municipal Facilities Committee (MFC) on the status of the negotiations prior to finalization of the documents.
 - c. Make technical corrections or adjustments that may be required and are consistent with this action.
2. DECLARE, based on the findings contained in the August 5, 2021 MFC report, attached to the Council file, that the City-owned properties are “exempt surplus land” for the purpose of the Surplus Land Act under Government Code Section 54221(f)(1)(A), which property is to be conveyed for the development of affordable housing subject to and contingent upon compliance with the restrictions set forth at Government Code Section 37364.
3. AUTHORIZE the General Manager, EWDD, or designee, and General Manager, LAHD, or designee, and other collaborating City

Departments as necessary, to prepare and enter into a Memorandum of Understanding (MOU), to clarify and define each department's roles and responsibilities.

Fiscal Impact Statement:

The MFC reports that there is no anticipated fiscal impact to the General Fund from the approval of the recommendation contained in the August 5, 2021 MFC report, attached to the Council File, or for proceeding with the ENA at this time. The extent of any future impact resulting from the ENA negotiations on the General Fund is intended to be cost-neutral but is unknown at this time.

Financial Policies Statement: The MFC reports that recommendations of the August 5, 2021 MFC report, attached to the Council file, comply with the City's Financial Policies in that no General Fund or other City funding sources are being used to fund the project.

Debt Impact Statement: The MFC reports that there is no anticipated debt impact from approval of the recommendations contained in the August 5, 2021 MFC report, attached to the Council file.

Community Impact Statement: None submitted.

(17) **14-1174-S94
CD 15**

ECONOMIC DEVELOPMENT AND JOBS COMMITTEE REPORT relative to utilizing Community Redevelopment Agency Los Angeles (CRA/LA) funding for the Topaz Parking Improvements Project.

Recommendations for Council action, pursuant to Motion (Buscaino – Koretz):

1. RESCIND the Council action of December 3, 2019 relative to approving the use of \$70,352 in taxable CRA/LA Excess Bond Proceeds available to Council District 15, including any earned interest from the Beacon Street Redevelopment Project Area to the Small Business Facade Project (Council file No. 14-1174-S69) and that the funds related be reverted to its original source.
2. DIRECT the Economic and Workforce Development Department (EWDD), with the assistance of the City Administrative Officer (CAO),

Chief Legislative Analyst (CLA). Los Angeles Department of Transportation (LADOT), and any other applicable City Department, to provide a report with recommendations to the CRA/LA Bond Oversight Committee to allocate \$70,352 in taxable CRA/LA Excess Bond Proceeds available to Council District 15, including any current and future earned interest, for the Topaz Parking Improvements Project, a capital improvement project located at 222 West 6th Street in San Pedro, as identified in the Bond Expenditure Agreement and Bond Spending Plan for the Beacon Street Redevelopment Project Area.

3. DIRECT that \$70,352 in taxable CRA/LA Excess Bond Proceeds available to Council District 15 from the Beacon Street Redevelopment Project Area, including any current and future earned interest, be utilized by the LADOT to fund the Topaz Parking Improvements Project upon City Council approval of the forthcoming EWDD report.

Fiscal Impact Statement:

Neither the CAO nor the CLA has completed a financial analysis of this report.

Community Impact Statement: None submitted.

(18) **14-1158-S9**

ENERGY, CLIMATE CHANGE, ENVIRONMENTAL JUSTICE, AND RIVER COMMITTEE REPORT relative to the preparation of a Memorandum for the Record with the U.S. Army Corps of Engineers regarding the alternative delivery and roles and responsibilities for the Los Angeles River Ecosystem Restoration (LARER) Project.

Recommendations for Council action, as initiated by Motion (O'Farrell - Krekorian - Martinez):

1. AUTHORIZE the Bureau of Engineering (BOE), with the assistance of the City Attorney and any other Departments and Bureaus as needed, to draft, execute, and administer the Memorandum of Understanding with the U.S. Army Corps of Engineers regarding the alternative delivery and roles and responsibilities for the LARER Project.

2. AUTHORIZE the BOE, City Administrative Officer (CAO), Chief Legislative Analyst (CLA), Department of General Services, Los Angeles Department of Water and Power, Bureau of Sanitation, and any other Departments and Bureaus as needed, develop a funding and financing plan for the alternative delivery of the LARER project and report back by September 30, 2021.
3. AMEND the Motion to replace any instances of Memorandum for the Record with Memorandum of Understanding, and MFR with MOU.

Fiscal Impact Statement: Neither the CAO nor the CLA has completed a financial analysis of this report.

Community Impact Statement: None submitted

(19) **21-0770**
CD 15

ENERGY, CLIMATE CHANGE, ENVIRONMENTAL JUSTICE, AND RIVER COMMITTEE REPORT relative to the 13th Amendment to a contract with Los Angeles Conservation Corps (LACC) to provide support for the Gaffey Street Community Garden and the recyclA Program.

Recommendation for Council action:

AUTHORIZE the President of the Board of Public Works, or two Members of the Board of Public Works, subject to the review and approval of the City Attorney as to form, to execute a 13th Amendment, in an amount not to exceed \$730,000, to the LACC Contract C-124637 to provide support for the Gaffey Street Community Garden and the recyclA Program and to extend the term of the Contract until June 30, 2022.

Fiscal Impact Statement: The City Administrative Officer (CAO) reports that there is no incremental General Fund impact. Funding for the proposed amendment is provided by \$80,000 in the Bureau of Sanitation General Fund Contractual Services in the Adopted 2021-22 Budget and \$650,000 in the Citywide Recycling Trust Fund.

Financial Policies Statement: The CAO reports that the recommendation in this report complies with the City's Financial Policies in that dedicated

funding sources within the 2021-22 Adopted Budget are available to support these expenditures.

Community Impact Statement: None submitted.

TIME LIMIT FILE - AUGUST 30, 2021

(LAST DAY FOR COUNCIL ACTION - AUGUST 27, 2021)

(20) **21-0652**
CD 9

ENERGY, CLIMATE CHANGE, ENVIRONMENTAL JUSTICE, AND RIVER COMMITTEE REPORT and RESOLUTION relative to authority to accept the United States Environmental Protection Agency (USEPA) Brownfield Cleanup Grant for cleanup activities at the Crocker Street Properties.

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

1. ADOPT the accompanying RESOLUTION authorizing the acceptance of the USEPA Brownfields Cleanup Grant.
2. AUTHORIZE the Director, Bureau of Sanitation, or designee, to apply for, accept, negotiate, execute, and submit all documents, including, but not limited to, applications, agreements, amendments, and payment requests etc., subject to the approval of the City Attorney, as to form, which may be necessary to secure and receive the Brownfield Cleanup Grant funds for the Crocker Street Properties from the USEPA.

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

Community Impact Statement: None submitted.

(21) **15-0499**

ENERGY, CLIMATE CHANGE, ENVIRONMENTAL JUSTICE, AND RIVER COMMITTEE REPORT relative to the progress on biodiversity initiatives and pilot projects.

Recommendations for Council action:

1. INSTRUCT the Bureau of Sanitation (BOS) to:
 - a. Report back regularly on progress on biodiversity initiatives.
 - b. Continue to lead and work with the Biodiversity Expert Council, the Biodiversity Interdepartmental Team, and the Biodiversity Stakeholders in order to complete the first baseline measurement of the LA City Biodiversity Index.
 - c. Continue to seek funding for biodiversity initiatives and pilot projects.
 - d. Work with the Biodiversity Teams to consult with both the Climate Emergency Mobilization Office and the Civil and Human Rights and Equity Department and report back more robustly on biodiversity equity and access to nature, as per the original biodiversity motion. Perhaps forming a Biodiversity Equity Expert Group might be in order.
2. INSTRUCT the BOS and the Biodiversity Interdepartmental Team departments, and the City proprietaries, Los Angeles Department of Water and Power (LADWP), Port of Los Angeles, and Los Angeles World Airports, to:
 - a. Report with the creation of department-specific biodiversity plans, including how each department intersects with native biodiversity issues, how to protect and enhance native biodiversity in City department operations and areas over which the City has oversight, and for them to include recommendations for a percentage improvement per department each year until we achieve a “no biodiversity loss” goal as soon as possible.
 - b. Study and report with Planning in the lead, on how to educate the City, builders, and the public about the problem of bird-building collisions and recommendations on how to avoid them. Include an examination of best practices around the country: the Congressional Bird-Safe Buildings Act, what they are doing to avoid them in New York City, Chicago, San Francisco, San Jose and other cities, and what the City needs to do to adopt bird-safe building standards measures.

- c. Study and report with the Department of Recreation and Parks in the lead, on how to adopt the Audubon Cooperative Sanctuary Program for all City golf courses.
 - d. Study and report, with all the biodiversity teams, on recommendations for how to integrate biophilic (aka, nature-centered) design into City projects, development projects citywide, and city-scale planning, and to report on the health and environmental and economic benefits of biophilic design for building occupants and urban environments.
3. INSTRUCT the Department of Public Works to work with the Chief Legislative Analyst (CLA), and City Administrative Officer (CAO), and report on the very apparent need the City departments have for a full-time Urban Ecologist, including the time Kat Superfisky spent working with BOS, the LA River team, LADWP, the City Forest Officer, and on other important environmental Planning issues besides the wildlife corridors, and the funding and process for creating a permanent Urban Ecologist position, similar to the City's Forest Officer
 4. INSTRUCT the BOS to include in the next report the C40 Cities Urban Nature Declaration recently signed by the Mayor, for Council's examination and formal adoption.
 5. DIRECT the CLA and CAO to figure out how to access the funding set aside by Governor Newsom, particularly for the ready-pilots, inclusion of a grant writer, and better resource on the overall effort.

Fiscal Impact Statement: The BOS reports that they will continue to work with the Biodiversity Expert Council, the Biodiversity Interdepartmental team, the Biodiversity Stakeholders, and students from local universities to advance biodiversity assessments and research in the field. BOS is not requesting any additional funding for biodiversity during Fiscal Year 2021-22. Neither the CAO nor the CLA has completed a financial analysis of this report.

Community Impact Statement: Yes

For:

Northwest San Pedro Neighborhood Council

Wilmington Neighborhood Council

Bel Air-Beverly Crest Neighborhood Council

(22) **21-0484**

ENERGY, CLIMATE CHANGE, ENVIRONMENTAL JUSTICE, AND RIVER COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to authorizing the use of the design-build project delivery method and the competitive sealed proposal selection process for the Clean Water and Stormwater Control System Upgrade and Integration Project.

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

PRESENT and ADOPT the accompanying ORDINANCE dated July 22, 2021 authorizing the Department of Public Works, Bureau of Sanitation to use the design-build project delivery method and the competitive sealed proposal selection process consistent with City Charter Section 371(b) for capital improvement projects related to the Clean Water and Stormwater Control System Upgrade and Integration Project.

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 report.

Community Impact Statement: None submitted.

(23) **21-0822**

BUDGET AND FINANCE COMMITTEE REPORT relative to the First Amended and Restated Contract with Macias, Gini and O'Connell, LLP to conduct the annual and single audits of Fiscal Year 2020-21 and 2021-22.

Recommendations for Council action:

1. APPROVE the First Amended and Restated Contract (C-131440) with Macias, Gini and O'Connell, LLP to extend the contract for an additional two years to cover the annual and single audits of FY 2020-21 and 2021-22.

2. INSTRUCT the Public Works Board, Office of Accounting to reimburse the General Fund \$66,476 for the Fiscal Year 2020-2021 and \$68,004 for the Fiscal Year 2021-22 audits of the Sewer Construction and Maintenance Fund.
3. INSTRUCT the Los Angeles Department of Transportation to arrange for the Mobile Source Air Pollution Reduction Fund to reimburse the General Fund in the amount of \$13,036 for FY 2020-21 and \$13,335 for FY2021-22 for the audit of the Mobile Source Air Pollution Reduction Trust Fund.
4. INSTRUCT the Los Angeles Housing Department to reimburse the General Fund \$49,712 for the FY 2020-21 audits of the Low and Moderate Housing Fund and the McKinney Act Savings Fund and \$34,946 for the FY 2021- 22 audit of the Low and Moderate Housing Fund.

Fiscal Impact Statement: The Controller reports that the FY 2020-21 and FY 2021-22 audits are estimated to cost \$964,945 and \$1,113,689 respectively. The General City Purposes (GCP) for FY 2021-22 has an appropriation of \$998,190 for the FY 2020-21 audit. This amount will cover the cost of the FY 2020-21 audit. No additional appropriation will be needed. An appropriation of \$1,113,689 will need to be allocated in GCP for FY 2022-23 to cover the FY 2021-22 audit.

Community Impact Statement: None submitted

TIME LIMIT FILE - AUGUST 30, 2021

(LAST DAY FOR COUNCIL ACTION - AUGUST 27, 2021)

(24) **21-0821**

BUDGET AND FINANCE COMMITTEE REPORT relative to the escheatment of funds from the Unclaimed Monies Seized Incidental to Arrest Trust Fund to the City's General Fund.

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

1. INSTRUCT the Los Angeles Police Department and the City Treasurer to process the sum of \$412,863.01 from the UMSIATF No. 7772.

2. TRANSFER all identified eligible monies to the City's General Fund, Fund No. 100/70, Revenue Source Code No. 4834.

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

Community Impact Statement: None submitted.

(25) **20-0147-S46**

BUDGET AND FINANCE COMMITTEE REPORT relative to the COVID-19 Emergency Response Account - General City Purposes Fund Status Reports.

Recommendation for Council action:

NOTE and FILE the City Administrative Officer reports, attached to the Council file, relative to the COVID-19 Emergency Response Account - General City Purposes Fund Status Report for the weeks ending June 18, 2021 through July 23, 2021.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted

(26) **21-0731
CD 13**

BUDGET AND FINANCE COMMITTEE REPORT relative to a Board of Recreation and Park Commissioners request for authority to issue Park Fee refunds for Vesting Tentative Tract (VTT)-66044 to 5545 Virginia Ave Owner, LLC, 5544 Virginia Ave Owner, LLC, and 5637-5667 SM BI Member LLC.

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

AUTHORIZE the President and Secretary, Board of Recreation and Parks Commissioners to issue Park Fee refunds to the following requestors totaling \$2,494,833 for VTT-6604:

5545 Virginia Ave Owner, LLC (\$137,016)
5544 Virginia Ave Owner, LLC (\$216,942.00)
5637-5667 SM BI Member LLC (\$2,140,875)

Fiscal Impact Statement: The City Administrative Officer (CAO) reports that there is no negative impact to the General Fund inasmuch as the Department of Recreation and Parks received \$2,494,833 in Park Fees and will be required to return such fees to the payer.

Financial Policies Statement: The CAO reports that the extent applicable, the recommendation above complies with the City's Financial Policies in that one-time revenue will be used to meet one-time expenditures.

Community Impact Statement: None submitted.

(27) **21-0288**

BUDGET AND FINANCE COMMITTEE REPORT relative to the Investment Reports for the months of January, February, March, April, and May 2021.

Recommendation for Council action:

NOTE and FILE the Investment Reports submitted by the Office of Finance for the months of January, February, March, April, and May 2021, attached to the Council file.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

(28) **21-0798**

BUDGET AND FINANCE COMMITTEE REPORT relative to a request for waiver of conflict of interest for Burke, Williams & Sorenson, LLP, in its representation of City of Beverly Hills, in the matter of Amy Alexander v. City of Beverly Hills, et al.

Recommendation for Council action:

WAIVE the conflict of interest for Burke, Williams & Sorenson, LLP, in its representation of City of Beverly Hills, in the matter of Amy Alexander v. City of Beverly Hills, et al.; and, AUTHORIZE the City Attorney to execute a waiver to that effect.

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

(29) **20-0541**

PUBLIC SAFETY COMMITTEE REPORT relative to a First Supplemental Agreement between the Los Angeles Fire Department (LAFD) and 3Di, Inc. for technical services to further develop and maintain the LAFD fire prevention and inspection systems for the Fire Inspection Management System.

Recommendations for Council action:

1. AUTHORIZE the Chief, LAFD, or designee, to execute the proposed First Supplement Agreement between the LAFD and 3Di, Incorporated for custom software development and hosting costs for the LAFD's fire prevention and inspection systems to extend the term by two years from February 28, 2021 through February 28, 2023; and, to increase the total maximum compensation amount by \$581,850 from \$2,048,521 to \$2,630,371, subject to the approval of the City Attorney as to form.
2. INSTRUCT the LAFD to work with the Los Angeles Department of Building and Safety (LADBS) to identify expenditures made under Contract No. 133394 that are not eligible for funding by the Development Services Trust Fund and to reclassify these expenditures as necessary, in accordance with the provisions of the Los Angeles Municipal Code, Section 19.08(B).

Fiscal Impact Statement: The City Administrative Officer (CAO) reports that the total maximum compensation amount for this contract will increase by \$581,850 from \$2,048,521 to \$2,630,371 to provide for a monthly maintenance fee of \$360,000 (\$15,000 for the 24-month extension) and

additional operational improvements in the amount of \$221,850. Contract costs, excluding the monthly maintenance fee, are supported by a \$3.27 million appropriation (\$2.22 million in the Contractual Services Account and \$1.05 million in the Office and Administrative Account) to the LAFD by the LADBS Development Services Trust Fund (DSTF). Currently, the LAFD has expended \$1.76 million of the DSTF appropriation, leaving an unspent balance of \$1.51 million. It has been determined that ongoing system maintenance costs are not eligible expenses funded through the DSTF. Consequently, any prior expenditures for maintenance should be reclassified to the General Fund in accordance with Los Angeles Municipal Code Section 19.08(B). Preliminary estimates indicate that approximately \$195,000 must be reclassified to the General Fund. The LAFD will be required to identify any cost savings within budgeted funds to support reclassified and future incurred monthly maintenance expenditures.

Financial Policies Statement: The CAO reports that the actions stated in this report are in compliance with the City's Financial Policies in that one-time revenues will be used to fund one-time expenditures.

Community Impact Statement: None submitted

TIME LIMIT FILE - August 30, 2021

(LAST DAY FOR COUNCIL ACTION - August 27, 2021)

(30) **14-0085**

COMMUNICATION FROM THE MAYOR relative to the reappointment of Mr. Eric Spiegelman to the Board of Taxicab Commissioners.

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

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

Community Impact Statement: None submitted.

TIME LIMIT FILE - SEPTEMBER 15, 2021

(LAST DAY FOR COUNCIL ACTION - SEPTEMBER 15, 2021)

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

(31) **13-0476**
CD 5

MOTION (KORETZ – KREKORIAN) relative to amending Council action of October 23, 2015 regarding a lease of 5001 Balboa Boulevard to the Armenian Cultural Foundation (ACF).

Recommendation for Council action:

AMEND, as requested by the City Attorney, the Council action of October 23, 2015 to "re-authorize the Department of General Services to execute the previously Council-approved and negotiated lease of 5001 Balboa Boulevard to the ACF (as contained in exhibit X), amended only to incorporate those Planning-imposed Q Conditions and Conditions of Approval imposed on the property to effect the zone change."

(32) **21-0910**

MOTION (DE LEON – RODRIGUEZ) relative to a personal services contract with Antioch Mentor Program.

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

1. APPROVE the personal services contract, attached to the Motion, with Antioch Mentor Program to provide services to the Fourteenth Council District as set for therein.
2. AUTHORIZE the Councilmember of the Fourteenth District to execute this contract on behalf of the City; and INSTRUCT the City Clerk to encumber the necessary funds against the Contractual Services Account of the Council Fund for Fiscal Year 2021-22 and to reflect it as a charge against the budget of the involved Council Office.

(33) 21-0002-S18

COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST (CLA) and RESOLUTION (KORETZ – KREKORIAN) relative to establishing the City's position in its 2021-2022 State Legislative Program, its position on SB 9 (Atkins), which would require cities and counties, including charter cities, to provide for the ministerial approval of a housing development containing two residential units, and a parcel map dividing a lot into two equal parts, for residential use.

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

ADOPT the accompanying RESOLUTION (Koretz - Krekorian) to include in the City's 2021-2022 State Legislative Program, OPPOSITION to SB 9 (Atkins), which would require cities and counties, including charter cities, to provide for the ministerial approval of a housing development containing two residential units, and a parcel map dividing a lot into two equal parts, for residential use; and exempts environmental review ; and would approve these projects without discretionary review, or a public hearing; thereby undermining local land use control and the concept of 'Home Rule' by the imposition of State legislation on local government agencies, including charter cities.

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

Community Impact Statement: Yes

For:

Los Feliz Neighborhood Council
Northridge West Neighborhood Council
Northwest San Pedro Neighborhood Council
Arleta Neighborhood Council
Greater Toluca Lake Neighborhood Council
North Westwood Neighborhood Council
Tarzana Neighborhood Council
Greater Wilshire Neighborhood Council
Encino Neighborhood Council
Bel Air-Beverly Crest Neighborhood Council
Coastal San Pedro Neighborhood Council
Sherman Oaks Neighborhood Council
Woodland Hills-Warner Center Neighborhood Council
Greater Valley Glen Neighborhood Council
Mar Vista Community Council

Sunland-Tujunga Neighborhood Council
Empowerment Congress West Area Neighborhood Development Council
West Los Angeles Neighborhood Council
Westside Neighborhood Council
Hollywood Hills West Neighborhood Council

Against:
North Westwood Neighborhood Council

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

(34) **21-0002-S21**

CONSIDERATION OF RESOLUTION (KORETZ - KREKORIAN) and COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST (CLA) relative to establishing the City's position regarding SB 10 (Wiener), which would allow construction of multifamily residential buildings within one-half mile of major transit stops without affordable housing requirements, thereby undermining local land use control and the concept of 'Home Rule' by the imposition of State legislation on local government agencies, including charter cities.

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

ADOPT the accompanying RESOLUTION (Koretz - Krekorian) to include in the City's 2021-2022 State Legislative Program, OPPOSITION to SB 10 (Wiener), which would allow construction of multifamily residential buildings within one-half mile of major transit stops without affordable housing requirements, thereby undermining local land use control and the concept of 'Home Rule' by the imposition of State legislation on local government agencies, including charter cities.

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

Community Impact Statement: Yes

For:
Northridge Neighborhood Council
Arleta Neighborhood Council
Granada Hills North Neighborhood Council
Tarzana Neighborhood Council
Greater Wilshire Neighborhood Council

Northwest San Pedro Neighborhood Council
Encino Neighborhood Council
Coastal San Pedro Neighborhood Council
Bel-Air – Beverly Crest Neighborhood Council
Sherman Oaks Neighborhood Council
Mar Vista Community Council
Greater Valley Glen Neighborhood Council
West Los Angeles Neighborhood Council
Westside Neighborhood Council
Hollywood Hills West Neighborhood Council

Against:

West Hills Neighborhood Council
Los Feliz Neighborhood Council

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

(35) **21-0903**
CD 14

CONSIDERATION OF MOTION (DE LEON - BLUMENFIELD) relative to transferring funds to the Department of Public Works Subvention and Grants Fund for grant writing and other consultant services related to the Valley Boulevard and Huntington Drive Multi-modal Transportation Improvement Projects.

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

1. TRANSFER \$150,000 in General City Purpose Fund No. 100/56, Account No. 000987 to the Department of Public Works Subvention and Grants Fund No. 305/50, Account "SR 710 Valley Boulevard Multi-modal Transportation Improvements" for grant writing and other consultant services related to the Valley Boulevard and Huntington Drive Multi-modal Transportation Improvement Projects.
2. AUTHORIZE the Bureau of Engineering to make any technical corrections to effectuate the intent of this Motion.

Community Impact Statement: None submitted

(Public Works Committee waived consideration of the above matter)

Items Called Special

Motions for Posting and Referral

Council Members' Requests for Excuse from Attendance at Council Meetings

Closed Session

(36) 21-0791

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 Elaine Gaddis v. Greater Liberty Baptist Church Corporation of Los Angeles, California, et al., Los Angeles Superior Court Case No. 19STCV03650. (This matter arises from a trip-and-fall in an alley between 65th Place and 66th Street.)

(Budget and Finance Committee considered the above matter in Closed Session on August 9, 2021)

(37) 21-0792

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 Rosemary Montano v. City of Los Angeles, Los Angeles Superior Court Case No. 18STCV06107. (This matter arises out of a trip-and-fall incident that occurred on April 29, 2018, at or near 13107 Mineola Street, in Los Angeles, California.)

(Budget and Finance Committee considered the above matter in Closed Session on August 9, 2021)

(38) 21-0793

