

COMMUNICATION

TO: LOS ANGELES CITY COUNCIL

File No. 11-1811

**FROM: COUNCILMEMBER JAN PERRY, CHAIR
INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE**

COMMUNICATION FROM CHAIR, INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE and ORDINANCE relative to the acquisition of real property located at 1138 and 1144 South St. Andrews Place, Los Angeles, CA 90019, to provide for the development of the St. Andrew Place Park via eminent domain proceedings.

SUBMITS WITHOUT RECOMMENDATION the following recommendations of the City Attorney, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. FIND that approval of the draft condemnation Ordinance is exempt from additional CEQA environmental review under State CEQA Guidelines 15303, 15304 and 15325(f), and City CEQA Guidelines, Art. III, Sec. 1, Class 3(b) and Class (4)(3), and direct staff to file a Notice of Exemption.
2. DIRECT staff to take all actions necessary to authorize payment for these acquisitions from St. Andrews Place Park Account No. 89460K-TJ as described in the City Attorney report, dated March 20, 2013, attached to the Council file.
3. AUTHORIZE the City Attorney's Office to make the necessary deposit of probable just compensation in the amount of \$500,000 for the benefit of the owner(s) of 1138 and 1144 South St. Andrews Place, Los Angeles, CA 90019 (Subject Properties) and to seek orders from the Court to obtain possession of the Subject Properties prior to trial.
4. AUTHORIZE the Department of General Services' Real Estate Division to continue to attempt to acquire the Subject Properties, and all interests in the properties, via negotiated purchases, and if successful, to execute all documents necessary to accomplish the transfer of those properties to the City.
5. PRESENT and ADOPT the accompanying ORDINANCE (Resolution of Necessity) authorizing the acquisition of the Subject Properties by condemnation and REQUEST the City Attorney to proceed with the filing of a complaint in eminent domain and all related papers.

Fiscal Impact Statement: The Board of Recreation and Parks Commissioners reports that acquisition of these two parcels will increase the Department's maintenance costs. Staff will request a budget increase through the standard budget process. An estimate of additional maintenance costs will be provided through the normal budget process request.

Community Impact Statement: None submitted.

SUMMARY

At a special meeting held on May 30, 2013, your Committee Chair considered a City Attorney and Board of Recreation and Parks Commissioners reports relative to the acquisition of real property located at 1138 and 1144 South St. Andrews Place, Los Angeles, CA 90019, to provide for the development of the St. Andrew Place Park via eminent domain proceedings.

City Attorney staff provided an overview of the matter. An opportunity for public comment was held. After a discussion of the item, the Committee Chair stated that she would like the City Attorney to explore other legal measures or avenues to undertake prior to filing this action. The Committee Chair then moved to submit this matter to Council without recommendation. This matter is now forwarded to the Council for its consideration.

Respectfully submitted,

COUNCILMEMBER JAN PERRY, CHAIR
INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE

<u>MEMBER</u>	<u>VOTE</u>
PERRY	YES
BUSCAINO	ABSENT

ME
CD 10
[11-1811](#)_rpt_itgs_6-5-13

- Not Official Until Council Acts -