



MIKE FEUER  
CITY ATTORNEY

REPORT NO. R 1 3 - 0 1 9 1

JUL 17 2013

**REPORT RE:**

**DRAFT ORDINANCE RE-DESIGNATING THE LOS ANGELES HOUSING DEPARTMENT AS THE HOUSING AND COMMUNITY INVESTMENT DEPARTMENT AND AMENDING PROVISIONS OF THE LOS ANGELES ADMINISTRATIVE CODE AND LOS ANGELES MUNICIPAL CODE TO CONFORM THEREWITH AND TO TRANSFER THE ADMINISTRATION OF HUMAN SERVICES PROGRAMS AND COMMISSIONS FROM THE COMMUNITY DEVELOPMENT DEPARTMENT TO THE HOUSING AND COMMUNITY INVESTMENT DEPARTMENT**

The Honorable City Council  
of the City of Los Angeles  
Room 395 City Hall  
200 North Spring Street  
Los Angeles, California 90012

Honorable Members:

Pursuant to your request, this Office has prepared and now transmits for your consideration, approved as to form and legality, the enclosed draft ordinance to amend provisions of the Los Angeles Administrative Code and Los Angeles Municipal Code to re-designate the Los Angeles Housing Department as the Housing and Community Investment Department and to transfer administration of human services programs and commissions from the Community Development Department (CDD) to the Housing and Community Investment Department (HCID).

Background and Summary of Ordinance Provisions

Your Honorable Body requested, as part of the adoption of the fiscal year 2013-2014 budget, that this Office draft an ordinance amending all applicable provisions of the Los Angeles Administrative Code and Los Angeles Municipal Code to transfer

Human Service Programs and Commissions from the CDD to the Housing and Community Investment Department. The enclosed draft ordinance would accomplish the requested changes. The draft ordinance re-designates the Los Angeles Housing Department as the Housing and Community Investment Department and consolidates the requested programs and commissions by transferring those functions to the new Department. Examples of transferred functions include the administration of the Project Hope in Youth Trust Fund, the Domestic Violence Trust Fund and the Commission on the Status of Women Trust Fund. The new Department will also assume CDD's function on the Relocation Assistance Planning Committee, the City's landlord tenant mediation boards, the L.A. for Kids Steering Committee, the Board of Human Relations, the Board of Community and Family Services and the Affordable Housing Commission as well as CDD's role in regard to required approvals for emergency homeless shelters. The draft ordinance also amends various provisions of the Los Angeles Administrative and Municipal Codes to effectuate the Department's new name.

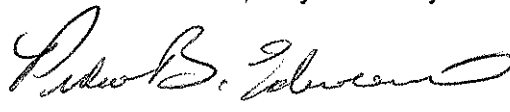
Council Rule 38 Referral

This draft ordinance has been reviewed by the Los Angeles Housing Department and incorporates their comments and suggestions.

If you have any questions regarding this matter, please contact Assistant City Attorney Curtis S. Kidder at (213)978-7736 or Deputy City Attorney Miguel Dager at (213)978-7740. They or another member of this Office will be present when you consider this matter to answer any questions you may have.

Very truly yours,

MICHAEL N. FEUER, City Attorney

By 

PEDRO B. ECHEVERRIA  
Chief Assistant City Attorney

PBE:MD:vw  
Transmittal

**ORDINANCE NO. \_\_\_\_\_**

An ordinance amending Section 22.600 of Article 1, Chapter 24, Division 22 of the Los Angeles Administrative Code to re-designate the Los Angeles Housing Department as the Housing and Community Investment Department, amending various provisions of the Los Angeles Administrative Code and Los Angeles Municipal Code to conform therewith, and amending certain other provisions of the Los Angeles Administrative Code to transfer administration of human service programs and commissions from the Community Development Department to the Housing and Community Investment Department.

**WHEREAS**, the City Council, on October 16, 1976, adopted Ordinance No. 148,792 creating the Community Development Department to provide for the proper planning, coordination, direction and management of the City's community development activities, and providing it with certain specified powers, duties and responsibilities; and

**WHEREAS**, the City Council, on August 2, 1990, adopted Ordinance No. 166,009, thereby creating the Department of Housing Preservation and Production to provide for the coordination, management, direction and operation of programs previously assigned to the Housing and Rent Stabilization Divisions of the Community Development Department and to provide for the planning, coordination, direction and management of all other housing and rent control matters established thereunder; and

**WHEREAS**, the City Council, on September 15, 1993, adopted Ordinance No. 169,067, thereby amending Sections 5.431 and 5.432 of the Los Angeles Administrative Code renaming the Department of Housing Preservation and Production to the Los Angeles Housing Department; and

**WHEREAS**, the City Council desires to rename the Los Angeles Housing Department as the Housing and Community Investment Department ("HCID") and to transfer certain human services programs and commissions from the Community Development Department to the Housing and Community Investment Department; and

**WHEREAS**, the City Council desires to transfer the powers, duties, functions, budgetary and grant resources of the Los Angeles Housing Department to the Housing and Community Investment Department as expeditiously as possible.

**NOW, THEREFORE,**

**THE PEOPLE OF THE CITY OF LOS ANGELES  
DO ORDAIN AS FOLLOWS:**

Section 1. Section 22.600 of the Los Angeles Administrative Code is amended to read as follows:

There is hereby created a Department in City government known as the Housing and Community Investment Department, referred to in this chapter as the "Department."

Sec. 2. Section 22.601 of the Los Angeles Administrative Code is amended to add a Subsection (m) to read as follows:

(m) administer human services programs and commissions previously administered by the Community Development Department.

Sec. 3. Section 22.616 of the Los Angeles Administrative Code is amended to read as follows:

The human services programs and commissions previously administered by the Community Development Department are transferred to the Housing and Community Investment Department.

Sec. 4. Sections 5.115.6; 5.431; 5.432; 5.433; 5.483; 5.528; 19.94.1 and 22.617 of the Los Angeles Administrative Code are amended to delete all references to the "Los Angeles Housing Department," each of which shall be replaced with "Housing and Community Investment Department."

Sec. 5. Sections 5.111.7; 5.519 and 11.27.40.1 of the Los Angeles Administrative Code are amended to delete all references to the "Housing Department," each of which shall be replaced with "Housing and Community Investment Department."

Sec. 6. The first sentence of Subsection (b) of Section 5.522 of the Los Angeles Administrative Code is amended to read as follows:

The money from the Fund shall only be expended within the boundaries of the City of Los Angeles, pursuant to guidelines (the "Guidelines") promulgated for this purpose by the Housing and Community Investment Department ("HCID").

Sec. 7 Section 5.522 of the Los Angeles Administrative Code is amended to delete all references to "LAHD," each of which shall be replaced with "HCID."

Sec. 8. Sections 5.440; 5.443; 5.450; 5.560; 5.562; 5.564; 7.97; 8.190; 8.325.1; 22.471.1; 22.474; 22.475 and 22.476 of the Los Angeles Administrative Code are

hereby amended to delete all references to the "Community Development Department," each of which shall be replaced with "Housing and Community Investment Department."

Sec. 9. The second unnumbered paragraph of Section 22.608 of the Los Angeles Administrative Code is amended to read as follows:

The Director of the City Planning Department, the Executive Director of the Housing Authority of the City of Los Angeles and the General Managers of the Building and Safety and the Housing and Community Investment Departments shall each appoint a representative from those respective Agencies or Departments to act as liaison to the Commission. In addition, the Office of the Mayor shall appoint a liaison to the Commission. The liaisons shall report to the Commission on at least a monthly basis regarding any affordable housing issues being considered by their respective Department/Agency and shall report on at least a monthly basis to their respective Department/Agency on matters before the Commission that pertain to the duties and/or purposes of their respective Department/Agency.

Sec. 10. Subsection (a) of Section 22.610 of the Los Angeles Administrative Code is amended to read as follows:

"Agency(ies) or Department(s)": when used alone, shall refer to the Departments of Housing and Community Investment, Building and Safety, Planning, and the Housing Authority of the City of Los Angeles and/or any other City department involved in housing planning, production or preservation.

Sec. 11. Section 12.22; 19.14; 19.94.1; 22.617; 47.72; 49.94; 91.106.4.1; 151.02; 151.03; 151.06; 151.06.02; 153.03; 154.01; 154.02; 154.04; 155.01; 161.201 and 161.208 of the Los Angeles Municipal Code are amended to delete all references to the "Los Angeles Housing Department," each of which shall be replaced with "Housing and Community Investment Department."

Sec. 12. Sections 12.03; 12.81; 12.95.2; 17.04; 17.12; 91.107.4.7; 91.8605.2 and 91.8605 of the Los Angeles Municipal Code are amended to delete each reference to the term "Community Development Department," each of which shall be replaced with "Housing and Community Investment Department."

Sec. 13. Sections 12.20.3; 12.27.1; 13.12; 16.11; 47.06; 47.07; 47.08; 91.9003.2.3; 151.09; 163.01 and 164.04 of the Los Angeles Municipal Code are amended to delete all references to the "Housing Department," each of which shall be replaced with "Housing and Community Investment Department."

Sec. 14. Subsection N of Section 47.73 of the Los Angeles Municipal Code is amended to read as follows:

N. HCID. HCID is the Housing and Community Investment Department.

Sec. 15. Sections 47.74; 4.75; 4.76; 4.77; 4.78; 4.79; 4.81; 47.82; 47.84; 47.85; 47.86; 47.87; 47.88; 47.94; 50.00 and 162.08 of the Los Angeles Municipal Code are amended to delete all references to "LAHD," each of which shall be replaced with "HCID."

Sec. 16. The second unnumbered subsection (A) of Section 50.00 of the Los Angeles Municipal Code is amended to read as follows:

The purpose of this new program is to immediately address critical habitability problems in multi-family buildings where the landlords have refused to address these problems. The URP establishes procedures to enable the Housing and Community Investment Department ("HCID") to cause the repairs to be made.

Sec. 17. Subdivision (4) of Subsection (B) of Section 151.06.02 of the Los Angeles Municipal Code is amended to read as follows:

4. The Housing and Community Investment Department ("HCID") shall identify the established interest rate in the annual rental unit registration billings mailed to landlords. HCID shall publish the established interest rate in a newspaper of general circulation.

Sec. 18. The first sentence of Section 164.04 of the Los Angeles Municipal Code is amended to read as follows:

Any beneficiary or trustee, who holds, or has an interest in, a deed of trust on a Property in Foreclosure located within the City of Los Angeles ("City") shall register the Property in Foreclosure with the Housing Community Investment Department of the City of Los Angeles ("HCID").

Sec. 19. Severability. If any provision of this ordinance is for any reason held to be invalid, unconstitutional or otherwise unenforceable by any court of competent jurisdiction, such decision shall not affect the validity or enforceability of the remaining provisions of this ordinance. The City Council hereby declares that it would have passed this ordinance and each provision thereof irrespective of the fact that one or more other provisions may be declared to be invalid, unconstitutional or otherwise unenforceable.

Sec. 20. The City Clerk shall certify to the passage of this ordinance and have it published in accordance with Council policy, either in a daily newspaper circulated in the City of Los Angeles or by posting for ten days in three public places in the City of Los Angeles; one copy on the bulletin board located at the Main Street entrance to Los Angeles City Hall; one copy on the bulletin board located at the Main Street entrance to Los Angeles City Hall East; and one copy on the bulletin board located at the Temple Street entrance to the Los Angeles County Hall of Records.

I hereby certify that this ordinance was passed by the Council of the City of Los Angeles, at its meeting of \_\_\_\_\_.

JUNE LAGMAY, City Clerk

By \_\_\_\_\_  
Deputy

Approved: \_\_\_\_\_

\_\_\_\_\_  
Mayor

Approved as to Form and Legality

MICHAEL N. FEUER, City Attorney

By   
MIGUEL A. DAGER,  
Deputy City Attorney

Date: July 17, 2013

File No. \_\_\_\_\_