

Los Angeles City Council, Journal/Council Proceedings  
Wednesday, July 12, 2006  
John Ferraro Council Chamber, Room 340, City Hall - 10 am

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

ROLL CALL - Members present: Hahn, Parks, Perry, Reyes, Rosendahl, Smith, Weiss, Wesson and President Garcetti (10); Absent: Cardenas, Greuel, Huizar, LaBonge and Zine (5).

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF  
JULY 7, 2006

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 34

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

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ROLL CALL NUMBER (#) - INDICATES THE ORDER IN WHICH THE ITEMS WERE ACTED  
UPON DURING THE COUNCIL MEETING

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## Public Testimony on Non-agenda Items Within Jurisdiction of Council

### Items Noticed for Public Hearing - Items 1-7

Roll Call #3 - Motion (Perry - Smith) Adopted to Close Public Hearing, Unanimous Vote (12);  
Absent: Cardenas, Huizar and LaBonge (3)  
(Item Nos. 1-2)

ITEM NO. (1) - PUBLIC HEARING CLOSED - NO PROTESTS - CITY ENGINEER INSTRUCTED  
TO PROCEED

**05-2407**

CD9 HEARING PROTESTS relative to vacating the alley westerly of Santa Fe Avenue between  
Second Street and the alley northerly thereof (VAC-EXX01543).

(Public Works Committee report adopted on June 16, 2006)

ITEM NO. (2) - PUBLIC HEARING CLOSED - NO PROTESTS - CITY ENGINEER INSTRUCTED TO PROCEED

05-2413

CD 4 HEARING PROTESTS relative to the vacation of Cumpston Street (portion of) between Case and Vineland Avenues (VAC-E1400970) in connection with the East Valley Area New High School No. 1B Project.

(Public Works Committee report adopted on June 16, 2006)

ITEM NO. (3) - MOTION ADOPTED TO GRANT APPLICATIONS - FORTHWITH - SEE FOLLOWING

Roll Call #9 - Motion (Garcetti - Smith) Adopted, Ayes (12); Absent: Cardenas, Huizar and LaBonge (3)

06-1348 HEARING COMMENTS relative to application for determination of "Public Convenience or Necessity" Alcohol Sales for off-site consumption at K & L Wine Merchants located at 1400-08 North Vine Street.  
CD 13

Recommendations for Council action:

1. DETERMINE that the issuance of a liquor license at 1400-08 North Vine Street, (K & L Wine Merchants) will serve the "Public Convenience or Necessity" and will not tend to create a law enforcement problem.
2. GRANT the Application for Determination of "Public Convenience or Necessity" for the sale of alcoholic beverages for off-site consumption located at K & L Wine Merchants (an upscale wine and spirits store and tasting bar for wine) 1400-08 North Vine Street.
3. INSTRUCT the City Clerk to transmit this determination to the State Department of Alcoholic Beverage Control (ABC) as the required findings under Business and Professions Code Section 23958.4.

Applicant: BBCK Enterprises, Inc.

TIME LIMIT FILE - JULY 24, 2006

(LAST DAY FOR COUNCIL ACTION - JULY 21, 2006)

ADOPTED

MOTION (GARCETTI - SMITH)

Recommendations for Council action:

1. DETERMINE that the issuance of a liquor license at K & L Wine Merchants located at 1400-08 North Vine Street will serve the "Public Convenience or Necessity" and will not tend to create a law enforcement problem.

2. GRANT the Application for Determination of "Public Convenience or Necessity" for the sale of alcoholic beverages for off-site consumption located at 1400-08 North Vine Street.
3. INSTRUCT the City Clerk to transmit this determination to the State Department of Alcoholic Beverage Control as the required findings under Business and Professions Code Section 23958.4.

Applicant: BBCK Enterprises, Inc.

TIME LIMIT FILE - JULY 24, 2006

(LAST DAY FOR COUNCIL ACTION - JULY 21, 2006)

ITEM NO. (4) - CONTINUED TO AUGUST 2, 2006

Roll Call #4 - Motion (Reyes - Weiss) Adopted to Continue, Ayes (12); Absent: Cardenas, Huizar and LaBonge (3)

06-0687

CD 1

MITIGATED NEGATIVE DECLARATION and CONDITIONAL USE APPEAL filed by Todd Lucas Extras Space Storage, Sonia Ransom and Gerald Wells (Representatives), from the decision of the Central Ara Planning Commission (CAPC) in part (appealing Condition Nos. 1 & 2), in approving Variances: (1) to permit two subterranean levels of the self storage use in the R4 Zone; (2) to permit the self storage use without a rear yard setback in the R4 Zone; (3) to permit the self storage facility in the CM Zone portion of the site with a Floor Area Ratio (FAR) of 3.6:1 in lieu of the 1.5:1 FAR permitted in the CM Zone and Height District No. 1; (4) to permit the self storage facility with 12 parking spaces in lieu of the required 31 parking spaces; (5) to permit access from a less restrictive to a more restrictive zone; and, (6) to permit an affordable housing project with 3,150 square feet of open space in lieu of the required 4,025 square feet to 3,150 square feet and a reduction in required trees from one tree for every four residential units to one tree for every seven residential units, subject to Conditions of Approval for property at 1521 West Pico Boulevard. (The CAPC indicated that the Conditional Use to permit 971 storage units and associated business office and caretaker's residential unit within a five-story 101,623, square-foot mixed use building in the CM Zone, and Site Plan Review approved for this project are not further appealable to Council.)

ZA 2004-7838 CU-ZV-SPR-2A

Applicant: Todd Lucas, Extra Space Storage  
Sonia Ransom and Gerald Wells (Representatives)

TIME LIMIT FILE - JULY 31, 2006

(LAST DAY FOR COUNCIL ACTION - JULY 28, 2006)

ITEM NO. (5) - CONTINUED TO AUGUST 2, 2006

Roll Call #5 - Motion (Rosendahl - Weiss) Adopted to Continue, Unanimous Vote (12);  
Absent: Cardenas, Huizar and LaBonge (3)

06-1058

CD 11 ENVIRONMENTAL IMPACT REPORT and TRACT MAP APPEALS filed by Patricia Bell Hearst; Brentwood Hills Homeowners Association, John B. Murdock, Representative; Upper Mandeville Canyon Property Owners Association and Canyon Back Alliance, a non-profit, public benefit corporation, Thomas R. Freeman, Bird Marella and Robert Garcia, Esq. Representatives; Santa Monica Mountains Conservancy, Paul Edelman Representative; Betsey Landis on behalf of California Native Plant Society; and Save Our Mountains Inc., Eric F. Edmunds, Jr., Representative from the decision of the city Planning Commission in whole and in part, in sustaining the decision of the Deputy Advisory Agency approval of Vesting Tentative Tract Map No. 53072, for a maximum of 29 single-family lots, with Lot Averaging, and three open space lots located at 2050 Stoney Hill Road, subject to Conditions of Approval.

VTT 53072-2A

Applicant: Castle and Cooke California, Inc.

TIME LIMIT FILE - JULY 12, 2006

(LAST DAY FOR COUNCIL ACTION - JULY 12, 2006)

ITEM NO. (6) - ADOPTED - TO THE MAYOR FORTHWITH

Roll Call #10 - Motion (Parks - Greuel) Adopted, Ayes (13); Absent: Huizar and LaBonge (2)

06-0600-S17

BUDGET AND FINANCE COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to amending the Los Angeles Administrative Code (LAAC), Schedule of Charges for Emergency Services, to increase the Advanced and Basic Life Support Services Response Call fees.

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

PRESENT and ADOPT the accompanying ORDINANCE amending the LAAC, Schedule of Charges for Emergency Services, to increase the Advanced and Basic Life Support Services Response Call fees.

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.

ITEM NO. (7) - ADOPTED - TO THE MAYOR FORTHWITH

Roll Call #14 - Motion (Parks - Greuel) Adopted, Ayes (13); Absent: Huizar and LaBonge (2)

03-0600-S22

BUDGET AND FINANCE COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to amending the Los Angeles Municipal Code (LAMC) to increase the booting release fee for immobilized vehicles.

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

1. PRESENT and ADOPT the accompanying ORDINANCE amending Section 80.77.2(a) of Division O, Chapter VIII of the LAMC to increase the booting release fee for immobilized vehicles from \$100.00 to \$125.00.
2. INSTRUCT the City Administrative Officer (CAO) and the Department of Transportation to report back to the Budget and Finance Committee with recommendations for achieving full cost recovery relative to the booting release fee for immobilized vehicles.

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

## Items for Which Public Hearings Have Been Held - Items 8-27

ITEM NO. (8) - CONTINUED TO JULY 14, 2006

Roll Call #1 - Motion (Reyes - Smith) Adopted to Continue, Unanimous Vote (12); Absent: Cardenas, Huizar and LaBonge (3)

06-1258

CONTINUED CONSIDERATION OF PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the Mayor's appointment of Ms. Carmen S. Schroeder to the North Valley Area Planning Commission.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Carmen S. Schroeder to the North Valley Area Planning Commission for the term commencing on July 1, 2006, and ending June 30, 2011, to fill the vacancy created by Mr. Tony Torres, is APPROVED and CONFIRMED. Ms. Schroeder is a resident of Council District 12. (Current Commission Gender Composition: M=5; F=0)

Ethics Commission Review: Pending

Background Check Review: Pending

TIME LIMIT FILE - JULY 17, 2006

(LAST DAY FOR COUNCIL ACTION - JULY 14, 2006)

(Continued from Council meeting of June 28, 2006)

ITEM NO. (9) - ADOPTED - TO THE MAYOR FORTHWITH

Roll Call #6 - Motion (Hahn - Smith) Adopted, Ayes (12); Absent: Cardenas, Huizar and LaBonge (3)

04-0522

CD 15

CONTINUED CONSIDERATION OF HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to the reconfirmation procedure for the Downtown San Pedro Merchant-Based Business Improvement District (BID), and contract with the San Pedro Chamber of Commerce to administer the BID.

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

1. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION confirming the Downtown San Pedro BID Annual Report and levying an annual assessment for the Downtown San Pedro BID's sixth operating year, April 1, 2006 to March 31, 2007.
2. DIRECT the City Clerk to schedule, prepare, publish, and mail the public hearing notice, as required by the provisions of Section 36500 et seq. of the California Streets and Highways Code.
3. REQUEST that the City Attorney, with the assistance of the City Clerk, prepare an enabling Ordinance levying the special assessment for the Downtown San Pedro BID's sixth operating period beginning April 1, 2006 to March 31, 2007.
4. AUTHORIZE the City Clerk to prepare, execute, and administer a contract between the City and the San Pedro Chamber of Commerce to administer the Downtown San Pedro BID, if the Ordinance reconfirming the BID is adopted, and subject to the approval of the City Attorney as to form and legality.
5. REQUEST the Controller to provide, if necessary and available, an advance against the Downtown San Pedro BID 2006-07 assessment revenue in the amount of \$17,418 representing 25 percent of the anticipated BID revenue receipts, to San Pedro Chamber of Commerce, if the Ordinance reconfirming the BID is adopted.

Fiscal Impact Statement: The City Clerk reports that this action will not impact the General Fund. This is a merchant-based BID and there are no City-owned assessable properties located within the BID.

City Clerk administrative expenses will be charged to the Downtown San Pedro BID and will be recovered from assessments collected. The amount of recoverable costs for the BID's sixth operating year will be six percent (5 percent plus an additional 1 percent for processing of billing for a total of 6 percent) of the BID's estimated assessment revenue.

(Continued from Council meeting of June 28, 2006)

ITEM NO. (10) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #11 - Motion (Cardenas - Greuel) to Adopt as Amended, Ayes (13);  
Absent: Huizar and LaBonge (2)

06-0204

CD 6

CONTINUED CONSIDERATION OF MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change for property at 6541 Odessa Avenue.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the lead agency City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 06-0204 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV 2003-1067 MND] filed on June 20, 2003.
2. ADOPT the June 19, 2006 FINDINGS of the Director of Planning as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, effecting a zone change, incident to a subdivision, from R1-1 to (T)(Q)RD1.5-1, for the proposed construction of a maximum total of 13 residential condominium units at 6541 Odessa Avenue, within the Reseda-West Van Nuys Plan Area, subject to revised Conditions of Approval Nos. 2 and 7 as attached to the Council file No. 06-0204.

Applicant: Reza Sarafzadeh  
Ronald Cargill (Representative)

APCSV 2003-1066 ZC

Said rezoning shall be subject to the "Q" Qualified classification zone limitations substantially as shown on the sheet(s) attached to the Committee report.

4. REMOVE the (T) Tentative classification as described in detail on the sheet(s) attached to the Committee report.
5. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.
6. ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.
7. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.
8. NOT PRESENT and ORDER FILED the ordinance approved by South Valley Area Planning Commission on June 19, 2006.

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

TIME LIMIT FILE - JULY 12, 2006

(LAST DAY FOR COUNCIL ACTION - JULY 12, 2006)

(Continued from Council meeting of June 28, 2006)

ADOPTED

AMENDING MOTION (CARDENAS - GREUEL)

Recommendation for Council action:

AMEND the Planning and Land Use Management Committee Report relative to a zone change for 6541 Odessa Avenue to change Condition No. 2 to require 1/2 guest parking spaces per dwelling unit.

Roll Call #6 - Motion (Hahn - Smith) Adopted, Ayes (12); Absent: Cardenas, Huizar and LaBonge (3)  
(Item Nos. 11-12)

ITEM NO. (11) - ADOPTED

05-0600-S57

BUDGET AND FINANCE COMMITTEE REPORT relative to the status of Liability Accounts for the month ended February 28, 2006.

Recommendation for Council action:



NOTE and FILE the City Attorney report relative to the status of Liability Accounts for the month ended February 28, 2006, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

(Council may recess to Closed Session pursuant to Government Code Sections 54956.9(a) and/or (b), to confer with its legal counsel on the above matter.)

ITEM NO. (12) - ADOPTED

05-0600-S70

BUDGET AND FINANCE COMMITTEE REPORT relative to the status of Liability Accounts for the month ended March 31, 2006.

Recommendation for Council action:

NOTE and FILE the City Attorney report relative to the status of Liability Accounts for the month ended March 31, 2006, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

(Council may recess to Closed Session pursuant to Government Code Sections 54956.9(a) and/or (b), to confer with its legal counsel on the above matter.)

ITEM NO. (13) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS  
- SEE FOLLOWING

Roll Call #12 - Motion (Garcetti - Wesson) Adopted, Ayes (13); Absent: Huizar and LaBonge (2)

06-1388

CHIEF LEGISLATIVE ANALYST TO REPORT with an evaluation of the impact(s) that an additional \$1 billion for affordable housing from a General Obligation Bond would have on the City's affordable housing crisis, including, potential programs or structures for expenditure of the additional funds, the impact on the range of housing options available to the City's extremely-low to moderate income residents, and the scale of rental and home ownership opportunities that could be created.

(Housing, Community and Economic Development Committee report to be submitted in Council. If a public hearing is not held in Committee, an opportunity for public comment will be provided.)

(For copies of related, staff-generated reports for this matter, please contact the Legislative Assistant for the Housing, Community, and Economic Development Committee at 213-978-1080.)

ADOPTED

HOUSING, COMMUNITY, AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to recommendations for placing a \$1 billion Affordable Housing General Obligation Bond on the November 2006 General Election Ballot.

Recommendations for Council action:

1. REQUEST the City Attorney, with the assistance of the City Administrative Officer (CAO), the Los Angeles Housing Department (LAHD), and the Chief Legislative Analyst (CLA), to draft the necessary Ordinance and Resolution of Necessity to place a \$1 Billion Housing General Obligation Bond measure on the November 2006 Election Ballot; said Resolution shall be transmitted to Council on, or before, July 21, 2006.
2. INSTRUCT the City Clerk, upon submission of the Ordinance and Resolution of Necessity, to place them on the next available Council Agenda for consideration (on or before Aug 4, 2006).
3. INSTRUCT the CLA, City Attorney, LAHD, and CAO, to report with project details for the implementation of a \$1 billion Housing General Obligation Bond.
4. CREATE an Administrative Oversight Committee for the proposed Housing General Obligation Bond composed of the CAO, Office of the Mayor, and CLA with duties and authority as approved by the ordinance; and a Citizens Oversight Advisory Committee.

Fiscal Impact Statement: The CLA reports that this action will not impact the General Fund. Approval of the above recommendations will request the City Attorney to draft the necessary Resolutions and Ordinance to place a General Obligation Bond measure on the November 2006 General Election Ballot.

Roll Call #6 - Motion (Hahn - Smith) Adopted, Ayes (12); Absent: Cardenas, Huizar and LaBonge (3)  
(Item Nos. 14-23)

ITEM NO. (14) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS  
- SEE FOLLOWING

06-0980

CD 12 MITIGATED NEGATIVE DECLARATION and CONDITIONAL USE APPEALS filed by Dennis M. Schwartz and Jeannette Ann Plumb from the entire/in part decision of the City Planning Commission (CPC) in approving a Conditional Use to allow for: expansion of the school use to the 5.16 acre (RA-1 zoned parcel); construction, use and maintenance of nine parking spaces and of a new 1,200 square foot storage building on the 5.16 net acre; retention and continued use and maintenance of a 3,840 square foot modular classroom building and of a 1,463 square foot modular Information Technology and Library building,

modular Administration and classroom building; construction, use and maintenance of a 15,250 square foot multi-purpose building (in lieu of the previously approved 28,000 square foot multi-purpose building); school bus loading zone in the public right-of-way on the Rinaldi Street frontage; and school crosswalk on Rinaldi Street for property at 11052 North Independence Avenue, subject to Conditions of Approval. (CPC also disapproved the request to allow for the construction, use and maintenance of nine parking spaces on OS-1XL zoned L.A. County Flood Control District Property, and recommended that the applicant obtain a Variance for the request.)

CPC 2004-7036 CU

Applicant: Sierra Canyon High school Foundation  
Howard Wang

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

(For copies of related, staff-generated reports for this matter, please contact the Legislative Assistant for the Planning and Land Use Management Committee at 213-978-1068.)

TIME LIMIT FILE - JULY 12, 2006

(LAST DAY FOR COUNCIL ACTION - JULY 12, 2006)

ADOPTED

MITIGATED NEGATIVE DECLARATION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to a Conditional Use appeals for property at 11052 North Independence Avenue.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the lead agency City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 06-0980 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV 2004-7037 MND].
2. ADOPT the FINDINGS of the City Planning Commission as the Findings of the City Council.
3. RESOLVE TO DENY APPEALS filed by Dennis M. Schwartz and Jeannette Ann Plumb from part of the decision of the City Planning Commission (CPC), in whole and in part, and THEREBY APPROVE a Conditional Use to allow for: expansion of the school use to the 5.16 acre (RA-1 zoned parcel); construction, use and maintenance of nine parking spaces and of a new 1,200 square foot storage building on the 5.16 net acre parcel; retention and continued use and maintenance of a 3,840 square foot modular

classroom building; a 1,463 square-foot modular Information Technology and Library building; a 1,436 square-foot modular Administration and classroom building; construction, use and maintenance of a 15,250 square foot multi-purpose building (in lieu of the previously approved 28,000 square foot multi-purpose building); school bus loading zone in the public right-of-way on the Rinaldi Street frontage; and school crosswalk on Rinaldi Street for property at 11052 North Independence Avenue, subject to Conditions of Approval. (CPC disapproved the request to allow for the construction, use and maintenance of nine parking spaces on OS-1XL zoned L.A. County Flood Control District property, and recommended that the applicant obtain a Variance for the request.)

Applicant: Sierra Canyon High School Foundation, Howard Wang

CPC 2004-7036-CU

4. ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.
5. 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.

Fiscal Impact Statement: The Planning Department advises that there is no General Fund impact, as administrative costs are recovered through fees.

TIME LIMIT FILE - JULY 12, 2006

(LAST DAY FOR COUNCIL ACTION - JULY 12, 2006)

ITEM NO. (15) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS  
- SEE FOLLOWING

06-1373

CD 5

APPEALS filed by Hillside Federation in conjunction with the Lookout Mountain Alliance, and Richard Sereeni, from the decision of the Board of Building and Safety Commissioners, in approving a haul route to export 5,500 cubic yards of soil from property located at 8538, 8540 and 8550 West Lookout Mountain Avenue.

BF 060068

Applicant/Owner: Michael Bykov

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

(For copies of related, staff-generated reports for this matter, please contact the Legislative Assistant for the Planning and Land Use Management Committee at 213-978-1068.)

TIME LIMIT FILE - JULY 17, 2006

(LAST DAY FOR COUNCIL ACTION - JULY 14, 2006)

ADOPTED

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an appeal on a haul route for the export of 5,500 cubic yards of soil for a project at 8538, 8540, and 8550 West Lookout Mountain Avenue.

Recommendations for Council action:

1. ADOPT the FINDINGS of the Planning and Land Use Management Committee as the Findings of the City Council that there are other projects in the area of the same type, using the same road for the hauling, at the same time, and that the categorical exemption completed for the haul route, is inapplicable and the project requires that the Department of City Planning conduct an Initial Study to assess, if any, the effects resulting from all the cumulative projects in the area.
2. RESOLVE TO GRANT APPEAL filed by Hillside Federation in conjunction with the Lookout Mountain Alliance, and Richard Sereeni, from the decision of the Board of Building and Safety Commissioners, THEREBY DISAPPROVE a haul route to export 5,500 cubic yards of soil for property at 8538, 8540, and 8550 West Lookout Mountain Avenue.

Applicant: Michael Bykov

BF 060068

3. REFER back to the Planning Department to conduct an the Initial Study for the purpose of assessing the effects resulting from all the cumulative projects in the area.

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

Community Impact Statement: The Bel Air-Beverly Crest Neighborhood Council stands in unanimous support of the stateholders and residents of the Lookout Mountain Alliance and the Laurel Canyon Association in appealing the decision to approve the excavation of 5,500 cubic yards from three neighboring properties on Lookout Mountain Drive. This decision, rendered by the Building and Safety Commission on Tuesday, June 6<sup>th</sup>, approves a haul route for excavation that we believe would create unsafe conditions on the public roads in the area, and further jeopardize the stability of the hillside. We strongly urge that this project be thoroughly reviewed by all appropriate City agencies.

TIME LIMIT FILE - JULY 17, 2006

(LAST DAY FOR COUNCIL ACTION - JULY 14, 2006)

ITEM NO. (16) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS  
- SEE FOLLOWING

06-1408

CD 1 MITIGATED NEGATIVE DECLARATION and APPEAL filed by James Sherman and Julie Williams from the decision of the Board of Building and Safety Commissioners, in approving a haul route to export 1,500 cubic yards of soil from property at 3730 East Camino Real.

BF 060047

Applicant/Owner: Kenneth Bonner

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

(For copies of related, staff-generated reports for this matter, please contact the Legislative Assistant for the Planning and Land Use Management Committee at 213-978-1068.)

TIME LIMIT FILE - JULY 17, 2006

(LAST DAY FOR COUNCIL ACTION - JULY 14, 2006)

ADOPTED

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an appeal on a haul route for the export of 1,050 cubic yards of soil for a project at 3730 East Camino Real.

Recommendations for Council action:

1. ADOPT the FINDINGS of the Planning and Land Use Management Committee as the Findings of the City Council that the Initial Study for this project did not consider the cumulative impact from other projects of the same type, in the area (600 West Mt. Washington Drive, 4001 Glenalbyn Drive and 4007 Glenalbyn Drive), to assess if the contribution from these projects is significant and thus may require further mitigation.
2. RESOLVE TO GRANT the appeal filed by James Sherman and Julie Williams from the decision of the Board of Building Safety Commissioners, THEREBY DISAPPROVE a haul route to export 1,050 cubic yards of soil, as amended by the Commission from 1,500 cubic yards of soil for property at 3730 East Camino Real.

Applicant/Owner: Kenneth Bonner

BF 060047

3. REFER back to the Planning Department to further review of the Initial Study for the purpose of assessing the effects resulting from all the cumulative projects in the area.

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

TIME LIMIT FILE - JULY 17, 2006

(LAST DAY FOR COUNCIL ACTION - JULY 14, 2006)

ITEM NO. (17) - ADOPTED

00-1440

CD 11

CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to vacating the alley (portion of) easterly of Vista Del Mar Lane from Waterview Street to 87 feet northerly thereof (VAC E1400702).

Recommendations for Council action:

1. FIND that the vacation of the alley (portion of) easterly of Vista Del Mar Lane from Waterview Street to 87 feet northerly thereof, is exempt from the California Environmental Quality Act of 1970, pursuant to Article VII, Class 5(3) of the City of Los Angeles Environmental Guidelines.
2. FIND that the street vacation proceedings pursuant to the Public Streets, Highways and Service Easements Vacation Law be instituted for the vacation of the public right-of-way indicated below and shown colored blue on Exhibit C of the April 27, 2006 City Engineer report and attached to the Council file:  

Vacation of the alley (portion of) easterly of Vista Del Mar Lane from Waterview Street to 87 feet northerly thereof
3. ADOPT the FINDINGS of the City Engineer dated April 27, 2006, as the Findings of the Council.
4. ADOPT the accompanying City Engineer report dated April 27, 2006 to approve the vacation.
5. INSTRUCT the City Engineer to present the Ordinance of Intention for the vacation of the alley (portion of) easterly of Vista Del Mar Lane from Waterview Street to 87 feet northerly thereof when the procedural requirements for said presentation have been satisfied.
6. INSTRUCT the City Engineer to present the Resolution to Vacate after the conclusion of the public hearing and Council's instruction to proceed with this vacation and upon compliance with the conditions established for this vacation.

Fiscal Impact Statement: The City Engineer reports that the original petitioner, Richard L. Everett, had paid a fee of \$900.34 for the investigation and processing of this request pursuant to Section 7.42 of the Los Angeles Administrative Code (LAAC). On July 8, 2005, Josephine and James Vaudagna, owners of Lots 4 and 5, have requested to become co-applicants and accept full responsibility for all future expenditures and deficit fees to recover the cost pursuant to LAAC Section 7.44. Maintenance of the public easement by City Forces will be eliminated.

ITEM NO. (18) - ADOPTED

05-0230-S1

CDs 1 & 9 CATEGORICAL EXEMPTION, PUBLIC WORKS COMMITTEE REPORT and RESOLUTION relative to the temporary closure of Overton Street from Olympic Boulevard to its southwesterly terminus.

Recommendations for Council action:

1. FIND that the temporary closure of Overton Street from Olympic Boulevard to its southwesterly terminus alley (Werdin Place) northwesterly of Los Angeles Street between 8th Street and 9th Street, is exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5 of the City of Los Angeles Environmental Guidelines.
2. AUTHORIZE the temporary closure of Overton Street from Olympic Boulevard to its southwesterly terminus, as depicted in the map accompanying with the May 16, 2006 City Engineer report and attached to the Council file, subject to the conditions contained within said City Engineer report and pursuant to State Vehicle Code Section 21101.4 for a period of 18 months.
3. ADOPT the accompanying RESOLUTION for the temporary closure of Overton Street from Olympic Boulevard to its southwesterly terminus.
4. ADOPT the FINDINGS of the City Engineer dated May 16, 2006, as the Findings of the Council.
5. ADOPT the accompanying City Engineer report dated May 16, 2006 to approve the temporary closure of Overton Street from Olympic Boulevard to its southwesterly terminus.

Fiscal Impact Statement: The City Engineer reports that the Bureau of Engineering is absorbing the cost of processing the request in the approximate amount of \$1,050.00. Maintenance of the public easement by City forces will be eliminated.



ITEM NO. (19) - ADOPTED

05-2170

CD 4

CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to vacating a variable width future street easement easterly of Green Oak Place from Green Oak Drive to its northerly terminus (VAC E1400966).

Recommendations for Council action:

1. FIND that the vacation of a variable width future street easement easterly of Green Oak Place from Green Oak Drive to its northerly terminus, is exempt from the California Environmental Quality Act of 1970, pursuant to Article VII, Class 5(3) of the City of Los Angeles Environmental Guidelines.
2. FIND that the street vacation proceedings pursuant to the Public Streets, Highways and Service Easements Vacation Law be instituted for the vacation of the public right-of-way indicated below and shown colored blue on Exhibit A of the December 30, 2005 City Engineer report and attached to the Council file:

A variable width sanitary sewer easement and future street easement easterly of Green Oak Place from Green Oak Drive to its northerly terminus

3. ADOPT the FINDINGS of the City Engineer dated December 30, 2005, as the Findings of the Council.
4. ADOPT the accompanying City Engineer report dated December 30, 2005 to approve the vacation.
5. INSTRUCT the City Clerk to set a public hearing date for AUGUST 9, 2006.

Fiscal Impact Statement: The City Engineer reports that the petitioner has paid a fee of \$6,420.00 for the investigation and processing of this request pursuant to Section 7.42 of the Los Angeles Administrative Code (LAAC). Any deficit fee to recover the cost pursuant to LAAC Section 7.44 may be required of the petitioner. Maintenance of the public easement by City forces will be eliminated.

ITEM NO. (20) - ADOPTED

06-0405

CD 12

CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to vacating the alley turnaround area (northerly side) southerly of Parthenia Street and westerly of Valjean Avenue (VAC E1400986).

Recommendations for Council action:

1. FIND that the vacation of the alley turnaround area (northerly side) southerly of Parthenia Street and westerly of Valjean Avenue, is exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(3) of the City of Los Angeles Environmental Guidelines.

2. FIND that the street vacation proceedings pursuant to the Public Streets, Highways and Service Easements Vacation Law be instituted for the vacation of the public right-of-way indicated below and shown colored blue on Exhibit A of the May 4, 2006 City Engineer report and attached to the Council file:

The northerly portion of the alley turnaround area adjoining the alley southerly of Parthenia Street approximately 95 feet westerly of Valjean Avenue

3. ADOPT the FINDINGS of the City Engineer dated May 4, 2006, as the Findings of the Council.
4. ADOPT the accompanying City Engineer report dated May 4, 2006 to approve the vacation.
5. INSTRUCT the City Clerk to set a public hearing date for AUGUST 9, 2006.

Fiscal Impact Statement: The City Engineer reports that the petitioner has paid a fee of \$6,420.00 for the investigation and processing of this request pursuant to Section 7.42 of the Los Angeles Administrative Code (LAAC). Any deficit fee to recover the cost pursuant to LAAC Section 7.44 may be required of the petitioner. Maintenance of the public easement by City forces will be eliminated.

ITEM NO. (21) - ADOPTED

06-0406

CD 11 CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to vacating the alley northwesterly of Rochester Avenue and northeasterly of Federal Avenue (VAC E1400987).

Recommendations for Council action:

1. FIND that the vacation of the alley northwesterly of Rochester Avenue and northeasterly of Federal Avenue, is exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(3) of the City of Los Angeles Environmental Guidelines.
2. FIND that the street vacation proceedings pursuant to the Public Streets, Highways and Service Easements Vacation Law be instituted for the vacation of the public right-of-way indicated below and shown colored blue on Exhibit B of the June 13, 2006 City Engineer report and attached to the Council file:

The alley northwesterly of Rochester Avenue and northeasterly of Federal Avenue

3. ADOPT the FINDINGS of the City Engineer dated June 13, 2006, as the Findings of the Council.

4. ADOPT the accompanying City Engineer report dated June 13, 2006 to approve the vacation.
5. INSTRUCT the City Clerk to set a public hearing date for AUGUST 9, 2006.

Fiscal Impact Statement: The City Engineer reports that the petitioner has paid a fee of \$6,420.00 for the investigation and processing of this request pursuant to Section 7.42 of the Los Angeles Administrative Code (LAAC). Any deficit fee to recover the cost pursuant to LAAC Section 7.44 may be required of the petitioner.

ITEM NO. (22) - ADOPTED

06-0470

CD 9

PUBLIC WORKS COMMITTEE REPORT relative to paving the alley on the south side of 56th Street between 57th and 55th Streets in the vicinity of 943 West 57th Street.

Recommendation for Council action, pursuant to Motion (Perry - Rosendahl):

DIRECT the Bureau of Street Services to pave the alley on the south side of 56th Street between 57th and 55th Streets in the vicinity of 943 West 57th Street.

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

ITEM NO. (23) - ADOPTED

06-1177

CD 7

CATEGORICAL EXEMPTION, PUBLIC WORKS COMMITTEE REPORT and RESOLUTION relative to the temporary closure of Carl Street between Dronfield Avenue and Foothill Boulevard.

Recommendations for Council action:

1. FIND that the temporary closure of Carl Street between Dronfield Avenue and Foothill Boulevard, is exempt from the California Environmental Quality Act of 1970, pursuant to Article VII, Class 5(3) of the City of Los Angeles Environmental Guidelines.
2. AUTHORIZE the temporary closure of Carl Street between Dronfield Avenue and Foothill Boulevard, as depicted in the map accompanying with the May 4, 2006 City Engineer report and attached to the Council file, subject to the conditions contained within said City Engineer report and pursuant to State Vehicle Code Section 21101.4 for a period of 18 months.

3. ADOPT the accompanying RESOLUTION for the temporary closure of Carl Street between Dronfield Avenue and Foothill Boulevard.
4. ADOPT the FINDINGS of the City Engineer dated May 4, 2006, as the Findings of the Council.
5. ADOPT the accompanying City Engineer report dated May 4, 2006 to approve the temporary closure of Carl Street between Dronfield Avenue and Foothill Boulevard.

Fiscal Impact Statement: The City Engineer reports that the Bureau of Engineering is absorbing the cost of processing the request in the approximate amount of \$1,050.00. Maintenance of the public easement by City forces will be eliminated.

ITEM NO. (24) - CONTINUED TO JULY 21, 2006

Roll Call #13 - Motion (Hahn - Padilla) Adopted to Continue, Unanimous Vote (13);  
Absent: Huizar and LaBonge (2)

06-0804

CONTINUED CONSIDERATION OF RULES AND ELECTIONS COMMITTEE REPORT relative to amending the rules of the Los Angeles City Council relative to limitations on commendatory presentations, including introductions.

Recommendation for Council action, pursuant to Motion (Garcetti - Greuel, et al.):

AMEND the Rules of the Los Angeles City Council to adopt the following new rule under Chapter IV, Council Meeting Days and Time, Order of Business, and Quorum:

30. Commendatory presentations, including introductions, shall be limited to a total of eight such presentations each Friday, or the next or previous regular meeting day if there is no regular meeting on any Friday. No presentation shall be made unless a request for it has been made and granted prior to the meeting by the President. Each request shall be granted on a first come, first served, basis. The duration of each presentation shall be no longer than six minutes, except that if members wish to speak on the presentation of another member, an additional one minute per member shall be allowed for such purpose. The order of the eight presentations at the meeting shall be determined by the President based on such criteria as advance notification and which presentation person or group is within the Council Chamber and ready to proceed. No member shall make more than four commendatory presentations per month.

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

10 VOTES REQUIRED

(Continued from Council meeting of July 5, 2006)

ITEM NO. (25) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS  
- FORTHWITH - SEE FOLLOWING

Roll Call #15 - Motion (Cardenas - Hahn) Adopted, Ayes (13); Absent: Huizar and LaBonge (2)

06-1519

COMMUNICATION FROM THE BOARD OF HARBOR COMMISSIONERS relative to the issuance of Harbor Department Revenue Bonds, in an amount not to exceed \$120,000,000.

(Trade, Commerce, and Tourism Committee report to be submitted in Council. If a public hearing is not held in Committee, an opportunity for public comment will be provided.)

(For background reports and materials related to this matter, please contact the Legislative Assistant for the above Committee at 213-978-1078.)

TIME LIMIT FILE - JULY 29, 2006

(LAST DAY FOR COUNCIL ACTION - JULY 28, 2006)

ADOPTED

TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to the issuance of not to exceed \$120 million in long-term fixed-rate revenue bonds to repay or refund its outstanding Commercial Paper (CP) notes.

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

CONCUR with the Board of Harbor Commissioners' action of June 21, 2006, Resolution No. 6436, approving the issuance of up to \$120 million in aggregate principal amount of revenue bonds to repay and refund all of its currently outstanding CP.

Fiscal Impact Statement: The City Administrative Officer reports that the revenue bonds will be Harbor Revenue Fund obligations and will not constitute an obligation of the City or the General Fund. Board Resolution No. 6436 will enable the Harbor Department to refund a portion of its existing Harbor Revenue debts with long-term fixed rate interest for its revenue bonds. Any savings in interest expense on debt service for these revenue bonds will accrue to the Harbor Revenue Fund.

TIME LIMIT FILE - JULY 29, 2006

(LAST DAY FOR COUNCIL ACTION - JULY 28, 2006)

Roll Call #6 - Motion (Hahn - Smith) Adopted, Ayes (12); Absent: Cardenas, Huizar and LaBonge (3)  
(Item Nos. 26-27)

ITEM NO. (26) - MOTION ADOPTED TO APPROVE BUDGET AND FINANCE COMMITTEE REPORT

04-1348

CD 3 ARTS, PARKS, HEALTH AND AGING and BUDGET AND FINANCE COMMITTEES' REPORTS relative to funding for the Lanark Park Pool replacement and bathhouse renovation project.

RECEIVED AND FILED

A. ARTS, PARKS, HEALTH AND AGING COMMITTEE

Recommendations for Council action, pursuant to Motion (Zine - Smith):

1. DIRECT the General Manager of the Department of Recreation and Parks (DRP) to amend budget requests for Fiscal Year 2006-07, as necessary, to ensure sufficient funding is available for the construction of the Lanark Park Pool project (Project).
2. INSTRUCT the City Administrative Officer (CAO) to recommend sufficient funding to the Mayor for inclusion in the Fiscal Year 2006-07 Proposed Budget to ensure that enough funding is identified for the Project.
3. EXPEDITE the implementation of the Mayor's proposal to earmark the Municipal Recreation Program (MRP) funds for swimming pool repairs, particularly the Lanark Park Pool project, upon completion of the accounting of \$21 million in MRP funds identified in the Controller's audit dated November 10, 2005 and provided that such use is eligible.
4. DIRECT the General Manager, DRP, to identify other potential sources of funds to mitigate the anticipated Project deficit.

ADOPTED

B. BUDGET AND FINANCE COMMITTEE

Recommendation for Council action:

RECEIVE and FILE the Motion (Zine - Smith) relative to additional resources needed to complete the Lanark Park Pool Replacement and Bathhouse Renovation project inasmuch as in March 2006, \$1.8 million in Municipal Recreation Program Funds was allocated to the project providing the funding needed to complete the project, therefore no Council action is necessary.

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

ITEM NO. (27) -ADOPTED - SEE FOLLOWING

06-0466

CD 13 PLANNING AND LAND USE MANAGEMENT REPORT relative to transfer of funding for the traffic study and Transportation Improvement and Mitigation Plan (TIMP) for the Hollywood Community Plan Update.

Recommendation for Council action, as initiated by Motion (Garcetti - Huizar), SUBJECT TO THE APPROVAL OF THE MAYOR:

TRANSFER \$70,000 from the "Planning - Council Initiated Assignments" line item in the Unappropriated Balance Fund No. 100-58 to the Planning Fund 100-68, Account No. 3040 (Contractual Services) for the purpose of completing the traffic study and TIMP for the Hollywood Community Plan Update.

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

(Budget and Finance Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comments will be provided.)

(For copies of related, staff-generated reports for this matter, please contact the Legislative Assistant for the Budget and Finance Committee at 213-978-1075.)

ADOPTED

BUDGET AND FINANCE COMMITTEE REPORT relative to a traffic study and Transportation Improvement and Mitigation Plan (TIMP) for the Hollywood Community Plan Update.

Recommendations for Council action, as initiated by Motion (Garcetti - Huizar), SUBJECT TO THE APPROVAL OF THE MAYOR:

1. CONCUR with the recommendation of the Planning and Land Use Management Committee relative to an appropriation of \$70,000 from the "Council-Initiated Planning Assignments" line item within the Unappropriated Balance, Fund 100/58 to the Planning Department, Fund 100/68, Contractual Services Account No. 3040, for the purpose of completing the traffic study and TIMP for the Hollywood Community Plan Update.
2. AUTHORIZE the General Manager, Planning Department, or designee, to prepare Controller instructions and/or make any technical adjustments that may be required and are consistent with this action, subject to the approval of the City Administrative Officer (CAO), and INSTRUCT the Controller to implement these instructions.

Fiscal Impact Statement: The CAO reports there is no additional impact to the General Fund. Funds have been specifically set aside in the Unappropriated Balance for Council-initiated planning studies. The appropriation of \$70,000 for this contract is in compliance with the City's Financial Policies in that one-time revenue (budgeted funds from the Unappropriated Balance) will be used to support this one-time expenditure.

Items for Which Public Hearings Have Not Been Held - Items 28-46  
(10 Votes Required for Consideration)

ITEM NO. (28) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

Roll Call #8 - Motion (Weiss - Smith) Adopted, Ayes (12); Absent: Cardenas, Huizar  
and LaBonge (3)

05-1882

COMMUNICATION FROM THE MAYOR relative to the reappointment of Mr. Andrew Friedman to the Board of Fire Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Mr. Andrew Friedman to the Board of Fire Commissioners for the term ending June 30, 2011, is APPROVED and CONFIRMED. Mr. Friedman resides in Council District Four. (Current Commission gender composition: M=2; F=3)

Ethics Commission Review: Complete

Background Check Review: Pending

TIME LIMIT FILE - JULY 21, 2006

(LAST DAY FOR COUNCIL ACTION - JULY 23, 2006)

(Public Safety Committee waived consideration of the above matter)

Roll Call #7 - Motion (Greuel - Padilla) Adopted, Ayes (12); Absent: Cardenas, Huizar  
and LaBonge (3)  
(Item Nos. 29-35)

ITEM NO. (29) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

03-0954

CDs 2&6 COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of VALERIO STREET AND FAIR AVENUE ALLEY STREET LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated April 14, 2006.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of SEPTEMBER 19, 2006 as the hearing date for the maintenance of Valerio Street and Fair Avenue Alley Street Lighting District, in accordance with Proposition 218, Articles XIII C and XIII D of the California Constitution and Government Code Section 53753.



Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$6,779.12 will be collected annually starting with tax year 2006-07 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: September 11, 2006)

ITEM NO. (30) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

06-0852

CD 7

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of HERRICK AVENUE AND EL CASCO STREET LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated April 12, 2006.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of SEPTEMBER 19, 2006 as the hearing date for the maintenance of Herrick Avenue and El Casco Street Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$1,101.60 will be collected annually starting with tax year 2006-07 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: September 11, 2006)

ITEM NO. (31) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

06-0853

CD 6

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of COHASSET STREET AND VINELAND AVENUE NO. 1 STREET LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated April 14, 2006.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of SEPTEMBER 19, 2006 as the hearing date for the maintenance of Cohasset Street and Vineland Avenue No. 1 Street Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$137.70 will be collected annually starting with tax year 2006-07 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: September 11, 2006)

ITEM NO. (32) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

06-0854

CD 11

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of BELFORD AND MANCHESTER AVENUES STREET LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated April 14, 2006.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of SEPTEMBER 19, 2006 as the hearing date for the maintenance of Belford and Manchester Avenues Street Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$870.26 will be collected annually starting with tax year 2006-07 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: September 11, 2006)

ITEM NO. (33) - ADOPTED

06-0005-S222

CD 9

RESOLUTION removing the property at 206 West 51st Street from the Rent Escrow Account Program [REAP], (Case No. 8977), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the Los Angeles Housing Department's report of July 5, 2006.

Assessor I.D. No.5110-026-004  
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was released on February 23, 2006)

ITEM NO. (34) - ADOPTED

06-0005-S223

CD 9 RESOLUTION removing the property at 4214 South Avalon Boulevard from the Rent Escrow Account Program [REAP], (Case No. 5334), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the Los Angeles Housing Department's report of July 5, 2006.

Assessor I.D. No. 5115-006-025  
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was released on December 30, 2005)

ITEM NO. (35) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

06-1377

COMMUNICATION FROM CHAIR, ENERGY AND ENVIRONMENT COMMITTEE relative to proposed Settlement Agreement and Consent Order (Docket No. HSA-CO 05/06-114) in the matter of the BKK Site (Victoria Golf Course Landfill) located in Carson, California.

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

1. CONCUR and APPROVE the Board of Public Works Commissioners (Board) action on May 18, 2006, authorizing execution of the Settlement Agreement and Consent Order Docket No. HSA-CO 05/06-114 in the matter of the BKK Site located in Carson, California.
2. AUTHORIZE the Board President or Board Vice President to execute the Settlement Agreement and Consent Order for and on behalf of the City of Los Angeles, acting by and through the Department of Public Works (DPW).
3. AUTHORIZE the DPW, upon proper certification, to make payment of all the obligations created as described above in Recommendation Nos. 1 and 2.
4. DIRECT the DPW and REQUEST the City Attorney to begin discussions with the California Department of Toxic Substances Control in an attempt to effectuate a de minimus settlement.

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

(Council may recess to Closed Session, pursuant to Government Code Sections 54956.9(b)(1), to confer with its legal counsel relative to the above matter)

ITEM NO. (36) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #17 - Motion (Smith - Greuel) to Adopt as Amended, Ayes (13);  
Absent: Huizar and LaBonge (2)

06-0827

CONSIDERATION OF MOTION (CARDENAS - SMITH - PADILLA ET AL.) relative to the issuance of an infrastructure bond for major repair and/or maintenance of approximately 4,000 miles of City streets.

Recommendations for Council action:

1. DIRECT the Bureau of Street Services (BOSS) to report to Council in regard to:
  - a. How much an infrastructure bond would be to repair the over 4,000 street miles within eight years.
  - b. How many street miles could be reconstructed and repaired should a \$1.5 billion infrastructure bond be issued by the City.
2. DIRECT the BOSS to provide a detailed roll-out plan that prioritizes streets in order of direst need of reconstruction and repair using \$1.5 billion as a budget reference point.
3. MANDATE that beginning in year nine, the Council allocate funds to maintain streets at the acceptable recognized standard.
4. INSTRUCT the City Clerk to inform Los Angeles County officials of the Council's intent to place an infrastructure bond measure on the November 7, 2006 General Election ballot, prior to the August 10, 2006 deadline for the County to accept consolidation requests.
5. DIRECT the City Administrative Officer, Chief Legislative Analyst and the BOSS to provide the aforementioned report as detailed above in Recommendation Nos. 1 and 2 within 30 days so the City Attorney can prepare a Resolution to place this measure on the November General Election ballot by July 19, 2006.

(Public Works and Rules and Elections Committees waived consideration of the above matter)

ADOPTED, \*AS AMENDED

AMENDING MOTION (SMITH - CARDENAS - PADILLA)

Recommendation for Council action:

REQUEST the City Attorney to draft the necessary Resolution and Ordinance and submit to the Council in sufficient time to \*assess whether to place the proposed infrastructure bond measure on the ballot for the November 7, 2006 General Election ballot.  
\*(Greuel - Smith)

ADOPTED

AMENDING MOTION (HAHN - SMITH)

Recommendation for Council action:

INSTRUCT the Bureau of Street Services to include in its report back to Council relative to the issuance of an infrastructure bond for major repair and/or maintenance of approximately 4, 000 of City street with the following:

- a. A percentage of the infrastructure bond money that could be designated for repairs of alleys within the city.
- b. The dollar amount that property owners in the City of Los Angeles are currently assessed on their property tax bill for other bond measures approved by voters.

Roll Call #7 - Motion (Greuel - Padilla) Adopted, Ayes (12); Absent: Cardenas, Huizar and LaBonge (3)  
(Item Nos. 37-39)

ITEM NO. (37) - ADOPTED

06-1558

CD 14 MOTION (HUIZAR - ROSENDAHL) relative to declaring the Outfest on July 6, 2006 a Special Event (event sponsor shall reimburse the City for the estimated \$3,474 in fees and costs associated with this event).

Recommendation for Council action:

DECLARE the Outfest, sponsored by Mercedes-Benz on July 6, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, with the understanding that the event sponsor shall reimburse the City for fees and costs associated with this event and meet insurance AND application requirements.

ITEM NO. (38) - ADOPTED

02-1665

CD 4 MOTION (LABONGE - HUIZAR) relative to declaring the Taste of Larchmont Village on July 17, 2006 a Special Event (fees and costs absorbed by the City = \$1,807).

Recommendation for Council action:

DECLARE the Taste of Larchmont Village, sponsored by the Hope-Net on July 17, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.

ITEM NO. (39) - ADOPTED

06-1557

CD 2 MOTION (GREUEL - GARCETTI) relative to declaring the Elmer Avenue Block Party on July 8, 2006 a Special Event (fees and costs absorbed by the City = \$1,226).

Recommendation for Council action:

DECLARE the Elmer Avenue Block Party, sponsored by the Elmer Avenue Neighborhood Association on July 8, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.

ITEM NO. (40) - ADOPTED

Roll Call #16 - Motion (Padilla - Reyes) Adopted, Ayes (13); Absent: Huizar and LaBonge (2)

05-1438

CD 7 MOTION (PADILLA - GARCETTI) relative to declaring the LA Latin Music Festival on July 16, 2006 a Special Event (event organizers shall reimburse the City for the estimated \$7,150 in fees and costs associated with this event).

Recommendation for Council action:

DECLARE the LA Latin Music Festival, sponsored by Council District Seven on July 16, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, with the understanding that the event organizers shall reimburse the City for fees and costs associated with this event and meet insurance AND application requirements.

Roll Call #7 - Motion (Greuel - Padilla) Adopted, Ayes (12); Absent: Cardenas, Huizar and LaBonge (3)  
(Item Nos. 41-43)

ITEM NO. (41) - ADOPTED

06-1555

CD 6 MOTION (CARDENAS - PADILLA) relative to declaring the Midvale Estates Summer Bash on July 22, 2006 a Special Event (fees and costs absorbed by the City = \$1,766).

Recommendation for Council action:

DECLARE the Midvale Estates Summer Bash, sponsored by the Mid-Valley East Neighborhood Watch on July 22, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.

ITEM NO. (42) - ADOPTED

04-1198

CD 11 MOTION (ROSENDAHL - PERRY) relative to declaring the Annual Block Party on July 4, 2006 a Special Event (fees and costs absorbed by the City = \$3,306).

Recommendation for Council action:

DECLARE the Annual Block Party, sponsored by the Community of West 81st Street on July 4, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.

ITEM NO. (43) - ADOPTED

06-1554

CD 5 MOTION (WEISS - WESSON) relative to declaring the Laurel Hills Homeowners Association Summer Block Party on August 5, 2006 a Special Event (fees and costs absorbed by the City = \$1,188).

Recommendation for Council action:

DECLARE the Laurel Hills Homeowners Association Summer Block Party, sponsored by the Residents of the Laurel Hills Homeowners Association on August 5, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.

ITEM NO. (44) - ADOPTED

Roll Call #16 - Motion (Padilla - Reyes) Adopted, Ayes (13); Absent: Huizar and LaBonge (2)

06-1556

CD 1 RESOLUTION (REYES - GARCETTI) relative to holding the July 19, 2006 City Council meeting at an off-site location in Council District One and declaring the meeting a Special Event (fees and costs absorbed by the City = \$3,500).

Recommendations for Council action:

1. RESOLVE that, pursuant to the provisions of Charter Section 242 and the Rules of the Los Angeles City Council, No. 18, the City Council will hold its July 19, 2006 meeting at 6:00 p.m. at Mac Arthur Park, located at 2230 West Sixth Street in Council District One.
2. RESOLVE to DECLARE the City Council meeting in Council District One on July 19, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City).

3. RESOLVE that the meeting be televised on Cityview Channel 35.
4. RESOLVE that all affected City Departments, including the Bureau of Street Services, the Department of General Services and the Department of Transportation, cooperate to the fullest extent with the City Clerk and Chief Legislative Analyst in the coordination of this meeting.

ITEM NO. (45) - CONTINUED TO SEPTEMBER 20, 2006

Roll Call #2 - Motion (Weiss - Greuel) Adopted to Continue, Unanimous Vote (12);  
Absent: Cardenas, Huizar and LaBonge (3)

06-0348

MOTION (WEISS - GREUEL) relative to having the Bureau of Sanitation present its report on the City's compliance with the Total Maximum Daily Load (TMDL) regulations.

Recommendations for Council action:

1. DIRECT the Bureau of Sanitation to present its report on the City's compliance with TMDL regulations (Council file No. 06-0348) to the Council on July 12, 2006.
2. DIRECT the Bureau of Sanitation to present its report on the City's application and award status with the Proposition "O" process, and other funding sources such as State and Federal grant programs (Council file No. 06-0348).

ITEM NO. (46) - RECEIVED AND FILED

Roll Call #16 - Motion (Padilla - Reyes) Adopted, Ayes (13); Absent: Huizar and LaBonge (2)

06-1536

CD 9 CONTINUED CONSIDERATION OF MOTION (PERRY - PARKS) relative to declaring the Tent Revival on July 16-30, 2006 a Special Event (fees and costs absorbed by the City = \$638).

Recommendation for Council action:

DECLARE the Tent Revival, sponsored by the Victory Temple Apostolic Outreach Ministries on July 16-30, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.

(Continued from Council meeting of July 7, 2006)



## Closed Session - Item 47

### ITEM NO. (47) - MEETING HELD - ACTION TAKEN IN CLOSED SESSION

06-0361

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a) to confer with its legal Council relative to the offer of settlement from Lincoln Place Tenants Association, a nonprofit organization, and Ingrid Mueller, an individual, petitioners and plaintiffs, vs. the City of Los Angeles; the City Council of the City of Los Angeles; the Housing Department of the City of Los Angeles; the Planning Department of the City of Los Angeles, respondents; AIMCO Venezia, LLC, a Delaware entity, real party in interest and defendant - Superior Court Case No. BS103560.

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

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

05-2462

MOTION (PARKS - SMITH) relative to declaring the Salute to Troy on August 18, 2006 a Special Event (fees and costs absorbed by the City = \$2,500).

06-1609

MOTION (PARKS - SMITH) relative to declaring the 55th Annual Miss Universe Pageant on July 23, 2006 a Special Event (fees and costs absorbed by the City = \$5,000).

06-1610

MOTION (ROSENDAHL - REYES) relative to declaring the "22nd Annual Jet to Jetty 5K/10K Walk and 10 & 20 Mile Fun Family Bike Ride" on August 26, 2006 a Special Event (fees and costs absorbed by the City = \$2,858).

03-0686

MOTION (ROSENDAHL - REYES) relative to declaring the Great Tastes 2006 on October 8, 2006 a Special Event (fees and costs absorbed by the City = \$2,760).

05-0396

MOTION (CARDENAS - SMITH) relative to declaring the Council District Six Community Cleanup on July 22, 2006 a Special Event (fees and costs absorbed by the City = \$1,500).

06-1611

MOTION (PERRY - PARKS) relative to declaring the Lou Dantzler Recognition on July 15, 2006 a Special Event (fees and costs absorbed by the City = \$700).

06-1612

MOTION (PERRY - PARKS) relative to a request for an exemption from the Convention Center fee waiver policy for the "Back to School Meeting" on August 29, 2006.

04-2100

MOTION (REYES - GREUEL) relative to reporting to Council on the status of the City's Pedestrian Route to School Map Program.

05-1073-S61

MOTION (ROSENDAHL - PARKS) relative to providing financial assistance to the efforts to beautify Venice Boulevard in Mar Vista.

05-1073-S60

MOTION (ROSENDAHL - PARKS) relative to providing financial assistance to the efforts to construct the Brentwood Gateway Monument on San Vicente Boulevard.

05-1073-S59

MOTION (ROSENDAHL - PARKS) relative to transferring funds from the Street Furniture Revenue Fund to the Council District 11 office budget.

06-1613

MOTION (GARCETTI - GREUEL for LABONGE) relative to funding improvements for the ceramics program at the Barnsdall Art Park.

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

04-0352

RESOLUTION (PERRY - SMITH) relative to requesting State funding to implement the aims of the California Beverage Container Recycling and Litter Reduction Act.

**COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:**

06-1547 - Thomas Paul Kilmer

(Rosendahl - All Councilmembers)

Frank A. Colonna

(Hahn - Perry)

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

06-1548 - Anna Interiano

(Wesson)

Martina Tina Lee

(Smith)

Ayes, Greuel, Hahn, Parks, Perry, Reyes, Rosendahl, Weiss, Wesson, Zine and President Garcetti (10); Absent: Cardenas, Huizar, LaBonge, Padilla and Smith (5)

Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL