

Los Angeles City Council, Journal/Council Proceedings
Friday, August 11, 2006
John Ferraro Council Chamber, Room 340, City Hall - 10:15 am

- - - SPECIAL COUNCIL MEETING - - -

10:15 A.M. OR AS SOON THEREAFTER
AS COUNCIL RECESSES ITS REGULAR MEETING

ROLL CALL - Members present: Cardenas, Greuel, Hahn, Huizar, LaBonge, Padilla, Parks, Perry, Reyes, Rosendahl, Smith, Weiss, Wesson, Zine and President Garcetti (15).

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

Items for Which Public Hearings Have Not Been Held - Items 1-4
(10 Votes Required for Consideration)

ITEM NO. (1) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION - TO THE MAYOR FORTHWITH

Roll Call #1 - Motion (Parks - Smith) Adopted, Ayes (12); Absent: LaBonge, Padilla and Weiss (3)

06-1847

COMMUNICATIONS FROM THE CITY ATTORNEY and CONTROLLER and ORDINANCE FIRST CONSIDERATION relative to levying taxes and fixing the tax rates for the several interest and sinking funds for the bonded indebtedness of the City for the fiscal year beginning July 1, 2006, and ending June 30, 2007.

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

PRESENT and ADOPT the accompanying ORDINANCE levying taxes and fixing the tax rates for the several interest and sinking funds for the bonded indebtedness of the City of Los Angeles for the fiscal year beginning July 1, 2006, and ending June 30, 2007.

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

ITEM NO. (2) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION, AS AMENDED - SEE FOLLOWING

Roll Call #2 - Motion (Reyes - Rosendahl) to Adopt as Amended, Ayes (12);
Absent: LaBonge, Padilla and Weiss (3)

05-2405

CD 1 CATEGORICAL EXEMPTION and COMMUNICATION FROM THE CITY ENGINEER relative to the vacation of Fourth Street and Lucas Avenue Vacation District (Partial Airspace Vacation)(VAC E1400972).

Recommendations for Council:

1. FIND that the vacation of Fourth Street and Lucas Avenue Vacation District is exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(3) of the City's Environmental Guidelines.
2. INSTITUTE street vacation proceedings pursuant to the Public Streets, Highways and Service Easements Vacation Law be instituted for the vacation of the public rights-of-way indicated below and shown colored blue on Exhibit B of the June 1, 2006 City Engineer report and attached to the Council file:
 - a. The southwesterly half of the alley southwesterly of Fourth Street between Hartford Avenue and alley northwesterly of Lucas Avenue.
 - b. The 25-foot wide limited airspace vacation of a portion of the alley northwesterly of Lucas Avenue and northeasterly of Fifth Street, adjoining Lots 11 and 12, Bentley and Crippens Subdivision of the east one-half of Lot 7, Block 38, Hancock's Survey, approximately between the elevations of 14.67 feet and 30 feet above the finished grade elevation of the alley.
3. DENY the vacation of the area shown colored orange on Exhibit B of the June 1, 2006 City Engineer report and attached to the Council file.
4. AUTHORIZE the City Engineer to adjust the limits of the vacation airspace area, horizontally and vertically, to final alignments and datums.
5. FIND that there is a public benefit to this vacation and that upon vacation of the alley, as described above in Recommendation No. 2, the City is relieved of any potential liability that might result from continued ownership of the involved alley easement.
6. FIND that, in conformance with Section 556 of the City Charter, the vacation is in substantial conformance with the purposes, intent and provisions of the General Plan.

7. FIND that, in conformance with Section 892 of the California Streets and Highways Code, the vacation areas are not needed for non-motorized transportation facilities.
8. FIND that, in conformance with Section 8324 of the California Streets and Highways Code, the vacation areas are not needed for present or prospective public use.
9. ADOPT the June 1, 2006 City Engineer report as attached to the Council file.
10. INSTRUCT the City Clerk to schedule the vacation for public hearing for SEPTEMBER 19, 2006 so the City Clerk and Bureau of Engineering can process the public notification pursuant to Section 8324 of the California Streets and Highways Code.

Fiscal Impact Statement: The City Engineer reports that the petitioner has paid a fee of \$3,210.00 for the investigation 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 7.44 may be required of the petitioner. Maintenance of the public easement by City Forces will be eliminated.

(Public Works Committee waived consideration of the above matter)

ADOPTED

AMENDING MOTION (REYES - ROSENDAHL)

Recommendation for Council action:

AMEND Bureau of Engineering Report Condition No. 5b and No. 6a on Page 4 under "Conditions of Street Vacation" as follows:

- 5b. Dedicate 20 feet as public street along the northwesterly side of Lucas Avenue adjoining said lots 10 and 12, to complete the required 45 feet half street dedication in accordance with the proposed amendment to the Central City West Specific Plan to re-designate the street to a Modified Secondary Highway Standard with a 45-foot right of way, consisting of a 12-foot sidewalk and a 33-foot half roadway.
- 6a. Waive the improvements to construct a 33-foot wide half roadway (the proposed Modified Secondary Highway Standard subject to an amendment in the Central City West Specific Plan) along the northwesterly side of Lucas Avenue adjoining said Lots 10 and 12. Improvements shall include integral curb and gutter, 12-foot wide concrete sidewalk together with proper transitions to join the existing improvements.

ITEM NO. (3) - ADOPTED

Roll Call #3 - Motion (Smith - Perry) Adopted, Ayes (10); Absent: Cardenas, Huizar, LaBonge, Padilla and Weiss (5)

05-1179-S7

CONSIDERATION OF MOTION (SMITH - CARDENAS - GARCETTI) relative to directing the Bureau of Sanitation to report on a proposed personal services contract with Waste Management for the transfer and disposal of 600 tons of daily waste.

Recommendation for Council action:

DIRECT the Bureau of Sanitation to immediately report to Council relative to its proposed personal services agreement with Waste Management for the transfer and disposal of all 600 tons of daily waste, at the exclusion of MDSI, and its rationale for this proposal.

(Ad Hoc Committee on Recovering Energy, Natural Resources and Economic Benefit from Waste for Los Angeles waived consideration of the above matter)

ITEM NO. (4) - ADOPTED

Roll Call #4 - Motion (Reyes - Smith) Adopted, Ayes (10); Absent: Cardenas, Huizar, LaBonge, Padilla and Weiss (5)

06-1831

CONSIDERATION OF MOTION (REYES - GARCETTI) relative to the Arroyo Seco Watershed Management and Feasibility Study.

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

1. TRANSFER \$20,000 within the Capital Improvement Expenditure Program Fund 100/54 from Account A077, entitled Citywide Infrastructure Improvement to a new account to be entitled the "Arroyo Seco Feasibility Study" for the purpose of participating in the Arroyo Seco Watershed Management and Feasibility Study as conducted by the US Army Corps of Engineers and the Los Angeles County Flood Control District.
2. INSTRUCT the Bureau of Sanitation (BOS), Bureau of Engineering and the Department of Recreation and Parks to work with the City Administrative Officer and Chief Legislative Analyst to identify savings and in-kind services up to \$250,000, within 90 days, that can be used to support the Arroyo Seco Watershed Management and Feasibility Study.
3. INSTRUCT and AUTHORIZE the BOS to negotiate and execute the agreement with the US Army Corps of Engineers and the Los Angeles County Flood Control District to participate in the Arroyo Seco Watershed Management and Feasibility Study for the amounts as specified in Recommendation Nos. 1 and 2, subject to the approval of the City Attorney as to form and legality.

(Ad Hoc River Committee waived consideration of the above matter)

Councilmember LaBonge moved, seconded by Councilmember Greuel, that the Special Council meeting adjourn.

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

Whereupon the Special Council meeting did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL