

Los Angeles City Council, **Journal/Council Proceedings**  
Friday, **January 19, 2007**  
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: Cardenas, Greuel, Hahn, Huizar, Parks, Perry, Reyes, Rosendahl, Smith, Wesson, Zine and President Garcetti (12); Absent: LaBonge and Weiss (2). Council District Seven Vacant.**

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF  
JANUARY 12, 2007

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE \*\*

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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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## **Items for Which Public Hearings Have Been Held - Items 1-7**

### **ITEM NO. (1) - ADOPTED**

**Roll Call #5 - Motion (Perry - Reyes) Adopted, Ayes (11); Absent: LaBonge, Weiss and Wesson (3)**

[05-0692](#)

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to a supplemental agreement with Nuvis for landscape architectural design services.

Recommendation for Council action:

AUTHORIZE the President and Secretary of the Board of Recreation and Park Commissioners to execute, the supplemental agreement to Contract No. 2671 with Nuvis for a term of 13 years, subject to the approval of the City Attorney.

Fiscal Impact Statement: The City Administrative Officer reports that funding for the fees paid under the terms of the contract is provided within each project budget. There is no additional impact on the General Fund. The above recommendation is in compliance with the City Financial Policies in that one-time revenues will be used to fund one-time expenditures.

**ITEM NO. (2) - CONTINUED TO JANUARY 30, 2007**

**Roll Call #2 - Motion (Rosendahl - Smith) Adopted to Continue, Unanimous Vote (12); Absent: LaBonge and Wesson (2)**

06-2955

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to recommendations on how to restrict the prevalence of trans fat in foods served in dining establishments in the City of Los Angeles.

Recommendation for Council action, pursuant to Motion (Huizar - LaBonge):

INSTRUCT the Chief Legislative Analyst and the City Administrative Officer to report within sixty days with recommendations on how the Council can restrict the prevalence of trans fat in foods served in dining establishments in the City of Los Angeles.

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

**Roll Call #5 - Motion (Perry - Reyes) Adopted, Ayes (11); Absent: LaBonge, Weiss and Wesson (3) (Item Nos. 3-7)**

**ITEM NO. (3) - ADOPTED**

06-0600-S65

BUDGET AND FINANCE COMMITTEE REPORT relative to litigation successes and the status of Liability Accounts for the month ended November 30, 2006.

Recommendation for Council action:

NOTE and FILE the City Attorney report relative to the status of Liability Accounts for the month ended November 30, 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 Section 54956.9(a), to confer with its legal counsel relative to the above matter.)

**ITEM NO. (4) - ADOPTED**

06-0600-S62

CD 9 HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the status of the Dunbar Hotel and Slauson Central Retail Plaza Projects.

Recommendation for Council action:

RECEIVE and FILE the Community Redevelopment Agency report dated November 9, 2006, relative to the status of the Dunbar Hotel and Slauson Central Retail Plaza Projects, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

**ITEM NO. (5) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS -  
SEE FOLLOWING**

06-0131

CD 10

COMMUNICATION FROM THE COMMUNITY REDEVELOPMENT AGENCY and RESOLUTION relative to executing an Owner Participation Agreement and a Promissory Note with CIM/Pico, LP, and finding that the provision of offsite public improvements for the Midtown Crossings Project (previously known as the Midtown Plaza Project) is of benefit to the Mid City Recovery Redevelopment Project Area.

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

(For background reports and materials related to this matter, contact the Legislative Assistant for the Housing, Community and Economic Development Committee at 213-978-1080)

**ADOPTED**

**HOUSING, COMMUNITY, AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTION relative to an amended Section 108 Loan Agreement, an Owner Participation Agreement (OPA), and various actions related to the Midtown Crossings Project.**

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

1. **AUTHORIZE the General Manager, Community Development Department (CDD), or designee, to:**
  - a. **Negotiate and execute, subject to the review of the City Attorney as to form and legality, a First Amendment to City Loan Agreement No. 108129 by and between the City of Los Angeles and CIM/Pico, L.P. (CIM), relating to a U.S. Department of Housing and Urban Development (HUD) Section 108 loan for the Midtown Crossings (formerly Midtown Plaza) Project.**
  - b. **Negotiate and execute, subject to the review of the City Attorney as to form and legality, all agreements between the CDD, CIM, and HUD relating to and that are necessary for implementation of this amendment.**

- c. Amend the Section 108 Loan Agreement to clarify the following (and as stated in the City Administrative Officer (CAO) and Chief Legislative Analyst (CLA) report dated January 12, 2007), with concurrence by the City Attorney:
    - 1) Restated Scope of Development.
    - 2) Partial Release of Collateral.
    - 3) Site-specific Tax Revenue shortfall responsibility.
    - 4) Job Creation responsibility.
    - 5) Notice of Completion filing.
    - 6) Imputed Interest Payment by Borrower.
    - 7) Non-Disturbance and Subordination Agreement requirements.
  - d. To make technical adjustments consistent with the proposed OPA referenced herein, subject to the review of the City Attorney.
2. AUTHORIZE the Chief Executive Officer, Community Redevelopment Agency (CRA), or designee, to:
    - a. Execute an OPA with CIM for the Midtown Crossings Project.
    - b. Execute a Promissory Note with CIM for the reimbursement of off-site public improvements at the Midtown Crossings Project.
  3. ADOPT the accompanying Joint RESOLUTION (Sections 33445 and 33421 California Redevelopment Law), as attached to the CRA report dated December 21, 2006 (Council file No. 06-0131), finding that the funding of the Metropolitan Transit Authority (MTA) bus transfer station relocation and off-site public improvements is of benefit to the Mid City Recovery Redevelopment Project Area.

**Fiscal Impact Statement:** The CAO and CLA report that there is no impact on the General Fund. The recommendations concern approval of a First Amendment to the City's loan of \$8.8 million in Section 108 funds on the Midtown Crossings Project with the current development program. These actions comply with City Financial Policies in that debt service on the City loan is maintained by a capitalized reserve account as required under the loan agreement and by project revenues when the development is completed, and ultimately guaranteed by the borrower, CIM. The CRA's contribution to the Midtown Crossings Project public improvements has increased from \$4,275,000 to \$5,000,000. The source of funds for this increase is future net tax increment fund generated from the Midtown Crossings Project not to exceed \$465,000 per year beginning with the completion of the Project.

**ITEM NO. (6) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS -  
SEE FOLLOWING**

06-2614

CD 10

COMMUNICATION FROM THE COMMUNITY DEVELOPMENT DEPARTMENT relative to amending the original US Department of Housing and Urban Development Section 108 Loan Guarantee Loan Agreement between the City and CIM/PICO, LP, regarding the Midtown Plaza Project (now known as the Midtown Crossings Project).

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

(For background reports and materials related to this matter, contact the Legislative Assistant for the Housing, Community and Economic Development Committee at 213-978-1080)

**ADOPTED**

**HOUSING, COMMUNITY, AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTION relative to an amended Section 108 Loan Agreement, an Owner Participation Agreement (OPA), and various actions related to the Midtown Crossings Project.**

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

1. **AUTHORIZE the General Manager, Community Development Department (CDD), or designee, to:**
  - a. **Negotiate and execute, subject to the review of the City Attorney as to form and legality, a First Amendment to City Loan Agreement No. 108129 by and between the City of Los Angeles and CIM/Pico, L.P. (CIM), relating to a U.S. Department of Housing and Urban Development (HUD) Section 108 loan for the Midtown Crossings (formerly Midtown Plaza) Project.**
  - b. **Negotiate and execute, subject to the review of the City Attorney as to form and legality, all agreements between the CDD, CIM, and HUD relating to and that are necessary for implementation of this amendment.**
  - c. **Amend the Section 108 Loan Agreement to clarify the following (and as stated in the City Administrative Officer (CAO) and Chief Legislative Analyst (CLA) report dated January 12, 2007), with concurrence by the City Attorney:**
    - 1) **Restated Scope of Development.**
    - 2) **Partial Release of Collateral.**
    - 3) **Site-specific Tax Revenue shortfall responsibility.**

- 4) **Job Creation responsibility.**
  - 5) **Notice of Completion filing.**
  - 6) **Imputed Interest Payment by Borrower.**
  - 7) **Non-Disturbance and Subordination Agreement requirements.**
- d. **To make technical adjustments consistent with the proposed OPA referenced herein, subject to the review of the City Attorney.**
2. **AUTHORIZE the Chief Executive Officer, Community Redevelopment Agency (CRA), or designee, to:**
- a. **Execute an OPA with CIM for the Midtown Crossings Project.**
  - b. **Execute a Promissory Note with CIM for the reimbursement of off-site public improvements at the Midtown Crossings Project.**
3. **ADOPT the accompanying Joint RESOLUTION (Sections 33445 and 33421 California Redevelopment Law), as attached to the CRA report dated December 21, 2006 (Council file No. 06-0131), finding that the funding of the Metropolitan Transit Authority (MTA) bus transfer station relocation and off-site public improvements is of benefit to the Mid City Recovery Redevelopment Project Area.**

**Fiscal Impact Statement: The CAO and CLA report that there is no impact on the General Fund. The recommendations concern approval of a First Amendment to the City's loan of \$8.8 million in Section 108 funds on the Midtown Crossings Project with the current development program. These actions comply with City Financial Policies in that debt service on the City loan is maintained by a capitalized reserve account as required under the loan agreement and by project revenues when the development is completed, and ultimately guaranteed by the borrower, CIM. The CRA's contribution to the Midtown Crossings Project public improvements has increased from \$4,275,000 to \$5,000,000. The source of funds for this increase is future net tax increment fund generated from the Midtown Crossings Project not to exceed \$465,000 per year beginning with the completion of the Project.**

**ITEM NO. (7) - ADOPTED**

[01-0969-S1](#)

TRANSPORTATION COMMITTEE REPORT relative to issues raised in connection with the Cityride Dial-A-Ride Program by Ms. Joan Taylor.

Recommendation for Council action:

NOTE and FILE the December 4, 2006 Department of Transportation (LADOT) and January 3, 2007 Department of Aging reports relative to issues raised in connection with the Cityride Dial-A-Ride Program by Ms. Joan Taylor, inasmuch as the reports are submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

## **Items for Which Public Hearings Have Not Been Held - Items 8-17**

(10 Votes Required for Consideration)

### **ITEM NO. (8) - ADOPTED**

**Roll Call #6 - Motion (Huizar - Zine) Adopted, Ayes (11); Absent: LaBonge, Weiss and Wesson (3)**

07-0005-26

et al. RESOLUTIONS relative to removing various properties from the Rent Escrow Account Program.

Recommendation for Council action:

ADOPT the accompanying RESOLUTIONS removing the following properties from the Rent Escrow Account Program (REAP), inasmuch as the owner(s) have 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 January 10, 2007:

#### **07-0005-S26**

CD 1 a. Property at 2532 North Eastlake Avenue (Case No. 5694).  
Assessor I.D. No. 5208-008-019

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 21, 2002)

#### **07-0005-S27**

CD 15 b. Property at 2033 East Imperial Highway (Case No. 6438).  
Assessor I.D. No. 6067-013-006

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 1, 2003)

#### **07-0005-S28**

CD 9 c. Property at 3733 Trinity Street (Case No. 7066).  
Assessor I.D. No. 5121-017-010

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 6, 2003)

07-0005-S29

CD 1 d. Property at 3025 Sierra Street (Case No. 7343).  
Assessor I.D. No. 5208-019-010

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on March 24, 2004)

07-0005-S30

CD 15 e. Property at 16112 South Ainsworth Street (Case No. 7354).  
Assessor I.D. No. 6120-017-015

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 15, 2004)

07-0005-S31

CD 15 f. Property at 313 West 110th Street aka 10975 Broadway (Case No. 7786).  
Assessor I.D. No. 6074-013-021

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 25, 2005)

07-0005-S32

CD 10 g. Property at 6100 West Horner Street (Case No. 7849).  
Assessor I.D. No. 5068-006-007

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on December 21, 2004)

07-0005-S33

CD 9 h. Property at 648 East 43rd Street (Case No. 8241).  
Assessor I.D. No. 5115-010-007

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 12, 2005)

07-0005-S32

CD 10 i. Property at 6100 West Horner Street (Case No. 19941)  
Assessor I.D. No. 5068-006-007

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 8, 2006)

07-0005-S34

CD 15 j. Property at 729 East 108th Street (Case No. 32839)  
Assessor I.D. No. 6051-023-007

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on July 13, 2006)



**ITEM NO. (9) - ADOPTED**

**Roll Call #14 - Motion (Parks - Huizar) Adopted, Ayes (10); Absent: LaBonge, Perry, Weiss and Wesson (4)**

05-1848

et al. MOTIONS relative to "Special Events" to be held in the various Council Districts.

Recommendations for Council action:

DECLARE the following community events as "Special Events"; APPROVE any temporary street closures as requested; and, INSTRUCT the involved City departments to perform such services as detailed the Council motions attached to the various listed Council files, including the waiver of fees, costs and requirements and other related issues as specified.

05-1848

CD 7 a. MOTION (LABONGE - GARCETTI) relative to declaring the Council District Seven Community Clean Up on January 17, 2007 a Special Event (fees and costs absorbed by the City = \$3,800).

07-0076

CD 13 b. MOTION (GARCETTI - LABONGE) relative to declaring the Create Fixate Art Show on February 10, April 21, June 2, July 21, September 15 and December 1, 2007 a Special Event (fees and costs absorbed by the City = \$4,225).

07-0077

CD 13 c. MOTION (GARCETTI - LABONGE) relative to declaring the Train Wreck Memorial Dedication on January 21, 2007 a Special Event (fees and costs absorbed by the City = \$2,882).

07-0079

CD 14 d. MOTION (HUIZAR - PARKS) relative to declaring BET Celebration of Gospel on January 20, 2007 a Special Event (fees and costs absorbed by the City = \$2,004).

06-1599

CD 4 e. MOTION (LABONGE - PARKS) relative to declaring the Toluca Lake Certified Farmers' Market on Sundays from January 21, 2007 to the end of 2007 a Special Event (fees and costs absorbed by the City = \$18,790).

07-0072

CD 8 f. MOTION (PARKS - LABONGE) relative to declaring the Community Awareness Seminar on January 16-18, 2007 a Special Event (event sponsor to reimburse the City for all fees and costs incurred).

07-0073

CD 9 g. MOTION (PERRY - LABONGE) relative to declaring the "G" Day LA Aussie Family Concert on January 14, 2007 a Special Event (event sponsor to reimburse the City for all fees and costs incurred).

**Roll Call #6 - Motion (Huizar - Zine) Adopted, Ayes (11); Absent: LaBonge, Weiss and Wesson (3)  
(Item Nos. 10-14)**

**ITEM NO. (10) - ADOPTED**

05-2660

MOTION (HUIZAR - LABONGE) relative to authorizing the Department of General Services (GSD) to use the City Hall Tom Bradley Room on January 25, 2007.

Recommendation for Council action:

AUTHORIZE the GSD to use the City Hall Tom Bradley Room on January 25, 2007 during normal business hours.

**ITEM NO. (11) - ADOPTED**

05-0222

CD 14 MOTION (HUIZAR - GREUEL) relative to amending Council action of December 19, 2006 in connection with the Special Event declaration of the Eagle Rock Farmers' Market.

Recommendation for Council action:

AMEND the Council action of December 19, 2006 relative to the Special Event declaration for the Eagle Rock Farmers' Market (Council file No. 05-0222) to indicate that this Special Event declaration shall also cover the period of January 11 through February 1, 2007.

**ITEM NO. (12) - ADOPTED**

06-2854

CD 14 MOTION (HUIZAR - PARKS) relative to amending Council action of November 21, 2006 in connection with the First Annual Toy Giveaway and Bridge Lighting Ceremony in Council District 14.

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

1. ALLOCATE \$13,780.12 from the General City Purposes Fund No. 100-56 Account No. 0714 (CD 14 Community Services) to provide funding for any aspect of this event, including the cost of equipment rental from AAA Rents and Events, Inc., inasmuch as this entity was given a prior commitment of funding.
2. INSTRUCT and AUTHORIZE the City Clerk to prepare the necessary document(s) with, and/or payment(s) to, AAA Rents and Events Inc., or any other agency or organization, as appropriate, in the above amount for the above purpose.
3. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above instructions in order to effectuate the intent of this Motion.

**ITEM NO. (13) - ADOPTED**

06-0100-S12

CD 1 MOTION (ROSENDAHL for REYES - HUIZAR) relative to amending Council action of December 20, 2006 in connection with designating a contractor for the Vista Hermosa project.

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

AMEND Council action of December 20, 2006 relative to the 32nd Year CDBG Mid Year Reprogramming to designate the Mountains Recreation Conservation Authority as the contractor for the Vista Hermosa project.

**ITEM NO. (14) - ADOPTED - FORTHWITH**

05-2838

CD 9 MOTION (PERRY - ROSENDAHL) relative to needed City actions in connection with facilitating the move of the Downtown Women's Center to the Renaissance Building in Council District Nine.

Recommendation for Council action:

AUTHORIZE the General Manager, Department of General Services, to execute the Economic Development Administration Consent and Release Agreement and cause it to be recorded in Official Records of Los Angeles County, Office of the Recorder, County of Los Angeles; subject to the approval of the City attorney as to form and legality.

**ITEM NO. (15) - CONTINUED TO FEBRUARY 2, 2007**

**Roll Call #3 - Motion (Parks - Zine) Adopted to Continue, Unanimous Vote (11); Absent: LaBonge, Weiss and Wesson (3)**

07-0070

RESOLUTION (PARKS - WESSON - GARCETTI) relative to declaring February 16 and 17, 2007 as The Challenge of Africa, The Promise of Africa Day in the City of Los Angeles.

Recommendation for Council action:

RESOLVE to DECLARE February 16 and 17, 2007 as The Challenge of Africa, The Promise of Africa Day in the City of Los Angeles and urge all interested parties to participate in the conference of the same name.

**ITEM NO. (16) - ADOPTED**

**Roll Call #6 - Motion (Huizar - Zine) Adopted, Ayes (11); Absent: LaBonge, Weiss and Wesson (3)**

06-0086

RESOLUTION (GREUEL - PERRY) relative to declaring February 16, 2007 as Wear Red for Women Day in the City of Los Angeles.

Recommendation for Council action:

RESOLVE to DECLARE February 16, 2007 as Wear Red for Women Day in the City of Los Angeles and urge all citizens to show their support for women and the fight against heart disease by commemorating this day by wearing the color red.

**ITEM NO. (17) - ADOPTED**

**Roll Call #15 - Motion (Rosendahl - Smith) Adopted, Ayes (10); Absent: LaBonge, Perry, Weiss and Wesson (4)**

05-1451

CD 12 RESOLUTION (SMITH - ROSENDAHL) relative to extending the Balboa Highlands Interim Control Ordinance (ICO) and revising the Interim Control area.

Recommendations for Council action:

1. RESOLVE to extend the provisions of Ordinance No. 177,326 imposing temporary interim regulations on the issuance of building permits within a portion of the Granada Hills-Knollwood Community Plan area as described above for the first six-month period inasmuch as the City Planning Department is actively working towards the adoption of the Balboa Highlands Historic Preservation Overlay Zone.
2. RESOLVE that the original map depicting the ICO be substituted with a more limited revised map dated December 28, 2006, inasmuch as the revised map more accurately reflects the affected area of the Balboa Highlands subdivision.

**Items Noticed for Public Hearing - Items 18-25**

**Roll Call #7 - Motion (Rosendahl - Zine) Adopted to Continue, Ayes (15)  
(Item Nos. 18-23)**

**ITEM NO. (18) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED  
ON FEBRUARY 7, 2007**

06-2596

CD 14 HEARING PROTESTS against the proposed improvement and maintenance of the EASTSIDE LRT PROJECT SEGMENT 2B LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Eastside LRT Project Segment 2B Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on November 17, 2006 - Continue hearing and present Ordinance on FEBRUARY 7, 2007 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

(Left on desk from Council meeting of January 17, 2007)

**ITEM NO. (19) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED ON FEBRUARY 7, 2007**

06-2327

CD 11 HEARING PROTESTS against the proposed improvement and maintenance of the ARMACOST AND IDAHO AVENUES NO. 1 LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Armacost and Idaho Avenues No. 1 Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on November 17, 2006 - Continue hearing and present Ordinance on FEBRUARY 7, 2007 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

(Left on desk from Council meeting of January 17, 2007)

**ITEM NO. (20) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED ON FEBRUARY 7, 2007**

06-2325

CD 11 HEARING PROTESTS against the proposed improvement and maintenance of the FEDERAL AVENUE AND OLYMPIC BOULEVARD LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Federal Avenue and Olympic Boulevard Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on November 17, 2006 - Continue hearing and present Ordinance on FEBRUARY 7, 2007 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

(Left on desk from Council meeting of January 17, 2007)

**ITEM NO. (21) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED ON FEBRUARY 7, 2007**

06-2360

CD 11 HEARING PROTESTS against the proposed improvement and maintenance of the DOROTHY AVENUE AND GRETNA GREEN WAY LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Dorothy Avenue and Gretna Green Way Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on November 17, 2006 - Continue hearing and present Ordinance on FEBRUARY 7, 2007 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

(Left on desk from Council meeting of January 17, 2007)

**ITEM NO. (22) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED ON FEBRUARY 7, 2007**

06-2379

CD 3 HEARING PROTESTS against the proposed improvement and maintenance of the SALE AVENUE AND MARLIN PLACE LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Sale Avenue and Marlin Place Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on November 17, 2006 - Continue hearing and present Ordinance on FEBRUARY 7, 2007 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

(Left on desk from Council meeting of January 17, 2007)

**ITEM NO. (23) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED ON FEBRUARY 7, 2007**

06-2378

CD 11 HEARING PROTESTS against the proposed improvement and maintenance of the REDWOOD AND BEACH AVENUES LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Redwood and Beach Avenues Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on November 17, 2006 - Continue hearing and present Ordinance on FEBRUARY 7, 2007 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

(Left on desk from Council meeting of January 17, 2007)

**ITEM NO. (24) - CONTINUED TO JUNE 13, 2007**

**Roll Call #8 - Motion (Reyes - Huizar) Adopted to Continue, Unanimous Vote (11); Absent: LaBonge, Weiss and Wesson (3)**

06-0687

CD 1

CONTINUED CONSIDERATION OF MITIGATED NEGATIVE DECLARATION and CONDITIONAL USE APPEAL filed by Todd Lucas Extra Space Storage, Sonia Ransom and Gerald Wells (Representatives), from the decision of the Central Area Planning Commission (CAPC) in part (appealing Condition Nos. 1 and 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 - JANUARY 19, 2007

(LAST DAY FOR COUNCIL ACTION - JANUARY 19, 2007)

(Left on desk from Council meeting of January 17, 2007)

**ITEM NO. (25) - ADOPTED AS AMENDED - SEE FOLLOWING**

**Roll Call #9 - Motion (Reyes - Rosendahl) to Adopt as Amended, Ayes (11); Absent: LaBonge, Weiss and Wesson (3)**

03-1183

CD 1 HEARING PROTESTS relative to vacating Bunker Hill Avenue and Boston Street Vacation District (Revised; VAC E1400860).

(Scheduled pursuant to Council action of November 17, 2006)

(Left on desk from Council meeting of January 17, 2007)

**ADOPTED**

**AMENDING MOTION (REYES - ROSENDAHL)**

**Recommendation for Council action:**

**AMEND the City Engineer Report to add the following condition:**

**“The southeasterly half-roadway width of Bunker Hill Avenue is currently dedicated and the Bureau of Engineering will not require a 9-foot dedication on the southeasterly side of Bunker Hill Avenue in the future to make up for the 9-foot Street Vacation of the northwesterly side of Bunker Hill Avenue.”**

**Items For Which Public Hearings Have Been Held - Items 26-49**

**Roll Call #10 - Motion (Hahn - Perry) Adopted, Ayes (11); Absent: LaBonge, Weiss and Wesson (3)  
(Item Nos. 26-27)**

**ITEM NO. (26) - ADOPTED - FORTHWITH**

05-2602

ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to the Mayor's reappointment of Mr. John W. Murray to the Metropolitan Water District of Southern California (MWD).

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Mr. John W. Murray to the MWD for the new term ending December 31, 2010 is APPROVED and CONFIRMED. Mr. Murray resides in Council District Four. (Current Commission gender composition: F=1; M=3)



Ethics Commission Review: Pending

Background Check Review: Pending

TIME LIMIT FILE - FEBRUARY 1, 2007

(LAST DAY FOR COUNCIL ACTION - JANUARY 31, 2007)

(Left on desk from Council meeting of January 17, 2007)

**ITEM NO. (27) - ADOPTED - FORTHWITH**

05-2630

ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to the Mayor's reappointment of Mr. Aaron Grunfeld to the Metropolitan Water District of Southern California (MWD).

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Mr. Aaron Grunfeld to the MWD for the new term ending December 31, 2010 is APPROVED and CONFIRMED. Mr. Grunfeld resides in Council District Four. (Current Commission gender composition: F=1; M=3)

Ethics Commission Review: Complete

Background Check Review: Pending

TIME LIMIT FILE - FEBRUARY 1, 2007

(LAST DAY FOR COUNCIL ACTION - JANUARY 31, 2007)

(Left on desk from Council meeting of January 17, 2007)

**ITEM NO. (28) - ADOPTED - TO THE MAYOR FORTHWITH**

**Roll Call #1 - Motion (Rosendahl - Hahn) Adopted, Ayes (12); Absent: LaBonge and Wesson (2)**

06-3196

TRADE, COMMERCE AND TOURISM COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a proposed property exchange agreement with Konoike-Pacific California Incorporated (Konoike) to add railroad track connections from multiple directions to the Alameda Corridor rail system in the City of Los Angeles.

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

1. CONCUR with the Board of Harbor Commissioners' action of September 20, 2006, Order No. 6887, approving and authorizing the execution of proposed Exchange Agreement and Joint Escrow Instructions between the City of Los Angeles, the City of Long Beach, the Alameda Corridor Transportation Authority, and Konoike.
2. PRESENT and ADOPT the accompanying ORDINANCE approving Order No. 6887 granting the proposed Exchange Agreement.

Fiscal Impact Statement: The City Administrative Officer reports that the proposed property exchange agreement will have no financial impact on the General Fund. In the proposed property exchange with Konoike for the railroad development project, the Harbor Department will give up land worth \$209,248 in exchange for land worth \$141,694, for a net cost of \$67,554, and transfer 0.084 acres in property at a loss of \$1,440 in annual rent revenue, for a total loss of \$68,994. The contract with Konoike has a revocable month-to-month rental provision that the Port Executive Director can revoke with at least a 30-day written notice.

(Left on desk from Council meeting of January 17, 2007)

**Roll Call #10 - Motion (Hahn - Perry) Adopted, Ayes (11); Absent: LaBonge, Weiss and Wesson (3)  
(Item Nos. 29-37)**

**ITEM NO. (29) - ADOPTED**

06-2167

CD 7 ORDINANCE SECOND CONSIDERATION levying the assessments and ordering the maintenance of the San Fernando Road and Pierce Street Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing closed January 12, 2007)

**ITEM NO. (30) - ADOPTED**

06-2247

CD 1 ORDINANCE SECOND CONSIDERATION levying the assessments and ordering the maintenance of the St. Paul Avenue and Wilshire Boulevard Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing closed January 12, 2007)

**ITEM NO. (31) - ADOPTED**

06-2168

CD 11 ORDINANCE SECOND CONSIDERATION levying the assessments and ordering the maintenance of the Butler and La Grange Avenues Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing closed January 12, 2007)

**ITEM NO. (32) - ADOPTED**

06-2166

CD 5 ORDINANCE SECOND CONSIDERATION levying the assessments and ordering the maintenance of the Whitsett Avenue and La Maida Street Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing closed January 12, 2007)

**ITEM NO. (33) - ADOPTED**

06-2159

CD 11 ORDINANCE SECOND CONSIDERATION levying the assessments and ordering the maintenance of the Kiowa and Granville Avenues Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing closed January 12, 2007)

**ITEM NO. (34) - ADOPTED**

06-2158

CD 11 ORDINANCE SECOND CONSIDERATION levying the assessments and ordering the maintenance of the Olympic Boulevard and Bundy Drive Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing closed January 12, 2007)

**ITEM NO. (35) - ADOPTED**

06-2252

CD 6 ORDINANCE SECOND CONSIDERATION abandoning all proceedings relating to the Van Nuys Boulevard and Covello Street Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing closed January 12, 2007)

**ITEM NO. (36) - ADOPTED**

06-2160

CD 2 ORDINANCE SECOND CONSIDERATION abandoning all proceedings relating to the Wheatland Avenue and La Canada Way Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing closed January 12, 2007)

**ITEM NO. (37) - ADOPTED - FORTHWITH**

06-3104

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to a six-month extension of Ms. Karen R. Constine's temporary appointment as the Interim General Manager of the Department of Cultural Affairs.

Recommendation for Council action:

RESOLVE that the Mayor's six-month extension of the temporary appointment of Ms. Karen R. Constine as the Interim General Manager of the Department of Cultural Affairs, to July 22, 2007, is APPROVED and CONFIRMED.

(Left on desk from Council meeting of January 17, 2007)

**ITEM NO. (38) - ADOPTED**

**Roll Call #16 - Motion (Parks - Smith) Adopted, Ayes (10); Absent: LaBonge, Perry, Weiss and Wesson (4)**

06-2927

BUDGET AND FINANCE COMMITTEE REPORT relative to a request that the Mayor's Office provide information regarding the grants it administers.

Recommendations for Council action, as initiated by Motion (Zine - Smith):

1. REQUEST the Mayor's Office to provide information to the Council regarding the grants it administers, including the amount of each grant, funding source, any matching requirements, administrative costs for each grant, and breakdown of staff assigned to each grant.
2. INSTRUCT the City Administrative Officer (CAO) and the Chief Legislative Analyst (CLA) to report back to the Housing Community and Economic Development and Budget and Finance Committees relative to how the grant administration process can be streamlined or consolidated for efficiency to minimize administrative and overhead costs. This information is to be included in the comprehensive grants policy report back previously requested by the Council and should also address issues raised in the Motion (Smith - Cardenas) under Council file No. 06-1733.

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

(Left on desk from Council meeting of January 17, 2007)

**Roll Call #10 - Motion (Hahn - Perry) Adopted, Ayes (11); Absent: LaBonge, Weiss and Wesson (3)  
(Item Nos. 39-44)**

**ITEM NO. (39) - ADOPTED**

05-0400

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to proposed modifications to the Citywide Business Improvement District (BID) Ordinance and related matters.

Recommendations for Council action:

1. INSTRUCT the Chief Legislative Analyst (CLA) to:
  - a. Reconvene the BID working group with the appropriate City Departments and representatives from property-based BIDs, and return to Council in ninety (90) days with recommendations for the formation and operation of property-based BIDs Citywide, including, but not limited to a recommended uniform petitioning threshold and term.
  - b. Study the possibility of reassigning all BID-related activities and responsibilities (from the City Clerk) to the Community Development Department (CDD) and report to Council with its findings.
2. REQUEST the City Attorney to draft an Ordinance to implement the recommendations of the above described BID working group for consideration by Council.

Fiscal Impact Statement: The CLA reports that there is no impact to the General Fund resulting from this action.

(Left on desk from Council meeting of January 17, 2007)

**ITEM NO. (40) - ADOPTED**

06-3208

INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT and RESOLUTION relative to a request to destroy obsolete records from the Los Angeles Zoo Department, Operations Division, for the period of January 1, 1972 through December 31, 1983.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION to authorize destruction of certain obsolete records from the Los Angeles Zoo Department, Operations Division (REC/800 - 6 boxes) for the period of January 1, 1972 through December 31, 1983.

Fiscal Impact Statement: The City Clerk reports that the retention of 6 records boxes beyond the required retention time period, based on industry commercial standard rates, will continue to cost the City the equivalent of a minimum of \$.94 per month, or \$11.28 per year.

[These records will be retained for a period of 60 days after the City Council's action to authorize their destruction to allow for public inspection. Contact the Records Management Division at (213) 485-8783 or via email at [Todd.Gaydowski@lacity.org](mailto:Todd.Gaydowski@lacity.org) to arrange for inspection of records.]

(Left on desk from Council meeting of January 17, 2007)

**ITEM NO. (41) - ADOPTED**

04-0597

INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT relative to a lease agreement for the Office of the City Attorney and the Los Angeles Police Department at 415 West Ocean Boulevard, Long Beach.

Recommendation for Council action:

AUTHORIZE the Department of General Services (GSD) to negotiate and execute a new lease with the County of Los Angeles, lessor, for 415 West Ocean Boulevard, Suites 206D and 308, Long Beach, California, for the use of the City Attorney and the Los Angeles Police Department, under the terms and conditions substantially as outlined in the report attached to the Council file.

Fiscal Impact Statement: The GSD reports that the annual lease cost for this space and parking is estimated to be \$13,560. The City was not previously paying rent for this space. Funding for this expense is not included in the Fiscal Year 2006-07 6030 Leasing account budget. The GSD will use existing 6030 funds and will request a Financial Report adjustment prior to year end if necessary.

(Left on desk from Council meeting of January 17, 2007)

**ITEM NO. (42) - ADOPTED**

06-2431

INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT relative to lease agreement for the Office of the City Attorney and the Los Angeles Police Department at 900 Third Street, San Fernando.

Recommendation for Council action:

AUTHORIZE the Department of General Services (GSD) to negotiate and execute a new lease with the County of Los Angeles, lessor, for 900 Third Street, Suites 1152, 1154, 1156 and 4067, San Fernando, California, for the use of the City Attorney and the Los Angeles Police Department, under the terms and conditions substantially as outlined in the report attached to the Council file.

Fiscal Impact Statement: The GSD reports that the annual lease cost for this location is estimated to be \$31,104. The City was not previously paying rent for this space. Funding for this expense is not included in the Fiscal Year 2006-07 6030 Leasing account budget. The GSD will use existing 6030 funds and will request a Financial Report adjustment prior to year end if necessary.

(Left on desk from Council meeting of January 17, 2007)

**ITEM NO. (43) - ADOPTED**

06-3239

CD 6 INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT relative to a lease agreement with Samuel Vagarshakyan, doing business as City Cell Connection, at the Marvin Braude Constituent Service Center.

Recommendation for Council action:

AUTHORIZE the Department of General Services (GSD) to negotiate and execute a retail lease agreement with Samuel Vagarshakyan, doing business as City Cell Connection, to operate a retail store for wireless telephone products at the Marvin Braude San Fernando Valley Constituent Service Center, Suite D, located at 6262 Van Nuys Boulevard, under the terms and conditions substantially as outlined in the report attached to the Council file.

Fiscal Impact Statement: The GSD reports that the annual guaranteed fixed rent receipts from this lease are \$39,312 plus \$5,241 for operating and heating, ventilation and air conditioning expenses for a total of \$44,554.

(Left on desk from Council meeting of January 17, 2007)

**ITEM NO. (44) - ADOPTED**

06-3240

CD 6 INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT relative to a lease agreement with NV Global, Inc., at the Marvin Braude Constituent Service Center.

Recommendation for Council action:

AUTHORIZE the Department of General Services (GSD) to negotiate and execute a retail lease agreement with NV Global Inc., doing business as "Maui Wowi Hawaiian Coffees & Smoothies" to operate a franchise at the Marvin Braude San Fernando Valley Constituent Service Center, Suite E, located at 6262 Van Nuys Boulevard, under the terms and conditions substantially as outlined in the report attached to the Council file.

Fiscal Impact Statement: The GSD reports that the annual guaranteed fixed rent receipts from this lease are \$41,940 plus \$5,592 for operating and heating, ventilation and air conditioning expenses for a total of \$47,532.

(Left on desk from Council meeting of January 17, 2007)

**ITEM NO. (45) - CONTINUED TO JANUARY 23, 2007**

**Roll Call #11 - Motion (Reyes - Huizar) Adopted to Continue, Unanimous Vote (11); Absent: LaBonge, Weiss and Wesson (3)**

06-3229

CD 5

MITIGATED NEGATIVE DECLARATION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an appeal on Tentative Tract Map No. 65306 for property at 12534 West Otsego Street.

Recommendations for Council action:

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 in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 06-3229 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 2006-1381 MND REC], filed on April 19, 2006.
2. ADOPT the FINDINGS of the Deputy Advisory Agency, as the Findings of the Council.
3. RESOLVE TO DENY appeal filed by Residents for the Preservation of Magnolia Estates (Rob Glushon, Esq., Representative) from the entire decision of the Deputy Advisory Agency in approving Tentative Tract Map No. 65306 for a maximum five single-family lots for property at 12534 West Otsego Street, subject to Conditions of Approval, as modified by the Planning and Land Use Management Committee, as shown in the attachments to the Committee report. (The South Valley Area Planning Commission failed to act within the required time to hear the appeal, which ended on November 27, 2006. The Deputy Advisory Agency's approval of Tentative Tract Map No. 65306 and adoption of ENV-2006-1381-MND was affirmed as a result of the failure to act.)
4. INSTRUCT the Planning Department to explore additional zoning that could be put in place to protect the character of the neighborhood.

Applicant: Tuscana Home Corporation, Shawn EvehaimTT 65306-A2

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

TIME LIMIT FILE - JANUARY 19, 2007

(LAST DAY FOR COUNCIL ACTION - JANUARY 19, 2007)

(Left on desk from Council meeting of January 17, 2007)



**Roll Call #10 - Motion (Hahn - Perry) Adopted, Ayes (11); Absent: LaBonge, Weiss and Wesson (3)  
(Item Nos. 46-48)**

**ITEM NO. (46) - ADOPTED - FORTHWITH**

06-3244

TRADE, COMMERCE AND TOURISM COMMITTEE REPORT relative to a proposed two-year extension to Agreement No. 2072 with AT&T under the State of California Integrated Information Network Master Service Agreement (CALNET) for telecommunications services.

Recommendation for Council action:

CONCUR with the Board of Harbor Commissioners' action of October 19, 2006, and APPROVE Exhibit B-3 Authorization to Order authorizing the execution of the two-year extension option to Agreement No. 2072 with AT&T under the CALNET for local voice and data telephone services and equipment.

Fiscal Impact Statement: The City Administrative Officer reports that there is no financial impact on the General Fund. The proposed two-year renewal option will increase the contract with AT&T California under the State CALNET for telecommunication services from seven to nine years and contract amount by approximately \$2.3 million, from the current amount of approximately \$6,150,000 to a total of \$8,450,000. The overall telecommunication costs will include a total cost savings of \$2,535,000 and be up to 30 to 35 percent or higher without the contract under CALNET.

TIME LIMIT FILE - FEBRUARY 19, 2007

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 16, 2007)

(Left on desk from Council meeting of January 17, 2007)

**ITEM NO. (47) - ADOPTED**

06-3226

CD 11 ADMINISTRATIVE EXEMPTION and TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to a five-year replacement lease with Virgin Atlantic Airways, Limited (Virgin Atlantic) for air cargo operations at Los Angeles International Airport (LAX).

Recommendations for Council action:

1. FIND that the five-year replacement lease with Virgin Atlantic is exempt from the requirements of the California Environmental Quality Act (CEQA), as provided by Article III, Class 1 (18)(c) of the Los Angeles City CEQA Guidelines.
2. APPROVE the five-year replacement lease with Virgin Atlantic for air cargo operations at LAX; and CONCUR with the Board of Airport Commissioners' action on November 20, 2006, Board Order No. AO-5040, authorizing the Executive Director of the Los Angeles World Airports (LAWA) to execute said lease.

Fiscal Impact Statement: The City Administrative Officer reports that the LAWA staff anticipates the General Fund will receive approximately \$3,332 in possessory interest taxes over the five-year term. Since the LAWA is only bound by the City Debt Management Policies, the City Financial Policies are not applicable. The proposed replacement lease will generate \$1,577,144 annually to the Airport Revenue Fund, excluding the increases derived from rental rate adjustments.

TIME LIMIT FILE - JANUARY 19, 2007

(LAST DAY FOR COUNCIL ACTION - JANUARY 19, 2007)

(Left on desk from Council meeting of January 17, 2007)

**ITEM NO. (48) - ADOPTED**

06-1282-S1

TRANSPORTATION COMMITTEE REPORT relative to the 2005-06 Transportation Grant Fund Annual Work Program (TGFAWP)(Part II).

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

1. AUTHORIZE the General Manager of the Department of Transportation (LADOT) and the Directors of the Bureaus of Engineering (BOE), Street Lighting (BSL) and Street Services (BOSS) to continue their respective work programs as detailed in Attachment A of the December 22, 2006 City Administrative Officer (CAO) report and attached to the Council file.
2. AUTHORIZE the APPROPRIATION and TRANSFER, as needed, of \$12,165,000 (\$4,032,000 for front funds and \$8,133,000 for matching funds) from the Proposition C Local Transit Assistance Fund No. 540, Matching Funds - Other Agencies Account No. Y700, to the Transportation Grant Fund (TGF) No. 655, in the amounts listed in Attachment A, Column 4 of the December 22, 2006 CAO report and attached to the Council file, accounts to be designated by the LADOT.
3. AUTHORIZE the LADOT to receive grant funds from the Los Angeles County Metropolitan Transportation Authority (MTA), and TRANSFER these funds into the TGF Fund No. 655, and APPROPRIATE these funds, less front funding, to the projects in the amounts listed on Attachment A, Column 5 of the December 22, 2006 CAO report and attached to the Council file.
4. INSTRUCT all bureaus and departments to reimburse the General Fund for any appropriate related costs as of June 30, 2006 and further INSTRUCT all bureaus and departments to reimburse the General Fund for related costs as of June 30, 2007.
5. INSTRUCT all bureaus and departments to closely monitor their projects to ensure that the expenditures of funds for the purposes of each of these projects and that the expenditures of funds are correctly recorded and reported as such, and do not exceed the appropriations.

6. INSTRUCT all bureaus and departments to use the information in Attachment B of the May 23, 2006 LADOT report and attached to the Council file.
7. DIRECT the LADOT to provide front and matching funding for only those projects where the MTA has determined that the project meets MTA criteria for Proposition C Local Return Funding.
8. DIRECT the LADOT to provide front and matching funding for only those projects where the LADOT staff prepares the invoices for grant reimbursement.
9. AUTHORIZE the CAO to approve transfers within the TGF of up to 25 percent of the project amount, not to exceed \$117,000, to or between projects or accounts included in the December 22, 2006 CAO report as approved by the Mayor and Council.
10. INSTRUCT all bureaus and departments to return uncommitted advances at the end of Fiscal Year (FY) 2005-06 and all prior year unexpended balances to the TGF Fund No. 655, to be reappropriated to their respective project accounts.
11. TRANSFER \$1,116,000 in accrued interest from the TGF Fund No. 655, Revenue Account 4403 to the Valley Boulevard Grade Separation Project Account No. 803.
12. AUTHORIZE the increase in the project budget for the Exposition Park Traffic Management Plan-ATCS Program from \$7,160,000 to \$10,936,000 and accordingly increase the City's match from \$5,027,000 to \$7,342,000.
13. AUTHORIZE the increase in the project budget for the Golden State Freeway Corridor from \$9,616,000 to \$16,500,000 and accordingly increase the City's match from \$2,885,000 to \$4,421,000.
14. TRANSFER, as needed, \$1,238,000 from the ATSAC Trust Fund No. 484, Revenue Source Account No. 4403, the TGF Fund No. 655, ATSAC Golden State Freeway Corridor Account No. 725.
15. AUTHORIZE the increase in the project budget for the Westchester ATCS from \$3,340,000 to \$4,048,000.
16. TRANSFER, as needed, \$708,000 from the Coastal Transportation Corridor Specific Fund No. 447, LAX Area ATSAC System Account to the TGF Fund No. 655 to the LADOT Fund No. 100/94, Westchester (ATCS) Account No. 752.
17. TRANSFER, as needed, \$3,500,000 from the ATSAC Trust Fund No. 484, Revenue Source Account No. 4403 to the TGF Fund No. 655 to the Traffic Congestion Relief Fund No. 44Z, ATCS Hollywood Mid-Wilshire Account No. Y202.
18. AUTHORIZE the APPROPRIATION of, and TRANSFER, as needed, \$3,500,000 for matching funds from the Proposition C Local Transit Assistance Fund No. 540, Transportation Grant Fund Work Program Account No. A655 as follows:

- a. \$2,500,000 to the TGF Fund No. 655, for the ATSAC- Harbor Gateway 1 Project, account number to be designated by the LADOT.
  - b. \$1,000,000 to the TGF Fund No. 655, for the ATSAC- North Hollywood Project, account number to be designated by the LADOT.
19. APPROVE the project cost increase for the Cesar Chavez Avenue/Lorena Avenue/Indiana Street Intersection Improvement Project from \$6,800,000 to \$7,912,000, and accordingly increase the City's match from \$1,727,000 to \$2,769,000.
  20. AUTHORIZE to increase in the project budget for the Vermont Sidewalk Widening and Transit Avenida Project from \$1,990,000 to \$2,038,000.
  21. AUTHORIZE the LADOT to receive \$47,980 from the Community Development Department and DEPOSIT and APPROPRIATE these funds into the TGF No. 655, Vermont Sidewalk Widening and Transit Avenida Project Account No. 541.
  22. TRANSFER as needed, \$3,000,000 from the Proposition C Anti-Gridlock Fund No. 540, Transportation Grant Fund Work Program Account No. A655 to the Transportation Grant Fund No. 655 and therefrom to LADOT Fund No. 100/94, Account 1010, Salaries, General.
  23. TRANSFER as needed \$2,376,500 from the Proposition C Anti-Gridlock Fund No. 540, Transportation Grant Fund Work Program Account No. A655 to the Transportation Grant Fund No. 655 and therefrom to the Bureau of Engineering Fund No. 100/78 to the following accounts:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1010	Salaries, General	\$2,200,000
1090	Salaries, Overtime	<u>176000</u>
	Total	\$2,376,000

24. TRANSFER, as needed, \$4,228,000 from the Proposition C Anti-Gridlock Fund No. 540, Transportation Grant Fund Work Program Account No. A655 to the Transportation Grant Fund No. 655 and therefrom to the Bureau of Street Services Fund No. 100/86 to the following accounts:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1010	Salaries, General	\$3,216,800
1090	Salaries, Overtime	316000
1120	Hiring Hall, Benefits	55800
3030	Construction Materials	169400
3040	Contractual Services	<u>366700</u>
	Total	\$ 4,124,700

25. TRANSFER, as needed, \$1,803,500 from the Proposition C Anti-Gridlock Fund No. 540, Transportation Grant Fund Work Program Account No. A655 and therefrom to the Bureau of Street Lighting Fund No. 100/84 to the following accounts:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1010	Salaries, General	\$900,000
1090	Salaries, Overtime	500000
3040	Contractual Services	70000
6020	Operating Supplies	33000
8780	Street Lighting Supplies	<u>300000</u>
Total		\$1,803,000

26. TRANSFER, as needed, \$2,100,000 from the Proposition A Local Transit Assistance Fund (Prop A) No. 385, Eastside Light Rail Extension Account No. Y334, to the TGF Fund No. 655, Eastside Light Rail Extension Account No. to be determined.
27. TRANSFER, as needed, \$3,435,000 from the Prop A No. 385, Exposition Light Rail Extension account No. Y335, to the TGF No. 655, Exposition Light Rail Extension Account No. to be determined.
28. AUTHORIZE the CAO to make technical corrections as necessary to those transactions included in the December 22, 2006 CAO report to implement the Mayor and Council's intentions.

Fiscal Impact Statement: The CAO reports that transfers of front and matching funds totaling approximately \$12.1 million are included to address various grand-funded programs. These funds are combined with approximately \$17.1 million in grant monies. The Proposition C Anti-Gridlock Transit Fund has been budgeted in 2005-06 to provide for these front and matching funds. The salaries and related costs for all positions are also funded by Proposition C and there is no impact to the General Fund. Recommended funding for the Transportation Grant Fund Annual Work Program is in compliance with the City's Financial Policies in that ongoing Proposition C revenue will be used to support this program.

(Left on desk from Council meeting of January 17, 2007)

**ITEM NO. (49) - ADOPTED**

**Roll Call #17 - Motion (Hahn - Zine) Adopted, Ayes (10); Absent: LaBonge, Perry, Weiss and Wesson (4)**

02-0699

EDUCATION AND NEIGHBORHOODS and BUDGET AND FINANCE COMMITTEES' REPORT relative to US Bank providing certain banking services for the Neighborhood Council Funding Program.

Recommendations for Council action:

1. REQUEST that the Council concur in the selection of US Bank as the financial institution to provide certain banking services to Neighborhood Councils participating in the Neighborhood Council Funding Program.
2. REQUEST the Controller to review the banking products and features to be provided by the new vendor and to make any technical changes necessary to conform to City fiscal policies and procedures.
3. INSTRUCT the Department of Neighborhood Empowerment (DONE) and the Treasurer to report back in six (6) months with a status report on how the new system is working.

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

(Left on desk from Council meeting of January 17, 2007)

## **Items for Which Public Hearings Have Not Been Held - Items 50-60**

(10 Votes Required for Consideration)

### **ITEM NO. (50) - CONTINUED TO JANUARY 24, 2007**

**Roll Call #4 - Motion (Garcetti - Zine) Adopted to Continue, Unanimous Vote (11); Absent: LaBonge, Weiss and Wesson (3)**

#### **06-0362-S2**

COMMUNICATION FROM THE CITY CLERK, CERTIFICATION OF SUFFICIENCY OF REFERENDUM PETITION, RESOLUTIONS and ORDINANCES FIRST CONSIDERATION relative to petition to repeal Ordinance No. 178082 relating to requiring LAX-area hotels to pay certain hotel service workers a living wage.

Recommendation for Council action:

That the Council take ONE of the following two actions:

1. PRESENT and ADOPT the accompanying ORDINANCE, SUBJECT TO THE APPROVAL OF THE MAYOR, repealing Ordinance No. 178082.

OR

2. ADOPT the following recommendations in connection with submitting Ordinance No. 178082 to the voters at the City's regularly scheduled election on May 15, 2007:

- a. ADOPT the accompanying RESOLUTION, providing in response to a referendary petition, Ordinance No. 178082 relating to living wage requirements at LAX-area hotels, be submitted to the qualified voters of the City of Los Angeles at a Special Election to be called on May 15, 2007, and consolidated with the General Municipal Election to be held on the same date.
- b. ADOPT the accompanying BALLOT TITLE RESOLUTION:  
  
 REFERENDUM UPON ESTABLISHING A LIVING WAGE FOR CERTAIN HOTEL WORKERS IN LAX-AREA HOTELS.  
 REFERENDUM ORDINANCE \_\_\_\_.  
  
 Shall an ordinance amending Chapter XVIII of the Los Angeles Municipal Code and adding Article 2 to Chapter XVIII of the Los Angeles Municipal Code to require LAX-area hotels to pay certain hotel service workers a living wage be adopted?
- c. PRESENT and ADOPT the accompanying ORDINANCE, SUBJECT TO THE APPROVAL OF THE MAYOR, calling a Special Election to be held on Tuesday, May 15, 2007, for the purpose of submitting to the qualified voters of the City of Los Angeles a certain ordinance, and to consolidate this Special Election with the City's regularly scheduled General Municipal Election to be held on the same date.

Fiscal Impact Statement: The City Clerk reports that the City will incur a cost of approximately \$3,000,000 if the Council chooses to put Ordinance No. 178082 to a referendum vote at the May 15, 2007 General Municipal Election. The exact cost will depend on which, if any, run-off races are left on the ballot after the Primary Nominating Election of March 6, 2007.

TIME LIMIT FILE - PURSUANT TO CHARTER SECTION 462

Council must take one of the above actions within 20 days of presentation of the Certificate of Sufficiency of the Referendum Petition

LAST DAY FOR COUNCIL ACTION - JANUARY 31, 2007

(Left on desk from Council meeting of January 17, 2007)

**ITEM NO. (51) - WITHDRAWN**

07-0075

COMMUNICATION FROM THE CITY ATTORNEY and RESOLUTION relative to clarifying the California Environmental Quality Act (CEQA) status of the City's purchase of Green Acres farm and extension of its biosolids transportation contract with Responsible Biosolids Management.

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

ADOPT the accompanying RESOLUTION to AFFIRM:

1. That both the extension of the contract with RBM and the purchase of the site known as Green Acres Farm in the Kern County have met the requirements of CEQA State Guidelines Section 15168(c)(2).
2. That the extension of the contract with RBM and purchase of the Green Acres Farm from VCI are covered under the City's 1996 Programmatic Environmental Impact Report for its Biosolids Management Program as well as the 1994 and 1995 negative declarations prepared and adopted by the Central Valley Regional Water Quality Control Board as they issued their Waste Discharge Requirement Order Nos. 94-286 and 95-140.
3. That since the extension of the contract with RBM and purchase of the Green Acres Farm was not intended to and did not result in an increase in intensity of use or the rate of discharge of an existing operation covered under the previously cited CEQA documents, it did not amount to a physical change in the environment requiring additional CEQA documentation pursuant to CEQA Guidelines Section 15162.

(Energy and Environment Committee waived consideration of the above matter)

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

(Left on desk from Council meeting of January 17, 2007)

**ITEM NO. (52) - ADOPTED**

**Roll Call #18 - Motion (Parks - Smith) Adopted, Ayes (10); Absent: LaBonge, Perry, Weiss and Wesson (4)**

05-2820

et al. MOTIONS relative to "Special Events" to be held in the various Council Districts.

Recommendations for Council action:

DECLARE the following community events as "Special Events"; APPROVE any temporary street closures as requested; and, INSTRUCT the involved City departments to perform such services as detailed in the Council motions attached to the various listed Council files, including the waiver of fees, costs and requirements and other related issues as specified.

05-2820

CD 15

- a. MOTION (HAHN - LABONGE) relative to declaring the 2007 Annual Whale Fiesta on January 28, 2007 a Special Event (fees and costs absorbed by the City = \$760).

07-0058

CDs 8 &  
10

- b. MOTION (PARKS - LABONGE for WESSON) relative to declaring the Third Annual Kingdom Day Gospel Festival on January 15, 2007 a Special Event (fees and costs absorbed by the City = \$54,139).



07-0059

CDs 8 &  
10

- c. MOTION (PARKS - LABONGE for WESSON) relative to declaring the 22nd Annual Martin Luther King, Jr. Kingdom Day Parade on January 15, 2007 a Special Event (fees and costs absorbed by the City = \$38,830).

07-0060

CDs 8 &  
10

- d. MOTION (PARKS - LABONGE for WESSON) relative to declaring the Sixth Annual MLK Bike Race on January 15, 2007 a Special Event (fees and costs absorbed by the City = \$18,000).

(Left on desk from Council meeting of January 17, 2007)

**Roll Call #12 - Motion (Perry - Parks) Adopted, Ayes (11); Absent: LaBonge, Weiss and Wesson (3)  
(Item Nos. 53-54)**

**ITEM NO. (53) - ADOPTED**

07-0061

MOTION (PERRY - WESSON) relative to the Los Angeles Association of Black Personnel's (LAABP) "African American Heritage History Month Celebrations."

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

1. DECLARE the African American Heritage History Month Celebrations on January 31 - February 1, 2007 a Special Event (fees and costs absorbed by the City = \$1,556); APPROVE any temporary street closures as requested; and, INSTRUCT the involved City departments to perform such services as detailed in the Council motions attached to the Council file, including the waiver of fees, costs and requirements and other related issues as specified.
2. AUTHORIZE the LAABP to use of the City Hall Tom Bradley Room on February 14, 2007 from 5:00 p.m - 7:00 p.m. to hold the Trailblazers Reception.
3. TRANSFER \$234.06 from the Reserve Fund to the Unappropriated Balance Fund No. 100-58 and APPROPRIATE therefrom to the General Services Fund No. 100-40 as follows: \$153.06 to Account No. 1090 (Salaries-Overtime) and \$81.00 to Account No. 1070 (As Needed), for services in connection with the February 14, 2007, Trailblazer Reception, in the City Hall Tom Bradley Room, with said funds to be reimbursed to the General Fund by the LAABP.

(Left on desk from Council meeting of January 17, 2007)

**ITEM NO. (54) - ADOPTED**

06-0010-S22

MOTION (PERRY - WESSON) relative to reinstating the reward offer in the deaths of David Marcial, Larry Marcial and Luis Cervantes for an additional 60 days.

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

REAFFIRM Council's findings and REINSTATE the reward offer relative to the deaths of David Marcial, Larry Marcial and Luis Cervantes (Council action of July 5, 2006, Council file No. 06-0010-S22) for an additional period of 60 days from the publication of the offer of reward by the Office of the City Clerk and, further, that the sum of \$75,000 shall be the aggregate maximum sum of any payment or payments of a City reward in this instance.

(Left on desk from Council meeting of January 17, 2007)

**ITEM NO. (55) - ADOPTED**

**Roll Call #19 - Motion (Hahn - Rosendahl) Adopted, Ayes (10); Absent: LaBonge, Perry, Weiss and Wesson (4)**

06-1401

CD 15 MOTION (HAHN - LABONGE) relative to relative to installing street banners identifying the Port of Los Angeles and celebrating the 2007 Port Centennial from January 2007 through December 2007.

Recommendations for Council action:

1. APPROVE the Port of Los Angeles 2007 Port Centennial street banner program announcing the 2007 Port Centennial, as a "City of Los Angeles Non-Event, Street Banner Program" for the period of January 2007 through December 2007.
2. APPROVE the content of the street banners as attached to the Motion.
3. APPROVE the continuation of the street banner installation program, as described above, should unforeseen circumstances change the actual period of the street banner installation.

(Left on desk from Council meeting of January 17, 2007)

**ITEM NO. (56) - ADOPTED**

**Roll Call #20 - Motion (Huizar - Parks) Adopted, Ayes (10); Absent: LaBonge, Perry, Weiss and Wesson (4)**

07-0055

CD 14 MOTION (WEISS for HUIZAR - SMITH) relative to funding the construction of a concrete slope and rock blanket underneath the freeway intersecting Hollenbeck Park in Council District 14.

Recommendations for Council action:

1. UTILIZE \$15,000 in the Central Los Angeles Recycling and Transfer Station Community Amenities Trust Fund No. 47S, Department 14, to fund any aspect of the California Department of Transportation (CalTrans) construction of a concrete slope and rock blanket on the CalTrans public right of way beneath the freeway intersecting Hollenbeck Park in Boyle Heights.

2. DIRECT the City Clerk to prepare the necessary document(s) with, and/or payment(s) to, CalTrans, or any other agency or organization, as appropriate, in the above amount, for the above purpose, subject to the approval of the City Attorney, if needed; and that the Councilmember of the District be authorized to execute any such documents on behalf of the City.
3. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above instructions in order to effectuate the intent of this Motion.

(Left on desk from Council meeting of January 17, 2007)

**Roll Call #12 - Motion (Perry - Parks) Adopted, Ayes (11); Absent: LaBonge, Weiss and Wesson (3)  
(Item Nos. 57-60)**

**ITEM NO. (57) - ADOPTED**

**05-1073-S56**

CD 2 MOTION (GREUEL - WEISS) relative to amending Council action of June 2, 2006 (Council file No. 05-1073-S56) regarding the construction of a landscaped median in Council District Two.

Recommendations for Council action:

1. AUTHORIZE the Board of Public Works, Office of Accounting, to transfer \$7,000 from the Council District Two portion of the Street Furniture Revenue Fund No. 43D, Department 50, to Fund 100/86 and the following accounts within the Bureau of Street Services, for the construction of a landscaped median and monument "Welcome" sign at the intersection of Laurel Canyon Boulevard and the 101 Freeway, in lieu of the Motion (Greuel - Weiss) - Council file No. 05-1073-S56:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1090	Salaries - Overtime	\$2,200
3030	Construction Materials	2000
6020	Operating Supplies	<u>2800</u>
	Total	\$7,000

2. AUTHORIZE the Bureau of Street Services to construct a landscaped median and monument "Welcome" Sign at the location indicated above.
3. AUTHORIZE the Chief Legislative Analyst, or designee, to make any technical corrections or clarifications that may be necessary to implement the intent of this Motion.

(Left on desk from Council meeting of January 17, 2007)

**ITEM NO. (58) - ADOPTED**

07-0056

CD 12 MOTION (SMITH - WEISS) relative to constructing a fence around Northridge Little League Park in Council District 12.

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

1. AUTHORIZE the Department of General Services (GSD) to oversee the construction of the fence.
2. TRANSFER \$52,000 in the Council District 12 Real Property Trust Fund No. 694 to the GSD 40, Fund 100, Account 3160 to cover the costs of building a fence around the Northridge Little League Park.
3. AUTHORIZE the Chief Legislative Analyst, or designee, to make technical corrections or revisions as may be necessary to implement the intent of this motion.

(Left on desk from Council meeting of January 17, 2007)

**ITEM NO. (59) - SUBSTITUTE MOTION ADOPTED IN LIEU OF ORIGINAL MOTION - SEE FOLLOWING**

07-0057

MOTION (GARCETTI - WEISS) relative to accepting a grant from the California Women's Law Center for a case management system for the City Attorney's Family Violence Unit.

**RECEIVED AND FILED**

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

1. AUTHORIZE the City Attorney to accept the grant from the California Women's Law Center in the amount of \$97,050, comprising of \$32,000 in cash for staff overtime and \$65,050 in supplies and equipment, as further detailed in the text of this Motion for a case management system in the City Attorney's Family Violence Unit; and to negotiate and execute any agreements or other required documents which may be needed for this purpose.
2. APPROPRIATE \$32,000 from the Unappropriated Balance Fund No. 100-58 to the Information Technology Agency Fund No. 100-32, Account No. 1090 (Salaries - Overtime) as a reimbursable advance for the above purpose, to be reimbursed upon receipt of grant funds.

(Left on desk from Council meeting of January 17, 2007)

**ADOPTED**

**SUBSTITUTE MOTION (GARCETTI - SMITH)**

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

1. **AUTHORIZE the City Attorney to accept the grant from the California Women’s Law Center in the amount of \$97,050, comprising of \$32,000 in cash for staff overtime and \$65,050 in supplies and equipment, as further detailed in the text of this Motion for a case management system in the City Attorney’s Family Violence Unit; and to negotiate and execute any agreements or other required documents which may be needed for this purpose.**
2. **TRANSFER \$32,000 from the Reserve Fund to the Unappropriated Balance fund No. 100-58 and APPROPRIATE therefrom to the Information Technology Agency Fund No. 100-32, Account No. 1090 (Salaries-Overtime) as a reimbursable advance for the above purpose, to be reimbursed upon receipt of grant funds.**

**ITEM NO. (60) - MAPS APPROVED - CITY ENGINEER REPORT ADOPTED**

07-0067

et al. FINAL MAPS in the various Council Districts.

Recommendation for Council action:

APPROVE the Final Maps and ADOPT the City Engineer Reports as detailed in the various listed Council files, including bonds, agreements, contracts and other related issues as specified.

07-0067

CD 10

- a. FINAL MAP OF TRACT NO. 61846 for property lying westerly of St. Andrew Place and northerly of 15th Street.  
(Bond No. C-111065)  
(Quimby Fee: \$121,518)  
Applicants: St. Andrews Court Development  
Robert K. Kameoka

07-0074

CD 7

- b. FINAL MAP OF TRACT NO. 54403 for property lying westerly of Hoyt Street and northerly of Golden State Freeway.  
(Bond No. C-111066)  
(Quimby Fee: \$84,729)  
Applicants: Hoyt Village, LLC  
BMI Associates, Inc.

07-0062

CD 9

- c. PARCEL MAP L.A. NO. 2005-5099 for property lying easterly of Staunton Avenue and northerly of 48th Place.  
(Bond No. C-111064)  
Applicants: Dynamic Builders  
Seaboard Engineering

(Left on desk from Council meeting of January 17, 2007)

## Closed Sessions - Items 61-64

**Roll Call #13 - Motion (Garcetti - Parks) Adopted to Continue, Unanimous Vote (11); Absent: LaBonge, Weiss and Wesson (3)  
(Item Nos. 61-63)**

### **ITEM NO. (61) - CONTINUED TO JANUARY 24, 2007**

06-1565

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to settlement in the case entitled Jim Tatreau, Richard Bonneau, and Richard Wemmer v. City of Los Angeles, Los Angeles Police Department, and Bernard C. Parks, United States District Court Case No. CV 02-06436 ER(PJW)(Ctx) (plaintiffs' allege that they were wrongly passed over for Commander on a promotional list).

(Budget and Finance Committee considered the above matter in Closed Session on January 8, 2007)

(Left on desk from Council meeting of January 17, 2007)

### **ITEM NO. (62) - CONTINUED TO JANUARY 24, 2007**

06-3050

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to settlement in the case entitled Joseph Lankau v. City of Los Angeles, Workers' Compensation Appeals Board Case Nos. VNO405722, et al., Claim Nos. 9003-1999-0689, et al. (plaintiff alleges personal injuries sustained during the course and scope of employment with the Los Angeles Fire Department).

(Budget and Finance Committee considered the above matter in Closed Session on January 8, 2007)

(Left on desk from Council meeting of January 17, 2007)

### **ITEM NO. (63) - CONTINUED TO JANUARY 24, 2007**

06-3255

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to judgements and settlements in the cases entitled Baltimore Construction, Inc., et al., v. City of Los Angeles, et al., Los Angeles Superior Court Case Nos. BC 262394, et al. (involves construction disputes at the Denker Recreation Center New Community Building and the Ross Snyder Recreation Center New Community Building).

(Budget and Finance Committee considered the above matter in Closed Session on January 8, 2007)

(Left on desk from Council meeting of January 17, 2007)

**ITEM NO. (64) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - TO THE MAYOR FORTHWITH - SEE FOLLOWING**

**Roll Call #23 - Motion (Parks - Greuel) Adopted in Open Session, Ayes (10); Absent: LaBonge, Perry, Weiss and Wesson (4)**

07-0019

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to settlement in the case entitled Michael Klapper, et al., v. City of Los Angeles, United States District Court Case No. CV 02-2206 RGK (pursuit that occurred on February 15, 2001, involving members of the Los Angeles Police Department).

(Budget and Finance Committee considered the above matter in Closed Session on January 8, 2007)

(Left on desk from Council meeting of January 17, 2007)

**ADOPTED**

**MOTION (PARKS - GREUEL)**

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

- 1. AUTHORIZE the City Attorney to expend \$325,000 in settlement of the case entitled Michael Klapper, et al., v. City of Los Angeles, United States District Court Case No. CV 02-2206 RGK from City Attorney Fund 100, Department 59, Account No. 9770.**
- 2. AUTHORIZE the City Attorney to draw the necessary demand thereon in said amount payable to The Law Offices of Barham & Ostrow and Michael Klapper and Michael Klapper as Guardian Ad Litem of minor Plaintiff Summer Klapper.**

**This matter was approved by the Budget and Finance Committee (Parks - Greuel - Smith - Rosendahl - Huizar "yes") at its meeting of January 8, 2007, in Closed Session as permitted by Government Code Section 54956.9(a).**

**MOTION ADOPTED UPON FINDINGS BY COUNCIL THAT THE NEED TO TAKE ACTION AROSE SUBSEQUENT TO THE POSTING OF THE COUNCIL AGENDA FOR FRIDAY, JANUARY 19, 2007, PURSUANT TO GOVERNMENT CODE SECTION 54954.2(b)(2) AND COUNCIL RULE 23**

**ADOPTED - TO THE MAYOR FORTHWITH**

**Roll Call #21 - Motion (Zine - Rosendahl) Findings on Need to Act - Adopted, Ayes (10); Absent: LaBonge, Perry, Weiss and Wesson (4)**

**Roll Call #22 - Motion (Zine - Rosendahl) Adopted, Ayes (9); Noes: Parks (1) Absent: Labonge, Perry, Weiss and Wesson (4)**

**06-1305-S4**

**MOTION (ZINE - ROSENDAHL) relative to hiring the Jones Day law firm to assist with Tennie Peirce v. City of Los Angeles (Pierce Matter).**

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

- 1. APPROVE the hiring of the law firm of Jones Day to assist with the Pierce Matter and TRANSFER funds to pay for the contract in an amount up to \$750,000 from the Unappropriated Balance, Outside Counsel, including Workers' Compensation line item, to the City Attorney, Fund No. 100, Department 12, Account 9301, City Attorney Outside Counsel.**
- 2. AUTHORIZE the waiver of potential conflicts of interest as presented and that the City Attorney or his designee be authorized to execute the waiver on behalf of the City.**

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

**07-0123**

MOTION (ROSENDAHL - ZINE) relative to declaring the Mardi Gras Sunday on February 11, 2007 a Special Event (fees and costs absorbed by the City = \$3,299).

**07-0131**

MOTION (HUIZAR - REYES) relative to declaring Los Braceros Monthly meetings in 2007 (see Motion for dates) a Special Event (fees and costs absorbed by the City = \$5,520).

**05-0490**

MOTION (PERRY - REYES) relative to declaring the Seventh Annual Garifuna Day Street Festival on April 14, 2007 a Special Event (fees and costs absorbed by the City = \$1,946).

**06-0233**

MOTION (PERRY - REYES) relative to declaring the Friends Serving Friends - Homeless Feed on February 24, 2007 a Special Event (fees and costs absorbed by the City = \$3,815).

**06-0686**

MOTION (PERRY - ROSENDAHL) relative to declaring the 28<sup>th</sup> Annual Very Special Arts Festival on May 4, 2007 a Special Event (fees and costs absorbed by the City = \$8,510).

**07-0010**

MOTION (REYES - HUIZAR - GARCETTI) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Charupha Wongwisetsiri on December 20, 2006.

**07-0140**

MOTION (PERRY - ROSENDAHL) relative to removing the City's street widening requirements from the expansion of Fire Station No. 33 to ensure completion and avoid delays in Council District Nine.



07-0141

MOTION (GREUEL - HAHN) relative to a transfer of funds to assist local neighborhood and community programs, services and needs in Council District Two.

07-0011-S1

MOTION (GARCETTI - REYES) relative to preparing a contractual document with the Silver Lake Improvement Association for landscaping work in Council District 13 and related matters.

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

06-1314

RESOLUTION (ROSENDAHL for WEISS - GREUEL) relative extending the Melrose Interim Control Ordinance in Hollywood for 180 days.

07-0142

RESOLUTION (PERRY - WESSON - HAHN) relative to declaring February 7, 2007 as National Black HIV/AIDS Awareness Day in the City of Los Angeles.

**COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:**

07-0017 - Dennis Nelson

(Rosendahl - All Councilmembers)

Michael W. Dunn

(Rosendahl - All Councilmembers)

Michael Farrant

(Zine - All Councilmembers)

George C. Osborne

(Zine - All Councilmembers)

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

07-0018 - Agnes "Honey" Mata Martinez

(Garcetti - All Councilmembers)

Albert Robert Robles

(Cardenas)

Lilly Urquidez Rodriguez

(Cardenas)

Jim Cragin

(Hahn - Zine)

Charupha (Zsa Zsa) Wongwisetsiri

(Reyes - Huizar - Garcetti)

Demetria Rose Ward

(Zine)

**Ayes, Cardenas, Greuel, Hahn, Huizar, Parks, Reyes, Rosendahl, Smith, Zine and President Garcetti (10); Absent: LaBonge, Perry, Weiss and Wesson (4). Council District Seven Vacant.**

**Whereupon the Council did adjourn.**

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL