

Los Angeles City Council, **Journal/Council Proceedings**  
Tuesday, **February 6, 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: Greuel, Hahn, LaBonge, Parks, Perry, Reyes, Rosendahl, Smith, Wesson, Zine and President Garcetti (11); Absent: Cardenas, Huizar and Weiss (3). Council District Seven Vacant.**

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF  
JANUARY 31, 2007

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 21

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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 Noticed for Public Hearing - Items 1-6**

**Roll Call #2 - Motion (Zine - Greuel) Adopted, Ayes (12); Absent: Cardenas and Huizar (2)  
(Item Nos. 1-6)**

### **ITEM NO. (1) - PUBLIC HEARING CLOSED - ORDINANCE ADOPTED**

[06-2263](#)

CD 12 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST  
CONSIDERATION relative to the improvement and maintenance of the STALLION MEADOW AND  
CREEKVIEW ROAD LIGHTING DISTRICT.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above 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 held January 16, 2007)

**ITEM NO. (2) - PUBLIC HEARING CLOSED - ORDINANCE ADOPTED**

06-2324

CD 7

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the FOOTHILL BOULEVARD AND GRIDLEY STREET LIGHTING DISTRICT.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above 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 held January 16, 2007)

**ITEM NO. (3) - PUBLIC HEARING CLOSED - ORDINANCE ADOPTED**

06-2328

CD 6

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the ARLETA AVENUE AND ROSCOE BOULEVARD LIGHTING DISTRICT.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above 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 held January 16, 2007)

**ITEM NO. (4) - PUBLIC HEARING CLOSED - ORDINANCE ADOPTED**

06-2330

CD 5

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the VENTURA BOULEVARD AND CALHOUN AVENUE LIGHTING DISTRICT.

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

1. DENY the protests and confirm the assessments.

2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above 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 held January 16, 2007)

**ITEM NO. (5) - PUBLIC HEARING CLOSED - ORDINANCE ADOPTED**

06-2264

CD 3

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the DE LA OSA AND VELICATA STREETS LIGHTING DISTRICT.

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

1. FIND that a majority protest exists in the Street Lighting Maintenance Assessment District and therefore the proposed assessment cannot be enacted.
2. PRESENT and ADOPT the accompanying ORDINANCE abandoning all proceedings relating to the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).
3. INSTRUCT the Director, Bureau of Street Lighting, to assure that the streetlights are not installed or are removed from service if previously installed.

(Public Hearing held January 16, 2007)

**ITEM NO. (6) - PUBLIC HEARING CLOSED - ORDINANCE ADOPTED**

04-1874

CD 2

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the SHERMAN WAY AND RANCHITO AVENUE (REBALLOT) LIGHTING DISTRICT.

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

1. FIND that a majority protest exists in the Street Lighting Maintenance Assessment District and therefore the proposed assessment cannot be enacted.
2. PRESENT and ADOPT the accompanying ORDINANCE abandoning all proceedings relating to the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).
3. INSTRUCT the Director, Bureau of Street Lighting, to assure that the streetlights are not installed or are removed from service if previously installed.

(Public Hearing held November 22, 2006 - continued from Council meeting of January 16, 2007)

## Items for Which Public Hearings Have Been Held - Items 7-17

### ITEM NO. (7) - ADOPTED - FORTHWITH

Roll Call #5 - Motion (Hahn - Rosendahl) Adopted, Ayes (13); Absent: Huizar (1)

06-3252

TRADE, COMMERCE AND TOURISM COMMITTEE REPORT relative to the appointment of Mr. Michael F. Fleming to the Board of the Los Angeles Convention Center Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Michael F. Fleming to the Board of the Los Angeles Convention Center Commissioners for the term ending June 30, 2008, is APPROVED and CONFIRMED. Mr. Fleming will be filling the vacancy created by Mr. Peklar A. Pilavjian. (Current Commission gender composition: M=1; F=3; Vacancy=1)

Ethics Commission Review: Complete

Background Check Review: Pending

TIME LIMIT FILE - FEBRUARY 10, 2007

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 9, 2007)

### ITEM NO. (8) - ADOPTED - TO THE MAYOR FORTHWITH

Roll Call #1 - Motion (Reyes - Perry) Adopted, Ayes (12); Absent: Cardenas and Huizar (2)

07-0084

CD 4 HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to the formation of the North Hollywood Transit Business Improvement District (BID).

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

1. FIND that:
  - a. The petitions submitted on behalf of the proponents of the proposed North Hollywood Transit BID are signed by property owners who will pay more than fifty percent of the assessments proposed to be levied.
  - b. All parcels that will have a special benefit conferred upon them and upon which an assessment would be imposed are those as identified in the North Hollywood Transit BID Management District Plan.

- c. In accordance with Article XIID of the California Constitution and based on the facts and conclusions contained in the North Hollywood Transit BID Engineer's report (attached to the City Clerk report dated January 12, 2007), the assessment levied on each parcel within the proposed North Hollywood Transit BID is proportionate to the special benefit derived from the improvements and activities that are to be provided.
  - d. In accordance with Article XIID of the California Constitution and based on the facts and conclusions contained in the North Hollywood Transit BID Engineer's report, there are no general benefits to be separated from the special benefits conferred on each parcel within the proposed BID.
  - e. In accordance with Article XIID of the California Constitution and based on the facts and conclusions contained in the North Hollywood Transit BID Engineer's report, no assessment imposed on any parcel exceeds the reasonable cost of the proportional special benefit conferred on that parcel.
2. ADOPT:
    - a. The accompanying City Clerk report dated January 12, 2007, as the Preliminary Report of the City Clerk.
    - b. The accompanying North Hollywood Transit BID Management District Plan (attached to the City Clerk report dated January 12, 2007).
    - c. The accompanying North Hollywood Transit BID Engineer's report (attached to the City Clerk report dated January 12, 2007).
    - d. The accompanying ORDINANCE OF INTENTION to establish the North Hollywood Transit BID (attached to the City Clerk report dated January 12, 2007).
  3. AUTHORIZE the City Clerk, upon establishment of the North Hollywood Transit BID, to prepare, execute and administer a contract between the City of Los Angeles and a nonprofit corporation for the administration of the North Hollywood Transit BID's programs.
  4. DIRECT the City Clerk to comply with the notice, protest, and hearing procedures prescribed in the Proposition 218 Omnibus Implementation Act (California Government Code, Section 53750, et seq.).
  5. REQUEST the City Attorney, with the assistance of the City Clerk, to prepare an enabling Ordinance establishing the North Hollywood Transit BID for City Council consideration at the conclusion of the required public hearing.

Fiscal Impact Statement: The City Clerk reports that assessments levied on the City-owned properties within the North Hollywood Transit BID to be paid from the General Fund total \$1,395.79 for the first year of the North Hollywood Transit BID. Funding is available in the BID Trust Fund 659 to pay the General Fund share of assessments for the first operating year. Assessments levied on the CRA properties within the North Hollywood Transit BID will not be paid from the General Fund. City Clerk

administrative expenses will be charged to the proposed North Hollywood Transit BID and will be recovered from assessments collected. The amount of recoverable costs for the first year of the proposed North Hollywood Transit BID's operations is estimated to be \$4,757.22 or three percent of the proposed North Hollywood Transit BID's estimated first-year assessment revenue. If the North Hollywood Transit BID's assessments are not placed on the County's annual property tax rolls, an additional one percent for processing of direct billing by the City Clerk's office will apply.

## ITEM NO. (9) - ADOPTED

### Roll Call #7 - Motion (Hahn - Reyes) Adopted, Ayes (12); Absent: Huizar and Rosendahl (2)

06-2941

CD 15

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT, RESOLUTION and ORDINANCE FIRST CONSIDERATION relative to a General Plan Amendment and zone change for property at 111, 203-33 North Harbor Boulevard.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the lead agency in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 06-2941 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 2005-0748 MND] filed on February 17, 2006.
2. ADOPT the October 11, 2006, FINDINGS of the City Planning Commission as the Findings of the Council.
3. ADOPT the accompanying RESOLUTION as recommended by the Mayor, the City Planning Commission and the Director of Planning APPROVING the proposed General Plan Amendment to the San Pedro Community Plan from the Light Manufacturing land use designation to the Community Commercial land use designation for the proposed construction of a mixed-use project consisting of up to 158 residential condominium units and a minimum of 8,046 square feet of commercial floor area for property at 111, 203-33 North Harbor Boulevard.

Applicant: Pacific Realty Ventures, Pablo Leon

CPC 2005-1988 GPA ZC HD ZV

4. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, effecting a zone change from MR2-1VL and (Q)C2-1XL to [T][Q]RAS4-1L for property at 111, 203-33 North Harbor Boulevard, subject to Conditions of Approval, as modified by the Planning and Land Use Management Committee to delete "Q" Condition No. 6 and add to the beginning of the first sentence of "Q" Condition No. 13, "Except for Santa Cruz Street loading and unloading....," as attached to the Committee report.

Said rezoning shall be subject to the "Q" Qualified classification zone limitations as shown on the attached sheets.

5. REMOVE (T) Tentative classification as described in detail on the sheet(s) attached to the Committee report.
6. NOT PRESENT and ORDER FILED the Ordinance approved by the City Planning Commission on July 13, 2006.
7. INSTRUCT the Planning Department to update the General Plan and appropriate maps pursuant to this action.
8. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.
9. ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.
10. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.

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

TIME LIMIT FILE - FEBRUARY 13, 2007

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 13, 2007)

**Roll Call #1 - Motion (Reyes - Perry) Adopted, Ayes (12); Absent: Cardenas and Huizar (2)  
(Item Nos. 10-12)**

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

06-3183

AD HOC COMMITTEE ON GANG VIOLENCE AND YOUTH DEVELOPMENT REPORT relative to acceptance of grant funds and execution of an agreement with The Story Project to provide gang prevention services for the Gang Reduction Program.

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

1. AUTHORIZE the Mayor's Office to execute a professional services agreement with The Story Project in an amount not to exceed \$100,000, for a one year term effective October 1, 2006 through September 30, 2007, for the provision of gang prevention services under the Gang Reduction Program (GRP), subject to the approval of the City Attorney as to form and legality.

2. AUTHORIZE the Controller to ESTABLISH a new \$100,000 appropriation account and receivable within the GRP Fund No. 47K/46, Account No. A216, The Story Project and EXPEND funds for contractual services in an amount not to exceed \$100,000, upon presentation of documentation and proper demand by the Mayor's Office, from Fund No. 47K/46, Account No. A216.
3. AUTHORIZE the Mayor's Office to prepare Controller instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer (CAO) and AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports that there is no impact on the General Fund as the contractual services for the GRP will be funded entirely by grant funds. Approving the above recommendations to execute an agreement with The Story Project will provide additional gang prevention services for the GRP. This is in compliance with the Financial Policies in that one-time revenues will be used to fund one-time expenditures.

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

03-0668-S5

BUDGET AND FINANCE COMMITTEE REPORT relative to the quarterly report on the status of Interest Rate Swap Agreements for the period ending June 30, 2006.

Recommendation for Council action:

NOTE and FILE the City Administrative Officer's report relative to the status of Interest Rate Swap Agreements for the period ending June 30, 2006, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

Debt Impact Statement: There is no impact on the City's outstanding debt as a result of filing this quarterly report on the status of Interest Rate Swap Agreements.

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

03-0668-S6

BUDGET AND FINANCE COMMITTEE REPORT relative to the quarterly report on the status of Interest Rate Swap Agreements for the period ending September 30, 2006.

Recommendation for Council action:

NOTE and FILE the City Administrative Officer's report relative to the status of Interest Rate Swap Agreements for the period ending September 30, 2006, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

Debt Impact Statement: There is no impact on the City's outstanding debt as a result of filing this quarterly report on the status of Interest Rate Swap Agreements.



**ITEM NO. (13) - ADOPTED, AS AMENDED - SEE FOLLOWING**

**Roll Call #9 - Motion (Parks - Smith) to Adopt as Amended, Ayes (12); Absent: Huizar and Rosendahl (2)**

06-0600-S19

BUDGET AND FINANCE COMMITTEE REPORT relative to Retirement Systems' smoothing period.

Recommendation for Council action:

NOTE and FILE the City Administrative Officer and Los Angeles City Employees' Retirement System (LACERS) reports relative to Retirement Systems' smoothing period, inasmuch as the reports are submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

**ADOPTED**

**AMENDING MOTION (PARKS - SMITH)**

**Recommendations for Council action:**

1. **INSTRUCT the General Managers of LACERS and Pensions to report back on the issues in the Los Angeles TIMES article with which they indicated in Committee they did not agree.**
2. **REQUEST the Controller to include the issue of smoothing period in the on-going audit of LACERS and Pensions.**

**Roll Call #1 - Motion (Reyes - Perry) Adopted, Ayes (12); Absent: Cardenas and Huizar (2)  
(Item Nos. 14-17)**

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

06-3005

CD 4

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to inclusion of the Orchard Gables Cottage at 1277 North Wilcox Avenue and 6516 West Fountain Avenue in the list of Historic-Cultural Monuments.

Recommendations for Council action:

1. **ADOPT the Findings of the Cultural Heritage Commission (CHC) as the Findings of the Council.**
2. **APPROVE the recommendation of the CHC relative to inclusion of the Orchard Gables Cottage at 1277 North Wilcox Avenue and 6516 West Fountain Avenue in the list of Historic-Cultural Monuments.**

Applicant: Nyla Arslanian

CHC 2006-2689 HCM

Fiscal Impact Statement: The CHC reports that such designation in and of itself has no fiscal impact. Future applications for permits may cause minimal administrative costs.

TIME LIMIT FILE - FEBRUARY 14, 2007

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 14, 2007)

**ITEM NO. (15) - ADOPTED**

06-3006

CD 4 PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to inclusion of the Kallis House at 3580 Multiview Drive in the list of Historic-Cultural Monuments.

Recommendations for Council action:

1. ADOPT the Findings of the Cultural Heritage Commission (CHC) as the Findings of the Council.
2. APPROVE the recommendation of the CHC relative to inclusion of the Kallis House at 3580 Multiview Drive in the list of Historic-Cultural Monuments.

Applicant: Judith Sheine and Robert Sweeney

CHC 2006-7810 HCM

Fiscal Impact Statement: The CHC reports that such designation in and of itself has no fiscal impact. Future applications for permits may cause minimal administrative costs.

TIME LIMIT FILE - FEBRUARY 14, 2007

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 14, 2007)

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

06-3007

CD 13 PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to inclusion of the Monsignor O'Brien House at 130 North Catalina Street in the list of Historic-Cultural Monuments.

Recommendations for Council action:

1. ADOPT the Findings of the Cultural Heritage Commission (CHC) as the Findings of the Council.
2. APPROVE the recommendation of the CHC relative to inclusion of the Monsignor O'Brien House at 130 North Catalina Street in the list of Historic-Cultural Monuments.

Applicant: Lawrence Laterza and James R. Jones, MD

CHC 2006-7881 HCM

Fiscal Impact Statement: The CHC reports that such designation in and of itself has no fiscal impact. Future applications for permits may cause minimal administrative costs.

TIME LIMIT FILE - FEBRUARY 14, 2007

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 14, 2007)

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

04-1706

PUBLIC SAFETY, PERSONNEL and BUDGET AND FINANCE COMMITTEES' REPORT relative to the continuation of the Real Estate Fraud Prosecution Grant and resolution authorities for Fiscal Year 2006-07.

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

1. AUTHORIZE the Chief of Police to:
  - a. Accept the \$740,748 grant award from the County of Los Angeles Real Estate Fraud Prosecution Trust Fund Committee.
  - b. Enter into the grant agreement with the County of Los Angeles from July 1, 2006 through June 30, 2007, subject to the approval of the City Attorney as to form and legality.
2. RESOLVE that the Employment Authority for the positions below in the Los Angeles Police Department (LAPD) through June 30, 2007 is APPROVED.

<u>No.</u>	<u>Class Code</u>	<u>Title</u>
3	2223-2	Detective II
2	2223-3	Detective III

3. AUTHORIZE the LAPD to:
  - a. Submit requests for grant reimbursement and deposit the grant funds in the Police Department Grant Fund No. 339.
  - b. Establish new revenue accounts within Fund No. 339 for receipt of the Real Estate Fraud Prosecution Grant funds.
  - c. Transfer the grant funds from Fund No. 339 to Fund No. 100/70, Revenue Source Account No. 4674 upon receipt.
  - d. Prepare Controller instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer (CAO), and authorize the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports that there is no impact on the General Fund. The Real Estate Fraud Prosecution Program costs are fully reimbursable up to the grant limit of \$740,748.

## Items for Which Public Hearings Have Not Been Held - Items 18-28

(10 Votes Required for Consideration)

### ITEM NO. (18) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

Roll Call #3 - Motion (Zine - Smith) Adopted, Ayes (12); Absent: Cardenas and Huizar (2)

07-0082

COMMUNICATION FROM THE MAYOR relative to the re-exemption of one Special Investigator position for the Los Angeles Police Department.

Recommendation for Council action:

APPROVE the re-exemption of one position of Special Investigator for the Los Angeles Police Department, from the Civil Service Provisions of the City Charter, pursuant to City Charter Section 1001 (b) (1).

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

ITEM SCHEDULED PURSUANT TO CITY CHARTER SECTION 1001 (b) (1), WHICH STATES: "WITHIN TEN COUNCIL MEETING DAYS FROM RECEIPT OF THE RECOMMENDATION, THE COUNCIL MAY BY TWO-THIRDS VOTE DISAPPROVE THE MAYOR'S RECOMMENDATION FOR THE EXEMPTION. IF THE COUNCIL DOES NOT ACT ON THE RECOMMENDATION WITHIN THE SPECIFIED TIME PERIOD, THE RECOMMENDATION SHALL BE DEEMED APPROVED."

TIME LIMIT FILE - FEBRUARY 6, 2007

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 6, 2007)

### ITEM NO. (19) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION, AS AMENDED - SEE FOLLOWING

Roll Call #4 - Motion (Parks - Perry) to Adopt as Amended, Ayes (13); Absent: Huizar (1)

07-0002-S3

COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST (CLA) relative to the City's position on support of issuance of a commemorative U.S. postage stamp in honor of Mayor Tom Bradley.

Recommendation for Council action, pursuant to Resolution (Parks - Perry - Greuel), SUBJECT TO THE CONCURRENCE OF THE MAYOR:

RESOLVE to include in the City's 2007-08 Federal Legislation Program SUPPORT for the issuance of a commemorative U.S. Postage stamp in honor of Mayor Tom Bradley and URGE the Citizens' Stamp Advisory Committee of the U.S. Postal Service to approve the issuance of such a stamp.

Fiscal Impact Statement: None submitted by the CLA. The City Administrative Officer has not completed a financial analysis of this report.

(Intergovernmental Relations Committee waived consideration of the above matter)

**ADOPTED**

**AMENDING MOTION (PARKS - PERRY - WESSON)**

**Recommendation for Council action:**

**INSTRUCT the CLA, in consultation with Council District Eight, to prepare and submit on behalf of the City, any required application for the issuance of the Tom Bradley commemorative stamp.**

**ITEM NO. (20) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS, AS AMENDED - TO THE MAYOR FORTHWITH - SEE FOLLOWING**

**Roll Call #10 - Motion (Rosendahl - LaBonge) to Adopt as Amended, Ayes (13); Absent: Huizar (1)**

[06-2978-S1](#)

COMMUNICATION FROM THE L.A. FOR KIDS STEERING COMMITTEE relative to designation of Proposition 12 and 40 funds for various projects.

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

1. APPROVE the designation of Proposition 12 Per Capita, Proposition 40 Per Capita, Proposition 12 Roberti-Z'Berg-Harris and Proposition 40 Roberti-Z'Berg-Harris funds to the following projects, as noted in the attachment to this Council File: Taylor Yard Park (CD 1), Robert Burns Park (CD 4), Blythe Street Park and Sun Valley Jr. Arts Center (aka Stonehouse) (CD 6), Brand Park and Children's Museum (CD 7), Harvard Recreation Center, Loren Miller Childcare Center and Ross Snyder Recreation Center (CD 8), South LA Wetlands Park (CD 9), Oakwood Recreation Center and Rustic Canyon Recreation Center (CD 11), Ascot Hills Park (CD 14), and East Wilmington Greenbelt Park (CD 15), and WAIVE the requirement that affected Proposition 12 funds be distributed based on the Healthy Alternative to Smoking (HATS) census tract eligibility in order to maximize the City's ability to use these funds.
2. AUTHORIZE the respective administrative entity, Community Development Department or Department of Recreation and Parks, to submit the applications necessary to obtain approval of the allocation of funds to these projects.
3. AUTHORIZE the City Administrative Officer (CAO) to make any technical adjustments that may be needed to implement the above recommendations.

Fiscal Impact Statement: The L.A. for Kids Steering Committee reports that approval of the allocations of State Proposition 12 and Proposition 40 funds will not have an impact on the General Fund, inasmuch as the projects are expected to be constructed within their previously established and approved budgets.

(Arts, Parks, Health and Aging Committee waived consideration of the above matter)

**ADOPTED**

**AMENDING MOTION (ROSENDAHL - LABONGE)**

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

1. **RE-ALLOCATE \$150,000 from Unallocated Funds to Crestwood Hills Park for facility enhancements instead of to Rustic Canyon, inasmuch as Rustic Canyon is being funded by other sources.**
2. **DELETE the proposed re-allocation of \$75,000 in Venice Skate Park funding at this time, inasmuch as Council District 11 will work with Recreation and Parks, Bureau of Engineering and the CAO to make a recommendation on whether these funds should be reallocated.**

**Roll Call #3 - Motion (Zine - Smith) Adopted, Ayes (12); Absent: Cardenas and Huizar (2)  
(Item Nos. 21-25)**

**ITEM NO. (21) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS**

03-0618

CD 9

COMMUNICATION FROM THE CITY ENGINEER, MODIFICATION REPORT and RESOLUTION TO VACATE relative to Vignes Street to approximately 400 feet westerly thereof - VAC E1400828.

Recommendations for Council action:

1. REAFFIRM the FINDINGS of June 21, 2005, that this vacation is in substantial conformance with the General Plan, pursuant to Section 556 of the Los Angeles City Charter (subject to the conditions contained therein).
2. ADOPT the accompanying RESOLUTION TO VACATE No. 06-1400828 for the vacation of Vignes Street to approximately 400 feet westerly thereof.
3. APPROVE the City Engineer report dated October 18, 2006 for the vacation.
4. INSTRUCT the Department of Public Works, Bureau of Engineering, Land Development Group, to record the Resolution with the Los Angeles County Recorder.

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

ENVIRONMENTAL WORK COMPLETED FOR THIS PROJECT

**ITEM NO. (22) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS**

04-0387

CD 9

COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION TO VACATE relative to alley westerly of Vermont Avenue between Slauson Avenue and 58th Place - VAC E1400887

Recommendations for Council action:

1. REAFFIRM the FINDINGS of January 11, 2006, that this vacation is in substantial conformance with the General Plan, pursuant to Section 556 of the Los Angeles City Charter (subject to the conditions contained therein).
2. ADOPT the accompanying RESOLUTION TO VACATE No. 06-1400887 for the vacation of the alley westerly of Vermont Avenue between Slauson Avenue and 58th Place.
3. APPROVE the City Engineer report dated October 18, 2006 for the vacation.
4. INSTRUCT the Department of Public Works, Bureau of Engineering, Land Development Group, to record the Resolution with the Los Angeles County Recorder.

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

ENVIRONMENTAL WORK COMPLETED FOR THIS PROJECT

**ITEM NO. (23) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS**

06-3022

CD 4

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 3550 Cahuenga Boulevard.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan, pursuant to Sections 556, 558 and 559 of the Los Angeles City Charter.

3. ADOPT the City Engineer report dated November 27, 2006, and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 3550 Cahuenga Boulevard.
4. AUTHORIZE the Real Estate Group of the Bureau of Engineering to record the Resolution with the County Recorder.

Fiscal Impact Statement: The City Engineer reports that a fee of \$1,807.23 was paid for processing of Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of \$1,689.00 and a seven percent surcharge in the amount of \$118.23 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

#### **ITEM NO. (24) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS**

06-3029  
CD 5

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 15008 West Magnolia Boulevard.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan, pursuant to Sections 556, 558 and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated November 27, 2006, and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 15008 West Magnolia Boulevard.
4. AUTHORIZE the Real Estate Group of the Bureau of Engineering to record the Resolution with the County Recorder.

Fiscal Impact Statement: The City Engineer reports that a fee of \$1,807.23 was paid for processing of Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of \$1,689.00 and a seven percent surcharge in the amount of \$118.23 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.



**ITEM NO. (25) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS**

06-3083

CD 9 CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 5950 South Main Street.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan, pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated November 28, 2006, and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 5950 South Main Street.
4. AUTHORIZE the Real Estate Group of the Bureau of Engineering to record the Resolution with the County Recorder.

Fiscal Impact Statement: The City Engineer reports that a fee of \$1,807.23 was paid for processing of Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of \$1,689.00 and a seven percent surcharge in the amount of \$118.23 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

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

**Roll Call #6 - Motion (Cardenas - Smith) Adopted, Ayes (13); Absent: Huizar (1)  
(Item Nos. 26a-26i)**

06-0230

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:

06-0230

CD 13

- a. MOTION (GARCETTI - LABONGE) relative to declaring the 79th Annual Academy Awards Presentation on February 25, 2007 a Special Event (fees and costs absorbed by the City = \$75,000).

07-0290

CD 11

- b. MOTION (ROSENDAHL - CARDENAS) relative to declaring the 2007 Nissan Open presented by Countrywide on February 12-18, 2007 a Special Event (fees and costs absorbed by the City = \$64,632).

05-0514

CD 11

- c. MOTION (ROSENDAHL - CARDENAS) relative to declaring the Los Angeles Circuit Race 2007 on March 25, 2007 a Special Event (fees and costs absorbed by the City = \$7,244).

05-1956

CD 9

- d. MOTION (PERRY - REYES) relative to declaring the Youth Concerts on March 20-23, 2007 a Special Event (fees and costs absorbed by the City = \$12,362).

07-0291

CD 9

- e. MOTION (PERRY - REYES) relative to declaring the 20th Anniversary Celebration on March 15, 2007 a Special Event (fees and costs absorbed by the City = \$1,264).

07-0292

CD 9

- f. MOTION (PERRY - GARCETTI) relative to declaring the Clean-Up Campaign on February 11, 2007 a Special Event (fees and costs absorbed by the City = \$1,815).

07-0293

CD 14

- g. MOTION (HUIZAR - CARDENAS) relative to declaring the Telemundo TV Novela on February 3, 2007 a Special Event (fees and costs absorbed by the City = \$9,942).

06-0168

CD 9

- h. MOTION (PERRY - GARCETTI) relative to declaring the Elementary School Matinee on February 1-2, 2007 a Special Event (fees and costs absorbed by the City = \$2,956).

07-0295

CD 7

- i. MOTION (CARDENAS - SMITH) relative to declaring the Kiss FM Free Gas Friday event on February 2, 2007 a Special Event (event sponsor to reimburse the City for all fees and costs incurred).

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

**Roll Call #8 - Motion (Perry - Garcetti) Adopted, Ayes (12); Absent: Huizar and Rosendahl (2)**

07-0294

CD 9

- MOTION (PERRY - GARCETTI) relative to authorizing the Los Angeles Homeless Services Authority (LAHSA) to adjust funding for emergency shelter beds between February 1 and June 30, 2008.

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

AUTHORIZE the LAHSA to:

- a. Decrease the contract amount for Harbor Interfaith Shelter from \$552,550 to \$154,800 for the operation of 12 emergency shelter beds for the period of February 1, 2007 to June 30, 2008.
- b. Execute a contract with Weingart Center Association in an amount up to \$402,572 for the operation of 31 emergency shelter beds for the period of February 1, 2007 to June 30, 2008.
- c. Make any adjustments to the distribution of funds provided for expanded shelter capacity in 32nd Program Year Consolidated Plan Reprogramming that are necessary to effectuate the intent of this Motion.

**ITEM NO. (28) - ADOPTED**

**Roll Call #3 - Motion (Zine - Smith) Adopted, Ayes (12); Absent: Cardenas and Huizar (2)**

05-1371-S7

CD 14

MOTION (HUIZAR - LABONGE) relative funding from the Central Los Angeles Recycling and Transfer Station (CLARTS) to augment the Jump Bunch Fitness Education Program for first through third graders at Eagle Rock Elementary.

Recommendations for Council action:

1. UTILIZE \$5,000 in the CLARTS Community Amenities Trust Fund No. 47S, Department 14 to fund any aspect of the Jump Bunch Fitness Education Program.
2. DIRECT the City Clerk to prepare the necessary document(s) with, and/or payment(s) to Eagle Rock Elementary Foundation, or any other agency or organization, such as Community Partners fbo EREEF, as appropriate, in the above amount, for the above purpose, subject to the approval of the City Attorney as to form and legality, if needed, and that the Councilmember of the District be authorized to execute any agreements for this 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.

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

07-0398

MOTION (GARCETTI - ROSENDAHL - LABONGE) relative to declaring the Keep LA Beautiful on March 3, 2007 a Special Event (fees and costs absorbed by the City = \$1,810).

05-1200

MOTION (PARKS - LABONGE) relative to declaring the Leimert Park Village Farmers Market on February 10, 2007 a Special Event (fees and costs absorbed by the City = \$500).

05-0083

MOTION (REYES - ROSENDAHL) relative to declaring the Chinese Chamber of Commerce Lunar New Year Car Show on February 25, 2007 a Special Event (fees and costs absorbed by the City = \$3,000).

05-0083-S1

MOTION (REYES - ROSENDAHL) relative to declaring the Chinese Chamber of Commerce Lunar New Year Festival on February 24-25, 2007 a Special Event (fees and costs absorbed by the City = \$4,000).

07-0403

MOTION (REYES - ROSENDAHL) relative to declaring the Chinese New Year Golden Dragon Parade on February 24, 2007 a Special Event (fees and costs absorbed by the City = \$5,000).

07-0404

MOTION (PERRY - REYES) relative to declaring the WACK! And Zittel exhibitions on March 1, 2007 a Special Event (fees and costs absorbed by the City = \$1,340).

07-0405

MOTION (WEISS - ROSENDAHL) relative to declaring the Persian New Year event on March 25, 2007 a Special Event (fees and costs absorbed by the City = \$4,423).

07-0400

MOTION (PERRY - ZINE) relative to a request for an exemption from the Convention Center fee waiver policy for the Los Angeles Fire Department Fire Captain Exam on March 12, 2007.

07-0402

MOTION (ZINE - LABONGE) relative to relative to installing street banners recognizing the community and promoting the Canoga Park Neighborhood Council.

07-0399

MOTION (ROSENDAHL - GREUEL) relative to temporarily closing several nuisance and unsafe alleys in the Penmar Area of Venice.

07-0395

MOTION (LABONGE - PERRY) relative to authorizing the Department of General Services to conduct a reception in the City Hall Tom Bradley Room on March 14, 2007.

07-0396

MOTION (GARCETTI - REYES) relative to providing financial assistance to the Hollywood Beautification Team for its landscaping work at the Lake Street Park.

07-0401

MOTION (REYES for HUIZAR - LABONGE) relative to a transfer of funds for continued clean up and beautification work in Council District 14.

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

07-0397

RESOLUTION (REYES - GARCETTI) relative to approving the City's filing for an application for certification under the Certified Local Government Program.

## COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon his request and without objections, Councilmember Parks was excused to leave at 11 a.m. from Council session of Wednesday, February 7, 2007 due to City Business.

Upon his request and without objections, Councilmember Garcetti was excused from Council session of Tuesday, February 27, 2007 due to City Business.

Motion (Garcetti - Zine) unanimously adopted to excuse Councilmember Greuel to leave at 10:45 a.m. from Council session of Friday, February 16, 2007 due to City Business.

Upon his request and without objections, Councilmember Huizar was excused from Council sessions of Tuesday, February 13, 2007 due to City Business and Tuesday, March 6, 2007 due to Personal Business and Motion (Garcetti - Cardenas) unanimously adopted to excuse Councilmember Huizar from Council session of Wednesday, February 21, 2007 due to City Business.

## COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

07-0017 - Jerry Stiller and Anne Meara

Garcetti - LaBonge

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

07-0018 - Kathleen Crow

LaBonge

John Green

LaBonge

Albertha Davis

Perry

Barbara McNair

Perry

Pedro Knight

Perry - Garcetti

Laura Berwager

Zine

**Ayes, Cardenas, Greuel, Hahn, LaBonge, Parks, Perry, Reyes, Rosendahl, Smith, Weiss, Wesson, Zine and President Garcetti (13); Absent: Huizar (1). Council District Seven Vacant.**

**Whereupon the Council did adjourn.**

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL