

Los Angeles City Council, **Journal/Council Proceedings**

Friday, **February 2, 2007**

Van Nuys City Hall, 14410 Sylvan Street, Van Nuys, CA 91401 - 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, LaBonge, Rosendahl, Smith, Wesson, Zine and President Garcetti (10); Absent: Parks, Perry, Reyes and Weiss (4). Council District Seven Vacant.

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
JANUARY 30, 2007

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 9

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

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

Items Noticed for Public Hearing - Items 1-5

**Roll Call #2 - Motion (Rosendahl - Greuel) Adopted, Ayes (10); Absent: Parks, Perry, Reyes and Weiss (4)
(Item Nos. 1-5)**

ITEM NO. (1) - PUBLIC HEARING CLOSED - ORDINANCE OVER TO FEBRUARY 9, 2007

06-2326

CD 2 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST
CONSIDERATION relative to the improvement and maintenance of COMMERCE AVENUE LIGHTING
IMPROVEMENTS 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 12, 2007)

ITEM NO. (2) - PUBLIC HEARING CLOSED - ORDINANCE OVER TO FEBRUARY 9, 2007

06-2265

CD 4 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of CARTWRIGHT AVENUE AND MAGNOLIA BOULEVARD NO. 1 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 12, 2007)

ITEM NO. (3) - PUBLIC HEARING CLOSED - ORDINANCE OVER TO FEBRUARY 9, 2007

06-2244

CD 5 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of MORRISON STREET AND AQUEDUCT 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 12, 2007)

ITEM NO. (4) - PUBLIC HEARING CLOSED - ORDINANCE OVER TO FEBRUARY 9, 2007

05-1904

CD 11 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of SUNSET BOULEVARD AND MANDEVILLE CANYON ROAD (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 January 12, 2007)

ITEM NO. (5) - PUBLIC HEARING CLOSED - ORDINANCE OVER TO FEBRUARY 9, 2007

06-2245

CD 2

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of STRATHERN STREET AND FULTON AVENUE 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 12, 2007)

Items for Which Public Hearings Have Been Held - Items 6-8

ITEM NO. (6) - CONTINUED TO FEBRUARY 9, 2007

Roll Call #1 - Motion (Garcetti - Greuel) Adopted to Continue, Unanimous Vote (10); Absent: Parks, Perry, Reyes and Weiss (4)

06-0600-S60

BUDGET AND FINANCE COMMITTEE REPORT relative to the Distinguished Budget Presentation Award for 2006-07.

Recommendation for Council action:

NOTE and FILE the City Administrative Officer's report relative to the Distinguished Budget Presentation Award for 2006-07, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

**Roll Call #3 - Motion (Garcetti - Smith) Adopted, Ayes (10); Absent: Parks, Perry, Reyes and Weiss (4)
(Item Nos. 7-8)**

ITEM NO. (7) - ADOPTED

06-2061

BUDGET AND FINANCE COMMITTEE REPORT relative to an appropriation for outside counsel expenses.

Recommendation for Council action:

RECEIVE and FILE the City Attorney and City Administrative Officer reports relative to an appropriation for outside counsel expenses inasmuch as the requested funding was approved by Council as part of the First Financial Status Report on November 21, 2006 (Council file No. 06-0600-S59) 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. (8) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATION - SEE FOLLOWING

07-0183

MOTION (PARKS - CARDENAS) relative to a transfer of \$375,000 from the Enterprise Fund to the Department of Building and Safety to cover a shortfall in the Department's Overtime Salaries Account.

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

(For background reports and materials related to this matter, contact the Legislative Assistant for the Budget and Finance Committee at 213-978-1075.)

ADOPTED - FORTHWITH TO THE MAYOR

BUDGET AND FINANCE COMMITTEE REPORT relative to a transfer of funds to cover a shortfall in the Department of Building and Safety Overtime Salaries account.

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

1. **TRANSFER \$2.99 million from the Enterprise Fund, Accrued Revenues for Special Services Costs Account, to the Enterprise Fund, Los Angeles Department of Building and Safety Account, and, therefrom to the Department's Overtime Salaries Account.**
2. **AUTHORIZE the City Administrative Officer (CAO) to prepare Controller instructions for any necessary technical adjustments to the above, and AUTHORIZE the Controller to implement the instructions.**

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

Items for Which Public Hearings Have Not Been Held - Items 9-13

(10 Votes Required for Consideration)

ITEM NO. (9) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

Roll Call #5 - Motion (Hahn - Smith) Adopted, Ayes (10); Absent: Parks, Perry, Reyes and Weiss (4)

06-3251

COMMUNICATION FROM THE MAYOR relative to the appointment of Dr. Yasmin Delahoussaye to the Human Relations Commission.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Dr. Yasmin Delahoussaye to the Human Relations Commission, for the term ending June 30, 2008, is APPROVED and CONFIRMED. Dr. Delahoussaye will be filling the vacancy created by Valencia Nenaji Jackson. Dr. Delahoussaye resides in Council District 12. (Current Commission gender composition: M = 5; F = 6)

Ethics Commission Review: Pending

Background Check Review: Pending

TIME LIMIT FILE - FEBRUARY 11, 2007

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

(Education and Neighborhoods Committee waived consideration of the above matter)

**Roll Call #4 - Motion (Huizar - Rosendahl) Adopted, Ayes (10); Absent: Parks, Perry, Reyes and Weiss (4)
(Item Nos. 10-12)**

ITEM NO. (10) - ADOPTED

07-0005-S73

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 25, 2007:

07-0005-S73

CD 8 a. Property at 4251 South Normandie Avenue (Case No. 7124).
Assessor I.D. No. 5021-017-039

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 16, 2004)

07-0005-S74

CD 14 b. Property at 2429 East 3rd Street (Case No. 33771).
Assessor I.D. No. 5180-004-015

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

07-0005-S75

CD 8 c. Property at 822 East Colden Avenue (Case No. 40737).
Assessor I.D. No. 6050-019-006

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on December 5, 2006)

07-0005-S76

CD 13 d. Property at 224 South Burlington Avenue (Case No. 40933).
Assessor I.D. No. 5153-002-023

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 2, 2006)

ITEM NO. (11) - ADOPTED

07-0242

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.

07-0242

CD 8 a. MOTION (PARKS - LABONGE) relative to declaring the JR Dixon Walk-A-Thon and Health Fair on January 27, 2007 a Special Event (fees and costs absorbed by the City = \$6,972).

07-0243

CD 9 b. MOTION (PERRY - ZINE) relative to declaring the performances of the Israeli Philharmonic Orchestra at the Walt Disney Concert Hall on February 5-6, 2007 a Special Event (fees and costs absorbed by the City = \$5,042).

07-0244

CD 9 c. MOTION (PERRY - ZINE) relative to declaring the 80th Anniversary of the United House of Prayer for All People on February 4, 2007 a Special Event (fees and costs absorbed by the City = \$1,288).

07-0245

CD 5 d. MOTION (WEISS - ZINE) relative to declaring the Comic Alert: Protecting Kids with Laughter on January 29, 2007 a Special Event (fees and costs absorbed by the City = \$1,188).

07-0246

CD 9 e. MOTION (PERRY - ZINE) relative to declaring the Grammy After Party on February 11, 2007 a Special Event (event sponsor to reimburse the City for all fees and costs incurred).

ITEM NO. (12) - ADOPTED

07-0247

MOTION (PERRY - ZINE) relative to a request for an exemption from the Convention Center fee waiver policy for the Section Eight Application/Interview Event on February 6, 2007.

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

1. FIND that the Section Eight Application/Interview Event, sponsored by Housing Authority of the City of Los Angeles (HACLA) serves a public purpose in that in an effort to improve the housing situation for the low and extremely low-income families of Los Angeles, the HACLA will begin the eligibility process by conducting an interview and application session for 3,000 applicants.
2. AUTHORIZE the General Manager, Convention Center, to make an exception to the Council's Convention Center waiver policy by waiving a maximum of \$4,500 in room rental fees for this event.

ITEM NO. (13) - CONTINUED TO FEBRUARY 9, 2007

Roll Call #1 - Motion (Garcetti - Greuel) Adopted to Continue, Unanimous Vote (10); Absent: Parks, Perry, Reyes and Weiss (4)

07-0070

CONTINUED CONSIDERATION OF 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.

(Continued from Council meeting of January 19, 2007)

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

07-0359

MOTION (ROSENDAHL for REYES - GARCETTI) relative to declaring the Los Angeles Firecracker 5K/10K Run on February 11, 2007 a Special Event (fees and costs absorbed by the City = \$3,000).

07-0358

MOTION (HUIZAR - GREUEL) relative to authorizing the Office of the Controller to use the City Hall Tom Bradley Room on February 15, 2007 from 5:00 pm to 9:00 pm.

07-0011-S3

MOTION (CARDENAS - SMITH) relative to funding the installation of 100 Neighborhood Watch signs to improve street and sidewalk security in Council District Six.

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

07-0357

RESOLUTION (ROSENDAHL - HUIZAR) relative to declaring February 15, 2007 as New Directions Day in the City of Los Angeles.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon his request, and without objections, Councilmember Reyes was excused to leave at 11:30 a.m. from Council session of Friday, February 23, 2007 due to City business.

Upon his request, and without objections, Councilmember Smith was excused from Council session of Tuesday, February 20, 2007 due to City business.

Upon his request, and without objections, Councilmember Weiss was excused from Council session of Friday, February 23, 2007 due to City business.

Upon his request, and without objections, Councilmember Huizar was excused from Council session of Tuesday, February 6, 2007 due to personal business and Motion (Garcetti - Greuel) was unanimously adopted to excused Councilmember Huizar to leave at 12:15 p.m. from Council session of Friday, February 23, 2007 for City business.

COMMENDATORY RESOLUTION ADOPTED IN HONOR OF:

07-0017 - Denise Leader Stoeber

(Zine - All Councilmembers)

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

07-0018 - Alice Clover

(Hahn)

Esther Nash Farrell

(Hahn)

Candelaria Ramos

(Hahn)

Danny Feingold

(LaBonge)

Sidney Sheldon (LaBonge)
Roy Miller (LaBonge)
Molly Ivins (Garcetti - Rosendahl)
Hyun Choi (Wesson - All Councilmembers)

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

Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By
Council Clerk PRESIDENT OF THE CITY COUNCIL