

Los Angeles City Council, **Journal/Council Proceedings**
Wednesday, **February 21, 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, Rosendahl, Smith, Weiss, Zine and President Garcetti (10); Absent: Cardenas, Huizar, Reyes and Wesson (4). Council District Seven Vacant.

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
FEBRUARY 14, 2007

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 43

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 1-6

ITEM NO. (1) - CONTINUED TO MARCH 28, 2007

**Roll Call #4 - Motion (Rosendahl - Reyes) Adopted to Continue, Unanimous Vote (12);
Absent: Cardenas and Huizar (2)**

[06-2476](#)

CD 11 CONTINUED CONSIDERATION OF APPEAL filed by James Murez from the entire determination of the West Los Angeles Area Planning Commission (WLAAPC) in overturning the decision of the Zoning Administrator's to deny in part/to grant in part zone variances, and thereby approving a zone variance to permit the required parking through lease rather than recorded covenant; and approving a zone variance to park more than 750 feet away to permit required parking spaces through lease in a C2-1 Zone for property at 796 Main Street, subject to Conditions of Approval. (WLAAPC also approved the Coastal Development Permit; plans to permit sale of alcohol; and Specific Plan Permit for this project.)

Applicant: Amuse Café Partners, LP

ZA 2005-2021 CDP ZV PAB SPP

TIME LIMIT FILE - MARCH 28, 2007

(LAST DAY FOR COUNCIL ACTION - MARCH 28, 2007)

(Continued from Council meeting of January 24, 2007)

ITEM NO. (2) - CONTINUED TO MARCH 28, 2007

**Roll Call #5 - Motion (Greuel - Reyes) Adopted to Continue, Unanimous Vote (12);
Absent: Cardenas and Huizar (2)**

06-3051

CD 2 CONTINUED CONSIDERATION OF SPECIFIC PLAN EXCEPTION APPEAL filed by Commerce Owners and Business Restoration Associates (COBRA), Inc. (Elaine Brown/ Vice President, Representative), from the entire determination of the North Valley Area Planning Commission in approving: (1) a Specific Plan Exception to permit the location of a wireless telecommunication facility along a designated Scenic Highway within the Foothill Corridor Specific Plan; (2) a Specific Plan Exception to permit a wireless telecommunication monopine structure, having a maximum height of 51 feet; and (3) a Project Permit Compliance with the Foothill Corridor Specific Plan, all for property at 10189 North Tujunga Canyon Boulevard, subject to Conditions of Approval.

Applicant: Verizon Wireless

CPC 2005-6503 SPE SPP

TIME LIMIT FILE - MARCH 7, 2007

(LAST DAY FOR COUNCIL ACTION - MARCH 7, 2007)

(Continued from Council meeting of January 24, 2007)

ITEM NO. (3) - PUBLIC HEARING CLOSED - NO PROTESTS - CITY ENGINEER INSTRUCTED TO PROCEED

Roll Call #6 - Motion (LaBonge - Weiss) Adopted, Ayes (12); Absent: Cardenas and Huizar (2)

03-0616

CD 4 HEARING PROTESTS relative to vacating the alley (portion of) easterly of Western Avenue from Second Street to approximately 370 feet southerly thereof (Re-application; VAC E1400842).

(Public Works Committee report adopted on January 26, 2007)

ITEM NO. (4) - PUBLIC HEARING CLOSED - PROTESTS DENIED - CITY ENGINEER INSTRUCTED TO PROCEED

Roll Call #15 - Motion (LaBonge - Rosendahl) Adopted, Ayes (11); Absent: Huizar, Weiss and Zine (3)

04-0460

CD 5 HEARING PROTESTS relative to vacating Lookout Mountain Avenue (northerly portion) from Oakstone Way to 122.4 feet westerly thereof (Re-application; VAC E1400895).

(Public Works Committee report adopted on January 26, 2007)

**Roll Call #6 - Motion (LaBonge - Weiss) Adopted, Ayes (12); Absent: Cardenas and Huizar (2)
(Item Nos. 5-6)**

ITEM NO. (5) - PUBLIC HEARING CLOSED - NO PROTESTS - CITY ENGINEER INSTRUCTED TO PROCEED

04-0909

CD 4 HEARING PROTESTS relative to vacating Las Palmas Avenue between Highland Avenue and Milner Road (VAC E1400905).

(Public Works Committee report adopted on January 26, 2007)

ITEM NO. (6) - PUBLIC HEARING CLOSED - NO PROTESTS - CITY ENGINEER INSTRUCTED TO PROCEED

06-0744

CD 8 HEARING PROTESTS relative to vacating Hobart Boulevard from 39th Street to approximately 120 feet southerly thereof (VAC E1400990).

(Public Works Committee report adopted on January 26, 2007)

Items for Which Public Hearings Have Been Held - Items 7-29

ITEM NO. (7) - ADOPTED FORTHWITH

Roll Call #10 - Motion (Smith - Reyes) Adopted, Ayes (13); Absent: Huizar (1)

07-0157

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the Mayor's appointment of Mr. J. Richard Leyner to the North Valley Area Planning Commission.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. J. Richard Leyner to the North Valley Area Planning Commission for the term ending June 30, 2009, to fill the vacancy created by David S. Honda on January 16, 2007, is APPROVED and CONFIRMED. Mr. Leyner resides in Council District 12. (Current Commission gender composition: M=3; F=2; vacancy=1.)

Ethics Commission Review: Complete

Background Check Review: Pending

TIME LIMIT FILE - MARCH 8, 2007

(LAST DAY FOR COUNCIL ACTION - MARCH 7, 2007)

ITEM NO. (8) - ADOPTED

Roll Call #7 - Motion (Wesson - Perry) Adopted, Ayes (12); Absent: Cardenas and Huizar (2)

06-3158

ENERGY AND ENVIRONMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to authorizing the Board of Water and Power Commissioners (Board) to amend the Eldorado System Conveyance and Co-Tenancy Agreement.

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

1. CONCUR with the Board action on December 5, 2006, Resolution No. 007-099, approving the amendment to the Eldorado System Conveyance and Co-Tenancy Agreement.
2. PRESENT and ADOPT the accompanying ORDINANCE authorizing a six-month extension to the Eldorado System Conveyance and Co-Tenancy Agreement and authorizing the Board to approve additional amendments, provided that the term does not exceed 30 months.

Fiscal Impact Statement: The City Administrative Officer reports that the proposed amendments will not impact the City General Fund; therefore, the City's Financial Policies are not applicable. The Department of Water and Power has included \$250,000 in the Power System Revenue Fund to pay for operation, maintenance and capital expenses for its annual share of the Eldorado system. The maximum amount would be \$625,000, which would also come from the Power System Revenue Fund, if the length of time to negotiate the new Agreement extends to 30 months.

ITEM NO. (9) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #11 - Motion (Parks - Perry) to Adopt as Amended, Ayes (13); Absent: Huizar (1)

06-3049

ENERGY AND ENVIRONMENT and BUDGET AND FINANCE COMMITTEES' REPORT and ORDINANCE FIRST CONSIDERATION relative to the transfer of \$29,931,300 from the Department of Water and Power (DWP), Water Revenue Fund to the Reserve Fund of the City during Fiscal Year 2006-07.

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

1. CONCUR in the Board of Water and Power Commissioners' action on December 5, 2006, Resolution No. 007-106, authorizing the transfer of \$29,931,300 from the DWP, Water Revenue Fund to the Reserve Fund of the City during Fiscal Year 2006-07.
2. PRESENT and ADOPT the accompanying ORDINANCE authorizing the transfer of \$29,931,300 from the DWP, Water Revenue Fund to the Reserve Fund of the City during Fiscal Year 2006-07.

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

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

ADOPTED

AMENDING MOTION (PARKS - PERRY)

Recommendation for Council action:

REQUEST the City Attorney and DWP to report to the Council on Tuesday, FEBRUARY 27, 2007 in connection with litigation and a judicial ruling upholding the validity of the transfer.

ITEM NO. (10) - ADOPTED - FORTHWITH

**Roll Call #8 - Motion (Rosendahl - Hahn) Adopted, Ayes (10); Noes: Parks, Smith and Zine (3);
Absent: Huizar (1)**

[06-0362-S3](#)

ORDINANCE SECOND CONSIDERATION relative to adding Article 4 to Chapter X of the Los Angeles Municipal Code to create an Airport Hospitality Enhancement Zone.

[Pursuant to Council action of January 31, 2007 - Motion (Hahn - Rosendahl) and Amending Motion (Garcetti - Hahn) adopted on February 13, 2007]

**Roll Call #7 - Motion (Wesson - Perry) Adopted, Ayes (12); Absent: Cardenas and Huizar (2)
(Item Nos. 11-18)**

ITEM NO. (11) - ADOPTED FORTHWITH

[07-0204](#)

CD 15 ORDINANCE OF INTENTION SECOND CONSIDERATION confirming the Wilmington Parking Merchant-Based Business Improvement District (MBID) Annual Report and levying an annual assessment for the Wilmington Parking MBID's seventh operating year, January 1, 2007 to December 31, 2007.

(Housing, Community and Economic Development Committee Report adopted on February 14, 2007)

ITEM NO. (12) - ADOPTED

[06-2947](#)

CD 6 ORDINANCE SECOND CONSIDERATION, approved by the Director of Planning, effecting a zone change, incident to subdivision, from R1-1 to (T)(Q)R3-1 for the proposed construction of an undetermined number of apartment units on a multi-family lot (Lot 7), to comply with all the requirements of Tentative Tract No. 63405, for property at 12136 Keswick Street, subject to revised "T" Condition No. 2.b. to read as follows:

- 2.b. That a six-foot wide easement for public pedestrian purposes be dedicated along the north property line from Laurel Canyon Boulevard to Keswick Street to the satisfaction of the City Engineer.

(The remainder of the lot, under TT No. 63405, would retain its zone of R-1, and would be subdivided into six single-family lots.)

(Planning and Land Use Management Committee Report adopted on February 14, 2007)

ITEM NO. (13) - ADOPTED

07-0406

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to various actions regarding 2006-07 Senior Services mid-year reprogramming and acceptance of additional grant funds.

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

1. APPROVE the 2006-07 Area Plan Budget Revision No. One, included as an attachment to the Department of Aging (Aging) report dated February 5, 2007 and the forthcoming Amendment 1 to the State of California Department of Aging (State), Standard Agreement No. AP-0607-25.
2. AUTHORIZE the General Manager, Aging, or designee to:
 - a. Accept an additional State grant award of \$992,478 in Nutritional Services Program funds and Older American Act Title III, Title III-E and Title VII monies and allocate these funds for administrative and contractual service expenses.
 - b. Negotiate and execute contract amendments, as reflected in Attachments B and C of the City Administrative Officer (CAO) report attached to the Council file, substantially in the form of the drafts provided in Attachments D through J of the report and subject to the review and approval of the City Attorney as to form and legality.
 - c. Negotiate and implement adjusted contract performance measures in proportion to the adjusted contract awards for each individual service provider.
 - d. Allocate \$18,319 in Aging Trust Funds to the Title III-C2 program contractors for the delivery of 2,617 meals which were provided on Thanksgiving Day, November 2006.
 - e. Prepare Controller accounting instructions and any necessary technical adjustments that are consistent with the Mayor and Council actions on this matter, subject to the approval of the CAO, and authorize the Controller to implement those instructions.

3. AUTHORIZE the Controller to:

- a. Establish new accounts and increase appropriations within the Area Plan for the Aging Title III Fund No. 395, as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
A102	Aging	\$265,799
A201	Social Services III B FY 2006-07	144,909
A300	Congregate Meals III C1 FY 2006-07	194,533
A400	Home Delivered Meals III C2 FY 2006-07	14,339
A500	Preventive Health III D FY 2006-07	1,604
A700	NSIP Congregate Meals III C1	15,143
A710	OTO NSIP Congregate Meals C1	15,386
A800	NSIP Home Delivered Meals C2	9,317
A810	OTO NSIP Home Delivered Meals C2	14,450
A900	Family Caregiver Support Prog. III E	<u>310,900</u>
	Total	\$986,380

- b. Transfer funds (Revenue Source Code 4867) on an as-needed basis, and make adjustments within Fund 100, as follows:

	<u>Fund</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
From:	395	A102	Aging	\$265,799
To:	100/02	1010	Salaries - General	\$ (25,000)
	100/02	2120	Printing & Binding	67,000
	100/02	6010	Office & Admin Expense	<u>223,799</u>
			Total	\$265,799

- c. Increase appropriations within the Title VII Older American Act Fund Number 564 as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
A201	Ombudsman Program FY 2006-07	\$6,098

- d. Expend funds from Fund No. 395, Accounts A102, A201, A300, A400, A500, A700, A710, A800, A810 and A900, upon proper demand from the General Manager, Aging.

Fiscal Impact Statement: The CAO reports that adoption of the above recommendations will have no additional impact on the General Fund, beyond the \$3,195,448 in General Fund monies appropriated through the 2006-07 City Budget for Aging service providers. These recommendations are in compliance with City Financial Policies in that a total of \$21.98 million in General Fund, City Proposition A monies and state and federal grant funds will fully fund Aging's contractual service expenses, as reflected in Attachments A through C of the CAO report attached to the Council file. An additional \$265,799 in grant monies will fully offset new administrative expenses, as approved by the State.

ITEM NO. (14) - ADOPTED

07-0314

BUDGET AND FINANCE COMMITTEE REPORT relative to a recommendation for retention of outside counsel in the case entitled Pascual v. City of Los Angeles.

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

1. AUTHORIZE the City Attorney to enter into a contract with Meyers Nave Riback & Wilson for assistance in the case entitled Pascual v. City of Los Angeles.
2. TRANSFER \$200,000 from the Unappropriated Balance, City Attorney Outside Counsel including Workers' Compensation line item, to City Attorney Fund No. 100, Department 12, Account 9301 for that contract.

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

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

ITEM NO. (15) - ADOPTED

07-0339

BUDGET AND FINANCE COMMITTEE REPORT relative to a refund claim filed by Bottling Group LLC., for overpayment of business taxes.

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

APPROVE the recommendation of the Office of Finance (OOF) to approve the refund claim filed by Bottling Group LLC., for an erroneous payment of business taxes in the amount of \$394,710.54, with the refund not to exceed \$397,030.92.

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

ITEM NO. (16) - ADOPTED

06-2792

ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to the Board of Public Works (BPW) recommendations for improving Business and Commercial waste diversion in the City of Los Angeles.

Recommendations for Council action:

1. ADOPT the proposed Bureau of Sanitation (BOS) action plan for improving waste diversion for commercial businesses, industry, and institutions.
2. CREATE a Green Business Advisory Committee, comprised of City Departments, business owners and associations, community groups, environmental organizations, and Neighborhood Councils, to create incentives and awards for those businesses in Los Angeles that provide good environmental stewardship.
3. AUTHORIZE the BOS to release a Request for Proposals to permitted waste haulers in the City seeking assistance in expanding existing or establishing new waste diversion programs for City businesses.

Fiscal Impact Statement: The BPW reports that the funds will be available for Fiscal Year 2007-08 in Fund 46D, Department 50, City-wide Recycling Trust Fund. Additional funds will be requested during the budget process for fiscal years 2008-09 and 2009-10.

ITEM NO. (17) - ADOPTED

06-3097

ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to the Board of Public Works (BPW) request for implementation of a used battery collection program in the Department of Public Works and City Departments.

Recommendation for Council action:

INSTRUCT the Bureau of Sanitation, in cooperation with the Department of General Services, to offer departments in the City of Los Angeles a used battery collection program for their offices and facilities.

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

ITEM NO. (18) - ADOPTED

06-3102

ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to the Board of Public Works (BPW) request for authorization for renewal of an agreement with Rehrig Pacific Company to provide automated recycling containers and ancillary services.

Recommendation for Council action:

AUTHORIZE the Bureau of Sanitation to execute renewal option No.1 of Contact No. C-102987 with Rehrig Pacific Company to provide automated recycling containers and related services.

Fiscal Impact Statement: The BPW reports that previously the container purchases have been funded by Sanitation Equipment Charge revenue bonds. However, \$20 million had been appropriated in the Solid Waste Resources Revenue Funds (Schedule 2) to purchase containers in Fiscal Year 2006-07. Expenditures in future years could be made from either bond issuances or from appropriations; however, a decision to use bond proceeds or appropriations had not been made.

ITEM NO. (19) - ADOPTED - TO THE MAYOR FORTHWITH

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

06-1235

ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to Proposition O (Prop O) Clean Water General Obligation Bond Projects - Fifth Funding Request.

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

1. APPROVE the amount of \$53.4 million in Prop O funding for six projects as follows:

<u>No.</u>	<u>Project</u>	<u>Amount</u>
01-10	Strathern Pit Multiuse	\$ 17,800,000
01-12	Cabrito Paseo Walkway/Bike Path	1,337,696
01-29	Echo Park Lake Rehabilitation	10,997,899
01-35	Rosecrans Recreational Center Storm Water Enhancements	4,829,119
01-36a	Wilmington Drain Multiuse (Phase I - Machado Lake)	2,200,613
01-36b	Machado Lake Ecosystem Rehabilitation	10,124,312
01-40	Peck Park Canyon Enhancement	<u>6,190,000</u>
	Total	\$ 53,479,639

2. APPROVE the amount of \$178.4 million in Prop O funding to be set aside for the projects as follows:

<u>No.</u>	<u>Project</u>	<u>Amount</u>
01-29	Echo Park Lake Rehabilitation	\$ 73,265,414
01-36a	Machado Lake Ecosystem Rehabilitation	89,399,585
01-36b	Wilmington Drain Multiuse (Phase I- Machado Lake)	<u>15,741,921</u>
	Total	\$ 178,406,920

3. AUTHORIZE the Department of Public Works and the City Administrative Officer (CAO) to make technical corrections relative to the actions approved by the Council and the Mayor on this matter and AUTHORIZE the Controller to implement the corrections.

Fiscal Impact Statement: The CAO reports that the Prop O Bond Program authorized the issuance of bonds in the amount of \$500 million for construction of projects to improve water quality in July 2004. Of the \$500 million, Council has approved \$71.1 million for projects, consultant support and staff. \$45 million in bonds have been issued for the \$71.1 million of authorized expenditures. Of the remaining \$455 million of unissued bonds, \$26.1 million is for authorized projects, \$231.8 million is recommended in this report, and the remaining \$197.1 million for future projects, consulting and staff costs. The \$231.8 million represents total project costs that are projected to be expended over the course of the next several years as these projects are initiated and completed. The Prop O Bonds will be issued in future years as estimated by the City based on the project schedules and an analysis of the amount of funding required for the projects for each fiscal year. There is an estimated additional annual cost to the General Fund of \$8 million for Operation and Maintenance (O&M) costs for the recommended projects. The O&M costs will be addressed through the City's annual budgetary process. The recommendations are in compliance with the City's Financial Policies, as funding for the proposed projects is provided from bond funds which are supported by tax revenue.

Community Impact Statement: The Northwest San Pedro Neighborhood Council supports the full funding (\$6.2 million) for the Peck Park Enhancements. Funds are needed to restore the stream, reduce erosion, and clean up the pollution prior to the water entering San Pedro Bay.

**Roll Call #7 - Motion (Wesson - Perry) Adopted, Ayes (12); Absent: Cardenas and Huizar (2)
(Item Nos. 20-23)**

ITEM NO. (20) - ADOPTED

07-0277

CD 8 HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTION relative to the issuance of up to \$10,000,000 in Tax-exempt Multi-family Housing Revenue Bonds for the Morgan Place Senior Apartments Project (Project).

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

1. ADOPT the accompanying RESOLUTION [attached to the Los Angeles Housing Department (LAHD) report dated January 16, 2007] authorizing the issuance of up to \$10,000,000 in Tax-exempt Multi-family Housing Revenue Bonds for the Project, located at 7301-15 South Crenshaw Boulevard.
2. APPROVE the related bond documents, subject to the review of the City Attorney as to form and legality.
3. AUTHORIZE the General Manager, LAHD, or designee, to negotiate and execute the relevant bond documents, subject to the review of the City Attorney as to form and legality.

Fiscal Impact Statement: The City Administrative Officer reports that there is no impact to the General Fund. Funding authority for the Tax-exempt Multi-family Housing Revenue Bonds are provided from the California Debt Limit Allocation Committee; no City funds are being requested at this time. The Borrower pays all costs of the issuance of the Bonds. Approval of the recommendations will enable developers to secure funding from Tax-exempt Multi-family Housing Revenue Bonds to provide affordable housing units to senior citizens. The City's Debt Management Policy is not applicable as there are no City funds being used to issue the bonds.

ITEM NO. (21) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS

07-0337

CD 2 HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the Fiscal Year (FY) 2007 Annual Planning Report of the Studio City Property-Based Business Improvement District (PBID).

Recommendations for Council action:

1. FIND that the FY 2007 Annual Planning Report (attached to the City Clerk report dated February 1, 2007) for the Studio City PBID complies with the requirements of Section 36600 et seq. of the California Streets and Highways Code (State Law).
2. ADOPT the FY 2007 Annual Planning Report for the Studio City PBID, pursuant to the State Law.

Fiscal Impact Statement: The City Clerk reports that there is no impact to the General Fund associated with this action.

ITEM NO. (22) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS

07-0305

CDs 2&5 HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the Fiscal Year (FY) 2007 Annual Planning Report of the Village at Sherman Oaks Property-Based Business Improvement District (PBID).

Recommendations for Council action:

1. FIND that the FY 2007 Annual Planning Report (attached to the City Clerk report dated January 29, 2007) for the Village at Sherman Oaks PBID complies with the requirements of Section 36600 et seq. of the California Streets and Highways Code (State Law).
2. ADOPT the FY 2007 Annual Planning Report for the Village at Sherman Oaks PBID, pursuant to the State Law.

Fiscal Impact Statement: The City Clerk reports that there is no impact to the General Fund associated with this action.

ITEM NO. (23) - ADOPTED, AS AMENDED - SEE FOLLOWING

06-2130

CD 13 CONTINUED CONSIDERATION OF HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to a Settlement Agreement with Dome Entertainment Center Inc. (DEC) and Nationwide Theatres Corporation regarding the payment of daily charges at the Cinerama Dome parking structure.

Recommendations for Council action:

1. APPROVE, subject to the review of the City Attorney as to form and legality, the Settlement Agreement (Attachment A of the Community Redevelopment Agency (CRA) report dated September 11, 2006) with DEC and Nationwide Theaters Corporation which provides, among other things, that:
 - a. DEC shall pay \$500,000 in Daily Charges (bond debt service).
 - b. The CRA shall reimburse DEC \$500,000 for off-site public improvements made by DEC adjacent to the Cinerama Dome.
 - c. The CRA shall construct new public improvements in the amount of \$400,000 adjacent to the Cinerama Dome.
 - d. The CRA shall pay \$786,068 for Development Tax Increment.
 - e. The CRA shall instruct the trustee to reduce the stated amount of the Letter of Credit by \$34,228.
2. AUTHORIZE the Chief Executive Officer, CRA, or designee, to execute the Settlement Agreement with DEC and Nationwide Theaters Corporation.
3. AMEND the CRA Fiscal Year (FY) 07 Budget and Work Program for additional carryover by recognizing \$286,068 of unspent Hollywood Bond Proceeds Series D from FY06 and allocating those resources to the Cinerama Dome Public Parking objective (HW4600).

Fiscal Impact Statement: The Chief Legislative Analyst reports that resources from the Hollywood Bond Proceeds Series D will be allocated to the Cinerama Dome Public Parking objective. The remainder of the settlement agreement will be funded from FY08 Tax Increment Benefit.

(Continued from Council meeting of January 10, 2007)

ADOPTED

AMENDING MOTION - (GARCETTI - GREUEL)

Recommendation for Council action:

1. **APPROVE the Settlement Agreement attached to the Community Redevelopment Agency report dated February 20, 2007.**
2. **ADOPT the accompanying RESOLUTIONS, pursuant to Sections 33445 and 33421.1 of the California Redevelopment Law, determining that the provision of public improvements in the vicinity of the Cinerama Dome Complex in the Hollywood Redevelopment Project Area is a benefit to the Hollywood Redevelopment Project Area.**

ITEM NO. (24) - ADOPTED

Roll Call #13 - Motion (Parks - Smith) Adopted, Ayes (11); Absent: Huizar, Weiss and Zine (3)

07-0002-S5

CONTINUED CONSIDERATION OF INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT relative to the City's position on the research and development of microbicides to be used for HIV/AIDS prevention.

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

RESOLVE to include in the City's 2007-08 Federal Legislative Program, SUPPORT of legislation substantially the same as H.R. 3854 (Shays) and S. 550 (Corzine) from 2005 that facilitates the research and development of microbicides to be used for HIV/AIDS prevention.

Fiscal Impact Statement: Neither the City Administrative Officer or the Chief Legislative Analyst has completed a financial analysis of this report.

(Continued from Council meeting of February 16, 2007)

**Roll Call #7 - Motion (Wesson - Perry) Adopted, Ayes (12); Absent: Cardenas and Huizar (2)
(Item Nos. 25-29)**

ITEM NO. (25) - ADOPTED

07-0083

PERSONNEL COMMITTEE REPORT relative to consolidated reasonable accommodations for employees with permanent work restrictions as a result of industrial or non-industrial injuries or illnesses for the first quarter of Fiscal Year 2006-07.

Recommendation for Council action:

NOTE and FILE the December 29, 2006 Personnel Department report relative to consolidated reasonable accommodations for employees with permanent work restrictions as a result of industrial or non-industrial injuries or illnesses for the first quarter of Fiscal Year 2006-07, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (26) - ADOPTED

07-0300

PERSONNEL COMMITTEE REPORT relative to compliance with Assembly Bill 1825, which requires employers to provide mandatory sexual harassment training for all managers and supervisors.

Recommendations for Council action:

1. NOTE and FILE the January 29, 2007 Personnel Department report relative to compliance with Assembly Bill 1825, which requires employers to provide mandatory sexual harassment training for all managers and supervisors, inasmuch as the report is submitted for information only and no Council action is necessary.
2. INSTRUCT the Personnel Department to report back to the Personnel Committee in 60 days with:
 - a. The status on employees who have not completed the mandatory sexual harassment training as a result of a leave of absence.
 - b. The type of leave, i.e, military, medical leave, etc., and the date these employees are expected to return to duty and complete the training.

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

ITEM NO. (27) - ADOPTED

07-0330

CD 12 GENERAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the renewal of Temporary Preferential Parking District (PPD) No. 82 on Germain Street between Petit Avenue and Forbes Avenue.

Recommendations for Council action:

1. FIND that the proposed establishment of Temporary PPD No. 82, pursuant to Los Angeles Municipal Code (LAMC) Section 80.58.d, is exempt from the California Environmental Quality Act (CEQA) under the General Exemption (Article II, Section 1 of the 2002 Los Angeles City CEQA Guidelines).
2. FIND that the parking problem that led to the establishment of Temporary PPD No. 82 on Germain Street between Petit Avenue and Forbes Avenue in Council District No. 12 still exists and that no permanent solution had been found.
3. ADOPT the accompanying RESOLUTION renewing Temporary PPD No. 82 for 12 more months, until March 3, 2008, pursuant to LAMC Section 80.58.d.
4. DIRECT the Department of Transportation (LADOT) to prepare a Notice of Exemption reflecting Council's actions under Recommendation No. 1 above and file such notice with the City and County Clerks within five working days of the City Council's action.

Fiscal Impact Statement: The LADOT reports that revenue from the sale of permits will cover the additional cost of implementing, administering, and enforcing Temporary PPD No. 82. Furthermore, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the District's parking restrictions.

ITEM NO. (28) - ADOPTED

07-0322

CD 9

GENERAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to renewal of Temporary Preferential Parking District (PPD) No. 95 on 57th Street between Towne Avenue and Avalon Boulevard.

Recommendations for Council action:

1. FIND that the proposed establishment of Temporary PPD No. 95, pursuant to Los Angeles Municipal Code (LAMC) Section 80.58.d, is exempt from the California Environmental Quality Act (CEQA) under the General Exemption (Article II, Section 1 of the 2002 Los Angeles City CEQA Guidelines).
2. FIND that the parking problem that led to the establishment of Temporary PPD No. 95 on East 57th Street between Towne Avenue and Avalon Boulevard in Council District No. 9 still exists and that no permanent solution had been found.
3. ADOPT the accompanying RESOLUTION renewing Temporary PPD No. 95 for 12 months, until March 3, 2008, pursuant to LAMC Section 80.58.d.
4. DIRECT the Department of Transportation (LADOT) to prepare a Notice of Exemption reflecting Council's actions under Recommendation No. 1 above and file such notice with the City and County Clerks within five working days of the City Council's action.

Fiscal Impact Statement: The LADOT reports that revenue from the sale of permits will cover the additional cost of implementing, administering, and enforcing Temporary PPD No. 95. Furthermore, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the District's parking restrictions.

ITEM NO. (29) - ADOPTED

06-1157-S1

TRANSPORTATION and INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEES' REPORT relative to the procurement of an Automated Vehicle Location System (AVLS) on a Citywide basis.

Recommendations for Council action:

1. ADOPT a policy that requests for AVL systems be handled on an individual basis with the requesting City agency; and further, DIRECT that a Request for Proposals (RFP) focused on the needs of the Department of Transportation (LADOT) be issued in lieu of a Citywide AVLS RFP.
2. DIRECT City agencies which require high-density data applications should use existing City cellular service contracts to subscribe to leased broadband wireless services.

3. DIRECT the following standardization measures be applied for AVLS:
 - a. Leveraging the Simulcast Trunked Radio System for AVLS implementations, for low-density data AVL systems.
 - b. Establishing standard communications infrastructure requirements and incorporate these requirements in future AVLS RFPs as a means of informing proposers that the Simulcast Trunked Radio System (STRS) is available as a common communications transport network.
 - c. Establishing standard data element definitions for AVL pertaining to location, speed, heading, etc.
4. DIRECT the Information Technology Agency (ITA) and the Department of General Services (GSD), in cooperation with the City Administrative Officer (CAO), Chief Legislative Analyst (CLA) and any other applicable City agency to create a policy for implementing the AVLS on a coordinated Citywide basis.
5. DIRECT the ITA, with the assistance of the CAO, CLA, GSD and any other applicable City agency, to report back to Council on the feasibility of creating an oversight committee for the implementation of the AVLS.

Fiscal Impact Statement: The ITA reports that for the LADOT to upgrade the STRS infrastructure and provide 600 voice/data dual mode mobile radios equipped with the GPS capability, along with up to 7 AVL management terminals for use in Departmental offices will have a one-time cost of approximately \$1.7 million. There will be no monthly lease service charges for STRS because it is owned and operated by the City. The break-even point for this system would be about 3.7 years.

The ITA also reported that \$1.2 million of the \$1.7 million is for radio replacements which would provide dual capabilities to secure the LADOT's current voice needs as well as the data transmission required for the AVL. However, the other \$500,000 is a one-time cost that would benefit the LADOT in its pursuit of the AVL as well as any other City agency that may choose to use an AVLS system in the future. Other City agencies would only require the radio replacement costs.

Within the next three to five years, the ITA envisions the possibility of accommodating the AVLS needs of City agencies (including the LADOT) on the future wireless broadband systems (e.g. City-owned 700 MHz/4.9 Ghz wireless broadband system and/or Metro-Scale WiFi Wireless Infrastructure). The costs associated with these future "City-owned" broadband solutions are unclear due to the present uncertainties with the Federal regulations and terms of the public/private partnership(s).

Items for Which Public Hearings Have Not Been Held - Items 30-55

(10 Votes Required for Consideration)

ITEM NO. (30) - CONTINUED TO MARCH 7, 2007

**Roll Call #1 - Motion (Parks - Smith) Adopted to Continue, Unanimous Vote (10);
Absent: Cardenas, Huizar, Reyes and Wesson (4)**

06-1700

et al. COMMUNICATIONS FROM THE CITY ATTORNEY and CITY ADMINISTRATIVE OFFICER (CAO) and ORDINANCES FIRST CONSIDERATION relative to authorizing the employment of personnel, pursuant to the 2006-07 Budget.

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

PRESENT and ADOPT the accompanying DEPARTMENTAL PERSONNEL ORDINANCES (DPO) authorizing the employment of personnel for 2006-07 in the following departments:

06-1700-S1

a. Department of Aging

06-1700-S2

b. Department of Animal Services

06-1700-S3

c. Department of Building and Safety

06-1700-S4

d. City Administrative Officer

06-1700-S5

e. Office of the City Attorney

06-1700-S6

f. Office of the City Clerk

06-1700-S7

g. Commission for Children, Youth and Their Families

06-1700-S8

h. Commission on the Status of Women

06-1700-S9

i. Community Development Department

06-1700-S10

j. Office of the Controller

- 06-1700-S11
k. Convention Center Department
- 06-1700-S12
l. Council
- 06-1700-S13
m. Cultural Affairs Department
- 06-1700-S14
n. Department on Disability
- 06-1700-S15
o. El Pueblo de Los Angeles Historic Monument
- 06-1700-S16
p. Emergency Preparedness Department
- 06-1700-S17
q. Employee Relations Board
- 06-1700-S18
r. Department of Environmental Affairs
- 06-1700-S19
s. Ethics Commission
- 06-1700-S20
t. Office of Finance
- 06-1700-S21
u. Fire Department
- 06-1700-S22
v. Department of General Services
- 06-1700-S23
w. Housing Department
- 06-1700-S24
x. Human Relations Commission
- 06-1700-S25
y. Information Technology Agency
- 06-1700-S26
z. Office of the Mayor

- 06-1700-S27
 - aa. Department of Neighborhood Empowerment
- 06-1700-S28
 - bb. Personnel Department
- 06-1700-S29
 - cc. City Planning Department
- 06-1700-S30
 - dd. Police Department
- 06-1700-S31
 - ee. Office of the Board of Public Works
- 06-1700-S32
 - ff. Bureau of Contract Administration
- 06-1700-S33
 - gg. Bureau of Engineering
- 06-1700-S34
 - hh. Bureau of Sanitation
- 06-1700-S35
 - ii. Bureau of Street Lighting
- 06-1700-S36
 - jj. Bureau of Street Services
- 06-1700-S37
 - kk. Department of Transportation
- 06-1700-S38
 - ll. Office of the Treasurer
- 06-1700-S39
 - mm. Zoo Department

Also included is a Summary of Personnel Ordinance Changes that details changes from the listing of positions in the 2006-07 Proposed Detail of Positions and Salaries document as amended by the 2006-07 Personnel Authority Resolution (PAR). Amendments to certain DPO text sections are also included. Only corrections or changes occurring subsequent to adoption of the 2006-07 PAR (Council: July 5, 2006; Mayor: July 12, 2006; Council file No. 06-1700) are contained in the summary.

Fiscal Impact Statement: The CAO reports that funding for these positions has already been included in the 2006-07 Adopted Budget.

**Roll Call #9 - Motion (Zine - Reyes) Adopted, Ayes (13); Absent: Huizar (1)
(Item Nos. 31-32)**

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

07-0031

COMMUNICATION FROM CHAIR and MEMBER, BUDGET AND FINANCE COMMITTEE and ORDINANCE FIRST CONSIDERATION relative to amending the Los Angeles Administrative Code (LAAC) to establish the procedures for the election of two employee members and one retired member to the Board of Administration of the Los Angeles City Employees' Retirement System (LACERS).

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

PRESENT and ADOPT the accompanying ORDINANCE amending Chapter 2 of Division 23 of the LAAC to establish the procedures for the election of two employee members and one retired member to the Board of Administration of LACERS.

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

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

06-3218

CD 3

MITIGATED NEGATIVE DECLARATION, COMMUNICATION FROM VICE-CHAIR, PLANNING AND LAND USE MANAGEMENT COMMITTEE and ORDINANCE FIRST CONSIDERATION relative to a zone change at 18624 West Roscoe 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. 06-3218 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 2006-6478 MND] filed on August 21, 2006.
2. ADOPT the FINDINGS of the South Valley Area Planning Commission (SVAPC) as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the SVAPC, effecting a zone change from RA-1 to (T)(Q)R1-1 for the proposed demolition of an existing 3,058 square foot single-family dwelling and a 400 square-foot detached carport structure and the proposed construction of two single-family dwellings, one-story, 14 feet, six inches high, on two 10,700 square foot lots for property at 18624 West Roscoe Boulevard.

Applicant: Timothy C. Trinh

APCSV 2006-6477 ZC

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

4. REMOVE the (T) Tentative classification as described in detail on the sheet(s) attached to the Committee report.
5. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.
6. ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.
7. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.

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

TIME LIMIT FILE - MARCH 19, 2007

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

**ITEM NO. (33) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS
- ORDINANCE OVER TO FEBRUARY 28, 2007 - SEE FOLLOWING**

**Roll Call #16 - Motion (LaBonge - Reyes) Adopted, Ordinance Over One Week, Ayes (11);
Absent: Huizar, Weiss and Zine (3)**

06-3168

CD 4

NEGATIVE DECLARATION, COMMUNICATIONS FROM THE MAYOR, DIRECTOR OF PLANNING, AND CITY PLANNING COMMISSION, RESOLUTION and ORDINANCE FIRST CONSIDERATION relative to a General Plan Amendment and zone change for various properties on Barbara Court, Bennett Drive, Cadet Court, Dos Palos, Oakcrest Drive, and Hollycrest Drive.

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 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. 06-3168 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 Negative Declaration [ENV 2005-4973 ND] filed on November 10, 2005.

2. ADOPT the October 20, 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 Sherman Oaks - Studio City - Toluca Lake - Cahuenga Pass Community Plan from Low Density Residential to Low Medium Density Residential and to the Hollywood Community Plan from Low II Density Residential to Low Medium II Residential to correct inconsistent General Plan designations for 25 lots within the subject Community Plans. Planning Department states that there is no proposed project at this time.)

Applicant: City of Los Angeles (Director of Planning)

CPC 2005-4972 ZC GPA

4. PRESENT and ADOPT the accompanying ORDINANCE, approved by the City Planning Commission, effecting a zone change from R3-1 to [Q]RD1.5-1 within the Sherman Oaks-Studio City-Toluca Lake-Cahuenga Pass Community Plan for properties in Subarea A: 3148, 3154, 3160, 3165, 3168, 3170, Barbara Court; 3216, 3227, 3223, 3217, 3213, 3209 Bennett Drive; 3187, 3188 Cadet Court; 3200, 3202, 3204, 3206, 3208, 3210, 3222 Dos Palos; and 3159 Oakcrest Drive; and from R3-1-1 to [Q]RD1.5-1 within the Hollywood Community Plan for properties in Subarea B: 3121, 3117, 3109, 3101, 3057, 3051, 3045, 3041, 3033, 3029 and 3023 Hollycrest Drive to correct inconsistent zoning for 25 lots within the subject Community Plans, subject to Conditions of Approval.

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

5. INSTRUCT the Planning Department to update the General Plan and appropriate maps pursuant to this action.
6. ADVISE the applicant of permanent "Q" Qualified classification time limit as described in the Committee report.
7. 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.
8. 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 27, 2007

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 27, 2007)

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

ADOPTED

MOTION - (LABONGE - REYES)

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 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. 06-3168 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 Negative Declaration [ENV 2005-4973 ND] filed on November 10, 2005.**
2. **ADOPT the October 20, 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 Sherman Oaks - Studio City - Toluca Lake - Cahuenga Pass Community Plan from Low Density Residential to Low Medium Density Residential and to the Hollywood Community Plan from Low II Density Residential to Low Medium II Residential to correct inconsistent General Plan designations for 25 lots within the subject Community Plans. Planning Department states that there is no proposed project at this time.)**

Applicant: City of Los Angeles (Director of Planning)

CPC 2005-4972 ZC GPA

4. **PRESENT and ADOPT the accompanying ORDINANCE, approved by the City Planning Commission, effecting a zone change from R3-1 to [Q]RD1.5-1 within the Sherman Oaks-Studio City-Toluca Lake-Cahuenga Pass Community Plan for properties in Subarea A: 3148, 3154, 3160, 3165, 3168, 3170, Barbara Court; 3216, 3227, 3223, 3217, 3213, 3209 Bennett Drive; 3187, 3188 Cadet Court; 3200, 3202, 3204, 3206, 3208, 3210, 3222 Dos Palos; and 3159 Oakcrest Drive; and from R3-1-1 to [Q]RD1.5-1 within the Hollywood Community Plan for properties in Subarea B: 3121, 3117, 3109, 3101, 3057, 3051, 3045, 3041, 3033, 3029 and 3023 Hollycrest Drive to correct inconsistent zoning for 25 lots within the subject Community Plans, subject to Conditions of Approval.**

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

5. **INSTRUCT the Planning Department to update the General Plan and appropriate maps pursuant to this action.**
6. **ADVISE the applicant of permanent "Q" Qualified classification time limit as described in the Committee report.**

7. **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.**
8. **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 27, 2007

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 27, 2007)

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

**Roll Call #9 - Motion (Zine - Reyes) Adopted, Ayes (13); Absent: Huizar (1)
(Item Nos. 34-54)**

ITEM NO. (34) - ADOPTED

[06-3254](#)

CD 15

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and ORDINANCE FIRST CONSIDERATION relative to dedicating easement for public street and alley purpose on real property owned by the City lying on Century Boulevard between Holmes Avenue and Bandera Street.

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

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(4) of the City's Environmental Guidelines.
2. FIND that this dedication, acceptance, and establishment, of the City-owned real property as public street and alley is in substantial conformance with the General Plan pursuant to Section 556 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated October 14, 2005, to dedicate the City-owned real property lying on Century Boulevard between Holmes Avenue and Bandera Street, as public street.
4. AUTHORIZE the Board of Public Works to acquire the dedication.
5. PRESENT and ADOPT the accompanying ORDINANCE effectuating the dedication, acceptance, and establishment of the City-owned real property lying on Century Boulevard between Holmes Avenue and Bandera Street, as public street.

6. AUTHORIZE the Real Estate Division of the Bureau of Engineering to record the Ordinance with the County Recorder.

Fiscal Impact Statement: The City Engineer reports that this request is being processed in conjunction with the Fire Department Safety Bond Program under Work Order No. E170072B.

ITEM NO. (35) - ADOPTED

07-0005-S104

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 February 9, 2007:

07-0005-S104

CD 2 a. Property at 13531 West Vanowen Street (Case No. 2813).
Assessor I.D. No. 2328-013-030

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on December 3, 1999)

07-0005-S105

CD 8 b. Property at 2147 West 74th Street (Case No. 5114).
Assessor I.D. No. 6017-005-015

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 21, 2006)

07-0005-S106

CD 1 c. Property at 5966 Benner Street (Case No. 6806).
Assessor I.D. No. 5492-019-025

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on July 29, 2003)

07-0005-S107

CD 15 d. Property at 10834 South Weigand Avenue (Case No. 8723).
Assessor I.D. No. 6068-012-031

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on March 28, 2006)

07-0005-S108

CD 9 e. Property at 1135 West 46th Street (Case No. 15019).
Assessor I.D. No. 5017-018-008

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 31, 2006)

07-0005-S109

CD 2 f. Property at 13418 West Vanowen Street (Case No. 38209).
Assessor I.D. No. 2329-019-003

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 22, 2006)

07-0005-S110

CD 13 g. Property at 217 North New Hampshire Avenue (Case No. 38604).
Assessor I.D. No. 5518-026-016

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on October 24, 2006)

07-0005-S111

CD 8 h. Property at 138 East 95th Street (Case No. 45883).
Assessor I.D. No. 6052-005-017

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 22, 2006)

07-0005-S112

CD 13 i. Property at 4647 West Lexington Avenue (Case No. 59606).
Assessor I.D. No. 5542-019-029

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 17, 2007)

07-0005-S113

CD 13 j. Property at 4651 West Lexington Avenue (Case No. 59608).
Assessor I.D. No. 5542-019-030

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 17, 2007)

ITEM NO. (36) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

03-1791-S7

CD 12 COMMUNICATION FROM VICE-CHAIR, PLANNING AND LAND USE MANAGEMENT COMMITTEE relative to an application for a hardship exemption from provisions of the City's Old Granada Hills Interim Control Ordinance for the property at 17537 and 17541 Los Alimos Street.

Recommendations for Council action:

RECEIVE and FILE the application filed by Silva Derderian (Vic Toroyan, Representative), requesting a hardship exemption from the Old Granada Hills Interim Control Ordinance (No. 177159), for the proposed construction of two new single-family dwelling units for property at 17537 and 17541 Los Alimos Street, inasmuch as the applicant has withdrawn the application.

Fiscal Impact Statement: Not applicable.

ITEM NO. (37) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

06-2999

CD 7 CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 10981 San Fernando Road.

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, 2008, and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 10981 San Fernando Road.
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. (38) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

06-3035

CD 7 CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 9070 Van Nuys 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, 2008, and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 9070 Van Nuys 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. (39) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

06-3037

CD 7 CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 8745 Cedros Avenue.

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, 2008, and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 8745 Cedros Avenue.
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. (40) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

06-3076

CD 4 CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 3277 Hillock Drive.

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, 2008, and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 3277 Hillock Drive.
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. (41) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

06-2986

CD 6

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 6500 North Woodley Avenue.

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 6500 North Woodley Avenue.
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 7 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. (42) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

07-0389

CD 7 CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 11169 Glenoaks 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 January 30, 2007, and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 11169 Glenoaks 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 7 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. (43) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

07-0267

CD 9 CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 4850 South Compton Avenue.

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 January 23, 2007, and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 4850 South Compton Avenue.

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 7 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. (44) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

06-3059

CD 6 CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 6215 North Kester Avenue.

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 6215 North Kester Avenue.
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 7 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. (45) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

06-2994

CD 6 CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 8263 North Laurel Canyon 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 8263 North Laurel Canyon 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 7 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. (46) - ADOPTED

06-0100-S12

CONSIDERATION OF MOTION (GARCETTI - LABONGE) relative to amending the 32nd Program Year Community Development Block Grant (CDBG) Mid Year Reprogramming.

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

AMEND the 32nd Program Year CDBG Mid Year Reprogramming to establish a start date of July 1, 2006, for the City contract with the Los Angeles Neighborhood Land Trust for the development of a strategy for small urban parks.

(Housing, Community and Economic Development Committee waived consideration of the above matter)

ITEM NO. (47) - ADOPTED

07-0452

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:

- 07-0452
CD 14 a. MOTION (HUIZAR - PARKS) relative to declaring the Black History Educational Fair on February 15, 2007 a Special Event (fees and costs absorbed by the City = \$1,343).
- 06-1760
CD 5 b. MOTION (WEISS - ROSENDAHL) relative to declaring the Torah Procession on February 11, 2007 a Special Event (fees and costs absorbed by the City = \$2,510).
- 06-0779
CD 5 c. MOTION (WEISS - ROSENDAHL) relative to declaring the Kids4Kids 5K Run and Carnival on April 29, 2007 a Special Event (fees and costs absorbed by the City = \$1,688).
- 07-0456
CD 11 d. MOTION (ROSENDAHL - WEISS) relative to declaring the B’Nai Tikvah Carnival on March 4, 2007 a Special Event (fees and costs absorbed by the City = \$3,231).
- 07-0451
CD 13 e. MOTION (GARCETTI - LABONGE) relative to declaring the event at the Hollywood Museum on February 15, 2007 a Special Event (event sponsor to reimburse the City for all fees and costs incurred).
- 06-0409
CD 5 f. MOTION (WEISS - GREUEL) relative to declaring the Seventh Annual Spring Festival on April 22, 2007 a Special Event (fees and costs absorbed by the City = \$4,561).
- 05-0254
CD 5 g. MOTION (WEISS - WESSON) relative to declaring the 17th Annual NAACP Theater Awards on February 20, 2007 a Special Event (fees and costs absorbed by the City = \$1,188).

ITEM NO. (48) - ADOPTED

04-0010-S45

MOTION (PERRY - ZINE) relative to reinstating the reward offer in the death of Jorge Manuel Valenzuela and Alfonso Miguel Herrera 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 death of Jorge Manuel Valenzuela and Alfonso Miguel Herrera (Council action of August 15, 2006, Council file No. 04-0010-S45) 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.

ITEM NO. (49) - ADOPTED - TO THE MAYOR FORTHWITH

07-0010-S2

MOTION (PERRY - ROSENDAHL - HAHN) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Nicole Marie Harvey on January 26, 2007.

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

1. PROVIDE an offer of reward in the amount of \$50,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Nicole Marie Harvey on January 26, 2007.
2. FIND that the subject reward complies with the provisions of Chapter 12, Article 1, Division 19, of the Los Angeles Administrative Code.
3. DIRECT the City Clerk to publish the required notices and/or advertisements to effectuate this reward.

ITEM NO. (50) - ADOPTED

07-0455

CD 5

MOTION (ROSENDAHL - WEISS) relative to initiating street vacation proceedings for the public and future street northwesterly of the intersection between Deervale Place and Fawndale Place in Council District Five.

Recommendations for Council action:

1. INITIATE street vacation proceedings, pursuant to California Streets and Highways Code, Division 9, Part 3, Public Streets, Highways and Service Easements Vacation Law for the public and future street northwesterly of the intersection between Deervale Place and Fawndale Place in Council District Five.
2. DIRECT the Bureau of Engineering to investigate the feasibility of this vacation request.
3. DIRECT the Bureau of Engineering to present its report regarding the feasibility of vacating the requested areas to the Public Works Committee.
4. DIRECT the City Clerk to schedule this request for the City Council's consideration at the appropriate time under the City's Street Vacation procedures.

ITEM NO. (51) - ADOPTED

07-0453

CD 3

MOTION (ZINE - SMITH) relative to a Neighborhood Council lease agreement for office space at 19130 Ventura Boulevard, Tarzana.

Recommendation for Council action:

APPROVE the executed Neighborhood Council Lease Agreement between the City of Los Angeles, through the Department of Neighborhood Empowerment (on behalf of the Tarzana Neighborhood Council), and Tarzana Community and Cultural Center, under the terms and conditions outlined in the Neighborhood Council Lease Agreement dated January 3, 2007, attached to the Council file.

ITEM NO. (52) - ADOPTED

05-0490

CD 9 MOTION (PERRY - GARCETTI) relative to rescinding Council action of January 26, 2007 relative to declaring the Seventh Annual Garifuna Day Street Festival a special event.

Recommendation for Council action:

RESCIND Council action of January 26, 2007 relative to the special event declaration for the Seventh Annual Garifuna Day Festival on April 14, 2007 (Council file No. 05-0490) pursuant to the request of the sponsoring organization.

ITEM NO. (53) - ADOPTED FORTHWITH

06-2664

CD 11 MOTION (ROSENDAHL - WEISS) relative to an amendment to the personal services contract with Mary E. Misono to provide services to the 11th Council District.

Recommendations for Council action:

1. APPROVE the amendment to the personal services contract with Mary E. Misono to provide additional funds in an amount not to exceed \$16,000 for the performance of her duties to the 11th Council District and also extend the term of the contract through June 30, 2007.
2. AUTHORIZE the Councilmember of the 11th Council District to execute said contract on behalf of the City.
3. INSTRUCT the City Clerk to encumber the necessary funds against the Contractual Services Account of the Council Fund for the Fiscal Year 2006-07.

ITEM NO. (54) - ADOPTED

06-0276

RESOLUTION (ROSENDAHL - LABONGE) relative to declaring February 18-24, 2007 as "National Engineer's Week" in the City of Los Angeles.

Recommendation for Council action:

RESOLVE to DECLARE February 18-24, 2007 as "National Engineer's Week" in the City of Los Angeles.

ITEM NO. (55) - MOTION ADOPTED TO DISAPPROVE - SEE FOLLOWING

Roll Call #14 - Motion (Smith - Reyes) Adopted, Ayes (11); Absent: Huizar, Weiss and Zine (3)

07-0450

CD 12 CONTINUED CONSIDERATION OF FINAL MAP OF TRACT NO. 52716 for property lying westerly of Shoshone Avenue and northerly of Regency Way and accompanying Subdivision Improvement Agreement and Contract with attached security documents.

(Bond No. C-111070)

(Quimby Fee: \$48,580)

Applicants: Highwater Granada Hills, LLC

Bruce Schofield

(Continued from Council meeting of February 16, 2007)

ADOPTED

AMENDING MOTION (SMITH - REYES)

Recommendation for Council action:

DISAPPROVE the Final Map of Tract No. 52716 for property lying westerly of Shoshone Avenue and northerly of Regency Way; and further, REFER this matter to the Bureau of Engineering and City Planning Department for further review and resolution.

Closed Sessions - Items 56-62

ITEM NO. (56) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - TO THE MAYOR FORTHWITH - SEE FOLLOWING

Roll Call #17 - Motion (Smith - Reyes) Adopted, Ayes (11); Absent: Huizar, Weiss and Zine (3)

06-2882

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 Elvis Ponce De Leon v. City of Los Angeles, et al., United States District Court Case No. CV 00-7402GAF. (This action arises from an arrest involving members of the Los Angeles Police Department.)

(Budget and Finance Committee considered the above matter in Closed Session on February 9, 2007)

ADOPTED

MOTION (PARKS - GREUEL)

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

1. **AUTHORIZE the City Attorney to expend \$625,000 in settlement of the case entitled Elvis Ponce De Leon v. City of Los Angeles, et al., United States District Court Case No. CV 00-7402GAF, from the Liability Claims Account No. 9770, Fund 100, Department 59.**
2. **AUTHORIZE the City Attorney to draw demands thereon in said amounts payable as follows:**
 - a. **\$50,000 payable to Prudential Assigned Settlement Services Corporation (structured settlement for Ponce de Leon, Jr.)**
 - b. **\$575,000 payable to Moreno, Becerra & Casillas and Ponce de Leon, Sr.**

This matter was approved by the Budget and Finance Committee (Parks - Greuel - Rosendahl - Smith "yes") at its meeting on February 9, 2007, in Closed Session as permitted by Government Code Section 54956.9(a).

**ITEM NO. (57) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - TO THE MAYOR FORTHWITH
- SEE FOLLOWING**

Roll Call #18 - Motion (Parks - Greuel) , Ayes (11); Absent: Huizar, Weiss and Zine (3)

07-0022

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 Heather Bell and Gloria Ortega v. City of Los Angeles, et al., Los Angeles Superior Court Case No. BC 342918. (Plaintiffs allege discrimination and retaliation in the Los Angeles Police Department.)

(Budget and Finance Committee considered the above matter in Closed Session on February 9, 2007)

ADOPTED

MOTION (PARKS - GREUEL)

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

1. **AUTHORIZE the City Attorney to expend \$125,000 in settlement of the case entitled Heather Bell and Gloria Ortega v. City of Los Angeles, et al., Los Angeles Superior Court Case No. BC 342918, from the Liability Claims Account No. 9770, Fund 100, Department 59.**
2. **AUTHORIZE the City Attorney to draw demands therefrom payable as follows:**
 - a. **\$100,000 payable to Nye, Peabody & Stirling and James H. Cordes and Heather Bell;**
 - b. **\$25,000 payable to Nye, Peabody & Stirling and James H. Cordes and Gloria Ortega.**

3. **APPROVE** settlement terms which provides plaintiff a good faith opportunity to clear background issue that prevented her from being rehired and allowing her to apply for rehiring.

This matter was approved by the Budget and Finance Committee (Parks - Greuel - Rosendahl - Smith “yes”), at its meeting on February 9, 2007, in Closed Session as permitted by Government Code Section 54956.9(a).

ITEM NO. (58) - CONTINUED TO MARCH 7, 2007

**Roll Call #2 - Motion (Parks - Smith) Adopted to Continue, Unanimous Vote (10);
Absent: Cardenas, Huizar, Reyes and Wesson (4)**

06-2640

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to the case entitled Lewis Bressler, Brenda Lee, Gary Mellinger v. City of Los Angeles, et al., Los Angeles Superior Court Case No. BC 336783. (Plaintiffs allege discrimination and retaliation in the Los Angeles Fire Department.)

(Budget and Finance Committee considered the above matter in Closed Session on February 9, 2007)

ITEM NO. (59) - CONTINUED TO FEBRUARY 27, 2007

**Roll Call #3 - Motion (Parks - Greuel) Adopted to Continue, Unanimous Vote (10);
Absent: Cardenas, Huizar, Reyes and Wesson (4)**

07-0024

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 Martha Rivera v. City of Los Angeles, Los Angeles Superior Court Case No. BC 339898. (Plaintiff alleges sexual harassment and discrimination.)

(Budget and Finance Committee considered the above matter in Closed Session on February 9, 2007)

**ITEM NO. (60) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - TO THE MAYOR FORTHWITH
- SEE FOLLOWING**

Roll Call #19 - Motion (Parks - Greuel) Adopted, Ayes (11); Absent: Huizar, Weiss and Zine (3)

05-2045

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 Jose Hernandez, et al., v. City of Los Angeles, et al., United States District Court Case No. CV 03-5516 DDP (Ex). (This action arises from an incident involving members of the Los Angeles Police Department, on January 1, 2003.)

(Budget and Finance Committee considered the above matter in Closed Session on February 9, 2007)

ADOPTED

MOTION (PARKS - GREUEL)

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

- 1. AUTHORIZE the City Attorney to expend a total not to exceed amount of \$133,092.65 to satisfy the judgment, recoverable costs and accrued interest in the case entitled Jose Hernandez, et al., v. City of Los Angeles, et al., USDC Case No. CV 03-5516 DDP (Ex), from the Liability Claims Account No. 9770, Fund 100, Department 59.**
- 2. AUTHORIZE the City Attorney to draw a demand thereon in said not to exceed amount of \$133,092.65, payable to Rodriguez and Associates, Jose Hernandez and Melida Hernandez.**

This matter was approved by the Budget and Finance Committee (Parks - Greuel - Smith "yes"), at its meeting on February 9, 2007, in Closed Session as permitted by Government Code Section 54956.9(a).

ITEM NO. (61) - CONTINUED TO FEBRUARY 27, 2007

**Roll Call #3 - Motion (Parks - Greuel) Adopted to Continue, Unanimous Vote (10);
Absent: Cardenas, Huizar, Reyes and Wesson (4)**

07-0063

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 Weinberger v. City of Los Angeles, Los Angeles Superior Court Case No. BC 342272. (This is an inverse condemnation lawsuit concerning 2916 Beachwood Drive.)

(Budget and Finance Committee considered the above matter in Closed Session on February 9, 2007)

**ITEM NO. (62) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - TO THE MAYOR FORTHWITH
- SEE FOLLOWING**

Roll Call #20 - Motion (Parks - Greuel) Adopted, Ayes (11); Absent: Huizar, Weiss and Zine (3)

06-0390

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 cases entitled Ames Construction, et al., v. City of Los Angeles, Los Angeles Superior Court (LASC) Case No. BC 280141; Utility Audit Company, Inc., v. City of Los Angeles, LASC Case No. BC 243447; Daniel K. Whang, et al., v. City of Los Angeles, LASC Case No. BC 298615. (These cases involve interest on sewer fee refunds.)

(Budget and Finance Committee considered the above matter in Closed Session on February 9, 2007)

ADOPTED

MOTION (PARKS - GREUEL)

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

1. **AUTHORIZE** the City Attorney to expend \$1,864,176.29 in settlement of the cases entitled Ames Construction, et al., v. City of Los Angeles, LASC Case No. BC 280141; Utility Audit Company, Inc., v. City of Los Angeles, LASC Case No. BC 243447; Daniel K. Whang, et al., v. City of Los Angeles, LASC Case No. BC 298615, from the Sewer Operation and Maintenance Fund No. 760, Account Y300, in the following amounts:
 - a. \$929,709.61 for Ames Construction, et al., v. City of Los Angeles
 - b. \$560,176.85 for Utility Audit Company, Inc., v. City of Los Angeles
 - c. \$374,289.83 for Daniel K. Whang, et al., v. City of Los Angeles
2. **AUTHORIZE** the City Attorney or designee to prepare instructions to the Chief Accounting Officer, Department of Public Works, for any necessary technical adjustments, subject to the approval of the City Administrative Officer, and **AUTHORIZE** the Chief Accounting Officer, Department of Public Works, to implement the instructions.

This matter was approved by the Budget and Finance Committee (Parks - Greuel - Smith "yes") at its meeting on February 9, 2007, in Closed Session as permitted by Government Code Section 54956.9(a).

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

07-0527

MOTION (PARKS - LABONGE) relative to declaring the University of Southern California's 124th Commencement Ceremonies on May 9-11, 2007 a Special Event (fees and costs absorbed by the City = \$49,344).

06-0366

MOTION (PARKS - LABONGE) relative to declaring the Los Angeles Urban League's Second Annual Community Showcase in the Baldwin Hills Crenshaw Plaza on February 24, 2007 a Special Event (fees and costs absorbed by the City = \$6,570).

07-0526

MOTION (ROSENDAHL - REYES) relative to declaring the Trees to the Sea 2007 on March 10, 2007 a Special Event (fees and costs absorbed by the City = \$1,226).

- 06-3214 MOTION (CARDENAS - GARCETTI) relative to declaring the Family Health Fair on March 11, 2007 a Special Event (fees and costs absorbed by the City = \$600).
- 05-1456 MOTION (HAHN - LABONGE) relative to declaring the Third Annual City of Los Angeles 5K Run/Walk for Victim's Rights on March 31, 2007 a Special Event (fees and costs absorbed by the City = \$8,000).
- 07-0521 MOTION (CARDENAS - LABONGE) relative to declaring the Panorama City-Van Nuys Spring Parade on April 29, 2007 a Special Event (fees and costs absorbed by the City = \$1,208).
- 07-0172 MOTION (CARDENAS - SMITH) relative to declaring the Council District Six and Help Keep it Clean Community Clean Up on February 24, 2007 a Special Event (fees and costs absorbed by the City = \$1,500).
- 07-0520 MOTION (REYES - ROSENDAHL) relative to declaring the 27th Annual Ceremony to Honor Cuauhtemoc on February 24, 2007 a Special Event (fees and costs absorbed by the City = \$1,500).
- 05-0440 MOTION (PERRY - LABONGE - HAHN) relative to declaring the Los Angeles St. Patrick's Day Parade on March 16, 2007 a Special Event (fees and costs absorbed by the City = \$4,000).
- 07-0517 MOTION (WEISS - GREUEL) relative to declaring the Annual Purim Carnival on March 4, 2007 a Special Event (fees and costs absorbed by the City = \$312).
- 07-0516 MOTION (WEISS - GREUEL) relative to declaring the Walk-a-Mile in Her Shoes - Men's March to End Violence Against Women on April 28, 2007 a Special Event (fees and costs absorbed by the City = \$1,188).
- 07-0524 MOTION (GARCETTI - LABONGE) relative to declaring the LAX event on February 23, 2007 a Special Event (event sponsor to reimburse the City for all fees and costs incurred).
- 07-0523 MOTION (GARCETTI - LABONGE) relative to declaring the premiere of Wild Hogs on February 27, 2007 a Special Event (event sponsor to reimburse the City for all fees and costs incurred).
- 05-0289 MOTION (GARCETTI - LABONGE) relative to declaring the Avalon event on February 21, 2007 a Special Event (event sponsor to reimburse the City for all fees and costs incurred).

07-0522

MOTION (GARCETTI - LABONGE) relative to declaring the Club Social and Vanity Fair event on February 25, 2007 a Special Event (event sponsor to reimburse the City for all fees and costs incurred).

07-0515

MOTION (WEISS - ROSENDAHL) relative to declaring the Pre-Oscar Party on February 24, 2007 a Special Event (event sponsor to reimburse the City for all fees and costs incurred).

07-0519

MOTION (WESSON - WEISS - ROSENDAHL) relative to installing street banners announcing the 120th Anniversary of the Palms Community and to promote the Palms Neighborhood Council on March 2007 - March 2008.

06-0292

MOTION (PERRY - HAHN) relative to a Neighborhood Council lease agreement at 4523 South Main Street in Council District Nine.

06-2711

MOTION (PARKS - CARDENAS) relative to amending Council action of January 9, 2007 in connection with the donation of surplus computers (Council file No. 06-2711).

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

07-0002-S37

RESOLUTION (PARKS - PERRY - WESSON - GARCETTI) relative to the City's position in connection with the 'Commission to Study Reparation Proposals for African-Americans Act.'

07-0525

RESOLUTION (ROSENDAHL - REYES) relative to declaring February 27, 2007 as Elizabeth Taylor Day in the City of Los Angeles.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon her request, and without objections, Councilmember Greuel was excused from Council session of March 7, 2007, to leave early at 10:45 a.m. due to City business.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

07-0017 The Doors

(Garcetti - LaBonge)

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

07-0018	Mike Matsumiya	(Hahn - Rosendahl)
	Mrs. Irene Johnson	(Perry)
	Nikki Bacharach	(Garcetti)
	Army Guard Spc. Dennis L. Sellen, Jr.	(Smith)

Ayes, Cardenas, Greuel, Hahn, LaBonge, Parks, Perry, Reyes, Rosendahl, Smith, Wesson and President Garcetti (11); Absent: Huizar, Weiss and Zine (3). Council District Seven Vacant.

Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk	PRESIDENT OF THE CITY COUNCIL
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