

Los Angeles City Council, **Journal/Council Proceedings**
Wednesday, **May 2, 2007**
John Ferraro Council Chamber, Room 340, City Hall - 10 am

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

ROLL CALL - Members present: Cardenas, Greuel, Huizar, Parks, Rosendahl, Smith, Weiss, Wesson, Zine and President Garcetti (10); Absent: Alarcon, Hahn, LaBonge, Perry and Reyes (5).

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
APRIL 27, 2007

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - NONE

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 for Which Public Hearings Have Been Held - Items 1-22

ITEM NO. (1) - ADOPTED - FORTHWITH

Roll Call #7 - Motion (Greuel - Rosendahl) Adopted, Ayes (13); Absent: Alarcon and LaBonge (2)

[07-0583](#)

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT and COMMUNICATION FROM THE EXECUTIVE EMPLOYEE RELATIONS COMMITTEE relative to the appointment of Mr. Robert L. Andrade as the permanent General Manager of El Pueblo de Los Angeles Historic Monument.

ADOPTED

A. ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Robert L. Andrade as the permanent General Manager of El Pueblo de Los Angeles Historic Monument, effective March 21, 2007, is APPROVED and CONFIRMED.

Ethics Commission Review: Complete

TIME LIMIT FILE - MAY 17, 2007

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

ADOPTED

B. COMMUNICATION FROM THE EXECUTIVE EMPLOYEE RELATIONS COMMITTEE

Recommendation for Council action:

RESOLVE that the salary of pay for the position of permanent General Manager, El Pueblo de Los Angeles Historic Monument, shall BE ESTABLISHED, as recommended by the Mayor and approved by the Executive Employee Relations Committee.

(Council may recess to Closed Session, pursuant to Government Code 54957.6, relative to the above salary recommendation)

ITEM NO. (2) - ADOPTED - FORTHWITH

Roll Call #8 - Motion (Huizar - Weiss) Adopted, Ayes (13); Absent: Alarcon and LaBonge (2)

07-1048

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the Mayor's appointment of Mr. Glen C. Dake to the Cultural Heritage Commission.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Glen C. Dake to the Cultural Heritage Commission for the term ending June 30, 2010, to fill the vacancy created by the resignation of Stanley Stafford who resigned on March 2, 2007, is APPROVED and CONFIRMED. Mr. Dake resides in Council District Four. (Current Commission gender composition: M=2; F=2; vacancy=1)

Ethics Commission Review: Complete

Background Check Review: Pending

TIME LIMIT FILE - MAY 21, 2007

(LAST DAY FOR COUNCIL ACTION - MAY 18, 2007)

ITEM NO. (3) - ADOPTED

Roll Call #6 - Motion (Wesson - Rosendahl) Adopted, Ayes (13); Absent: Alarcon and LaBonge (2)

05-0336-S3

TRADE, COMMERCE AND TOURISM COMMITTEE REPORT and ORDINANCES FIRST CONSIDERATION relative to the proposed disposal of property jointly owned by the Port of Long Beach (POLB) and the Port of Los Angeles (POLA) along the Alameda Corridor Transportation Authority (ACTA) railroad right-of-way and track locations.

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

1. DETERMINE, in accordance with Administrative Code Section 7.2, that the public interest or necessity requires, in connection with the CONSTRUCTION, operation and maintenance of the Alameda Corridor rail facility, the conveyance of 50 percent interest in real property without notice of sale or advertisement for bids.
2. PRESENT and ADOPT the accompanying ORDINANCE to grant to the City of Long Beach an undivided 50 percent share in several land parcels (ACTA Parcels HF-460, HF-460-1 and HF-461) currently owned by the City of Los Angeles, and underlying Alameda Corridor track segments.
3. PRESENT and ADOPT the accompanying ORDINANCE to abandon two rail easements (ACTA Parcels HF-480-A and HF-480-B) near Henry Ford Avenue.
4. CONCUR with the Board of Harbor Commissioners' action of January 4, 2007 approving Order Nos. 6893 and 6894 authorizing the Harbor Department's Executive Director and the Board Secretary to execute and attest all necessary documents related to the proposed disposal of property.

Fiscal Impact Statement: The City Administrative Officer reports that pursuant to the Alameda Corridor railroad operations, jointly-owned by the POLB and POLA, the Harbor Department (Port) request to execute the proposed disposal of property, grant and easement deeds, and certificates of acceptance deeds will have no financial impact on the General Fund. There is no cost associated with the granting and acceptances of these actions or deeds and no funds will be paid to the Port. The Port previously received \$2,120,425 in reimbursement costs from the POLB for construction and property acquisition along Alameda Corridor for the railroad (access) improvement project.

ITEM NO. (4) - ADOPTED

Roll Call #9 - Motion (Greuel - Reyes) Adopted, Ayes (13); Absent: Alarcon and LaBonge (2)

06-3132

CD 2

CONTINUED CONSIDERATION OF ORDINANCE SECOND CONSIDERATION approved by the City Planning Commission (CPC), effecting a zone change from C2-1VL, P-1, and R1-1 to (T)(Q)R3-1 for the proposed demolition of an existing plant nursery and three single family residences for the construction, use, and maintenance of a 94-unit residential condominium structure. The building will be three stories above one level of subterranean parking garage with a maximum height of 39 feet, six inches. Parking will include 188 tandem parking spaces for the residents, 47 guest parking spaces

(including two handicap parking spaces) for the property at 12004-26 Riverside Drive, subject to Conditions of Approval. (CPC also disapproved a Specific Plan Exception without prejudice, approved a Project Permit Adjustment, Project Permit Compliance Review, and Site Plan Review.)

Applicant: Valley Village 96 Ventures

CPC 2005-9211 ZC SPE SPPA SPP SPR

(Mitigated Negative Declaration, Planning and Land Use Management Committee Report and Findings adopted on February 9, 2007)

(Continued from Council meeting of April 18, 2007)

**Roll Call #3 - Motion (Parks - Zine) Adopted, Ayes (11); Absent: Alarcon, Hahn, LaBonge and Perry (4)
(Item Nos. 5-7)**

ITEM NO. (5) - ADOPTED

04-2331

CD 2

ORDINANCE SECOND CONSIDERATION relative to levying the assessments and ordering the maintenance of the Glenoaks Boulevard and Nettleton Street No. 4 (Reballot) Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing closed April 25, 2007)

ITEM NO. (6) - ADOPTED

06-2514-S2

BUDGET AND FINANCE COMMITTEE REPORT relative to the status of Reserve Fund loans as of December 31, 2006.

Recommendation for Council action:

NOTE and FILE the Controller's report relative to the status of Reserve Fund loans as of December 31, 2006, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (7) - ADOPTED

07-0959

BUDGET AND FINANCE COMMITTEE REPORT relative to a summary of citywide outside counsel expenditures for Fiscal Year (FY) 2006-07 as of December 31, 2006.

Recommendations for Council action:

1. NOTE and FILE the City Attorney report relative to a summary of citywide outside counsel expenditures for FY 2006-07 as of December 31, 2006, inasmuch as the report is submitted for information only and no Council action is necessary.
2. REQUEST the City Attorney to submit to the Budget and Finance Committee on a quarterly basis a summary of citywide outside counsel expenditures. Future reports should include information relative to Community Redevelopment cases and workers' compensation cases in the City Administrative Officer categories.

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.)

**Roll Call #4 - Motion (Smith - Zine) Adopted to Continue, Unanimous Vote (11); Absent: Alarcon, Hahn, LaBonge and Perry (4)
(Item Nos. 8-9)**

ITEM NO. (8) - CONTINUE TO JUNE 1, 2007

07-0002-S64

INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT relative to the City's position on Senate Bill (SB) 7 (Oropeza), which would make it an infraction for a person to smoke when a minor is in the vehicle.

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

RESOLVE to include in the City's 2007-08 Legislative Program SUPPORT for SB 7 (Oropeza), which would make it an infraction for a person to smoke a pipe, cigar, or cigarette in a motor vehicle when a minor is in the vehicle.

Fiscal Impact Statement: The Chief Legislative Analyst reports that there is no impact on the General Fund. The City Administrative Officer has not completed a financial analysis of this report.

ITEM NO. (9) - CONTINUE TO JUNE 1, 2007

07-0002-S66

INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT relative to the City's position on Senate Bill (SB) 4 (Oropeza), which would make it an infraction for a person to smoke on a State coastal beach or park.

Recommendation for Council action, pursuant to Resolution (Huizar - LaBonge - Hahn), SUBJECT TO THE CONCURRENCE OF THE MAYOR:

RESOLVE to include in the City's 2007-08 Legislative Program SUPPORT for SB 4 (Oropeza), which would make it an infraction for a person to smoke a pipe, cigar, or cigarette on a State coastal beach or a State park.

Fiscal Impact Statement: The Chief Legislative Analyst reports that there is no impact on the General Fund. The City Administrative Officer has not completed a financial analysis of this report.

ITEM NO. (10) - REFERRED TO PERSONNEL COMMITTEE

Roll Call #1 - Motion (Zine - Wesson) Adopted to Refer, Unanimous Vote (11); Absent: Alarcon, Hahn, LaBonge and Perry (4)

06-1187

PERSONNEL COMMITTEE REPORT relative to proposed resolution to remove criminal record questions from the City of Los Angeles employment application.

Recommendations for Council action, as initiated by Resolution (Perry - Rosendahl - Garcetti):

1. RECEIVE and FILE the Personnel Department reports dated July 17, 2006, January 10, 2007, and February 14, 2007, inasmuch as the recommendations that follow supersede any previous recommendations contained in the above reports.
2. INSTRUCT the PaySR Steering Committee to place as a high priority the development and implementation of enhancements to the PaySR system to enable the Personnel Department to track employees who have been fingerprinted and to prevent employees who have not been fingerprinted from being placed on the City payroll.
3. REQUEST that the Civil Service Commission, upon implementation of the necessary enhancements to the City's PaySR system described in Recommendation 2 above, approve the Personnel Department's recommendation to remove the criminal history question from the City's Employment Application.
4. INSTRUCT the Personnel Department to report back on a quarterly basis regarding progress made.
5. DIRECT the Personnel Department and the City Administrative Officer (CAO) to report back on the feasibility of requiring background check by the Federal Bureau of Investigation of all City employees prior to appointment.

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

ITEM NO. (11) - ADOPTED

Roll Call #10 - Motion (Reyes - Hahn) Adopted , Ayes (13); Absent: Alarcon and LaBonge (2)

07-1061

CD 4 CONSIDERATION OF APPEAL FILED BY JOSEPH D. TUCHMAYER from the determination of the Board of Building and Safety Commissioners relative to a haul route to export 19,800 cubic yards of soil from property at 8195 and 8209 Laurelmont Drive.

Applicant: Eduardo Viera Bertoni

BF 060056

TIME LIMIT FILE – MAY 7, 2007

(LAST DAY FOR COUNCIL ACTION – MAY 4, 2007)

(Planning and Land Use Management Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comments will be provided.)

(For background reports and materials related to this matter, contact the Legislative Assistant for the Planning and Land Use Management Committee at 213-978-1068)

ADOPTED

MOTION (REYES - HAHN)

1. **FIND that the measures as proposed, will reduce any potential significant adverse effect to a level of insignificance, and ADOPT the Mitigated Negative Declaration, ENV 2006-6881-MND.**
2. **APPROVE the haul route application, subject to all conditions specified in the Department of Building and Safety’s report dated January 31, 2007, attached to the Council file, with the following changes:**
 - a. **Item “C.2” shall be modified as follows:**

The export of fill material shall be completed within the maximum time limit of 200 hauling days.
 - b. **Item “C.7” shall be modified as follows:**

Three flag persons shall be required for this operation. Two flag persons shall be at the job site to assist the trucks in and out of the project area. The third flagperson shall be located at the intersection of Laurelmont Drive and Laurel Canyon Boulevard and shall assist the trucks in turning around Flag person(s) and warning signs shall be in compliance with the latest edition of “Work Area Traffic Control Handbook.”

- c. Item "C.8" shall be modified as follows:

EMPTY TRUCK ROUTE:

From the Bradley Landfill to the 170 Freeway southbound to the 101 Freeway southbound to the Highland Avenue exit; southbound on Highland Avenue; right turn (westbound) on Hollywood Boulevard; right turn (northbound) on Laurel Canyon Boulevard; right turn (eastbound) on Laurelmont Drive to the job site.

- d. The developer/owner shall provide, at the owners expense, a grading deputy inspector to be on-site during the hauling operations to monitor hauling activities.

**Roll Call #3 - Motion (Parks - Zine) Adopted, Ayes (11); Absent: Alarcon, Hahn, LaBonge and Perry (4)
(Item Nos. 12-14)**

ITEM NO. (12) - ADOPTED

07-0586

CD 2 CATEGORICAL EXEMPTION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to appeal on Tentative Tract No. 67052 for property at 13530 Moorpark Street.

Recommendations for Council action:

1. FIND that this action is categorically exempt from California Environmental Quality Act pursuant to Article III, Class 1(10) of the City's Environmental Guidelines.
2. ADOPT the FINDINGS of the Planning and Land Use Management Committee as the Findings of the Council.
3. RESOLVE to GRANT APPEAL filed by Edward E. Diskin (BMI Associates, Inc., Representative) from part of the determination of the South Valley Area Planning Commission in sustaining the decision of the Deputy Advisory Agency in approving Tentative Tract No. 67052 and THEREBY APPROVE the proposed construction of a one-lot subdivision for a maximum five-unit condominium conversion with two units set aside for moderate income residential and four covered and four uncovered parking spaces for property at 13530 Moorpark Street subject to Conditions of Approval, as modified by the Planning and Land Use Management Committee and attached to the Committee report.

Applicant: Edward E. Diskin, EED Investments, LLC

TT 67052

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

TIME LIMIT FILE - MAY 2, 2007

(LAST DAY FOR COUNCIL ACTION - MAY 2, 2007)

ITEM NO. (13) - ADOPTED

07-0994

CD 7

NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and RESOLUTION relative to a General Plan Amendment to the Transportation Element of the General Plan and the Sunland-Tujunga-Lake View Terrace-Shadow Hills-East La Tuna Canyon Community Plan, to redesignate and downgrade a portion of Terra Vista Way, between Kagle Canyon Street to a dead end west of Pierce Street, from a Secondary Highway to a Collector Street.

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. 07-0994 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 2006-4344 ND] filed on June 23, 2006.
2. ADOPT the FINDINGS of the City Planning Commission (CPC) 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 Sunland-Tujunga-Lake View Terrace-Shadow Hills-East La Tuna Canyon Community Plan, to redesignate and downgrade a portion of Terra Vista Way, between Kagle Canyon Street to a dead end west of Pierce Street, from a Secondary Highway to a Collector Street.

Applicant: City of Los Angeles

CPC 2006-4343 GPA

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

TIME LIMIT FILE - JUNE 13, 2007

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

ITEM NO. (14) - ADOPTED

07-1062

CD 5

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an appeal on a haul route for the export of 4,211 cubic yards of soil from property at 9451 West Beverlycrest Drive.

Recommendations for Council action:

1. ADOPT the FINDINGS of the Planning and Land Use Management Committee as the Findings of the Council.

2. RESOLVE TO GRANT APPEAL filed by Roberta Weintraub and Ira Krinsky from the determination of the Board of Building and Safety Commissioners and THEREBY DENY WITHOUT PREJUDICE the application to export 4,210 cubic yards of soil from property at 9451 West Beverlycrest Drive.

Applicant: A.M. Miradamadi

BF 060120

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

TIME LIMIT FILE - MAY 4, 2007

(LAST DAY FOR COUNCIL ACTION - MAY 4, 2007)

ITEM NO. (15) - ADOPTED

Roll Call #13 - Motion (Huizar - Reyes) Adopted, Ayes (10); Absent: Alarcon, Cardenas, Hahn, LaBonge and Smith (5)

06-1648

PUBLIC SAFETY COMMITTEE REPORT relative to the development of a comprehensive database of all parole violators who are known sex offenders and reside within the city of Los Angeles.

Recommendation for Council action, as initiated by Motion (Huizar - Reyes):

NOTE and FILE Communication from the Board of Police Commissioners to Council dated January 12, 2007 and accompanying Police Department report (attached to the Council file) relative to the development of a comprehensive database of all parole violators who are known sex offenders and reside within the city of Los Angeles.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: At its meeting held August 28, 2006, the Arroyo Seco Neighborhood Council Board resolved to approve the development of the aforementioned database. Northeast L.A. is home to a large concentration of households with children. Schools are overfilled; day cares have waiting lists. Arroyo Seco Neighborhood Council, representing five family-filed communities, supports development of this comprehensive violators database and making the motion's enforcement actions a public safety priority. Law enforcement should also use this tool to work closely with neighborhood councils and watches to better protect these most precious to us, from those most threatening to them.

**Roll Call #3 - Motion (Parks - Zine) Adopted, Ayes (11); Absent: Alarcon, Hahn, LaBonge and Perry (4)
(Item Nos. 16-19)**

ITEM NO. (16) - ADOPTED

07-1150

PUBLIC SAFETY COMMITTEE REPORT relative to a proposed joint powers agreement with other local governmental agencies to establish a Regional Communications Systems Joint Powers Authority (JPA).

Recommendations for Council action:

1. APPROVE, in concept, the Joint Exercise of Powers Agreement to establish a JPA to create the Regional Communications System.
2. AUTHORIZE the Mayor to execute, on behalf of the City, the attached JPA agreement, providing it is substantially similar to the draft agreement shown in Attachment 1 of the joint report from the City Administrative Officer (CAO), Fire Department, and Police Department to the Mayor and Council dated April 5, 2007 (attached to the Council file), subject to the approval of the Risk Manager and the City Attorney as to form and legality.
3. AUTHORIZE the CAO, Fire Chief, and Chief of Police to serve as permanent members of the Governance Board for the JPA.

Fiscal Impact Statement: The CAO, Fire Chief, and Chief of Police report that approving, in concept, the "Joint Exercise of Powers Agreement to Establish a JPA to Create the Regional Communications System" will not impact the General Fund. The cost to build a regional communications system which covers the entire County of Los Angeles has been estimated to be approximately \$600 million for both the "backbone" system and handheld and vehicle radios for all agencies. The formula to determine the City of Los Angeles share has not yet been determined. The City and County will seek Federal and State grant funding. Other funding sources may include the U.S. Deficit Reduction Act, which included \$1 billion to help fund interoperability nationwide. Additional funding sources have not yet been determined.

ITEM NO. (17) - ADOPTED - TO THE MAYOR FORTHWITH

07-0937

PUBLIC SAFETY COMMITTEE REPORT relative to extending the term and modifying the budget of the COPS Office National Internal Affairs Best Practices Grant awarded by the United States Department of Justice (DOJ).

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

AUTHORIZE the Chief of Police to:

- a. Negotiate and execute modifications to the program for the DOJ COPS Office Grant (Grant).

- b. Execute a contract amendment for an increase in the payment by \$50,000 to the Police Assessment Resource Center in support of the Grant, subject to the approval of the City Attorney as to form and legality.
- c. Accept the DOJ COPS Office approval of a modification to the budget for the Grant.
- d. Request that the DOJ COPS Office modify the Grant budget in the amount of \$69,000 by transferring funds in the amount of \$69,000, within Fund 47J/46, to the following accounts:

From:

<u>Title</u>	<u>Account</u>	<u>Amount</u>
Equipment	Y202	\$59,000
Supplies	Y203	\$10,000

To:

<u>Title</u>	<u>Account</u>	<u>Amount</u>
Contract - Consultant	Y204	\$50,000
Travel	Y201	\$9,000
Transcription Services	Y204	\$2,000
Other Costs (Meetings)	Y205	\$8,000

- e. Accept the DOJ COPS Office approval of a three-month extension of the Grant term from August 31, 2007 to November 30, 2007.

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

ITEM NO. (18) - ADOPTED

07-1111

ADMINISTRATIVE EXEMPTION and TRADE, COMMERCE AND TOURISM COMMITTEE REPORT relative to a proposed third amendment to a lease with Louis Borick, an individual doing business as Superior Industries (Superior), to update the rental rates and administrative requirements, including compliance with City programs and policies, and to provide for the reduction of the leasehold size by four acres at 7800 Woodley Avenue at Van Nuys Airport (VNY).

Recommendations for Council action:

- 1. FIND that the proposed third amendment to the lease with Superior is administratively exempt from the requirements of the California Environmental Quality Act (CEQA), as provided by Article III, Class 1 (31) of the Los Angeles City CEQA Guidelines.

2. APPROVE the proposed third amendment to the lease with Superior to update the rental rates and administrative requirements, including compliance with City programs and policies, and to provide for the reduction of the leasehold size by four acres at 7800 Woodley Avenue at VNY.
3. CONCUR with the Board of Airport Commissioners' action on April 2, 2007, Board Order No. AO-5056, authorizing the Executive Director of the Los Angeles World Airports (LAWA) to execute said amendment.
4. DIRECT the LAWA to report back in 30 days with a breakdown of the operational costs of the Van Nuys Airport, including expenditures, revenues, etc.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the proposed request will generate approximately \$1 million in one-time retroactive revenue and an incremental increase in revenue of \$168,000 that will be credited to the Airport Revenue Fund. Since the LAWA is only bound by the City Debt Management Policies, the City Financial Policies are not applicable. Approval of the proposed Amendment will have no impact upon the City General Fund.

TIME LIMIT FILE - MAY 11, 2007

(LAST DAY FOR COUNCIL ACTION - MAY 11, 2007)

ITEM NO. (19) - ADOPTED

07-1104

TRADE, COMMERCE AND TOURISM COMMITTEE REPORT relative to a proposed Foreign-Trade Zone (FTZ) Developer Agreement with Port LA Distribution Center, L.P. and Port LA Distribution Center II, L.P. for the development of FTZ 202, Site No. 14, in San Pedro, California.

Recommendation for Council action:

CONCUR with the Board of Harbor Commissioners' action of March 22, 2007, and APPROVE the proposed FTZ Developer Agreement No. 2539 with Port LA Distribution Center, L.P. and Port LA Distribution Center II, L.P. for the development of FTZ 202, Site No. 14, on privately-owned property on Westmont Drive in San Pedro, California.

Fiscal Impact Statement: The City Administrative Officer reports that the proposed agreement with Port LA Distribution Center, L.P. and Port LA Distribution Center II, L.P. (Contractor) as an FTZ Developer for FTZ Site No. 14 will have no impact on the General Fund. The Contractor has paid an initial fee of \$2,500 to the Port for development of FTZ Site No. 14 that will be deposited in the Harbor Revenue Fund. Since the proposed agreement will not negatively impact the General Fund, the City Financial Policies are not applicable.

TIME LIMIT FILE - JUNE 8, 2007

(LAST DAY FOR COUNCIL ACTION - JUNE 8, 2007)

ITEM NO. (20) - ADOPTED AS AMENDED - FORTHWITH - SEE FOLLOWING

Roll Call #14 - Motion (Huizar - Rosendahl) Adopted to Reconsider, Ayes (10); Absent: Alarcon, Cardenas, Hahn, LaBonge and Smith (5)

Roll Call #15 - Motion (Huizar - Rosendahl) to Adopt as Amended, Ayes (10); Absent: Alarcon, Cardenas, Hahn, LaBonge and Smith (5)

03-2337-S1

CD 11 TRANSPORTATION COMMITTEE REPORT relative to the Wilshire Boulevard peak period bus-only lanes.

Recommendations for Council action:

1. DIRECT the Los Angeles Department of Transportation (LADOT) to implement Option A: Peak Period End-to-End Bus Lanes as detailed in the April 19, 2007 LADOT report and attached to the Committee report.
2. DIRECT the LADOT to work with the Los Angeles County Metropolitan Transportation Authority (MTA) on funding, implementation and public outreach in connection with Recommendation No. 1.
3. ~~*AUTHORIZE~~ ***DIRECT** the LADOT, ~~after establishment of~~ **to report back on** a funding source, **prior to issue releasing** a Request for Proposals (RFP) for public outreach services. ~~in an amount not to exceed \$500,000.~~ **(*Greuel-Rosendahl)**
4. DIRECT the LADOT to report back to Council *** in 45 days** on funding and public outreach results and recommend an implementation strategy for Option A. **(*Greuel - Rosendahl)**
5. DIRECT the LADOT to remove the peak period bus lanes for the street segment located on Wilshire Boulevard between Barrington Avenue and Centinela Avenue and replace them with mixed flow lanes during the peak periods in consultation with the MTA and further DIRECT the LADOT to restore the peak period bus lanes in said segment in coordination with the implementation of the other portions of Option A.
6. DIRECT the LADOT to establish a monitoring program and report back to Council on a six-month schedule after Option A has been implemented.
7. DIRECT the LADOT to develop as part of its Strategic Transportation Plan an approach for implementing Bus Rapid Transit measures along other transit corridors.

Financial Impact Statement: The LADOT reports that it will work with the MTA to obtain funding for public outreach and the capital costs of the selected bus speed improvements. Some of the engineering enhancements that are part of all three options can be implemented within the LADOT's regular operating budget. If the Option B All Day Mini Bus Lanes option is implemented, it would result in a loss of approximately \$85,000 in annual parking meter revenue to the City. If Option A Peak Period End-to-End Bus Lanes or Option C Engineering Enhancements Only is implemented, it would result in a loss of approximately \$15,000 in annual parking meter revenue to the City.

**Roll Call #3 - Motion (Parks - Zine) Adopted, Ayes (11); Absent: Alarcon, Hahn, LaBonge and Perry (4)
(Item Nos. 21-22)**

ITEM NO. (21) - ADOPTED

07-0590

CDs 8&9 HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT and PLANNING AND LAND USE MANAGEMENT COMMITTEES' REPORTS relative to a Cooperation Agreement between the Community Redevelopment Agency (CRA) and the Los Angeles Department of City Planning (DCP) in order to develop a new South Los Angeles Community Plan.

ADOPTED

A. HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

Recommendations for Council action:

1. AUTHORIZE the Chief Executive Officer, CRA, and the General Manager, DCP, or designees, to execute a Cooperation Agreement between the CRA and the DCP to share responsibilities, costs, and oversight in the development of a new South Los Angeles Community Plan (substantially as attached to the Chief Legislative Analyst (CLA) report dated March 13, 2007), subject to the review of the City Attorney as to form and legality.
2. AUTHORIZE the Chief Executive Officer, CRA, or designee, to negotiate and execute contracts in an amount not to exceed \$400,000 with pre-qualified consultants to perform the tasks necessary to create the South Los Angeles Community Plan, subject to the review of the City Attorney as to form and legality.
3. AMEND the CRA's Fiscal Year (FY) 07 Budget to transfer \$400,000 from Work Objectives H09990 (Project General), H06990 (Response to Development Opportunities), and MC6990 (Response to Development Opportunities) to Work Objectives H06150 (Strategic Plan) and MC6150 (Strategic Plan) to fund consultant services for the preparation of an Environmental Impact Report, community outreach activities, and establishment of design guidelines for the South Los Angeles Community Plan.

ADOPTED

B. PLANNING AND LAND USE MANAGEMENT COMMITTEE

Recommendations for Council action:

1. CONCUR in the recommendations of the Housing, Community and Economic Development Committee in its report dated April 20, 2007.
2. REQUEST the CRA and DCP to report back to the Planning and Land Use Management Committee in four months on the status of the new South Los Angeles Community Plan.

Fiscal Impact Statement: The Chief Legislative Analyst reports that there is not impact to the General Fund as a result of these actions.

ITEM NO. (22) - ADOPTED

06-0572

PUBLIC SAFETY and BUDGET AND FINANCE COMMITTEES' REPORTS relative to the proposed donation of 65 used ballistic helmets from the Los Angeles Police Department (LAPD) to the United States Air Force.

ADOPTED

A. PUBLIC SAFETY COMMITTEE REPORT

Recommendation for Council action:

APPROVE the donation of 65 used ballistic helmets from the LAPD to the United States Air Force, 61st Air Force Base Group, substantially as detailed in the LAPD report dated January 31, 2006 (attached to the Council file).

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

ADOPTED

B. BUDGET AND FINANCE COMMITTEE REPORT

Recommendations for Council action:

1. FIND that the sale of 65 surplus ballistic helmets to the United States Air Force, 61st Air Base Group for the below market price of \$1.00 each fulfills a humanitarian purpose.
2. AUTHORIZE the sale of 65 surplus ballistic helmets to the United States Air Force, 61st Air Base Group for the below market price of \$1.00 each.
3. REQUEST the City Attorney to expedite preparation of the appropriate documents to effectuate the sale and transfer of the above identified surplus equipment at below market value to the United States Air Force, 61st Air Base Group.
4. INSTRUCT the City Clerk to inform the United States Air Force, 61st Air Base Group that the surplus ballistic helmets must be claimed within 60 days from the date of Council approval of the request, at which time it will revert to the City's surplus equipment pool for disposal by the Department of General Services.

Fiscal Impact Statement: The Chief Legislative Analyst reports that the sale of the equipment at a below market value price is consistent with the City's Financial Policies as the United States Air Force, 61st Air Base Group is a governmental entity established to support services provided by the City of Los Angeles. This below market sale will increase the General Fund by \$65.

Items for Which Public Hearings Have Not Been Held - Items 23-47

(10 Votes Required for Consideration)

**Roll Call #6 - Motion (Wesson - Rosendahl) Adopted, Ayes (13); Absent: Alarcon and LaBonge (2)
(Item Nos. 23-25)**

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

07-0835

CDs 4&5 COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of HOLLYWOOD MEDIA DISTRICT PEDESTRIAN LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated March 20, 2007.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JULY 3, 2007 as the hearing date for the maintenance of Hollywood Media District Pedestrian Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$28,717.70 will be collected annually starting with tax year 2007-08 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: June 25, 2007)

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

06-2688

COMMUNICATION FROM THE CHAIR AND MEMBER, TRANSPORTATION COMMITTEE and ORDINANCE FIRST CONSIDERATION relative to establishing civil penalties for blocking bike lanes and violating overnight and overheight parking restrictions.

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

1. FIND that there is an urgent need to adopt an Ordinance establishing civil penalties for blocking bike paths and lanes in violation of California Vehicle Code (CVC) Section 21211(b), parking vehicles over six feet in height within 100 feet of an intersection in violation of Los Angeles Municipal Code (LAMC) Section 80.69(d), and parking vehicles without permits in Overnight Parking Districts (OPD) in violation of LAMC Section 80.54, in the interest of traffic safety and the deterrence of public nuisances.

2. PRESENT and ADOPT the accompanying ORDINANCE amending Sections 80.76 and 89.60 of Chapter VIII of the LAMC to add LAMC Section 80.54 to the list of civil penalties and establish penalty provisions for violation of LAMC Section 80.54, LAMC Section 80.69(d), and CVC Section 21211(b).
3. NOT PRESENT and ORDER FILED the ORDINANCE amending Sections 80.76 and 89.60 of Chapter VIII of the LAMC to add LAMC Section 80.54 to the list of civil penalties and establish penalty provisions for violation of LAMC Section 80.54, LAMC Section 80.69(d), and CVC Section 21211(b).
4. DIRECT the City Clerk to publish the accompanying ordinance, as described above in Recommendation No. 2, in some daily newspaper printed and published in the City of Los Angeles.
5. DIRECT the Los Angeles Department of Transportation (LADOT) to report to Council with an implementation strategy for enforcing the laws applicable to blocking bike paths and bike lanes.

Fiscal Impact Statement: The LADOT reports that adoption of the proposed Ordinance will establish civil penalties for parking violations of CVC Section 21211(b) and LAMC Sections 80.54 and 80.69(d). Once the Ordinance is in effect, the City may gain additional General Fund revenue from the issuance of parking citations to violators of these three parking prohibitions.

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

07-1318

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER (CAO) and ORDINANCE FIRST CONSIDERATION relative to the 2006-09 Firefighters and Fire Captains Memorandum of Understanding (MOU).

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

1. PRESENT and ADOPT the accompanying ORDINANCE to provide special pay, hazard pay, assignment pay and longevity pay for employees in the Firefighters and Fire Captains Representation Unit, MOU 23, for the term July 1, 2006 through June 30, 2009.
2. APPROVE the 2006-09 MOU for the Firefighters and Fire Captains Representation Unit.
3. AUTHORIZE the CAO and the Controller to correct any clerical errors in this MOU; or, if approved by the City Attorney, any technical errors.

Fiscal Impact Statement: The CAO reports that the first year cost for this MOU is approximately \$19 million. The annual ongoing cost is approximately \$57 million.

(Personnel Committee waived consideration of the above matter)

**Roll Call #5 - Motion (Wesson - Reyes) Adopted, Ayes (11); Absent: Alarcon, Hahn, LaBonge and Perry (4)
(Item Nos. 26a-28)**

ITEM NO. (26) - ADOPTED

07-0005-S282

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 April 24, 2007:

07-0005-S282

CD 15 a. Property at 2174 East 103rd Street (Case No. 10138)
Assessor I.D. No. 6066-017-044

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

07-0005-S283

CD 10 b. Property at 2115 South Palm Grove Avenue (Case No. 18466)
Assessor I.D. No. 5061-023-002

(Notice of Acceptance into the REAP/Rent Reduction Program was released on October 6, 2006)

07-0005-S284

CD 14 c. Property at 2675 East Pomeroy Avenue (Case No. 24514)
Assessor I.D. No. 5177-005-040

(Notice of Acceptance into the REAP/Rent Reduction Program was released on November 9, 2006)

07-0005-S285

CD 14 d. Property at 607 South Grande Vista Avenue (Case No. 25933)
Assessor I.D. No. 5186-018-024

(Notice of Acceptance into the REAP/Rent Reduction Program was released on March 22, 2007)

07-0005-S286

CD 1 e. Property at 2868 West Eighth Street(Case No. 33133)
Assessor I.D. No. 5077-022-012

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

07-0005-S287

CD 8 f. Property at 6101 South 11th Avenue(Case No. 80555)
Assessor I.D. No. 4006-003-011

(Notice of Acceptance into the REAP/Rent Reduction Program was released on February 16, 2007)

07-0005-S288

CD 9 g. Property at 1541 East 51st Street(Case No. 82083)
Assessor I.D. No. 5106-023-029

(Notice of Acceptance into the REAP/Rent Reduction Program was released on February 28, 2007)

ITEM NO. (27) - ADOPTED

07-1166

CONSIDERATION OF results of the public hearing held on April 30, 2007 at 3400 West Third Street, Los Angeles, 90020, in compliance with the Tax Equity and Fiscal Responsibility Act of 1982 (TEFRA), in connection with the proposed Almond Tree Senior Apartments affordable residential development at 3400 West Third Street, and RESOLUTION approving the issuance of Multifamily Housing Revenue Bonds by the California Statewide Communities Development Authority in the amount of \$27 million.

(Pursuant to Council action of April 18, 2007)

ITEM NO. (28) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

05-1483-S1

COMMUNICATION FROM THE L.A. FOR KIDS STEERING COMMITTEE relative to the proposed Request for Proposals (RFP) for the Sixth Cycle (2008-2010) Proposition K Open and Competitive Grant process.

Recommendation for Council action:

APPROVE and AUTHORIZE the City Engineer to release, the RFP for the Sixth Cycle (2008-2010) Proposition K Open and Competitive Grant Process, subject to the approval of the City Attorney.

Fiscal Impact Statement: The L.A. for Kids Steering Committee reports that approval of the release of the RFP to award Proposition K funds for the Sixth Cycle (2008-2010) will not have an impact on the General Fund. Funds to be awarded through this process total approximately \$11.5 million and are available from the Proposition K assessment approved by voters in 1996. Funding will be provided to successful applicants in fiscal years 2008-09 and/or 2009-10, subject to Council approval.

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

ITEM NO. (29) - REFERRED TO PERSONNEL COMMITTEE

Roll Call #2 - Motion (Zine - Wesson) Adopted to Refer, Unanimous Vote (11); Absent: Alarcon, Hahn, LaBonge and Perry (4)

06-1187-S1

COMMUNICATION FROM THE PERSONNEL DEPARTMENT relative to the fiscal impact of conducting a Federal Bureau of Investigation (FBI) check on all new City employees before the criminal conviction questions are removed from the City's employment application.

Recommendation for Council action:

NOTE and FILE the Personnel Department report dated March 28, 2007, relative to the fiscal impact of conducting an FBI check on all new City employees, inasmuch as the report responds to a request from Councilmember Zine made at the February 28, 2007 Personnel Committee meeting and no Council action is necessary.

Fiscal Impact Statement: The Personnel Department reports that the estimated fiscal impact of conducting an FBI check on all new hires would be \$353,268.

(Personnel Committee waived consideration of the above matter)

**Roll Call #5 - Motion (Wesson - Reyes) Adopted, Ayes (11); Absent: Alarcon, Hahn, LaBonge and Perry (4)
(Item Nos. 30-39)**

ITEM NO. (30) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

07-0387

CD 1 CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 308 West Avenue 38.

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 308 West Avenue 38.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$1,1807.23 for processing this 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 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. (31) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

07-0384

CD 1 CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 1013-39 West Figueroa Terrace.

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 1013-39 West Figueroa Terrace.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$1,1807.23 for processing this 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 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. (32) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

06-3084

CD 1 CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 1320-28 Sunset 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 28, 2006, and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 1320-28 Sunset Boulevard.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$1,807.23 for processing this 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 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. (33) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

06-3021

CD 1 CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 3626 East Tacoma 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 3626 East Tacoma Avenue.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$1,807.23 for processing this 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 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. (34) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

06-3020

CD 1 CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 3622 East Tacoma 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 3622 East Tacoma Avenue.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$1,807.23 for processing this 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 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. (35) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

06-2990

CD 1 CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 1322-28 West James M. Wood 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 1322-28 West James M. Wood Boulevard.

4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$1,807.23 for processing this 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 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. (36) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

06-2989

CD 1 CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 2215 South Vermont 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 2215 South Vermont Avenue.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$1,807.23 for processing this 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 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. (37) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

06-0555

CD 1 CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 3638 East Roseview 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 March 2, 2006, and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 3638 East Roseview Avenue.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$1,807.23 for processing this 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 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

06-0554

CD 1 CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 3640 East Roseview 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 March 2, 2006, and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 3640 East Roseview Avenue.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$1,807.23 for processing this 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 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

06-0525

CD 1 CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 1405 West Venice 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 March 3, 2006, and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 1405 West Venice Boulevard.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$1,807.23 for processing this 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 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.

**Roll Call #16 - Motion (Garcetti - Weiss) Adopted, Ayes (10); Absent: Alarcon, Cardenas, Hahn, LaBonge and Smith (5)
(Item Nos. 40a-40e)**

ITEM NO. (40) - ADOPTED

07-1323

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:

07-1323

CD 13 a. MOTION (GARCETTI - GREUEL) relative to declaring the Giffonin Hollywood Film Festival on April 25 and April 28, 2007 a Special Event (fees and costs absorbed by the City = \$9,540).

07-1324

CD 14 b. MOTION (HUIZAR - CARDENAS) relative to declaring the Sixth Annual Resource Fair on June 9, 2007 a Special Event (fees and costs absorbed by the City = \$2,246).

07-1326

CD 5 c. MOTION (WEISS - ROSENDAHL) relative to declaring the Backstage at the Geffen Playhouse on April 30, 2007 a Special Event (fees and costs absorbed by the City = \$1,188).

07-1327

CD 5 d. MOTION (WEISS - ROSENDAHL) relative to declaring the Day of Unity on May 6, 2007 a Special Event (fees and costs absorbed by the City = \$1,188).

07-1304-S1

CDs 1&9 e. MOTION (PERRY - LABONGE - WESSON) relative to declaring the Asian Pacific Islander American Heritage Month on April 27, May 22, May 26 and May 31, 2007 a Special Event (fees and costs absorbed by the City = none submitted).

Roll Call #5 - Motion (Wesson - Reyes) Adopted, Ayes (11); Absent: Alarcon, Hahn, LaBonge and Perry (4) (Item Nos. 41-47b)

ITEM NO. (41) - ADOPTED

07-0010-S12

MOTION (CARDENAS - HUIZAR) relative to offers of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for each of the groups of crimes identified on the Los Angeles Police Department (LAPD) release (attached to the Council file).

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

1. PROVIDE offers of reward in the amount of \$50,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for each of the groups of crimes identified on the LAPD release (attached to the Council file).
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. (42) - ADOPTED

07-1322

CD 8 MOTION (PARKS - LABONGE) relative to relative to installing street banners announcing the Park Mesa Heights Community Council.

Recommendations for Council action:

1. APPROVE the street banner program announcing the Park Mesa Heights Community Council, as a "City of Los Angeles Non-Event," Street Banner Program.
2. APPROVE the content of the street banners for the above specified event.

ITEM NO. (43) - ADOPTED

06-0763

CD 6 MOTION (CARDENAS - ALARCON) relative to an agreement to lease office space for the Arleta Neighborhood Council.

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 Arleta Neighborhood Council, and ZNART Limited Partnership, the terms and conditions outlined in the Neighborhood Council Lease Agreement dated March 29, 2007.

ITEM NO. (44) - ADOPTED

07-0011-S9

CD 9 MOTION (PERRY - PARKS) relative to funding assistance for the Charter Bus Program in Council District Nine.

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

1. AUTHORIZE the Board of Public Works, Office of Accounting, to TRANSFER \$25,000 from the Council District Nine portion of the Street Furniture Revenue Fund No. 43D/50 to Transportation Fund No. 385/94, Account No. T226 to supplement charter bus service for designation by Council District Nine only.
2. AUTHORIZE and REQUEST the Controller to expedite payment of \$25,000 from the Council District Nine portion of the Street Furniture Revenue Fund, as described above, to the Los Angeles Department of Transportation for the Charter Bus Program in Council District Nine.
3. AUTHORIZE the Chief Legislative Analyst, or designee, to make any technical corrections or clarifications as may be necessary to implement the intent of the Motion.

ITEM NO. (45) - ADOPTED

07-1325

CD 10 MOTION (WESSON - WEISS) relative to a donation for the beautification of the Palms neighborhood in Council District Ten.

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

1. ACCEPT the \$100,000 donation from the Kor Group for the beautification of the Palms neighborhood in Council District Ten, as further described in the text of this Motion; and INSTRUCT and AUTHORIZE the City Clerk to cause these funds to be placed in a new account in the Council District Ten Real Property Trust Fund No. 692 entitled "Palms Beautification."
2. AUTHORIZE the Councilmember of the Tenth District to thank the donor on behalf of the City.
3. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above instructions in order to effectuate the intent of the Motion.

ITEM NO. (46) - ADOPTED

05-2258

MOTION (GARCETTI - PERRY) relative to extending the term of the Ad Hoc Committee on Homelessness.

Recommendation for Council action:

EXTEND the term of the Ad Hoc Committee on Homelessness for an additional six months for a new expiration date of November 2, 2007.

ITEM NO. (47) - MAP APPROVED - CITY ENGINEER REPORT ADOPTED

07-1340

et al. FINAL MAPS in the various Council Districts.

Recommendation for Council action:

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

07-1340

- CD 2
- a. FINAL MAP OF TRACT NO. 61590 lying east side of Fernglen Avenue and northerly of Valmont Street.
(Bond No. C-11155)
(Quimby Fee: \$31,234)
Applicants: 10160 Fernglen Avenue, LLC
Lawrence J. Schmahl

07-1341

- CD 13 b. FINAL MAP OF TRACT NO. 61719 lying easterly of Westmoreland Avenue and southerly of Clinton Street.
(Quimby Fee: \$31,234)
Applicants: Hee Soon Kim
 Westcon Engineering, Inc.

Closed Session - Item 48

ITEM NO. (48) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - TO THE MAYOR FORTHWITH SEE FOLLOWING

Roll Call #17 - Motion (Parks - Smith) Adopted in Open Session, Ayes (9); Noes: Zine (1); Absent: Alarcon, Cardenas, Hahn, LaBonge and Reyes (5)

07-1245

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 David Horwitz, et al., v. City of Los Angeles, et al., Los Angeles Superior Court Case No. BC271518.

(Planning and Land Use Management Committee will consider the above matter on May 1, 2007.)

(Budget and Finance Committee waived consideration of the above matter.)

ADOPTED

MOTION (PARKS - SMITH)

- 1. AUTHORIZE the City Attorney to execute a written settlement Agreement in the case entitled David Horwitz et al v. City of Los Angeles, Los Angeles Superior Court Case No. BC271518.**
- 2. AUTHORIZE the City Attorney to pay a total of \$425,000 in settlement of the above-entitled matter from City Attorney, Fund 100, Department 59, Account No. 9770. The demand drawn on said fund shall be in the amount of \$425,000 and made payable to “Jeffer, Mangels, Butler & Marmaro, LLP Client Trust Account.”**

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

ADOPTED AS AMENDED - FORTHWITH - SEE FOLLOWING

**Roll Call #11 - Motion (Reyes - Huizar - Weiss) Findings on Need to Act - Adopted, Ayes (11);
Noes: Smith (1); Absent: Alarcon, Hahn and LaBonge (3)**

**Roll Call #12 - Motion (Reyes - Huizar - Weiss) To Adopt As Amended, Ayes (12);
Absent: Alarcon, Hahn and LaBonge (3)**

07-1383

MOTION (REYES - HUIZAR - WEISS) relative to the appropriateness of the use of force employed by the Los Angeles Police Department in response to the MacArthur Park rally.

Recommendations for Council action:

- 1. REQUEST the Los Angeles Police Commission to report back to Council in 30 days on its investigation of the events occurring at MacArthur Park following the May 1, 2007 rally in downtown Los Angeles.**
- 2. PROVIDE recommendations on what, if any, deployment, tactics and use of force modifications the Los Angeles Police Department might employ to prevent a recurrence of the unfortunate events experienced by demonstrators and media personnel dispatched to cover the May 1, 2007 March.**

ADOPTED

AMENDING MOTION (ZINE - REYES)

REQUEST the Chief of Police and Command Staff to report back to Council in 30 days on the investigation of the events occurring at MacArthur Park following the May 1, 2007 rally in downtown Los Angeles.

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

07-1384

MOTION (HUIZAR - ROSENDAHL) relative to declaring the March of Dimes - MedWalk and Festival on June 6, 2007 a Special Event (fees and costs absorbed by the City = \$2,573).

07-1385

MOTION (HUIZAR - ROSENDAHL) relative to declaring the Cinco de Mayo Fiesta on May 4, 2007 a Special Event (fees and costs absorbed by the City = \$3,098).

06-1219

MOTION (HUIZAR - CARDENAS) relative to declaring the Lummis Day on June 3, 2007 a Special Event (fees and costs absorbed by the City = \$3,564).

07-1386

MOTION (SMITH - PERRY) relative to declaring the 12th Annual National Street Rod Association Appreciation Day on May 20, 2007 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

07-1387

MOTION (CARDENAS - REYES) relative to declaring the Nuestra Senora De Zapopan Procession Community Event on May 20, 2007 a Special Event (fees and costs absorbed by the City = \$2,500).

07-1388

MOTION (GARCETTI - GREUEL) relative to declaring the 944 MAGAZINE Event on May 2, 2007 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

07-1389

MOTION (GARCETTI - GREUEL) relative to declaring the Social Hollywood Event on May 2, 2007 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

07-1390

MOTION (GARCETTI - GREUEL) relative to declaring the Zorro in Hell Event on May 5, 2007 a Special Event (fees and costs absorbed by the City = \$1,642).

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon his request, and without objections, Councilmember Huizar was excused from Council session of Friday, June 29, 2007 for City business.

Upon his request, and without objections, Councilmember Zine was excused from Council session of Friday, September 14, 2007 8, 2007 for City business.

Upon his request, and without objections, Councilmember Alarcon was excused from Council sessions of Friday, May 11, 2007 to leave at 10:45 am for City business.

Upon his request, and without objections, Councilmember Smith was excused from Council session of Friday, May 11, 2007 to leave at 11:30 am for City business.

Upon his request, and without objections, Councilmember Smith was excused from Council sessions of Wednesday, July 25 and Friday, July 27, 2007 for City business.

Upon his request, and without objections, Council President Garcetti was excused from Council session of Friday, May 11, 2007 to leave at 12:00 pm for City business.

Upon his request, and without objections, Councilmember LaBonge was excused from Council session of Tuesday, May 8, 2007 for City business.

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

07-0997 - LAFD Captain Danny G. Cypert	(Weiss - All Councilmembers)
Louis J. Papan	(Wesson - Cardenas - Alarcon - All)
Tomiko S. Robinson	(Zine)
Gladys Anderson	(Smith)

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

Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL