

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

Friday, **July 6, 2007**

Van Nuys City Hall, 14410 Sylvan Street, Van Nuys, CA 91401 - 10 am

**** ALL ITEMS FORTHWITH ****

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

ROLL CALL - Members present: Alarcon, Cardenas, Greuel, Hahn, Huizar, LaBonge, Parks, Perry, Reyes, Smith, Weiss and Zine (12); Absent: Rosendahl, Wesson and President Garcetti (3).

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
JUNE 29, 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 Noticed for Public Hearing - Items 1-9

**Roll Call #1 - Motion (Zine - Greuel) Adopted, Ayes (12); Absent: Rosendahl, Wesson and President Garcetti (3)
(Item Nos. 1-8)**

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

07-0627

CD 3 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of TOPHAM STREET AND WILBUR AVENUE LIGHTING DISTRICT.

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

1. FIND that a majority protest exists in the Street Lighting Maintenance Assessment District and therefore the assessment cannot be enacted.

2. PRESENT and ADOPT the accompanying ORDINANCE abandoning all proceedings relating to the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).
3. INSTRUCT the Director, Bureau of Street Lighting, to assure that the streetlights are not installed or are removed from service if previously installed.

(Public Hearing held June 15, 2007)

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

07-0569

CD 7

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of ORION AVENUE AND PARTHENIA STREET LIGHTING DISTRICT.

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

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

(Public Hearing held June 15, 2007)

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

07-0624

CD 2

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of MURIETTA AVENUE AND MILBANK STREET LIGHTING DISTRICT.

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

1. FIND that a majority protest exists in the Street Lighting Maintenance Assessment District and therefore the assessment cannot be enacted.
2. PRESENT and ADOPT the accompanying ORDINANCE abandoning all proceedings relating to the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

3. INSTRUCT the Director, Bureau of Street Lighting, to assure that the streetlights are not installed or are removed from service if previously installed.

(Public Hearing held June 15, 2007)

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

07-0623

CD 15 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of 11TH STREET AND CABRILLO AVENUE LIGHTING DISTRICT.

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

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

(Public Hearing held June 15, 2007)

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

07-0626

CD 1 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of WILSHIRE BOULEVARD AND BEAUDRY AVENUE LIGHTING DISTRICT.

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

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

(Public Hearing held June 15, 2007)

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

07-0618

CD 12 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of SUPERIOR STREET AND WHITE OAK AVENUE LIGHTING DISTRICT.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held June 15, 2007)

ITEM NO. (7) - PUBLIC HEARING CLOSED - ORDINANCE ADOPTED

07-0620

CD 3 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of TOPHAM STREET AND LINDLEY AVENUE LIGHTING DISTRICT.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held June 15, 2007)

ITEM NO. (8) - PUBLIC HEARING CLOSED - ORDINANCE ADOPTED

07-0625

CD 1 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of LUCAS AVENUE AND EMERALD DRIVE LIGHTING DISTRICT.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held June 15, 2007)

ITEM NO. (9) - RECEIVED AND FILED

Roll Call #2 - Motion (Weiss - Reyes) Adopted to Receive and File, Ayes (12); Absent: Rosendahl, Wesson and President Garcetti (3)

07-0317

CDs 5 & 10 CONTINUED CONSIDERATION OF HEARING TESTIMONY AND COMMENTS relative to the proposed levy of assessment of the Pico Corridor Business Improvement District, pursuant to the provisions of Section 54954.6 of the Government Code and Section 36500 et seq. of the Streets and Highways Code.

(Continued from Council meeting of April 3, 2007)

Items for Which Public Hearings Have Been Held - Items 10-38

Motions Calendared Pursuant to Prior Council Actions Authorizing Employment and Transfer of Funds Commencing with the New Fiscal Year - Items 10-11

**Roll Call #5 - Motion (Parks - Alarcon) Adopted, Ayes (12); Absent: Rosendahl, Wesson and President Garcetti (3)
(Item Nos. 10-13)**

ITEM NO. (10) - ADOPTED

07-1657

APPROPRIATION OF FUNDS relative to initiating the "Evaluation of Social Service and Gang Prevention Delivery Systems".

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

1. APPROPRIATE \$350,000 from the Reserve Fund to the Unappropriated Balance/Gang Prevention and Social Service Evaluation and APPROPRIATE therefrom to Office of the Controller Fund No. 100/26, Account No. 3040.
2. DECREASE appropriations from Account No. W122, Community Development Department (CDD), for \$143,301 and Account No. W200 LA Bridges Program Fiscal Year 04-05 for \$6,699 from CDD's General Fund Various Programs Fund No. 551.
3. APPROPRIATE \$150,000 in CDD's General Fund Various Program Fund No. 551, Account No. C126, Office of the Controller.
4. APPROPRIATE \$150,000 within Controller's Fund No. 100/26, Account No. 3040 Contractual Services.

(Communication from Chair and Member, Housing, Community and Economic Development Committee adopted on June 20, 2007)

ITEM NO. (11) - ADOPTED

06-2903

APPROPRIATION and TRANSFER OF FUNDS relative to a contract amendment with Legal Plus Inc., to provide contracted paralegals to support Rent Stabilization services and related actions.

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

1. TRANSFER appropriations within Fund No. 440, Rent Stabilization Trust Fund, Department No. 43 as follows:

	<u>Account</u>	<u>Title</u>	<u>Amount</u>
From:	A143	Housing	\$209,820
To:	C143	Housing	\$209,820

2. INCREASE appropriations in Fund No. 100/43, Account No. 3040 in the amount of \$209,820.
3. EXPEND funds from the above accounts upon proper demand of the General Manager, Los Angeles Housing Department, or designee.

(Communication from Chair, Housing, Community and Economic Development Committee adopted on June 23, 2007)

ITEM NO. (12) - ADOPTED

07-0323

INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT, RESOLUTION and ORDINANCE FIRST CONSIDERATION relative to granting a private line franchise for DS Waters of America Incorporated.

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

1. PRESENT and ADOPT the accompanying ORDINANCE granting a franchise to DS Waters of America Incorporated to install a private line telecommunications facility in the public right-of-way at Lincoln Avenue in the City of Los Angeles.
2. ADOPT the accompanying RESOLUTION from the Board of Information Technology Commissioners approving and recommending that the City Council grant a franchise to DS Waters of America Incorporated to install a private line telecommunications facility in the public right-of-way at Lincoln Avenue in the City of Los Angeles.

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

ITEM NO. (13) - ADOPTED

05-1686

CD 15 TRADE, COMMERCE AND TOURISM COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a proposed amendment to Tariff No. 4, Fees, Rules and Regulation Manual, to remove the reduction of allowed free time scheduled to go into effect July 1, 2007.

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

1. CONCUR with the Board of Harbor Commissioners' action of May 3, 2007, Board Order No. 6911, amending the Port of Los Angeles Tariff No. 4, by removing the reduction of free time allowed effective July 1, 2007 as follows:
 - a. Amend Port of Los Angeles Tariff No. 4, Item 720, by removing the implementation date of July 1, 2007 that states the reduction of free time allowed to three days on inbound containerized cargo and five days on outbound containerized cargo for intercoastal, foreign, and offshore trade.
 - b. Maintain the current free time of four days free time for inbound cargo and six days free time for outbound cargo and forego the planned reduction scheduled for July 1, 2007.
2. PRESENT and ADOPT the accompanying ORDINANCE amending Port of Los Angeles Tariff No. 4.

Fiscal Impact Statement: The City Administrative Officer reports that there is no financial impact on the General Fund. Approval of the Amendment to the Port of Los Angeles Tariff No. 4 will remove the reduction of free-time in Item No. 720 scheduled for July 1, 2007. The removal of the one-day reduction in free-time for containerized cargo is estimated to decrease Port revenue by less than \$100,000 for one year.

ITEM NO. (14) - REFERRED BACK TO THE PLANNING AND LAND USE MANAGEMENT COMMITTEE

**Roll Call #3 - Motion (Alarcon - Reyes) Adopted to Refer, Unanimous Vote (12);
Absent: Rosendahl, Wesson and President Garcetti (3)**

07-1177

CD 7 CONTINUED CONSIDERATION OF MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change for property at 9246 North Cedros Avenue.

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. 07-1177 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 2006-3847 MND] filed on July 28, 2006.

2. ADOPT the FINDINGS of the North Valley Area Planning Commission (NVAPC) as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the NVAPC, effecting a zone change from RA-1 to (T)(Q)RD3-1 for the proposed construction of a condominium project with six, two story, detached units, approximately 22 feet high with 12 garage parking spaces for residents and three parking spaces for guests on a 23,740 square-foot lot located at 9246 North Cedros Avenue, subject to Conditions of Approval.

Applicant: Luis G. Ordonez
(Miguel B. Sanchez, Representative)

APCNV 2006-3846 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 NVAPC reports that there is no General Fund impact, as administrative costs are recovered through fees.

TIME LIMIT FILE - JULY 12, 2007

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

(Continued from Council meeting of June 26, 2007)

**Roll Call #5 - Motion (Parks - Alarcon) Adopted, Ayes (12); Absent: Rosendahl, Wesson and President Garcetti (3)
(Item Nos. 15-31)**

ITEM NO. (15) - ADOPTED

07-1373

CD 12 ORDINANCE SECOND CONSIDERATION approved by the NVAPC, effecting a zone change, incident to subdivision, from RA- 1 to (T)(Q) RE9-1 for the proposed development of a maximum two parcels on one lot, with a minimum of two parking spaces per dwelling unit for property at 9253 North Aqueduct Avenue, subject to Conditions of approval.

APCNV 2005-0429 ZC

(Planning and Land Use Management Committee Report adopted at the Council meeting of June 27, 2007)

ITEM NO. (16) - ADOPTED

07-0461

ORDINANCE SECOND CONSIDERATION amending Section 103.314 of the Los Angeles Municipal Code to require firearms dealers to post a warning of the dangers of possessing a firearm in the home, and to include the same warning on firearm bills of sale.

(Public Safety Committee Report adopted at the Council meeting of June 27, 2007)

ITEM NO. (17) - ADOPTED

05-0062-S2

CD 7 ORDINANCE SECOND CONSIDERATION relative to the levying the assessments and ordering the maintenance of OSBORNE STREET AND FOOTHILL BOULEVARD NO. 3 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 at the Council meeting of June 27, 2007)

ITEM NO. (18) - ADOPTED

07-0550

CD 6 ORDINANCE SECOND CONSIDERATION relative to the levying the assessments and ordering the maintenance of GILMORE STREET AND CALHOUN AVENUE 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 at the Council meeting of June 27, 2007)

ITEM NO. (19) - ADOPTED

07-0545

CD 3 ORDINANCE SECOND CONSIDERATION relative to the levying the assessments and ordering the maintenance of TAMPA AVENUE AND WYANDOTTE STREET LIGHTING DISTRICT, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing closed at the Council meeting of June 27, 2007)

ITEM NO. (20) - ADOPTED

07-0573

CD 7 ORDINANCE SECOND CONSIDERATION relative to the levying the assessments and ordering the maintenance of HUBBARD STREET AND FENTON AVENUE 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 at the Council meeting of June 27, 2007)

ITEM NO. (21) - ADOPTED

07-0546

CD 3 ORDINANCE SECOND CONSIDERATION relative to the levying the assessments and ordering the maintenance of COLLINS STREET AND CAHILL AVENUE 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 at the Council meeting of June 27, 2007)

ITEM NO. (22) - ADOPTED

06-0177

CD 2 ORDINANCE SECOND CONSIDERATION relative to the levying the assessments and ordering the maintenance of MARGATE STREET AND VAN NUYS BOULEVARD (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 at the Council meeting of June 27, 2007)

ITEM NO. (23) - ADOPTED

07-0548

CD 5 ORDINANCE SECOND CONSIDERATION relative to the levying the assessments and ordering the maintenance of ANGELO AND DAVIES DRIVES 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 at the Council meeting of June 27, 2007)

ITEM NO. (24) - ADOPTED

07-0543

CD 1 ORDINANCE SECOND CONSIDERATION relative to abandoning all proceedings of BIXEL STREET AND WILSHIRE BOULEVARD LIGHTING DISTRICT, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing closed at the Council meeting of June 27, 2007)

ITEM NO. (25) - ADOPTED

07-0547

CD 2 ORDINANCE SECOND CONSIDERATION relative to abandoning all proceedings of LEMONA AVENUE AND MAGNOLIA BOULEVARD LIGHTING DISTRICT, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing closed at the Council meeting of June 27, 2007)

ITEM NO. (26) - ADOPTED

05-2166-S1

CD 8 HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTION relative to a Disposition and Development Agreement (DDA) with West Angeles South Broadway Estates, LLC (Developer), for the sale of Community Redevelopment Agency (CRA)-owned property and the development at 94th Street and Broadway.

Recommendations for Council action:

1. HOLD a Public Hearing and ADOPT the accompanying Joint Resolution (attached to the City Administrative Officer (CAO) report dated June 18, 2007) by the Council and the CRA making findings pursuant to California Health and Safety Code Section 33433 for the sale of 13 CRA-owned parcels on 2.77 acres of vacant land located at the southeast corner of 94th Street and Broadway (Site) to the Developer at the appraised fair market value (\$3,030,000) and under the terms and conditions in the DDA with the Developer for the development of 50 single family homes (Project) in the Broadway/Manchester Recovery Redevelopment Project Area.

2. EXECUTE a DDA between the CRA and Developer for the sale of CRA-owned parcels and the development of the proposed Project, subject to the review of the City Attorney as to form and legality.
3. AMEND the Fiscal Year 2006-07 CRA Budget and Work Program to receive \$3,030,000 of the Project Developer's funds as payment for the CRA-owned parcels and create a new Broadway/Manchester Work Program Objective, MC6130.
4. RETURN the sale proceeds of the CRA-owned parcels to the Bunker Hill Housing Trust Fund.
5. EXECUTE the documents attached to the DDA and take other actions as contemplated by the DDA, subject to the review of the City Attorney as to form and legality.

Fiscal Impact Statement: The CAO reports that there is no impact on the City General Fund. The CRA is only bound by the City Debt Management Policies. The City Financial Policies are not applicable to the CRA. The \$3,030,000 of the Developer's funds will be returned to the Bunker Hill Housing Trust Fund.

ITEM NO. (27) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS - SEE FOLLOWING

06-2366-S3

CD 10 MOTION (WESSON - SMITH) relative to reprogramming \$750,000 in 33rd Program Year Consolidated Plan allocations and \$505,877 from various Council District 10 Community Development Block Grant accounts to the Pico and Washington Boulevards Streetscape Projects and related actions.

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

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

ADOPTED

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to reprogramming \$750,000 in 33rd Program Year Consolidated Plan allocations and \$505,877 from various Council District 10 Community Development Block Grant (CDBG) accounts to the Pico and Washington Boulevards Streetscape Projects and related actions.

Recommendations for Council action, pursuant to Motion (Wesson - Smith), SUBJECT TO THE APPROVAL OF THE MAYOR:

1. **REPROGRAM \$750,000 in 33rd Program Year Consolidated Plan allocations and \$505,877 from various Council District 10 CDBG accounts for a total of \$1,255,877 in CDBG funds to the Pico and Washington Boulevards Streetscape Project account.**

2. AUTHORIZE the Controller to:

- a. Establish new account and transfer appropriations within the Community Development Trust Fund No. 424 as follows:

	<u>Account</u>	<u>Title</u>	<u>Amount</u>
From:	A140	GSD-Rancho Cienega/Celeste King	\$16,217.86
	A184	PWSL-Baldwn Street Lighting	19,721.92
	C487	Pico Blvd Streetscape	750,000.00
	R621	Reprogramming Savings	420,000.00
	T737	George & Helen Thomas	5,829.01
	V186	PWSS-TNI II Midcity Adams	1,618.61
	V356	George & Helen Thomas	2,489.71
	W410	CBDO George & Helen Thomas	40,000.00
To:	C186	PWSS-Pico & Washington Blvd Streetscape	\$875,511.11
	C703	Pico & Washington Blvd Streetscape	380,300.00

- b. Appropriate \$875,511.11 to Fund No. 100/86 Public Works Street Services as follows:

	<u>Account</u>	<u>Title</u>	<u>Amount</u>
	1010	Salaries - General	\$500,000.00
	1090	Salaries - Overtime	120,000.00
	3030	Construction Expense	100,000.00
	3040	Contractual Service	60,000.00
	6010	Office & Administration	20,000.00
	6020	Operating Supplies	75,577.11
		Total:	\$875,577.11

3. INSTRUCT the General Manager, Community Development Department (CDD), or designee, to amend the necessary Consolidated Plans as required by the U.S. Department of Housing and Urban Development (HUD).

4. **AUTHORIZE the General Manager, CDD, or designee, to make any technical adjustments that may be required and are consistent with this action, subject to the approval of the City Administrative Officer (CAO), and AUTHORIZE the Controller to implement these instructions.**

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

ITEM NO. (28) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS - SEE FOLLOWING

06-2757

COMMUNICATIONS FROM THE LOS ANGELES HOUSING DEPARTMENT and CITY ADMINISTRATIVE OFFICER relative to issuing Letter of Commitment under Round 2 of the 2007 Affordable Housing Trust Fund Notice of Funding Availability and related actions.

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

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

ADOPTED

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the 2007 Affordable Housing Trust Fund (AHTF) Round Two Notice of Funding Availability (NOFA) recommendations and related actions.

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

APPROVE the recommendations contained within the City Administrative Officer (CAO) report dated June 29, 2007 (attached to the Council file).

Fiscal Impact Statement: The CAO reports that there is no impact to the General Fund as a result of this action. The recommendations contained in its report involve the use of \$76,696,443 for Round Two of the 2007 AHTF NOFA consisting of \$64,366,869 in HOME Investment Partnerships Program funds, \$5,911,843 in Community Development Block Grant funds, \$2,842,137 in Community Redevelopment Agency Tax Increment funds, and \$3,575,594 in State Workforce Housing Grant funds.

ITEM NO. (29) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS - SEE FOLLOWING

07-0006-S31

COMMUNICATION FROM THE COMMUNITY REDEVELOPMENT AGENCY relative to a two-month limited authorization for the Fiscal Year 2007-08 Budget.

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

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

ADOPTED

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to a two-month limited authorization for the Community Redevelopment Agency (CRA) Fiscal Year (FY) 2007-08 Budget.

Recommendation for Council action:

APPROVE a two-month limited authorization for the CRA FY 2007-08 Budget for the period of July 1, 2007 to August 31, 2007.

Fiscal Impact Statement: The CRA reports that there is no fiscal impact to the City's General Fund as a result of this action.

ITEM NO. (30) - ADOPTED

07-1160

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to financial literacy programs currently in effect and how their efforts are protecting potential home buyers from predatory lending practices, foreclosure activities, and the impact of sub-prime lending practices and foreclosures.

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

1. APPROVE:
 - a. The acceptance of the additional grant from the Federal Home Loan Mortgage Corporation (Freddie Mac) for the "Don't Borrow Trouble" campaign in the amount of \$5,000.
 - b. The appropriation and use of the \$5,000 from the Freddie Mac Don't Borrow Trouble Grant for the Los Angeles Housing Department (LAHD) Citywide Fair Housing Program within LAHD State Grant Fund No. 47G.

- c. The use of the remaining \$4,503.38 from the original \$25,000 Freddie Mac Don't Borrow Trouble Grant for LAHD's Anti-Predatory Materials within LAHD's State Home Disaster Relief Fund No. 40G, Account No. R001.
 - d. An amendment for the Housing Rights Center contract of an additional \$5,000 to further enhance and market the anti-predatory lending hotline.
2. AUTHORIZE the Controller to establish and appropriate within LAHD State Grant Fund No. 47G as follows:

<u>Account</u>	<u>Name</u>	<u>Amount</u>
001	Freddie Mac Don't Borrow Trouble Grant	\$5,000

- 3. AUTHORIZE the General Manager, LAHD, to prepare Controller's instructions for any necessary technical adjustments consistent with the Mayor and Council action on this matter, subject to the approval of the City Administrative Officer (CAO), and AUTHORIZE the Controller to implement the instructions.
- 4. INSTRUCT the Chief Legislative Analyst (CLA) to continue to research foreclosure activity and financial literacy in the City with the recently established Homeownership Task Force.

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

ITEM NO. (31) - ADOPTED

07-0002-S42

INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT relative to the City's position on House Resolution (HR) 620 relative to the reduction of greenhouse gas emissions in the United States.

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

RESOLVE to include in the City's 2007-08 Federal Legislative Program SUPPORT of HR 620 (Olver), the Climate Stewardship Act of 2007, which will accelerate the reduction of greenhouse gas emissions in the United States by establishing a market-driven system of greenhouse gas tradable allowances that will limit greenhouse gas emissions in the United States, reduce dependence upon foreign oil, and ensure benefits to consumers from the trading in such allowances.

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

ITEM NO. (32) - REFERRED BACK TO INTERGOVERNMENTAL RELATIONS COMMITTEE

Roll Call #8 - Motion (Hahn - Cardenas) Adopted to Refer, Ayes (11); Absent: Rosendahl, Wesson, Zine and President Garcetti (4)

07-0002-S91

INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT relative to the City's position on Senate Bill (SB) 974 which would impose a user fee on the owner of any container cargo moving through the Ports of Los Angeles, Long Beach, or Oakland.

Recommendation for Council action, as initiated by Resolution (Hahn - LaBonge), SUBJECT TO THE CONCURRENCE OF THE MAYOR:

RESOLVE to include in the City's 2007-08 State Legislative Program SUPPORT of SB 974 (Lowenthal), which would impose a user fee of \$30 per twenty-foot equivalent unit (TEU) on the owner of any container cargo moving through the Ports of Los Angeles, Long Beach or Oakland for the purpose of funding port congestion mitigation projects and port environmental pollution mitigation projects at those three ports, IF AMENDED:

- a. To authorize local government entities, instead of the California Transportation Commission, to allocate those funds that are designated for congestion mitigation projects, with the bulk of those funds going to the agencies representing the communities closest to the ports.
- b. To include funding eligibility for repairs and improvements to distressed bridges such as SR 47 and the Desmond Bridge, which are top priorities of the Port of Los Angeles.
- c. To incentivize compliance, rather than penalize non-compliance, with the San Pedro Bay Clean Air Action Plan, and to encourage the development of similarly rigorous plans throughout the State, substantially as recommended by Resolution (Hahn - LaBonge).

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

ITEM NO. (33) - ADOPTED

Roll Call #5 - Motion (Parks - Alarcon) Adopted, Ayes (12); Absent: Rosendahl, Wesson and President Garcetti (3)

07-0002-S98

INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT relative to the City's position on efforts to bring the Republic of Korea into the U.S. Government's Visa Waiver Program.

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

RESOLVE to include in the City's 2007-08 Federal Legislative Program SUPPORT of administrative and legislative efforts to bring the Republic of Korea into the U.S. Government's Visa Waiver Program.

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

ITEM NO. (34) - ADOPTED AS AMENDED - SEE FOLLOWING

Roll Call #10 - Motion (Alarcon - Smith) to Adopt as Amended, Ayes (11); Absent: Rosendahl, Wesson, Zine and President Garcetti (4)

07-0002-S131

INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT relative to the City's position on Assembly Bill (AB) 233 (Jones), which would increase fines for idling diesel engines and not allow the registering of heavy duty diesel vehicles manufactured prior to 1994.

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

RESOLVE to include in the City's 2007-08 State Legislative Program SUPPORT of AB 233 (Jones), which would increase fines for diesel engines idling in violation of State Air Resources Board standards, and direct the Department of Motor Vehicles not to register heavy duty diesel vehicles manufactured prior to 1994.

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

ADOPTED

MOTION (ALARCON - SMITH)

Recommendation for Council action:

REQUEST Assembly Member Jones to INCLUDE language setting aside additional funding through the Carl Moyer Fund or any other appropriate fund to assist Independent Trucking Contractors with grants and/or low cost loans to retrofit or purchase new to meet the clean air requirements of the California Air Resources Board and this legislation.

ITEM NO. (35) - ADOPTED

Roll Call #5 - Motion (Parks - Alarcon) Adopted, Ayes (12); Absent: Rosendahl, Wesson and President Garcetti (3)

07-1072

CD 6

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to a General Plan Amendment for property at 12131 and 12147 West Saticoy Street.

Recommendations for Council action:

1. APPROVE a General Plan Amendment to the Sun Valley-La Tuna Canyon Community Plan from Low Residential to Low Medium I Density Residential land use designation for the project as revised, for property at 12131 and 12147 West Saticoy Street.

2. INSTRUCT the Planning Department to prepare a Resolution, plan amendment map, and any new findings for the proposed General Plan Amendment to the Sun Valley-La Tuna Canyon Community Plan from Low Residential to Low Medium Density Residential land use designation originally proposed for 19 units, and recommended for change to 15 units as shown in revised Site Development Plans submitted in Committee, for property at 12131 and 12147 West Saticoy Street.
3. RETURN the proposed General Plan Amendment to the City Planning Commission (CPC) and the Mayor simultaneously for further review and recommendation to Council on the proposed change, pursuant to Los Angeles Municipal Code Section 11.5.6 F. The CPC shall act within 60 days of receipt of the Council's proposed change, and the Mayor shall act within 30 days of the receipt of the CPC's recommendation on the proposed change, or the expiration of the time for the CPC to act if the CPC fails to make a timely recommendation.

CPC 2006-0092 GPA ZC BL ZAA

Applicant: Arcadio and Tania Aliaga (Robert Lamishaw, Representative)

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

ITEM NO. (36) - CONTINUED TO JULY 13, 2007

Roll Call #4 - Motion (Reyes - Smith) Adopted to Continue, Unanimous Vote (12); Absent: Rosendahl, Wesson and President Garcetti (3)

03-1973

CD 1 CONTINUED CONSIDERATION OF CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to vacating Ingraham Street (airspace vacation) approximately 163 feet easterly of Bixel Street (VAC E1400874).

Recommendations for Council action:

1. FIND that the vacation of Ingraham Street (airspace vacation) approximately 163 feet easterly of Bixel Street, is exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(3) of the City of Los Angeles Environmental Guidelines.
2. FIND that the street vacation proceedings pursuant to the Public Streets, Highways and Service Easements Vacation Law be instituted for the vacation of the public right-of-way indicated below and shown colored blue on Exhibit B of the May 25, 2007 City Engineer report and attached to the Council file:

Ingraham Street (airspace vacation) approximately 163 feet easterly of Bixel Street

3. AMEND the May 25, 2007 City Engineer to delete Condition 4.
4. ADOPT the FINDINGS of the City Engineer dated May 25, 2007, as amended, as the Findings of the Council.
5. ADOPT the accompanying City Engineer report dated May 25, 2007, as amended, to approve the vacation.

6. INSTRUCT the City Clerk to set a public hearing date for **July 25, 2007**.

Fiscal Impact Statement: The City Engineer reports that to date, the petitioner has paid a fee of \$6,540.00 for the investigation of this request pursuant to Los Angeles Administrative Code (LAAC) Section 7.42. Any deficit fee to recover the cost pursuant to LAAC Section 7.44 may be required of the petitioner. Maintenance of the public easement by City Forces will be eliminated.

(Continued from Council meeting of June 27, 2007)

**Roll Call #5 - Motion (Parks - Alarcon) Adopted, Ayes (12); Absent: Rosendahl, Wesson and President Garcetti (3)
(Item Nos. 37-38)**

ITEM NO. (37) - BUDGET AND FINANCE COMMITTEE REPORT ADOPTED AS AMENDED - SEE FOLLOWING

[06-1052](#)

RECEIVED AND FILED

INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT relative to a proposed Fifth Amendment to the Supplemental Agreement with Unisys Corporation for continued post-implementation support and software enhancements of the LATAX System.

Recommendation for Council action:

AUTHORIZE the General Manager, Information Technology Agency (ITA), and the Director, Office of Finance, to execute the Fifth Amendment (attached to this Committee report) to the Supplemental Agreement to Contract No. C-101701 between the City and Unisys Corporation, for continued post-implementation support and software enhancement of the LATAX System, as well as the continued knowledge transfer as described in the City Administrative Officer (CAO) report attached to this Council file, subject to the approval of the City Attorney as to form and compliance with the insurance requirements as determined by the City's Risk Manager.

Fiscal Impact Statement: The CAO reports that there will be no impact on the General Fund as a result of execution of the proposed Fifth Amendment to the Supplemental Agreement to Contract No. C-101701. Funding in the amount of \$830,000 is included in the 2007-08 Budget for ITA. Funding in the amount of \$176,000 for this contract and amendments is encumbered in the 2006-07 Budget. The execution of this amendment does not obligate the City to utilize all contractor services or to use all the allocated funds. The ITA will use the services on an as-needed basis and within available funding. The above recommendation complies with the City's Financial Policies in that ongoing revenue will be used to finance the cost of the contract amendment.

(Budget and Finance 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 Budget and Finance Committee at 213-978-1075.)

ADOPTED AS AMENDED

BUDGET AND FINANCE COMMITTEE REPORT relative to a proposed Fifth Amendment to Supplemental Agreement with Unisys Corporation for continued post-implementation application support and software enhancements.

Recommendations for Council action:

1. **APPROVE Supplemental Agreement No. 2 (attached to this Committee report), between the City of Los Angeles and Unisys Corporation, extending the contract term to June 30, 2008, for the sum of \$1,006,000, for continued post-implementation application support and software enhancements.**
2. **INSTRUCT the City Administrative Officer (CAO) and the Information Technology Agency (ITA) to report back to the Budget and Finance Committee in 60 days relative to the following:**
 - a. **the extent to which City personnel will be able to assume operation of the LATAX system, and the associated cost;**
 - b. **the possibility of switching from the PowerBuilder programming language;**
 - c. **clarification on how, and rational for why, the LATAX system purchased from Unisys Corporation went from an off-the-shelf system to become a customized system using a programming language unfamiliar on the west coast or to City personnel.**
3. **AUTHORIZE the CAO to make technical corrections as necessary to the Supplemental Agreement No. 2 between the City of Los Angeles and Unisys Corporation.**
- *4. **REQUEST the City Attorney to investigate and report back in 60 days on legal options available to the City regarding the vendor's failure to comply with the RFP.**

(*Parks - Greuel)

Fiscal Impact Statement: The CAO reports that \$830,000 is included in the 2007-08 Budget for ITA and \$176,000 is recommended for reappropriation from the 2006-07 Budget. The execution of this supplemental agreement does not obligate the City to utilize all contractor services or to use all the allocated funds. ITA will use the services on an as-needed basis and within available funding. The recommendation contained in this report complies with the City's Financial Policies in that ongoing revenue will be used to finance the cost of the contract supplemental agreement.

**ITEM NO. (38) - MOTION ADOPTED TO APPROVE COMMUNICATION AND COMMITTEE REPORT
RECOMMENDATIONS - SEE FOLLOWING**

06-2366-S2

COMMUNICATION FROM CHAIR and MEMBER, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE, relative to a dollar for dollar exchange of Community Redevelopment Agency (CRA) General Revenue Reserves for 33rd Program Year Community Development Block Grant (CDBG) funds in the Human Services Delivery System (HSDS).

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

1. AUTHORIZE the Chief Executive Officer (CEO), CRA, the General Manager, Community Development Department (CDD), or designees, to enter into a cooperation agreement and implementation agreements, as necessary to effectuate the exchange of CDBG funds for CRA General Revenue to support the Community Base Development Organizations (CBDO), subject to the review of the City Attorney as to form and legality.
2. AUTHORIZE the CEO, CRA, the General Manager, Los Angeles Housing Department (LAHD), and the Executive Director, Los Angeles Homeless Services Authority (LAHSA), or designees, to enter into a cooperation agreement and implementation agreements, as necessary to effectuate the allocation of CRA General Revenue in the amount of \$3.1 million for the Year Round Homeless Shelter Program, subject to the review of the City Attorney as to form and legality.
3. AUTHORIZE the Controller to:
 - a. Establish new Account No. C900 titled Swap for Human Service Delivery System and appropriate \$985,520 within CRA Special Revenue Fund No. 505.
 - b. Decrease appropriations in the amount of \$1,900,685 from Account No. C501 CBDO-HSDS-Unallocated within the Community Development Trust Fund No. 424.
 - c. Establish new account C702 CRA Projects and appropriate \$1,900,685 within the Community Development Trust Fund No. 424.
 - d. Decrease appropriations from the 2007-08 Homeless Shelter Program by \$3,165,165 within the Affordable Housing Trust Fund No. 44G.
 - e. Establish new account C900 titled Swap Human Services Delivery System and appropriate \$3,165,165 within General Fund Various Programs Fund No. 551.
 - f. Transfer cash in the amount of \$3,165,165 from the Affordable Housing Trust Fund No. 44G to CDD's General Fund Various Programs Fund No. 551.
4. AUTHORIZE the General Manager, CDD, or designee, to:
 - a. Prepare Controller instructions and/or make any technical adjustments that may be required and are consistent with these actions, subject to the approval of the City Administrative Officer (CAO) and authorize the Controller to implement these instructions.

- b. Prepare and execute the necessary and appropriate documentation to effectuate the 33rd Program Year substantial change amendment, and on behalf of the City, to submit these documents to the U.S. Department of Housing and Urban Development.
5. AUTHORIZE the General Manager of LAHD, or designee, to prepare Controller instructions and/or make any technical adjustments that may be required and are consistent with these actions (to receive CRA General Revenue funds), subject to the approval of the CAO and request the Controller to implement these instructions.
6. INSTRUCT the Chief Legislative Analyst (CLA), in cooperation with LAHSA, to track Year Round Shelter program expenditures for the purpose of resolving any issues associated with the use of CRA General Revenue for this program.
7. INSTRUCT the CDD to report to Council in 30 days relative to the status of the evaluation of the Human Services Delivery System and to provide a plan to ensure that CBDO's recommended for the 34th Program Year CDBG funds are eligible.

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

(Budget and Finance 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 Budget and Finance Committee at 213-978-1075.)

ADOPTED

BUDGET AND FINANCE COMMITTEE REPORT relative to a dollar for dollar exchange of Community Redevelopment Agency (CRA) General Revenue Reserves for 33rd Program Year Community Development Block Grant (CDBG) funds in the Human Services Delivery System.

Recommendation for Council action:

APPROVE the Communication from the Chair and Member, Housing, Community and Economic Development Committee, relative to various actions concerning a dollar for dollar exchange of CRA General Revenue Reserves for 33rd Program Year CDBG funds in the Human Services Delivery System.

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

Items for Which Public Hearings Have Not Been Held - Items 39-53

(10 Votes Required for Consideration)

ITEM NO. (39) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

Roll Call #7 - Motion (LaBonge - Hahn) Adopted, Ayes (12); Absent: Rosendahl, Wesson and President Garcetti (3)

06-0123

CD 14 COMMUNICATION FROM THE MAYOR relative to the reappointment of Ms. Sandra J. Martinez to the Commission for Children, Youth and Their Families.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Ms. Sandra J. Martinez to the Commission for Children, Youth and Their Families for the new term ending June 30, 2011, is APPROVED and CONFIRMED. Ms. Martinez resides in Council District 14. (Current Board gender composition: M = 4; F = 11)

Ethics Commission Review: Complete

TIME LIMIT FILE - JULY 13, 2007

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

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

**Roll Call #6 - Motion (Reyes - Greuel) Adopted, Ayes (12); Absent: Rosendahl, Wesson and President Garcetti (3)
(Item Nos. 40-44)**

ITEM NO. (40) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

07-1712

CD 1 COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of ALVARADO STREET BETWEEN HOOVER AND THIRD STREETS 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 May 30, 2007.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of SEPTEMBER 14, 2007 as the hearing date for the maintenance of Alvarado Street between Hoover and Third Streets 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, \$37,187.56 will be collected annually starting with tax year 2008-09 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: September 10, 2007)

ITEM NO. (41) - ADOPTED

07-0005-S390

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 June 27, 2007:

07-0005-S390

CD 9 a. Property at 855 East 77th Street (Case No. 19132).
Assessor I.D. No. 6023-022-019

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

07-0005-S389

CD 9 b. Property at 174 East 47th Street (Case No. 96747).
Assessor I.D. No. 5109-002-015

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 11, 2007)

07-0005-S388

CD 13 c. Property at 1005 North Berendo Street (Case No. 21268).
Assessor I.D. No. 5538-020-008

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

07-0005-S387

CD 1 d. Property at 1030 South Beacon Avenue (Case No. 48019).
Assessor I.D. No. 5137-016-030

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

07-0005-S386

CD 9 e. Property at 144 West 74th Street (Case No. 17124).
Assessor I.D. No. 6031-007-005

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 16, 2006)

07-0005-S385

CD 13 f. Property at 147 North Catalina Street (Case No. 37146).
Assessor I.D. No. 5518-019-018

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on October 11, 2006)

07-0005-S384

CD 13 g. Property at 725 North Normandie Avenue (Case No. 26468).
Assessor I.D. No. 5520-001-005

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 4, 2007)

07-0005-S381

CD 15 h. Property at 1801 East 110th Street (Case No. 10484).
Assessor I.D. No. 6069-007-018

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 14, 2006)

07-0005-S382

CD 15 i. Property at 1527 West Torrance Boulevard (Case No. 35069).
Assessor I.D. No. 7351-011-012

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on September 12, 2006)

07-0005-S383

CD 15 j. Property at 437 West 111th Street (Case No. 2327).
Assessor I.D. No. 6075-031-018

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on July 26, 2007)

ITEM NO. (42) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

07-0160

CD 9 COMMUNICATION FROM CHAIR, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE relative to executing an "Amendment of Solicitation / Modification of Contract" and any related documents with the Small Business Administration (SBA) relative to the 636 Maple Avenue Intermodal Parking Structure Project (Project).

Recommendation for Council action, pursuant to Motion (Perry - Reyes):

AUTHORIZE the General Manager, Community Development Department (CDD), or designee, to:

- a. Execute an "Amendment of Solicitation / Modification of Contract" and any related documents, with the SBA, relative to the Project (SBA Project No. 32007), subject to the review of the City Attorney as to form and legality.
- b. Submit such documents to the SBA on behalf of the City.

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

ITEM NO. (43) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

07-1851

CD 9 COMMUNICATION FROM CHAIR, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE relative to the sale of property purchased for the development of a homeless respite center at 818 West 58th and 834 West 58th Street (Site).

Recommendation for Council action, pursuant to Motion (Perry - Parks):

INSTRUCT the Community Development Department and the Los Angeles Housing Department, with the assistance of the Los Angeles Homeless Services Authority, to report in 30 days relative to the necessary actions for the City to:

- a. Affirm the title and effectuate the sale of the Site.
- b. Return the proceeds of this sale to the Community Development Trust Fund.

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

ITEM NO. (44) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

07-1914

COMMUNICATION FROM CHAIR, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE relative to the transfer of funds to support the Moderate Income Homeownership Program.

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

- 1. AUTHORIZE the Controller to:
 - a. Establish appropriation accounts within Fund No. 44G/43, Affordable Housing Trust Fund (AHTF), as follows:

<u>Account</u>	<u>Name</u>
C223	Moderate Income Homebuyer Program
C224	Moderate Income - Forward Commitment

- b. Transfer appropriations within Fund No. 44G/43, AHTF, as follows:

From: <u>Account</u>	<u>Name</u>	<u>Amount</u>
W211	Housing Development	\$2,269,000

To: <u>Account</u>	<u>Name</u>	<u>Amount</u>
A223	Moderate Income Homebuyer	\$2,269,000

From: <u>Account</u>	<u>Name</u>	<u>Amount</u>
R211	Housing Development	\$306
S211	Housing Development	150,000
T211	Housing Development	906,058
V211	Housing Development	2,844,814
W211	Housing Development	<u>1,098,822</u>

Total \$5,000,000

To: <u>Account</u>	<u>Name</u>	<u>Amount</u>
C223	Moderate Income Homebuyer	\$3,000,000
C224	Moderate Income - Forward	<u>2,000,000</u>

Total \$5,000,000

- c. Expend funds from Account No. A223, Moderate Income Homebuyer Program, upon proper written demand of the General Manager, Los Angeles Housing Department (LAHD), or designee, in an amount not to exceed \$2,269,000.
- d. Expend funds from Account No. C223, Moderate Income Homebuyer Program, upon proper written demand of the General Manager, LAHD, or designee, in an amount not to exceed \$3,000,000.
- e. Expend funds from Account No. C224, Moderate Income - Forward Commitment, upon proper written demand of the General Manager, LAHD, or designee, in an amount not to exceed \$2,000,000.
2. AUTHORIZE the General Manager, LAHD, or designee, to:
- a. Prepare Controller instructions for any necessary technical adjustments consistent with Council and Mayor actions related to this report, subject to the approval of the City Administrative Officer (CAO), and authorize the Controller to implement the instructions.
- b. Report in six months on the status of the expenditure of funds related to the Moderate Income Homeownership Program and the Forward Commitment Program.

Fiscal Impact Statement: The CAO reports that there is no additional impact to the General Fund. Funding is provided from prior year General Fund allocations to the AHTF and does not affect current commitments to projects funded through the AHTF.

ITEM NO. (45) - ADOPTED

Roll Call #12 - Motion (Parks - Weiss) Adopted, Ayes (11); Absent: Rosendahl, Wesson, Zine and President Garcetti (4)

07-2146

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:

07-2146

CD 8 a. MOTION (PARKS - ZINE) relative to declaring the Dia de El Salvadoreno Festival on August 5-6, 2007 a Special Event (fees and costs absorbed by the City = \$7,500).

07-2147

CD 8 b. MOTION (PARKS - ZINE) relative to declaring the Fifth Annual Brynhurst Avenue Block Club Fourth of July Party on July 4, 2007 a Special Event (fees and costs absorbed by the City = \$312).

05-1327

CD 9 c. MOTION (PERRY - GARCETTI) relative to declaring the 67th Annual Festival on August 18-26, 2007 a Special Event (fees and costs absorbed by the City = \$4,700).

07-2151

CD 5 d. MOTION (WEISS - ROSENDAHL) relative to declaring the Ayres Avenue Fourth of July Block Party on July 4, 2007 a Special Event (fees and costs absorbed by the City = \$1,188).

07-2152

CD 11 e. MOTION (ROSENDAHL - SMITH) relative to declaring the Keep L.A. Running on July 15, 2007 a Special Event (fees and costs absorbed by the City = \$4,600).

**Roll Call #6 - Motion (Reyes - Greuel) Adopted, Ayes (12); Absent: Rosendahl, Wesson and President Garcetti (3)
(Item Nos. 46-48)**

ITEM NO. (46) - ADOPTED

07-2148

CD 13 MOTION (GARCETTI - LABONGE) relative to installing street banners announcing the Silver Lake Neighborhood Council Election on September 29, 2007.

Recommendations for Council action:

1. APPROVE the street banner program announcing the Silver Lake Neighborhood Council Election, as a "City of Los Angeles Event," for the period of September 1, to September 29, 2007.
2. APPROVE the content of the street banners for the above specified event.
3. APPROVE the continuation of the street banner installation program, as described above, should unforeseen circumstances change the actual period of the street banner installation.

ITEM NO. (47) - ADOPTED

07-2149

CD 5 MOTION (ROSENDAHL - WEISS) relative to initiating street vacation proceedings to vacate the excess right-of-way along the northeasterly side of Lookout Mountain Avenue adjacent to Lots 213, 215 and 217.

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 to vacate the excess right-of-way along the northeasterly side of Lookout Mountain Avenue adjacent to Lots 213, 215 and 217.
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. (48) - ADOPTED

07-2150

MOTION (GARCETTI - LABONGE) relative to authorizing the Information Technology Agency (ITA) use of the City Hall Tom Bradley Room on August 23, 2007.

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

1. AUTHORIZE the ITA use of the City Hall Tom Bradley Room on August 23, 2007 from 6 P.M. to 9 P.M. to conduct a seminar to educate the community on technology issues.
2. TRANSFER \$179 from the ITA Fund No. 100/32, Account No. 1010 (Salaries - General) to the General Services Fund No. 100/40, Account No. 1090 (Salaries - Overtime) for services in connection with the above described event.

ITEM NO. (49) - SUBSTITUTE MOTION ADOPTED IN LIEU OF ORIGINAL MOTION - SEE FOLLOWING

Roll Call #9 - Motion (Perry - Reyes) Substitute Motion adopted, Ayes (11); Absent: Rosendahl, Wesson, Zine and President Garcetti (4)

07-1434-S1

MOTION (PERRY - SMITH) relative to a route change for the Los Angeles Triathlon.

Recommendations for Council action:

1. APPROVE in concept the requested change in the finish line for the Los Angeles Triathlon, effective for the 2007 Triathlon (scheduled to take place on September 9, 2007), to change the finish line location from Grand Avenue to Pico, between Figueroa and Cherry (adjacent to the Convention Center).
2. AUTHORIZE the City Administrative Officer to prepare and execute, on behalf of the City, an amendment to the agreement between the City and Pacific Sports, C-99610, to formalize the finish line location change specified in the above recommendation, subject to City Attorney approval as to form and legality.

ADOPTED

SUBSTITUTE MOTION (PERRY - REYES)

Recommendations for Council action:

1. **APPROVE in concept the requested relocation of the transition area for the Bike to Run portions of the Los Angeles Triathlon, effective for the 2007 Triathlon (scheduled to take place on September 9, 2007), from Grand Avenue to Pico, between Figueroa and Cherry (adjacent to the Convention Center.)**

2. **AUTHORIZE the City Administrative Officer to prepare and execute, on behalf of the City, an amendment to the agreement between the City and Pacific Sports, C-99610, to formalize the transition area location change specified in recommendation No. 1, above, subject to City Attorney approval as to form and legality.**

ITEM NO. (50) - CONTINUED TO JULY 17, 2007

Roll Call #11 - Motion (LaBonge - Perry) Adopted to Continue, Unanimous Vote (11); Absent: Rosendahl, Wesson, Zine and President Garcetti (4)

07-2154

MOTION (LABONGE - GARCETTI) relative to requesting a briefing/progress report on the Sister City programs of the City of Los Angeles.

Recommendation for Council action:

REQUEST a briefing/progress report on the Sister City programs of the City of Los Angeles within 15 days.

ITEM NO. (51) - ADOPTED

Roll Call #6 - Motion (Reyes - Greuel) Adopted, Ayes (12); Absent: Rosendahl, Wesson and President Garcetti (3)

07-2144

MOTION (REYES - ZINE) relative to an amendment to the existing contract with Los Angeles Neighborhood Initiative (LANI).

Recommendation for Council action:

AUTHORIZE the Los Angeles Department of Transportation General Manager, or designee, to amend the existing contract with LANI to increase the contract amount from \$1,000,000 to \$1,350,000 and to extend the term of the contract from September 30, 2006 to December 31, 2007. All other terms and conditions will remain in force.

ITEM NO. (52) - ADOPTED

Roll Call #13 - Motion (Perry - Cardenas) Adopted, Ayes (11); Absent: Rosendahl, Wesson, Zine and President Garcetti (4)

07-2145

RESOLUTION (GARCETTI - REYES - ET AL) relative to declaring July 6, 2007 as Frida Kahlo Day in the City of Los Angeles.

Recommendation for Council action:

RESOLVE to DECLARE the July 6, 2007 as Frida Dahlo Day in the City of Los Angeles.

ITEM NO. (53) - MAPS APPROVED - CITY ENGINEER REPORTS ADOPTED

Roll Call #6 - Motion (Reyes - Greuel) Adopted, Ayes (12); Absent: Rosendahl, Wesson and President Garcetti (3)

07-2129

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:

07-2129

CD 11 a. FINAL MAP OF TRACT NO. 62580 for property lying southerly of Goshen Avenue and westerly of Granville Avenue.
(Bond No. C-111737)
Applicants: 11824 Goshen, LLC
Michael A. Nichols

07-2165

CD 3 b. FINAL MAP OF TRACT NO. 61418 for property lying northerly of Stagg Street and westerly of Winnetka Avenue.
(Bond No. C-111738)
Applicants: Sierra Residential, LLC
Thomas T. Yuge

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

06-2179

CD 9 MOTION (PERRY - SMITH) relative to declaring the Second Annual LA Weekly Detour Festival on October 6, 2007 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

07-2195

CD 13 MOTION (PERRY for GARCETTI - ZINE) relative to declaring the Saint Vincent Meals on Wheels 30th Anniversary Party on July 7, 2007 a Special Event (fees and costs absorbed by the City = \$1,867).

07-2194

CD 13 MOTION (PERRY for GARCETTI - ZINE) relative to declaring the Project Ethos on July 13, 2007 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

06-1718

CD 14 MOTION (HUIZAR - GREUEL) relative to declaring the Dia del Abuelo/Grandparent's Day on July 26, 2007 a Special Event (fees and costs absorbed by the City = \$1,458).

- 07-2193
CD 12 MOTION (SMITH - PERRY) relative to declaring the Los Alimos Has Heart 2007 Block Party on July 21, 2007 a Special Event (fees and costs absorbed by the City = \$3,412).
- 07-2192
CD 2 MOTION (GREUEL - SMITH) relative to declaring the Longridge Block Party on July 22, 2007 a Special Event (fees and costs absorbed by the City = \$1,642).
- 06-1776
CD 1 MOTION (REYES - PERRY) relative to declaring the Cathedral High School Gala on August 4, 2007 a Special Event (fees and costs absorbed by the City = \$1,250).
- 05-1591
CD 13 MOTION (GREUEL for GARCETTI - LABONGE) relative to declaring the National Night Out on August 7, 2007 a Special Event (fees and costs absorbed by the City = \$5,024).
- 05-2222
CD 5 MOTION (WEISS - GREUEL) relative to declaring the Comstock Avenue Block Party on July 22, 2007 a Special Event (fees and costs absorbed by the City = \$1,188).
- 06-1443
CD 5 MOTION (WEISS - GREUEL) relative to declaring the Greenleaf Neighborhood Watch National Night Out Block Party on August 7, 2007 a Special Event (fees and costs absorbed by the City = \$1,188).
- 07-2203
CD 1 MOTION (REYES - SMITH) relative to declaring the Lee On Dong Family Association National Convention on August 19, 2007 a Special Event (fees and costs absorbed by the City = \$4,000).
- 06-1735
CD 9 MOTION (PERRY - REYES) relative to declaring the National Night Out on August 7, 2007 a Special Event (fees and costs absorbed by the City = \$1,035).
- 07-2201
CD 8 MOTION (PARKS - HAHN) relative to declaring the Health Fair on July 14, 2007 a Special Event (fees and costs absorbed by the City = \$1,470).
- 07-2200
CD 8 MOTION (PARKS - PERRY) relative to declaring the Job and Community Fair on July 7, 2007 a Special Event (fees and costs absorbed by the City = \$1,642).
- 07-0010-S2
MOTION (PERRY - PARKS) relative to reinstating the reward offer in the death of Nicole Marie Harvey for an additional 6 months.
- 07-0010-S21
MOTION (PARKS - PERRY) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Spurgeon Deshon McClendon III on February 25, 2007.

07-1383-S2

MOTION (REYES - PERRY) relative to the special meeting of the Task Force on the May 1 Protests to be held on July 9, 2007.

07-2202

CD 1 MOTION (REYES - SMITH) relative to establishing a hearing date and location for the \$35 million tax-exempt bond issuance for the financing of improvements to the House Ear Institute.

06-0696-S2

CD 13 MOTION (GREUEL for GARCETTI - LABONGE) relative to approving two rectangular tract merge areas containing belowground airspace along Argyle Avenue.

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

07-2167 - Elias Blake

(Parks - Perry)

Marshall Wit

(Smith)

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

Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk

PRESIDENT PRO TEMPORE OF THE CITY COUNCIL