

Los Angeles City Council, **Journal/Council Proceedings**
Friday, **August 17, 2007**
John Ferraro Council Chamber, Room 340, City Hall - 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, Parks, Perry, Rosendahl, Smith, Weiss, Wesson, Zine and President Garcetti (13); Absent: Reyes and LaBonge (2).

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
AUGUST 14, 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 1-13

**Roll Call #4 - Motion (Greuel - Weiss) Adopted, Ayes (13); Absent: LaBonge and Reyes (2)
(Item Nos. 1-5)**

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

[07-1391](#)

CD 4 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST
CONSIDERATION relative to the improvement and maintenance of HORTENSE STREET AND
DENNY AVENUE LIGHTING DISTRICT.

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

1. FIND that a majority protest exists in the Street Lighting Maintenance Assessment District and therefore the proposed assessment cannot be enacted.
2. PRESENT and ADOPT the accompanying ORDINANCE abandoning all proceedings relating 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 streetlight(s) are not installed or are removed from service if previously installed.

(Public Hearing held August 3, 2007)

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

07-1428

CD 5 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of REXFORD AND WHITWORTH DRIVES 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 August 7, 2007)

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

06-1454

CD 2 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of FERNGLEN AVENUE AND VALMONT STREET NO. 2 LIGHTING DISTRICT.

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

1. FIND that a majority protest exists in the Street Lighting Maintenance Assessment District and therefore the proposed assessment cannot be enacted.
2. PRESENT and ADOPT the accompanying ORDINANCE abandoning all proceedings relating 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 streetlight(s) are not installed or are removed from service if previously installed.

(Public Hearing held August 7, 2007)

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

07-1425

CD 2 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of LEMP AVENUE AND KITTRIDGE STREET LIGHTING DISTRICT.

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

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

(Public Hearing held August 7, 2007)

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

07-1426

CD 6 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of BRANFORD STREET AND HADDON 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 August 7, 2007)

Roll Call #5 - Motion (Rosendahl - Greuel) Adopted to Continue, Unanimous Vote (13);

Absent: LaBonge and Reyes (2)

(Item Nos. 6-13)

ITEM NO. (6) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED ON SEPTEMBER 11, 2007

07-1611

CD 11 HEARING PROTESTS against the proposed improvement and maintenance of the OHIO AND PURDUE AVENUES LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Ohio and Purdue Avenues Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on June 15, 2007 - Continue hearing and present Ordinance on SEPTEMBER 11, 2007 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (7) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED ON SEPTEMBER 11, 2007

07-1546

CD 4 HEARING PROTESTS against the proposed improvement and maintenance of the BLUFFSIDE DRIVE AND VINELAND AVENUE LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Bluffside Drive and Vineland Avenue Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on June 15, 2007 - Continue hearing and present Ordinance on SEPTEMBER 11, 2007 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (8) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED ON SEPTEMBER 11, 2007

07-1545

CD 2 HEARING PROTESTS against the proposed improvement and maintenance of the VIEWCREST ROAD AND LAUREL TERRACE DRIVE LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Viewcrest Road and Laurel Terrace Drive Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on June 15, 2007 - Continue hearing and present Ordinance on SEPTEMBER 11, 2007 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (9) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED ON SEPTEMBER 11, 2007

07-1533

CD 12 HEARING PROTESTS against the proposed improvement and maintenance of the MASON AND CORBIN AVENUES LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Mason and Corbin Avenues Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on June 15, 2007 - Continue hearing and present Ordinance on SEPTEMBER 11, 2007 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (10) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED ON SEPTEMBER 11, 2007

07-1612

CD 2 HEARING PROTESTS against the proposed improvement and maintenance of the COLDWATER CANYON AVENUE AND RAYMER STREET LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Coldwater Canyon Avenue and Raymer Street Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on June 15, 2007 - Continue hearing and present Ordinance on SEPTEMBER 11, 2007 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (11) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED ON SEPTEMBER 11, 2007

07-1593

CD 4 HEARING PROTESTS against the proposed improvement and maintenance of the KLUMP AVENUE AND MORRISON STREET LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Klump Avenue and Morrison Street Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on June 15, 2007 - Continue hearing and present Ordinance on SEPTEMBER 11, 2007 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (12) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED ON SEPTEMBER 11, 2007

[07-1547](#)

CD 5 HEARING PROTESTS against the proposed improvement and maintenance of the HAYVENHURST AVENUE AND MOORPARK STREET LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Hayvenhurst Avenue and Moorpark Street Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on June 15, 2007 - Continue hearing and present Ordinance on SEPTEMBER 11, 2007 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (13) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED ON SEPTEMBER 11, 2007

[07-1522](#)

CD 2 HEARING PROTESTS against the proposed improvement and maintenance of the SAN FERNANDO ROAD AND LOCKHEED DRIVE LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of San Fernando Road and Lockheed Drive Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on June 15, 2007 - Continue hearing and present Ordinance on SEPTEMBER 11, 2007 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

Items for Which Public Hearings Have Been Held - Items 14-35

ITEM NO. (14) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS - SEE FOLLOWING

Roll Call #9 - Motion (Greuel - Garcetti) Adopted, Ayes (14); Absent: Reyes (1)

07-2435

COMMUNICATION FROM THE OFFICE OF FINANCE and ORDINANCE FIRST CONSIDERATION relative to implementing a 4% rate reduction in the gross receipts rates effective January 1, 2008.

(Ad Hoc Business Tax Reform 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 Ad Hoc Business Tax Reform Committee at 213-978-1071.)

ADOPTED

AD HOC BUSINESS TAX REFORM COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to implementing a four percent rate reduction in the gross receipts rates effective January 1, 2008.

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

1. **INSTRUCT** the Office of Finance to implement a four percent rate reduction in the gross receipts rates effective January 1, 2008, in conformance with the Business Tax Reform program approved by the Council and Mayor in the fall of 2004.
2. **PRESENT and ADOPT** the accompanying ORDINANCE amending Section 21.33 of the Los Angeles Municipal Code, the business tax provisions, to reflect the 2008 tax rate reduction for various categories of businesses.

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

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

Roll Call #6 - Motion (Smith - Zine) Adopted, Ayes (13); Absent: LaBonge and Reyes (2)
(Item Nos. 15-20)

ITEM NO. (15) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS

05-1619

CD 4 CATEGORICAL EXEMPTION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change for properties adjacent to Magnolia Boulevard between Clybourn and Biloxi Avenues.

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

1. FIND that this action is categorically exempt from California Environmental Quality Act, pursuant to Article III, Section 1 of the City's Environmental Guidelines.
2. ADOPT the FINDINGS of the City Planning Commission (CPC) as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the CPC, effecting a zone change from [Q]C2-IVL to [Q]C2-1-VL to add additional [Q] Qualified conditions to restrict height to 30 feet and two stories on properties adjacent to Magnolia Boulevard between Clybourn and Biloxi Avenues.

Applicant: City of Los Angeles

CPC 2006-4223 ZC

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

4. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.
5. 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.
6. 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: None submitted by the Planning Department. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

TIME LIMIT FILE - AUGUST 21, 2007

(LAST DAY FOR COUNCIL ACTION - AUGUST 17, 2007)

ITEM NO. (16) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS

07-1626

CD 12

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change for property at 10801 North Topanga Canyon Boulevard.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the lead agency in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council File No. 07-1626 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV 2005-0348 MND] filed on February 14, 2005.
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, incident to subdivision, from A2-1 to (T)(Q)RA-1-K for the proposed construction of a maximum new four-parcel, single-family development on a 1.69 acre lot for property at 10801 North Topanga Canyon Boulevard, subject to Conditions of Approval.

Applicant: Tony Vjadughele

APCNV 2005-0351 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 impact on the General Fund as administrative costs are recovered through fees.

TIME LIMIT FILE - AUGUST 21, 2007

(LAST DAY FOR COUNCIL ACTION - AUGUST 17, 2007)

ITEM NO. (17) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS

07-1648

CD 3

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change for property at 23577 West Calabasas Road.

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. 07-1648 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 2003-8913 MND-REC] filed on July 1, 2004.
2. ADOPT the FINDINGS of the South Valley Area Planning Commission (SVAPC) as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the SVAPC, effecting a zone change from RA-1VL and C1-1VL to (T)(Q)C2-1VL for the proposed construction of a two-story, maximum 39.25 foot high, 9,400 square foot restaurant with a total of 112 parking spaces for property at 23577 West Calabasas Road, subject to Conditions of Approval.

Applicant: Bernard and Cynthia Rosenson
(Calabasas Properties, LLC)

APCSV 2006-1224 ZC CUB CUX ZAD

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 SVAPC reports that there is no impact on the General Fund as administrative costs are recovered through fees.

TIME LIMIT FILE - AUGUST 22, 2007

(LAST DAY FOR COUNCIL ACTION - AUGUST 17, 2007)

ITEM NO. (18) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS

07-1695

CD 5

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change for property at 1042-62 South Robertson Boulevard.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the lead agency in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 07-1695 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV 2005-0390 MND-REC] filed on February 24, 2006.
2. ADOPT the FINDINGS of the City Planning Commission (CPC) as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the CPC, effecting a zone change from [Q]C2-1-O to [T][Q]C1-O for the proposed expansion of an existing private school in the C1 zone for property at 1042-62 South Robertson Boulevard, subject to Conditions of Approval.

Applicant: Kabbalah Centres of the U.S., Inc.

CPC 2005-0389 ZC CU ZV

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 CPC reports that there is no impact to the General Fund as administrative costs are recovered through fees.

TIME LIMIT FILE - AUGUST 28, 2007

(LAST DAY FOR COUNCIL ACTION - AUGUST 17, 2007)

ITEM NO. (19) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS, AS AMENDED - SEE FOLLOWING

07-1938

CD 13

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT, RESOLUTION and ORDINANCE FIRST CONSIDERATION relative to a General Plan Amendment and zone change for property at 2943 North Gleneden 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 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. 07-1938 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV 2005-5458 MND] filed on March 3, 2006.
2. ADOPT the August 10, 2007 FINDINGS of the Director of Planning 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 Silver Lake-Echo Park-Elysian Valley Community Plan from Parking Buffer land use designation to the Commercial Manufacturing land use designation to allow a 56-unit residential project for property at 2943 North Gleneden Street.

Applicant: LA River Lofts LLC

CPC 2005-6796 GPA ZC ZV ZAA

4. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, effecting a Zone Change from P-1VL and [Q]CM-1VL to (T)(Q)CM-1VL to allow a 56-unit residential project located at 2943 North Gleneden Street, subject to modified Conditions of Approval as attached to the Committee report.

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

5. REMOVE the (T) Tentative classification as described in detail on the sheet(s) attached to the Committee report.
6. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.
7. ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.
8. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.
9. NOT PRESENT and ORDER FILED the Ordinance approved by City Planning Commission on February 8, 2007.

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

TIME LIMIT FILE - AUGUST 28, 2007

(LAST DAY FOR COUNCIL ACTION - AUGUST 17, 2007)

ADOPTED

AMENDING MOTION (GARCETTI - GREUEL)

Recommendation for Council action:

ADD the following (Q) Condition (Entitlement Condition) to the conditions of approval for this project, in response to community interest in the homeownership opportunity that this project will provide:

(Q) Conditions

A. Entitlement Conditions

19. Marketing Plan - prior to the issuance of building permits, the developer shall prepare a local marketing plan to raise awareness of this homeownership opportunity in the Elysian Valley community. The plan will include, at a minimum, details of a local outreach program to ensure that residents in the community are notified of the impending sale of units in the LA River Lofts project at least 30 days prior to release to the general public. Prior to the issuance of building permits, this plan shall be first reviewed by the Office of the Council District in which this project is located and submitted to the Department of City Planning.

ITEM NO. (20) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS

07-1976

CD 10

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCES FIRST CONSIDERATION relative to an appeal from the entire decision of the City Planning Commission for property at 694 South Hobart Boulevard, 699 South Harvard Boulevard, and 3531-33 West Seventh 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 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. 07-1976 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 2006-5417 MND] filed on June 29, 2007.
2. ADOPT the FINDINGS of the Planning and Land Use Management Committee as the Findings of the Council.
3. RESOLVE TO GRANT IN PART AND DENY IN PART appeal filed by Alexander Hugh, Ceiland Coast, Inc. (Kevin McDonnell, Esq., Representative) from the entire decision of the City Planning Commission and THEREBY APPROVE the following:
 - a. Conditional Use to permit a hotel use within 500-feet of an R Zone; Conditional Use to permit a Commercial Corner Development located across the street from a R Zoned property;
 - b. Conditional Use to permit the sale of dispensing of alcoholic beverages for on-site consumption in the C2 Zone incidental to a multi-use hotel with additional Conditions of Approval, as requested by Council District 10, to state:

“Each individual alcohol-related business that is covered by the Conditional Use Permit for alcohol shall apply to the Office of Zoning Administration for a Plan Approval. In reviewing the Plan Approval for each individual alcohol-related business, the Zoning Administrator shall consider the unique operating characteristics of the business and its potential impacts to traffic and parking; and

“At the time of the transfer or sale of any individual business that is covered by the Conditional Use Permit for alcohol, or at the end of a five-year period from the initial Plan Approval, the Chief Zoning Administrator, in consultation with the Council Office, may request a new Plan Approval. This subsequent review process shall occur once for each transfer or sale of any of the individual alcohol-related businesses. If a new Plan Approval application is deemed necessary, a business may continue to operate under the previous Plan Approval until the Department of Planning acts on the new application. The applicant shall notify the Council Office and Chief Zoning Administrator of any change in ownership.”

- c. Denial without prejudice a Conditional Use to permit a night club that includes live entertainment, and dancing;
- d. Variance to permit 260 parking spaces in lieu of the 355 parking spaces required by code;
- e. Variance to permit a floor area ratio (FAR) of 8.5:1 in lieu of the 6:1 permitted in Height District 2;
- f. Variance to permit 242 guest rooms in lieu of the maximum 173 guest rooms permitted;
- g. Zoning Administrator's Adjustment to permit zero foot side yard in lieu of the required 16-foot side yard; and
- h. Site Plan Review for the proposed construction, use and maintenance of a condominium hotel building with approximately 242 guest rooms, 5,880 square feet of retail, 40,810 square feet of health club, 24,200 square feet of total restaurant space, 18,150 square feet of office space, 13,000 square feet of a night club and karaoke lounge.

This is for the proposed construction of two towers, a 21-story, 270 feet in height "west" tower fronting Hobart Boulevard and Seventh Street, and a 16-story, 240 feet in height "east" tower fronting on Seventh Street. Parking for 260 spaces will be located on two subterranean levels and five above ground parking levels. The parking levels will interconnect between the two towers, with vehicle access provided by driveways on Hobart Boulevard and Seventh Street, and a main loading area off of Harvard Boulevard. The total floor area of the proposed project is 291,900 square feet and the project site is 34, 540 net square feet, for the project located at 694 South Hobart Boulevard, 699 South Harvard Boulevard, 3531-3533 West Seventh Street (Emhurst International Resort and Spa), subject to modified Conditions of Approval as attached to the Committee report.

Applicant: Alexander Hugh, Ceiland Coast, Inc.
 Kevin McDonnell, Esq., Representative

CPC 2006-5450 ZC BL
 CU CUB CUX ZV ZAA SPR

- 4. PRESENT and ADOPT the accompanying ORDINANCES effecting a zone change from (T)(Q)C4-2 and R3P-2 to (T)(Q)C2-2 for said project for property at 694 South Hobart Boulevard, 699 South Harvard Boulevard, 3531-3533 West Seventh Street; and a 15-foot Building Line Removal along the east side of Hobart Boulevard, and a 10-foot Building Line Removal along the west side of Harvard Boulevard, subject to modified Conditions of Approval as attached to the Committee report.

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

- 5. REMOVE the (T) Tentative classification as described in detail on the sheet(s) attached to the Committee report.
- 6. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.

7. ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.
8. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.

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

TIME LIMIT FILE - AUGUST 27, 2007

(LAST DAY FOR COUNCIL ACTION - AUGUST 17, 2007)

ITEM NO. (21) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #15 - Motion (LaBonge - Hahn) to Adopt as Amended, Ayes (13); Absent: Cardenas and Reyes (2)

07-0394

CONTINUED CONSIDERATION OF ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to the Department of Recreation and Parks (DRP) implementing a temporary landscape maintenance program for the Los Angeles Department of Transportation (LADOT) for Fiscal Year (FY) 2006-07.

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

1. APPROVE the DRP and LADOTs' joint request for the DRP to implement a temporary landscape maintenance program for the LADOT's 73 public parking lots and garages, and four parking enforcement office facilities as detailed in the February 28, 2007 joint DRP/LADOT report and attached to the Council file.
2. AUTHORIZE the inter-fund transfer of \$86,949 from the Special Parking Revenue Fund (SPRF) No. 363/94 to the DRP Fund 302/88 to provide funding for the DRP to provide the landscape maintenance for four parking enforcement office facilities through the end of FY 2006-07.
3. REQUEST the City Attorney to prepare and present an ordinance, pursuant to Charter Section 213, transferring the powers, duties and functions of landscape maintenance services for the parking lots and facilities from the department currently responsible under the Los Angeles Administrative Code to the DRP with the operative date subject to appropriation of funds, and including a sunset clause to repeal said Ordinance as of July 1, 2007.

Fiscal Impact Statement: The DRP and LADOT report that there is an impact to the General Fund. The LADOT will use \$8,828 from its Contractual Services Organization Fund to cover the costs for landscape services for four parking enforcement office facilities because such costs are not eligible for coverage from the SPRF.

In addition, the LADOT will use \$86,949 from the SPRF (Maintenance Repair and Utilities for Off-Street Parking) to cover costs for landscape services for 73 public parking facilities.

Finally, in FY 2007-08 and in subsequent fiscal years as needed, the LADOT will budget funds from LADOT Fund 100/94 and the SPRF to cover these costs for the landscape services to the 73 parking lots and four field office facilities.

(Transportation Committee waived consideration of the above matter)

(Continued from Council meeting of July 20, 2007)

ADOPTED

AMENDING MOTION (LABONGE - HAHN)

Recommendations for Council action:

ADOPT the following in lieu of the recommendations in the Committee Report:

- 1. APPROVE the Depart of Recreation and Parks (DRP) and Los Angeles Department of Transportation's (LADOT) joint request for the DRP to implement a landscape maintenance program for the LADOT'S 72 public parking lots, as detailed in Exhibit A.**
- 2. RECEIVE and FILE the inter-fund transfer included in recommendation No. 2, inasmuch as this work was not conducted and funding was not necessary in Fiscal Year (FY) 2006-07. The necessary funds have been included in the FY 2007-08 budget.**
- 3. PRESENT and ADOPT the accompanying Ordinance, transmitted by the City Attorney on July 17, 2007, transferring the powers, duties and functions of landscape maintenance services for the parking lots and facilities from the department currently responsible under the Los Angeles Administrative Code to the DRP.**

**Roll Call #6 - Motion (Smith - Zine) Adopted, Ayes (13); Absent: LaBonge and Reyes (2)
(Item Nos. 22-23)**

ITEM NO. (22) - ADOPTED

06-1325-S1

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the selection of a contractor to provide tenant relocation assistance services and authorizing the execution of a contract for said services.

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

1. AUTHORIZE the General Manager, Los Angeles Housing Department, or designee to:
 - a. Execute a contract with Paragon Partners, Ltd., in an amount not to exceed \$500,000 for a term of one year, from July 1, 2007 to June 30, 2008, with two one-year renewal options, to provide tenant relocation assistance services to qualified displaced tenants under the Los Angeles Municipal Code, subject to the review of the City Attorney as to form and legality and adherence to the City contracting standards.
 - b. Prepare Controller instructions and make any necessary technical adjustments consistent with the Mayor and Council action on this and other approved projects, subject to the approval of the City Administrative Officer (CAO), and authorize the Controller to implement the instructions.
2. AUTHORIZE the Controller to:
 - a. Establish a balance sheet account entitled "Relocation Deposit."
 - b. Deposit the fees received from landlords for the Tenant Relocation Service Provider Program in Fund No. 307, Department No. 43 - Rental Housing Production Fund, Balance Sheet Account XXX - Relocation Deposit.
 - c. Expend funds from Fund No. 307, Department No. 43, Balance Sheet Account XXX - Relocation Deposit, upon proper written demand of the General Manager, LAHD, or designee.

Fiscal Impact Statement: The CAO reports that there is no impact to the General Fund. Fees collected from landlords removing rental units from the rental market will be deposited in the Relocation Deposit Account of the Rental Housing Production Fund which will support the Tenant Relocation Assistance Services Program.

ITEM NO. (23) - ADOPTED

07-2070

CD 1 HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the acquisition of real property located at 619-27 and 629 South Westlake Avenue from CS Properties and Sylvia and Barrero Fernando Mossman for the total purchase price of \$5.1 million and related actions.

Recommendations for Council action:

1. AUTHORIZE the Chief Executive Officer, Community Redevelopment Agency (CRA), or designee, to:
 - a. Acquire the property located at 619-627 and 629 South Westlake Avenue from respective property owners CS Properties and Sylvia and Barrero Fernando Mossman for the total amount of \$5,100,000.

- b. Take the necessary actions to carry out this transaction, contingent upon adoption of the proposed Fiscal Year 2008 (FY 08) Work Program and Budget by the City Council and the CRA.
 - c. Amend the CRA's FY 08 Budget and Work Program to transfer \$882,600 from WL3300/Public Improvements.
 - d. Expend a total of \$5,100,000 from WL2700 (Mixed-Use Catalytic Development Commercial and Industrial) for the acquisition of the subject property.
2. INSTRUCT the Chief Executive Officer, CRA, or designee, to report back within 60 days as to the status of the subject acquisition and future development activity.

Fiscal Impact Statement: The Chief Legislative Analyst reports that there is no impact to the General Fund. The CRA is bound by the City Debt Management Policies and these actions will not impact the General Fund. The CRA is in the process of adopting the City Financial Policies, as applicable to the CRA.

**ITEM NO. (24) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS -
SEE FOLLOWING**

Roll Call #10 - Motion (Hahn - Perry) Adopted, Ayes (14); Absent: Reyes (1)

[99-2165](#)

CDs 8, 9 & 15 COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER relative to \$2 million in additional funding and revised loan terms for Habitat-for-Humanity Homeownership Projects for low-income households.

(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 \$2 million in additional funding and revised loan terms for Habitat-for-Humanity (HFH) Homeownership Projects for low-income households.

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

1. **DETERMINE** a policy decision relative to modifying the repayment of purchase assistance loans available to low-income households purchasing the nine HFH projects listed below, wherein the Los Angeles Housing Department (LAHD) is authorized to amend said terms so that repayment is due upon transfer of ownership by the original homebuyer(s), including property sale or death of owner(s):
 - a. 10315 South Main Street, Los Angeles 90003
 - b. 1500/1504 East 21st Street, Los Angeles 90011
 - c. 1775 Santa Ana Boulevard, Los Angeles 90002
 - d. 434/440 West 112th Street, Los Angeles 90061
 - e. 1829/1831 105th Street, Los Angeles 90002
 - f. 10507 Hickory Street, Los Angeles 90002

2. **AUTHORIZE** the General Manager, LAHD, or designee(s) to:
 - a. Commit up to \$1,440,000 in HOME Investment Partnership (HOME) funds for project-related costs incurred since March 1, 2007, for the Harborside Terrace Project.
 - b. Commit up to \$560,000 in HOME funds for project-related costs incurred for the Vermont Villas Project since March 1, 2007.
 - c. Prepare Controller accounting instructions and make any technical adjustments consistent with the Mayor and Council action on this matter, subject to the approval of the City Administrative Officer (CAO), and request the Controller to implement the instructions.

3. **REQUEST** the Controller to expend funds for the Harborside Terrace and Vermont Villas Projects, in an amount not to exceed \$2,000,000 from the HOME Investment Partnership Fund No. 561, Department 43, upon proper written demand by the LAHD, as follows:

<u>Account No.</u>	<u>Account Title</u>	<u>Amount</u>
C223	Homeownership Assistance - Regular	\$2,000,000

Fiscal Impact Statement: The CAO reports that there is no impact on the City's General Fund. The recommendations of this report are in compliance with City Financial Policies in that the cost for completing the homeownership units selected for the 2007 Jimmy Carter Work Project is fully funded by \$2 million in HOME funds.

**Roll Call #6 - Motion (Smith - Zine) Adopted, Ayes (13); Absent: LaBonge and Reyes (2)
(Item Nos. 25-31)**

**ITEM NO. (25) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATION -
SEE FOLLOWING**

07-2076

CD 13 COMMUNICATION FROM THE COMMUNITY REDEVELOPMENT AGENCY relative to acquiring real property located at 1317 North Cahuenga Boulevard for \$1,338,000, in the North Hollywood Redevelopment Project Area.

(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
acquiring real property located at 1317 North Cahuenga Boulevard for \$1,338,000.**

Recommendation for Council action:

**AUTHORIZE the Chief Executive Officer, Community Redevelopment Agency (CRA), or
designee, to:**

- a. Acquire the real property located at 1317 North Cahuenga Boulevard from the Delanders family for an amount not to exceed \$1,388,000.**
- b. Amend the CRA's Fiscal Year 2007 (FY 07) Budget and transfer \$1,141,200 from the HW2750 (Hollywood Passage) objective to the HW6990 (Response to Development Opportunities) objective.**
- c. Amend the CRA's FY 07 Budget and transfer \$125,000 from the HW2320 (Hollywood Garfield) objective to the HW6990 (Response to Development Opportunities) objective.**
- d. Amend the CRA's FY 07 Budget and transfer \$71,800 from the HW2850 [Academy of Motion Picture Arts and Sciences (AMPAS)] objective to the HW6990 (Response to Development Opportunities) objective.**
- e. Take the necessary actions to carry out this transaction.**

Fiscal Impact Statement: The Chief Legislative Analyst reports that there is no impact to the General Fund.

**ITEM NO. (26) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS -
SEE FOLLOWING**

07-2431

CD 14

COMMUNICATION FROM THE COMMUNITY DEVELOPMENT DEPARTMENT and RESOLUTION relative to the issuance of Tax-Exempt Industrial Development Bonds in an aggregate principal amount not to exceed \$10 million by the Industrial Development Authority for the benefit of Madison/Graham Colorgraphics Interstate Services, Inc., or a related/successor entity.

(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 and RESOLUTION relative to the issuance of Tax-Exempt Industrial Development Bonds in an aggregate principal amount not to exceed \$10 million by the Industrial Development Authority for the benefit of Madison/Graham Colorgraphics Interstate Services, Inc., or a related/successor entity.

Recommendations for Council action:

- 1. FIND that the Madison/Graham ColorGraphics Interstate Services, Inc., is necessary and appropriate to accomplish City community and economic development objectives.**
- 2. ADOPT the accompanying RESOLUTION (attached to the Community Development Department (CDD) report dated, July 18, 2007), relating to the authorization, execution, and issuance of up to \$10 million in tax exempt revenue bonds by the Industrial Development Authority (IDA) for Madison/Graham ColorGraphics Interstate Services, Inc.**
- 3. AUTHORIZE the General Manager, CDD, or designee, to negotiate and execute all documents and agreements required for issuance of the bonds, subject to the review of the City Attorney as to form and legality.**

Fiscal Impact Statement: The City Administrative Officer reports that there is no General Fund impact. Approval of the recommendations enables the IDA to issue up to \$10 million in Series 2007 tax-exempt bonds for Madison/Graham ColorGraphics, Inc., the Borrower under this issuance. This action complies with City financial and debt management policies in that bond proceeds are generated from investor capital and require no pledge of public funds for their backing, security, or repayment. The bonds will be repaid from operating revenues of the Borrower. The City is not providing any financial assistance to this project.

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

07-2515

CD 4 COMMUNICATION FROM THE COMMUNITY REDEVELOPMENT AGENCY relative to environmental action and authorization to execute an Owner Participation Agreement with Sanoho Development, LLC, and related actions for the construction of 28 for-sale residential condominium units at 5232-5244 Satsuma Avenue in the North Hollywood Redevelopment Project Area.

(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 environmental action and authorization to execute an Owner Participation Agreement (OPA) with Sanoho Development, LLC (Developer), for the construction of 28 for-sale residential condominium units at 5232-5244 Satsuma Avenue.

Recommendation for Council action:

AUTHORIZE the Chief Executive Officer, Community Redevelopment Agency, or designee, to execute an OPA with the Developer relative to the construction of four additional housing units, for a total of 28 units, at 5232-5244 Satsuma Avenue in the North Hollywood Redevelopment Project Area, East Valley Region, subject to the review of the City Attorney as to form and legality.

Fiscal Impact Statement: The Chief Legislative Analyst reports that there is no fiscal impact to the General Fund.

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

07-2549

CD 9 COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST relative to an Estoppel and Agreement between the City, the Community Redevelopment Agency, the Community Taxing District No. 1, Olympic and Georgia Partners, LLC, and the Union Labor Life Insurance Company for the Convention Center Headquarters Hotel.

(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 an Estoppel and Agreement (Estoppel) between the City, the Community Redevelopment Agency (Agency), the City of Los Angeles Community Taxing District (CTD) No. 1, Olympic and Georgia Partners, LLC, and the Union Labor Life Insurance Company for the Convention Center Headquarters Hotel (Hotel).

Recommendations for Council action:

1. **FIND** that the approval of the Estoppel is exempt from the California Environmental Quality Act (CEQA) pursuant to Section 2(j) of the Los Angeles CEQA Guidelines, and that no additional environmental clearance is required under State CEQA Guidelines Section 15162.
2. **APPROVE** the Estoppel among the City, the Agency, the CTD No. 1 (Convention Center Hotel), Olympic and Georgia Partners, LLC, and The Union Labor Life Insurance Company (Attachment A of the Chief Legislative Analyst (CLA) report dated August 7, 2007), subject to the review of the City Attorney as to form and legality.
3. **INSTRUCT** the City Administrative Officer (CAO) to execute the Estoppel on behalf of the City.
4. **INSTRUCT** the CAO, as CTD Administrator of the CTD No. 1 (Convention Center Hotel), to execute the Estoppel on behalf of said District.

Fiscal Impact Statement: The CLA reports that there is no fiscal impact to the General Fund.

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

07-2511

MOTION (WESSON - REYES) relative to authorizing the release of a Request for Qualifications for an Affordable Housing Benefit Fee Study in an amount not to exceed \$500,000.

(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 authorizing the release of a Request for Qualifications (RFQ) for an Affordable Housing Benefit Fee Study in an amount not to exceed \$500,000.

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

AUTHORIZE the Los Angeles Housing Department and the Department of City Planning to release a RFQ for an Affordable Housing Benefit Fee Study in an amount not to exceed \$500,000 (which has already been set aside for in the Affordable Housing Trust Fund), and to report back with recommendations for awarding the contract.

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

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

05-1451-S2

CD 12 PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an application for a hardship exemption from the City's Balboa Highlands Interim Control Ordinance (ICO) for property at 17070 Lisette Street.

Recommendations for Council action:

1. GRANT hardship exemption from the City's Balboa Highlands ICO (Ordinance No. 177326), as noted and as described in the application attached to Council file No. 05-1451-S2, for the proposed remodel/expansion of a bathroom, 170 square feet, nine-feet high, for residential use for property at 17070 Lisette Street.
2. ADVISE the applicant that this hardship exemption, if granted by the Council, is not a permit or license and that any other approvals, permits, and licenses required by law must be obtained from the proper agencies.

Applicant: Safi S. Ishrati

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

ITEM NO. (31) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS

07-2031

CD 14 MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and RESOLUTION relative to a General Plan Amendment for portions of Mission Road between Whittier Boulevard and Jesse Street and Myers Street between Jesse and Seventh Streets.

Recommendations for Council action:

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. 07-2031 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 2006-5148 MND] filed on July 1, 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 CPC, and the Director of Planning APPROVING the proposed General Plan Amendment General to the Boyle Heights Community Plan and amendment to the Highways and Freeways Map of the Transportation Element of the General Plan redesignating that portion of Mission Road between Whittier Boulevard and Jesse Street and Myers Street between Jesse and Seventh Streets from a Secondary Highway to an Industrial Collector Street.

Applicant: City of Los Angeles

CPC 2006-5147 GPA

4. INSTRUCT the Planning Department to update the General Plan and appropriate maps pursuant to this action.

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

TIME LIMIT FILE - SEPTEMBER 3, 2007

(LAST DAY FOR COUNCIL ACTION - AUGUST 17, 2007)

ITEM NO. (32) - CONTINUED TO SEPTEMBER 19, 2007

**Roll Call #1 - Motion (Rosendahl - Perry) Adopted to Continue, Unanimous Vote (13);
Absent: LaBonge and Reyes (2)**

05-2763

CD 9 CATEGORICAL EXEMPTION and COMMUNICATION FROM THE CITY ENGINEER relative to nuisance alley vacation proceedings for the alley southwesterly of 24th Street between Griffith Avenue and Central Avenue (VAC E1401035).

(Public Works Committee report to be submitted in Council. If a 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 Public Works Committee at 213-978-1076)

**Roll Call #6 - Motion (Smith - Zine) Adopted, Ayes (13); Absent: LaBonge and Reyes (2)
(Item Nos. 33-35)**

ITEM NO. (33) - ADOPTED - SEE FOLLOWING

07-2475

CD 5 MOTION (WEISS - GREUEL) relative to requesting the Board of Public Works to assume responsibility for the completion of the Century City Neighborhood Traffic Management Plan (NTMP) plans and specifications and further appointing the Bureau of Engineering and Bureau of Street Services to serve as project manager for completion of the NTMP.

(Public Works Committee report to be submitted in Council. If a 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 Public Works Committee at 213-978-1076)

ADOPTED

MOTION (WEISS - GREUEL) relative to requesting the Board of Public Works to assume responsibility for the completion of the Century City Neighborhood Traffic Management Plan (NTMP).

Recommendations for Council action, pursuant to Resolution (Weiss - Greuel):

- 1. REQUEST the Board of Public Works (Board) to assume responsibility for the completion of the NTMP plans and specifications per pre-approved designs, and further APPOINT the Bureau of Engineering (BOE), in consultation with the Bureau of Street Services (BOSS), to serve as project manager for the completion of the NTMP.**
- 2. FIND that based on information, as detailed in the Motion and attached to the Committee report, as to the necessity to complete the remaining phases of the NTMP in a timely manner for public safety reasons, pursuant to Charter Section 371, competitive bidding in this instance is both undesirable and impracticable and that it is in the best interest of the City to AUTHORIZE the Board, in consultation with the BOSS and BOE, to negotiate sole-source contracts with Square One Holdings, Inc. and Damon Construction Company, Inc. to complete the NTMP.**
- 3. FIND that the application of the MBE/WBE/OBE requirements is impracticable and unavailing and further AUTHORIZE the Department of Public Works (DPW) to waive their application to the contracts as detailed above in Recommendation No. 2.**

4. **FIND** that in respect to Charter Section 1022 that the work, as detailed in the Motion and attached to the Committee report, can be performed more economically or feasibly by independent contractors than by City employees because of the current unavailability of the necessary City construction workforce to perform the work.
5. **WAIVE** compliance with the City's MBW/WBE/OBE Subcontractor Outreach Program in respect to the construction of the remaining NTMP phases due to the necessity to move expeditiously.

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

(Public Works Committee waived consideration of the above matter)

**ITEM NO. (34) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION -
SEE FOLLOWING**

06-0284

COMMUNICATIONS FROM THE MAYOR AND THE CITY ADMINISTRATIVE OFFICER relative to a budget modification for the 2006 Justice Assistance Grant, Request for Proposals for Community Law Enforcement and Recovery Program consultant services, position authorities, and related actions.

(Public Safety and Personnel Committee reports 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 Public Safety Committee at 213-978-1072)

ADOPTED

COMMUNICATION FROM VICE-CHAIR, PUBLIC SAFETY COMMITTEE relative to a budget modification for the 2006 Justice Assistance Grant (JAG), Request for Proposals (RFP) for Community Law Enforcement and Recovery (CLEAR) Program consultant services, and related actions.

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

APPROVE the recommendations of the City Administrative Officer (CAO) as stated in the attached report to the Mayor and Council dated August 9, 2007 relative to modifying the budget for the 2006 JAG, an RFP for CLEAR consultant services, position authorities for the Police Department and the Mayor's Office, and related actions.

Fiscal Impact Statement: The CAO reports that the City's allocation of \$1,956,165 will support program salaries - \$370,157, contractual services - \$1,493,324 and indirect costs - \$92,684. Total costs for the Gang Reduction and Youth Development Coordinator and CLEAR program staff in the Police Department and City Attorney's Office is \$6,373,731, of which \$6,207,001 will be reimbursed by JAG and other grant funds. Total cost to the City is \$166,730. Of this amount, \$6,375 will be provided from the Mayor's Office Adopted Budget, while \$160,355 will come from budgeted City Attorney funds. The Adopted Budget includes funding to pay for the costs not supported by the grant, therefore no additional appropriation is required at this time. This action is in compliance with City financial policies inasmuch as budgeted General Fund revenues plus grant revenues are available to support the cost of this program.

(Personnel Committee waived consideration of the above matter)

ITEM NO. (35) - ADOPTED

05-1624

CD 4

GENERAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the renewal of Temporary Preferential Parking District (PPD) No. 112 on two blocks south of Lower Runyon Canyon Park.

Recommendations for Council action:

1. FIND that the renewal of Temporary PPD No. 112, pursuant to Los Angeles Municipal Code (LAMC) Section 80.58.d, is exempt from the California Environmental Quality Act (CEQA) requirements under the General Exemption (Article II, Section 1 of the 2002 Los Angeles City CEQA Guidelines).
2. FIND that the parking problem that led to the establishment of Temporary PPD No. 112 for two blocks south of Lower Runyon Canyon Park still exists, and that no permanent solution is available at this time.
3. ADOPT the accompanying RESOLUTION renewing Temporary PPD No. 112 for 12 months, until August 17, 2008, pursuant to Section 80.58.d of the LAMC.
4. DIRECT the Los Angeles Department of Transportation (LADOT) to prepare a Notice of Exemption reflecting Council's actions under Recommendation No. 1 above and file such notice with the City and County Clerks within five working days of the City Council's action.

Fiscal Impact Statement: The LADOT reports that revenue from the sale of permits will cover the additional cost of implementing, administering, and enforcing Temporary PPD No. 112. Furthermore, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the Districts's parking restrictions.

Items for Which Public Hearings Have Not Been Held - Items 36-58

(10 Votes Required for Consideration)

ITEM NO. (36) - ADOPTED

07-0005-S536

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 (LAHD), Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the LAHD report of August 9, 2007:

07-0005-S536

CD 8 a. Property at 1251 West 36th Place (Case No. 7862).
Assessor I.D. No. 5040-007-010

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 4, 2005)

07-0005-S537

CD 9 b. Property at 8311 South Central Avenue (Case No. 41674).
Assessor I.D. No. 6029-020-003

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on December 5, 2007)

07-0005-S538

CD 13 c. Property at 3808 West First Street (Case No. 43000).
Assessor I.D. No. 5518-020-001

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 1, 2007)

07-0005-S539

CD 10 d. Property at 1143 South Muirfield Road (Case No. 47555).
Assessor I.D. No. 5083-011-001

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 5, 2007)

07-0005-S540

CD 5 e. Property at 6347 Orange Street (Case No. 48246).
Assessor I.D. No. 5510-025-009

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 15, 2007)

07-0005-S541

CD 8 f. Property at 762 West 99th Street (Case No. 52286).
Assessor I.D. No. 6054-007-030

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 15, 2007)

07-0005-S542

CD 8 g. Property at 727 West 81st Street (Case No. 82227).
Assessor I.D. No. 6032-026-018

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 30, 2007)

07-0005-S543

CD 8 h. Property at 623 West 78th Street (Case No. 89748).
Assessor I.D. No. 6020-017-028

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 12, 2007)

07-0005-S544

CD 10 i. Property at 3014 South Cloverdale Avenue (Case No. 91941).
Assessor I.D. No. 5043-025-001

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 1, 2007)

07-0005-S545

CD 8 j. Property at 1704 West 59th Street (Case No. 93548).
Assessor I.D. No. 6002-008-017

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 12, 2007)

07-0005-S546

CD 6 k. Property at 7401 North Lankershim Boulevard (Case No. 101641).
Assessor I.D. No. 2317-017-002

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on July 5, 2007)

07-0005-S547

CD 2 l. Property at 12523 West Burbank Boulevard (Case No. 101818).
Assessor I.D. No. 2341-017-028

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on July 27, 2007)

07-0005-S548

CD 8 m. Property at 860 West 85th Street (Case No. 107130).
Assessor I.D. No. 6032-014-002

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on July 27, 2007)

07-0005-S549

CD 4 n. Property at 411 South Wilton Place (Case No. 109766).
Assessor I.D. No. 5504-020-008

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 6, 2007)

07-0005-S550

CD 10 o. Property at 3209 West 16th Place (Case No. 14075).
Assessor I.D. No. 5072-033-019

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

07-0005-S551

CD 13 p. Property at 2329 West Mayberry Street (Case No. 8359).
Assessor I.D. No. 5424-003-009

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 9, 2005)

**Roll Call #7 - Motion (Parks - Perry) Adopted, Ayes (13); Absent: LaBonge and Reyes (2)
(Item Nos. 37-38)**

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

07-0002-S14

COMMUNICATION FROM CHAIR, INTERGOVERNMENTAL RELATIONS COMMITTEE relative to the City's position on the elimination of funding for the Integrated Services for the Homeless Adult Mentally Ill program.

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

RESOLVE to include in the City's 2007-08 State Legislative Program OPPOSITION to the elimination of funding for the Integrated Services for the Homeless Adult Mentally Ill 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. (38) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

07-0002-S58

COMMUNICATION FROM CHAIR, INTERGOVERNMENTAL RELATIONS COMMITTEE relative to the City's position on Senate Bills (SB) 67 (Perata) and 266 (Steinburg) relative to vehicles in violation of exhibition of speed laws.

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

RESOLVE to include in the City's 2007-08 State Legislative Program SUPPORT of SB 67 (Perata) which would reenact provisions that sunset December 31, 2006, allowing law enforcement to impound vehicles in violation of speed contests or exhibition of speed laws; and SB 266 (Steinberg) to allow the forfeiture of vehicles registered to persons who are convicted of a third speed contest violation, IF AMENDED, to include language that would not preempt the City of Los Angeles from enforcing its current ordinance relative to speed contests.

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. (39) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

Roll Call #11 - Motion (Smith - Wesson) Adopted, Ayes (14); Absent: Reyes (1)

07-0002-S119

COMMUNICATION FROM CHAIR, INTERGOVERNMENTAL RELATIONS COMMITTEE relative to the City's position on Assembly Bill (AB) 1091(Bass) regarding the implementation of Proposition 1C.

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

RESOLVE to include in the City's 2007-08 State Legislative Program SUPPORT for AB 1091(Bass) regarding the implementation of Proposition 1C.

Fiscal Impact Statement: The Chief Legislative Analyst reports that AB 1091 would affect the Los Angeles Housing Department and the Community Redevelopment Agency.

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

Roll Call #7 - Motion (Parks - Perry) Adopted, Ayes (13); Absent: LaBonge and Reyes (2)

07-0002-S138

COMMUNICATION FROM CHAIR, INTERGOVERNMENTAL RELATIONS COMMITTEE relative to the City's position on Assembly Bill (AB) 886 (Runner) that would amend the State's notary public laws.

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

RESOLVE to include in the City's 2007-08 State Legislative Program SUPPORT of AB 886 (Runner) that would amend the State's notary public laws regarding the responsibilities of a notary public and the conditions for appointment as a notary public.

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. (41) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

Roll Call #12 - Motion (Huizar - Smith) Adopted, Ayes (14); Absent: Reyes (1)

07-0002-S147

COMMUNICATION FROM CHAIR, INTERGOVERNMENTAL RELATIONS COMMITTEE relative to the City's position on Assembly Bill (AB) 1381 (Nunez) to create within the Governor's Office of Emergency Services the Office of Statewide Violence and Gang Prevention.

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

RESOLVE to include in the City's 2007-08 State Legislative Program SUPPORT for AB 1381 (Nunez), which would establish the Office of Statewide Violence and Gang Prevention within the state Office of Emergency Services.

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

**Roll Call #7 - Motion (Parks - Perry) Adopted, Ayes (13); Absent: LaBonge and Reyes (2)
(Item Nos. 42-43)**

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

07-1319

CD 5

COMMUNICATION FROM MEMBER, PLANNING AND LAND USE MANAGEMENT COMMITTEE relative to a request for the Planning Department to study amending the Wilshire Community Plan Height Footnote 5 and Height District change for Maimonides Academy located at 329 North La Cienega Boulevard.

Recommendations for Council action, pursuant to Motion (Weiss - Rosendahl):

1. REQUEST the Planning Department to study the following:
 - a. Amending the Wilshire Community Plan Height Footnote 5 to provide for a maximum Floor Area Ratio (FAR), not to exceed 2.5:1 with a 45 foot height limit for the west side of La Cienega Boulevard between Beverly and Westmount Drives for educational institutions.
 - b. A Height District change within such area for the Maimonides property at Beverly Place and La Cienega Boulevard to 2D (maximum FAR 2.5:1 with a 45 foot height limit).
2. DIRECT the Planning Department to remove this project from the batching window and expedite the processing of these actions to the full extent possible.

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

ITEM NO. (43) - ADOPTED

07-1370-S1

CONSIDERATION OF MOTION (PARKS - PERRY) relative to the annual MED Week 2008 activities, acceptance of a donation of \$50,000 from the Bank of America for various Minority Business Opportunity Center (MBOC) outreach events and operational activities for the period April 1, 2007 through March 31, 2008, and related matters.

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

1. AUTHORIZE the City of Los Angeles through the Mayor's Office, to accept all cash and in-kind donations received as part of the MED Week 2007-08 activities not to exceed the amount of \$350,000, and deposit into Fund No. 575/46, Account No. A205.
2. AUTHORIZE the Mayor, or designee, to enter into a contract with the Millennium Biltmore Hotel for the annual MED Week 2008 activities in an amount not to exceed \$150,000, subject to approval of the City Attorney as to form and legality.
3. AUTHORIZE the Mayor, or designee, to prepare Controller instructions and/or make any technical adjustments as needed and consistent with this action, subject to the approval of the City Administrative Officer, and INSTRUCT the Controller to implement the instructions.
4. TRANSFER from the uncommitted balance of Fund No. 575/46, Account Nos. W201, W202, W203 and APPROPRIATE therefrom to Fund No. 575/46, Account Nos. A201, A202, A203, for program year 2007 through 2008, as follows:

<u>Fund</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
575	A201	Travel	\$ 2,193.00
575	A202	Supplies	\$ 2,065.89
575	A203	Other	\$ 423.46

5. APPROPRIATE \$300,000 from Fund No. 575, MBOC, Account No. C146, Mayor's Office, to General Fund No. 100/46, Account No. 1020, Salaries-Grant Reimbursed;
 - a. Transfer cash to Fund No. 100/46 on an as-needed basis supported by proper documentation upon proper demand of the Mayor's Office.
6. ACCEPT from the Bank of America, a donation of \$50,000 for the MBOC program, outreach events and operational activities for the period April 1, 2007 through March 31, 2008;
 - a. Appropriate the amounts listed below in Fund No. 575/46, MBOC, in the following budget categories for the program year 2007-08 commencing on April 1, 2007 through March 31, 2008:

<u>Account</u>	<u>Title</u>	<u>City Share</u>	<u>Various donations</u>	<u>Bank of America</u>	<u>Total</u>
A201	Travel	\$2,193		\$13,097	\$ 15,290
A202	Supplies	\$2,065		\$16,752	\$ 18,817
A203	Other (Promo, printing, outreach events)		\$70,000	\$15,151	\$ 85,151
A204	Contractual			\$ 5,000	\$ 5,000
Total		\$4,258	\$70,000	\$50,000	\$124,258

- b. Utilize established Fund No. 575 on an expedited basis as requested by the U.S. Department of Commerce, Minority Business Development Agency (MBDA)/MBOC to receive and disperse funds from MBDA administered by Mayor's Office of Commercial and Residential Development.

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

**Roll Call #13 - Motion (Perry - Greuel) Adopted, Ayes (13); Absent: Cardenas and Reyes (2)
(Item Nos. 44a-44h)**

ITEM NO. (44) - ADOPTED

07-2559

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:

07-2559

- CD 13 a. MOTION (PERRY for GARCETTI - GREUEL) relative to declaring the MOVIES ROCK on December 2, 2007 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

07-2562

- CD 13 b. MOTION (PERRY for GARCETTI - GREUEL) relative to declaring the Big Band Jazz Show Reception on August 19, 2007 a Special Event (fees and costs absorbed by the City = \$2,010).

06-2110

- CD 13 c. MOTION (PERRY for GARCETTI - GREUEL) relative to declaring the 186th Year of the Independence of El Salvador on September 2, 2007 a Special Event (fees and costs absorbed by the City = \$5,466).

05-1668

CD 13 d. MOTION (PERRY for GARCETTI - GREUEL) relative to declaring the BTS (Back to School) on August 25, 2007 a Special Event (fees and costs absorbed by the City = \$3,284).

05-1607

CD 8 e. MOTION (PARKS - HUIZAR) relative to declaring the World Stage Jazz Festival on August 12, 2007 a Special Event (fees and costs absorbed by the City = \$650).

06-1554

CD 5 f. MOTION (SMITH for WEISS - GREUEL) relative to declaring the Second Annual Laurel Hills Homeowners Association Block Party on August 18, 2007 a Special Event (fees and costs absorbed by the City = \$250).

07-2560

CD 11 g. MOTION (ROSENDAHL - SMITH) relative to declaring the Villa Marina Council Block Party on September 15, 2007 a Special Event (fees and costs absorbed by the City = \$1,642).

07-2563

CD 11 h. MOTION (ROSENDAHL - SMITH) relative to declaring the Movie Night on August 11, 2007 a Special Event (fees and costs absorbed by the City = \$3,284).

**Roll Call #2 - Motion (Huizar - Smith) Adopted to Continue, Unanimous Vote (13); Absent: LaBonge and Reyes (2)
(Item Nos. 44i-44j)**

CONTINUED TO SEPTEMBER 11, 2007

07-2568

CD 1 i. MOTION (REYES - HUIZAR) relative to declaring the Los Angeles Dodger games from August 13-18, 27-28 and September 11-15 and 25-29, 2007 a Special Event (fees and costs absorbed by the City = \$500).

07-2568-S1

CD 1 j. MOTION (REYES - HUIZAR) relative to declaring the Los Angeles Dodger games from August 19 and 29 and September 16 and 30, 2007 a Special Event (fees and costs absorbed by the City = \$500).

**Roll Call #13 - Motion (PERRY - GREUEL) Adopted, Ayes (13); Absent: Cardenas and Reyes (2)
(Item Nos. 44k-44w)**

07-2569

CD 1 k. MOTION (REYES - HUIZAR) relative to declaring the Highland Park Farmers' Market from September 4, 2007 through September 3, 2008 a Special Event (fees and costs absorbed by the City = \$1,000).

07-2570

CD 12 I. MOTION (SMITH - ROSENDAHL) relative to declaring the 6100 Shoshone Block Party on September 2, 2007 a Special Event (fees and costs absorbed by the City = \$1,642).

07-2571

CD 1 m. MOTION (REYES - ROSENDAHL) relative to declaring the Arroyo Vista Family Health Center Celebration Week on August 23, 2007 a Special Event (fees and costs absorbed by the City = \$500).

07-2572

CD 10 n. MOTION (WESSON - SMITH) relative to declaring the Wilshire Community Police Station/WTD Open House on August 11, 2007 a Special Event (fees and costs absorbed by the City = \$2,557).

07-2564

CD 9 o. MOTION (PERRY - PARKS) relative to declaring the Community Awareness Day on August 25, 2007 a Special Event (fees and costs absorbed by the City = \$500).

07-2565

CD 4 p. MOTION (LABONGE - WESSON) relative to declaring the Medal of Valor Awards Presentation on August 19, 2007 a Special Event (fees and costs absorbed by the City = \$1,188).

06-2309

CD 9 q. MOTION (PERRY - SMITH) relative to declaring the Residents of 18th Street Block Party on September 29, 2007 a Special Event (fees and costs absorbed by the City = \$1,226).

06-1859

CD 15 r. MOTION (HAHN - PARKS) relative to declaring the Hot Pedro Nights on August 17-19, 2007 a Special Event (fees and costs absorbed by the City = \$3,226).

05-1842

CD 14 s. MOTION (HUIZAR - REYES) relative to declaring the Los Angeles 226th Birthday Celebration on September 2, 2007 a Special Event (fees and costs absorbed by the City = \$23,188).

06-1899

CD 14 t. MOTION (HUIZAR - HAHN) relative to declaring the El Sereno Labor Day Weekend Street Concert and Fair on September 1-3, 2007 a Special Event (fees and costs absorbed by the City = \$16,549).

07-2581

CD 14 u. MOTION (HUIZAR - HAHN) relative to declaring the 16th of September Fiesta on September 14, 2007 a Special Event (fees and costs absorbed by the City = \$2,324).

06-2103

CD 14 v. MOTION (HUIZAR - CARDENAS) relative to declaring the East Los Angeles Mexican Independence Day Parade/Festival on September 9, 2007 a Special Event (fees and costs absorbed by the City = \$4,962).

05-1916-S1

CD 14 w. MOTION (HUIZAR - CARDENAS) relative to declaring the El Grito 2007 on September 15, 2007 a Special Event (fees and costs absorbed by the City = \$50,000).

ITEM NO. (45) - ADOPTED

Roll Call #14 - Motion (Rosendahl - Smith) Adopted, Ayes (13); Absent: Cardenas and Reyes (2)

07-2567

MOTION (PERRY - PARKS) relative to a request for an exemption from the Convention Center fee waiver policy for the Los Angeles Unified School District (LAUSD) Annual Opening Meeting on August 24, 2007.

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

1. FIND that the Annual Opening Meeting event, sponsored by the LAUSD serves a public purpose in that it will provide over 1800 LAUSD administrators and support staff the opportunity to hear from the Superintendent and Board President regarding the District's priorities for the school year.
2. AUTHORIZE the General Manager, Convention Center, to make an exception to the Council's Convention Center waiver policy by waiving a maximum of \$6,000 in room rental fees for this event.

**Roll Call #7 - Motion (Parks - Perry) Adopted, Ayes (13); Absent: LaBonge and Reyes (2)
(Item Nos. 46-47)**

ITEM NO. (46) - ADOPTED

07-2574

CD 10 MOTION (WESSON - LABONGE) relative to installing street banners announcing the PICO Neighborhood Council.

Recommendations for Council action:

1. APPROVE the street banner program announcing the PICO Neighborhood Council, as a "City of Los Angeles Non-Event" .
2. APPROVE the content of the street banners for the above specified event.

ITEM NO. (47) - ADOPTED

07-2566

CD 9 MOTION (ROSENDAHL - PERRY) relative to initiating street vacation proceedings for a portion of the excess right-of-way on the northerly side of 58th Street from Main Street to approximately 300 feet easterly thereof.

Recommendations for Council action:

1. INITIATE street vacation proceedings, pursuant to California Streets and Highways Code, Division 9, Part 3, Public Streets, Highways and Service Easements Vacation Law for a portion of the excess right-of-way on the northerly side of 58th Street from Main Street to approximately 300 feet easterly thereof.
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) - CONTINUED TO SEPTEMBER 28, 2007

**Roll Call #3 - Motion (Rosendahl - Greuel) Adopted to Continue, Unanimous Vote (13);
Absent: LaBonge and Reyes (2)**

07-2578

CD 2 MOTION (ROSENDAHL - GREUEL) relative to initiating street vacation proceedings for the excess right-of-way along a portion fo the southerly side of Wentworth Street from Mary Bell Avenue to approximately 120 feet westerly thereof.

Recommendations for Council action:

1. INITIATE street vacation proceedings, pursuant to California Streets and Highways Code, Division 9, Part 3, Public Streets, Highways and Service Easements Vacation Law for the excess right-of-way along a portion of the southerly side of Wentworth Street from Mary Bell Avenue to approximately 120 feet westerly thereof.
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.

**Roll Call #7 - Motion (Parks - Perry) Adopted, Ayes (13); Absent: LaBonge and Reyes (2)
(Item Nos. 49-55)**

ITEM NO. (49) - ADOPTED

04-0613

CD 14 MOTION (ROSENDAHL - HUIZAR) relative to initiating street vacation proceedings for the alley northeasterly of Cesar Chavez Avenue between State Street and the Golden State Freeway.

Recommendations for Council action:

1. INITIATE street vacation proceedings, pursuant to California Streets and Highways Code, Division 9, Part 3, Public Streets, Highways and Service Easements Vacation Law for the alley northeasterly of Cesar Chavez Avenue between State Street and the Golden State Freeway.
2. DIRECT the Bureau of Engineering to process this vacation request under Council file 04-0613, Engineering work order No. E1400900, and apply the conditions established under the Council action of January 18, 2006 to this vacation request.
3. DIRECT the City Clerk to append this Motion to Council File No. 04-0613.
4. DIRECT the Bureau of Engineering to present its report regarding the feasibility of vacating the requested areas to the Public Works Committee.

ITEM NO. (50) - ADOPTED

07-2561

MOTION (PERRY for GARCETTI - GREUEL) relative to Health Care For All Rally Special Event declaration and funding for various necessary services to be provided by the Department of General Services.

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

1. DECLARE the Health Care For All Rally at the City Hall Front Lawn and First Street Steps on Saturday, August 11, 2007 from 10:00 am to 3:00 pm hosted by Council District 13 a "Special Event"; APPROVE any temporary street closures as requested; and, INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of fees, costs and requirements and other related issues as specified.
2. APPROPRIATE \$1,263 from the Unappropriated Balance Fund No. 100/58 to the General Services Fund No. 100/40, as follows: \$1,020 to Account No. 1090 (Salaries - Overtime) and \$243 to Account No. 1070 (Salaries - As Needed), for services in connection with the August 11, 2007 Council District 13 rally for Health Care for All at the City Hall Front Lawn and First Street Steps – said funds to be reimbursed to the General Fund by Health Care For All.

ITEM NO. (51) - ADOPTED

07-0821-S1

CD 1 MOTION (REYES - ROSENDAHL) relative to funding from the Council District One Real Property Trust Fund for a MacArthur Park security camera maintenance contract.

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

1. TRANSFER \$2,600 in the Council District One Real Property Trust Fund No. 683 to the Department of General Services Fund No. 100/40, Account No. 3040 (Contractual Services) for R.D. Systems, an existing City contractor, to develop an accurate estimate for a MacArthur Park security camera maintenance contract.
2. DIRECT the Department of General Services (GSD) to prepare the necessary document(s) with, and/or payment(s) to R.D. Systems, in an amount not to exceed \$2,600, for the above purpose, subject to the approval of the City Attorney, if needed; and, AUTHORIZE the General Manager, GSD, to execute any such documents on behalf of the City.
3. AUTHORIZE the General Manager, GSD, to make any technical corrections or clarifications to the above instructions in order to effectuate the intent of the Motion.

ITEM NO. (52) - ADOPTED

02-2770

CD 1 MOTION (REYES - HUIZAR) relative to amending previous Council action in connection with a contract between the City and New City America, Inc. for consultant activities, and expenses for the development, formation and establishment of the MacArthur Park Business Improvement District (BID).

Recommendation for Council action:

AMEND Council action of January 14, 2004 relative to a contract between the City and New City America, Inc. in an amount not to exceed \$40,000 for consultant activities and expenses for the development, formation, and establishment of the MacArthur Park BID, as follows:

Instruct and authorize the City Clerk to accept from the Community Redevelopment Agency a new amount of \$24,999 for the above purpose and to negotiate and execute any document, as may be needed, and subject to the approval of the City Attorney as to form and legality, to increase the amount of the contract between the City and New City America, Inc. by adding this additional amount, for a new contract total amount not to exceed \$64,999, and to extend the term of the contract by providing for two additional one-year extensions.

ITEM NO. (53) - ADOPTED

07-2573

CD 12 MOTION (SMITH - PARKS) relative to a request for temporary relaxation of parking restrictions on the west side of Porter Ranch Drive, north of Rinaldi Street.

Recommendations for Council action:

1. AUTHORIZE the Department of Transportation (LADOT) to process the temporary relaxed parking request submitted by Porter Ranch Development Company.
2. AUTHORIZE the LADOT to accept monies for actual costs from Porter Ranch Development Company and deposit said monies into the Department of Transportation Trust Fund No. 840, Account No. 22000.

ITEM NO. (54) - ADOPTED

05-0853

CD 10 MOTION (WESSON - LABONGE) relative to approving an executed Neighborhood Council Lease Agreement.

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 Wilshire Center-Koreatown Neighborhood Council) and Central Plaza, LLC, the terms and conditions outlined in the Neighborhood Council Lease Agreement dated June 29, 2007, attached to the Council file.

ITEM NO. (55) - ADOPTED

07-2579

MOTION (PARKS - HAHN) relative to waiver of potential conflicts of interest for the law firm of Downey Brand, LLP.

Recommendation for Council action:

AUTHORIZE the waiver of potential conflicts of interest as presented and AUTHORIZE the City Attorney, or designee, to execute the waiver on behalf of the City.

ITEM NO. (56) - ADOPTED

Roll Call #16 - Motion (Perry - Weiss) Adopted, Ayes (13); Absent: Cardenas and Reyes (2)

07-2580

CD 14 MOTION (HUIZAR - HAHN) relative to funding from the Central Los Angeles Recycling and Transfer Station (CLARTS) Community Amenities Trust Fund for the Eagle Rock Junior and Senior High School Football Team.

Recommendations for Council action:

1. UTILIZE \$6,200 in the CLARTS Community Amenities Trust Fund No. 47S/14, to fund any aspect of the efforts of the Eagle Junior and Senior High School Football Team to acquire needed equipment, as further described in the text of the Motion.
2. DIRECT the City Clerk to prepare the necessary document(s) with, and/or payment(s) to Eagle Rock Football Trust Fund, or any other agency or organizations, as appropriate, in the above amount, for the above purpose, subject to the approval of the City Attorney, if needed; and AUTHORIZE the Councilmember of the District to execute any such documents 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.

**Roll Call #7 - Motion (Parks - Perry) Adopted, Ayes (13); Absent: LaBonge and Reyes (2)
(Item Nos. 57-58)**

ITEM NO. (57) - ADOPTED

05-1916

MOTION (HUIZAR - REYES) relative to funding to pay for various costs associated with this year's City celebration of El Grito.

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

1. TRANSFER \$75,000 in the "El Grito" line item in the General City Purposes Fund No. 100/56 to the General Services Trust Fund No. 843/40, Account No. 180A, to pay for various costs associated with this year's City celebration of El Grito.
2. TRANSFER \$5,000 each from the Council Districts' One, Six, Seven, Nine, 13 and 14 portions of the Cultural Affairs Fund No. 516/30, Account No. 9699 (Council Civic Fund), [Total \$30,000], to the General Services Trust Fund No. 843/40, Account No. 180A to further support this year's celebration of El Grito.

ITEM NO. (58) - MAP APPROVED - CITY ENGINEER REPORT ADOPTED

07-2576

CD 11 FINAL MAP OF TRACT NO. 65722 for property lying southeasterly of Venice Boulevard and southwesterly of Wasatch Avenue.
(Approve Subdivision Improvement Agreement and Contract with attached security documents)
(ADOPT City Engineer Report)
(ADOPT Bond No. C-112017)
Applicants: 12530 Venice, LLC
Mayan Engineering

Items Noticed for Public Hearing - Items 59-60

ITEM NO. (59) - SUBSTITUTE MOTION ADOPTED - SEE FOLLOWING

Roll Call #17 - Motion (Huizar - Perry) Adopted, Ayes (13); Absent: Cardenas and Reyes (2)

07-2336

CD 14 CONTINUED CONSIDERATION OF HEARING COMMENTS relative to application for determination of "Public Convenience or Necessity" Alcohol Sales for off-site consumption at Venus Market located at 4136 Eagle Rock Boulevard.

Recommendations for Council action:

1. DETERMINE that the “Public Convenience or Necessity” WILL NOT BE SERVED by the proposed sale of alcohol for off-site consumption at Venus Market located at 4136 Eagle Rock Boulevard, Los Angeles, 90065, inasmuch as the applicant has not obtained a Conditional Use Permit for this project.
2. DENY WITHOUT PREJUDICE the Application for Determination of “Public Convenience or Necessity” for the sale of alcoholic beverages at 4136 Eagle Rock Boulevard based upon the above finding.
3. INSTRUCT the City Clerk to transmit this determination to the State Department of Alcoholic Beverage Control as the required findings under Business and Professions Code Section 23958.4.

Application filed by: Vaheh Sahakian (Yvonne Garcia, representative)

TIME LIMIT FILE - SEPTEMBER 4, 2007

(LAST DAY FOR COUNCIL ACTION - AUGUST 17, 2007)

(Continued from Council meeting on August 14, 2007)

ADOPTED

SUBSTITUTE MOTION (HUIZAR - PERRY)

Recommendations for Council action:

1. **DETERMINE that the “Public Convenience or Necessity” WILL NOT BE SERVED by the proposed sale of alcohol for off-site consumption at Venus Market located at 4136 Eagle Rock Boulevard, Los Angeles, 90065, inasmuch as there are four alcoholic beverage outlets within a 600 foot radius of the site; there is one church within 1,000 feet of the proposed site and whereas the State Alcoholic Beverage Control allows six licenses in the area, and seven have been issued.**
2. **DENY the Application for Determination of “Public Convenience or Necessity” for the sale of alcoholic beverages at 4136 Eagle Rock Boulevard based upon the above finding.**
3. **INSTRUCT the City Clerk to transmit this determination to the State Department of Alcoholic Beverage Control as the required findings under Business and Professions Code Section 23958.4.**

Application filed by: Vaheh Sahakian (Yvonne Garcia, representative)

TIME LIMIT FILE - SEPTEMBER 4, 2007

(LAST DAY FOR COUNCIL ACTION - AUGUST 17, 2007)

**ITEM NO. (60) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS, AS AMENDED -
SEE FOLLOWING**

Roll Call #20 - Motion (Garcetti - Greuel) Adopted, Ayes (12); Absent: Alarcon, Cardenas and Reyes (3)

07-1824

CD 13

CONTINUED CONSIDERATION OF ENVIRONMENTAL IMPACT REPORT, STATEMENT OF OVERRIDING CONSIDERATIONS, COMMUNICATION FROM THE MAYOR, CITY PLANNING COMMISSION, DIRECTOR OF PLANNING, RESOLUTION and ORDINANCE FIRST CONSIDERATION relative to a proposed General Plan Amendment, zone and height district change, variances, adjustment, zoning administrator determination and site plan review for property at 5661 West Santa Monica Boulevard (Site I), 5545 West Virginia Avenue (Site II), and 5542 West Virginia Avenue (Site III).

ADOPTED

- A. Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:
1. CERTIFY that the Environmental Impact Report (EIR No. 2005-7720-EIR, State Clearing House No. 2005111018) has been completed in compliance with the California Environmental Quality Act, the State Guidelines and the City Guidelines and that the City Council has reviewed the information contained therein and considered it along with other factors related to this project; that this determination reflects the independent judgment of the lead agency City of Los Angeles; and that the documents constituting the record of proceedings in this matter are located in Council file No. 07-1824 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 Environmental Impact Report filed.
 2. ADOPT the FINDINGS made pursuant to and in accordance with Section 21081 of the Public Resources Code and the Statement of Overriding Considerations prepared by the City Planning Department.
 3. ADOPT the FINDINGS of the City Planning Commission, as the Findings of the Council.
 4. 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 Hollywood Community Plan adding a footnote increasing the maximum floor area ratio permitted in the Neighborhood Commercial designation over the entire site for property (Site I), bounded by Virginia Avenue, St. Andrews Place, Santa Monica Boulevard, and Wilton Place, from the current 1.5:1 to 3.84:1 for the proposed construction of a mixed-use project consisting of up to 375 residential condominium units and 377,900 square feet of commercial space for property located at 5661 West Santa Monica Boulevard, subject to Conditions of Approval, as approved by the City Planning Commission and attached to Council file No. 07-1824.
 5. DIRECT City Planning Department staff to revise the Community Plan Map and update the appropriate zoning maps in accordance with this action.

6. PRESENT and ADOPT the accompanying ORDINANCE for a concurrent zone change and height district change from R4-1VL and C4-1VL to (T)(Q) RAS4-2D on Site I for the proposed construction of a mixed-use project consisting of up to 375 residential condominium units and 377,900 square feet of commercial space for property at 5661 West Santa Monica Boulevard, subject to Conditions of Approval as approved by the City Planning Commission and attached to Council file No. 07-1824.

Said rezoning shall be subject to the "Q" Qualified classification zone limitations substantially as shown in the City Planning Commission Determination letter dated May 10, 2007, attached to Council file No. 07-1824.

7. REMOVE the (T) Tentative classification as described in detail in the City Planning Commission Determination letter dated May 10, 2007, attached to Council file No. 07-1824.
8. ADVISE the applicant of "Q" Qualified classification time limit as indicated pursuant to Section 12.32-J of the Los Angeles Municipal Code, the applicant is hereby advised that:

. . . whenever property remains in a "Q" Qualified classification for six years . . . after the effective date of the ordinance creating same without substantial physical development thereof for one or more of the uses first permitted herein having taken place within such time or if the Director of Planning determines that such development is not thereafter continuously and expeditiously carried on to completion, or if no physical development is necessary, without having been need for one or more of the purpose first permitted thereby, such Qualified classification and the authority contained therein shall become null and void, the rezoning proceedings shall be terminated and the property thereafter may only be utilized for those purposes permitted prior to the commencement of such rezoning proceedings."

9. ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.
10. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.
11. APPROVE, as recommended by the City Planning Commission: (a) a zone variance granting early issuance of demolition, grading, and excavation permits prior to the effectuation of the zone change Ordinance; (b) a variance permitting vacated alley square footage (11,373 square feet) to be added to the buildable area used to calculate floor area on Site I prior to completion of the alley vacation; (c) a variance allowing commercial uses below and above the ground floor in lieu of only being permitted on the ground floor on Site I; (d) an adjustment to permit zero-foot yard setbacks along the street frontages of Santa

Monica Boulevard, Wilton Place and St. Andrews Place in lieu of the minimum five-foot required setbacks otherwise required on Site I; (e) a determination to permit a department store use or several retail uses below ground on Site I and the continued department store use on the southeast corner of Site I in the RAS4 Zone; and (f) Site Plan Review findings for the proposed construction of a mixed-use project consisting of up to 375 residential condominium units and 377,900 square feet of commercial space on Site I located at 5661 West Santa Monica Boulevard, 24 residential condominium units on Site II located at 5545 West Virginia Avenue, and 38 residential condominium units on Site III located at 5542 West Virginia Avenue, subject to Conditions of Approval, subject to Conditions of Approval as approved by the City Planning Commission and attached to Council file No. 07-1824.

- B. COMMUNICATION FROM THE CITY PLANNING COMMISSION and APPEAL filed by Doug Haines, on behalf of The La Mirada Avenue Neighborhood Association of Hollywood (Robert Silverstein, Representative), from the entire March 8, 2007 action of the City Planning Commission in approving: (a) a zone variance granting early issuance of demolition, grading, and excavation permits prior to the effectuation of the zone change ordinance; (b) a variance permitting vacated alley square footage to be added to the buildable area used to calculate floor area prior to completion of the alley vacation; (c) a variance allowing commercial uses below and above the ground floor in lieu of only being permitted on the ground floor; (d) an adjustment to permit zero-foot yard setbacks along the street frontages of Santa Monica Boulevard, Wilton Place and St. Andrews Place in lieu of the minimum five-foot required setbacks; (e) a determination to permit a department store use or several retail uses below ground on Site I and the continued department store use on the southeast corner of Site I in the RAS4 Zone; (f) Site Plan Review findings; (g) certification of the project's Environmental Impact Report (ENV-2005-7720-EIR) and adoption of the Statement of Overriding Considerations; and (h) adoption of the related Findings for the proposed construction of a mixed-use project consisting of up to 375 residential condominium units and 377,900 square feet of commercial space for property at 5661 West Santa Monica Boulevard (Site I), subject to Conditions of Approval as approved by the City Planning Commission and attached to Council file No. 07-1824.

Applicant: St. Andrews-Santa Monica, LLC (Juri Ripinsky)

CPC 2006-4392 GPA ZC HD ZV ZAA ZAI SPR

- C. COMMUNICATION FROM THE CITY PLANNING COMMISSION and APPEAL filed by Doug Haines, on behalf of The La Mirada Avenue Neighborhood Association of Hollywood (Robert Silverstein, Representative), from the June 14, 2007, action of the City Planning Commission, in part, in sustaining the Deputy Advisory Agency's approval of Vesting Tentative Tract Map No. 66044 and the adoption of the project's Environmental Impact Report (ENV-2005-7720-EIR), for property composed of Site 1 (5661 Santa Monica Boulevard for one master lot (Lot No.1), maximum 375 units of residential condominiums, 377,900 square feet of commercial space, and one air space lot, (Lot 4), Site II (5545 West Virginia Avenue) for one-lot, maximum of 24 units of residential condominiums, and Site III (5542 West Virginia Avenue) for one-lot, maximum 38 units of residential condominiums, subject to Conditions of Approval as approved by the City Planning Commission and attached to Council file No. 07-1824.

Applicant: St. Andrews-Santa Monica, LLC (Juri Ripinsky)

VTT 66044-2A

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

TIME LIMIT FILE - AUGUST 17, 2007

(LAST DAY FOR COUNCIL ACTION - AUGUST 17, 2007)

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

(Continued from Council meeting of August 15, 2007)

ADOPTED

AMENDING MOTION (GARCETTI - GREUEL)

Recommendation for Council action:

APPROVE the attached (Q) Condition (16 (f) MM-37 in VTT-66044) in lieu of the (Q) Condition (16 (f) MM-37 in VTT-66044) attached to the file.

Item for Which Public Hearing Has Been Held - Item 61

ITEM NO. (61) - ADOPTED

Roll Call #8 - Motion (Zine - Parks) Adopted, Ayes (13); Absent: LaBonge and Reyes (2)

02-1048

ORDINANCE FIRST CONSIDERATION amending Subsection (a) of Section 10.5 of the Los Angeles Administrative Code, allowing the Los Angeles Board of Deferred Compensation to contract for investment management services related to the City of Los Angeles Deferred Compensation Plan for periods of up to five years.

(Pursuant to Council action on August 14, 2007)

Items for Which Public Hearing Have Not Been Held - Items 62-63

(10 Votes Required for Consideration)

ITEM NO. (62) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

Roll Call #18 - Motion (Rosendahl - Wesson) Adopted, Ayes (13); Absent: Cardenas and Reyes (2)

07-2014

CONTINUED CONSIDERATION OF COMMUNICATION FROM CHAIR, ARTS, PARKS, HEALTH AND AGING COMMITTEE relative to an agreement with the Regents of the University of California for a proposed HIV Prophylaxis Program.

Recommendations for Council action:

1. FIND that, pursuant to Charter Section 371(e)(8), the services to be performed by the Regents of the University of California (UCLA), relative to the proposed HIV prophylaxis study, constitute a cooperative arrangement with another government agency for the provision of professional, expert and technical services, and as such, the procurement of said services is not subject to a competitive bid process.
2. AUTHORIZE the Executive Director, Department on Disability (DOD), or designee(s) to:
 - a. Execute a 15-month contract with UCLA to conduct a local HIV prophylaxis study, for a total funding award of \$39,565 and a contract term of April 1, 2007 through June 30, 2008, substantially as contained in the draft attached to the Council file, subject to the review of the City Attorney as to form and legality.
 - b. Prepare Controller instructions and any necessary technical adjustments, subject to the approval of the City Administrative Officer (CAO), and authorize the Controller to implement those instructions.

Fiscal Impact Statement: The CAO reports that there is no General Fund impact. The above recommendations comply with City Financial Policies in that the City contribution towards the HIV prophylaxis study is fully funded by \$39,565 in Community Development Block Grant monies awarded to the DOD through the 32nd Program Year of the Consolidated Plan.

(Continued from Council meeting of August 15, 2007)

ITEM NO. (63) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

**Roll Call #19 - Motion (Rosendahl - LaBonge) Adopted, Ayes (11); Noes: Smith (1);
Absent: Cardenas, Perry and Reyes (3)**

07-2025

CONTINUED CONSIDERATION OF COMMUNICATION FROM CHAIR, ARTS, PARKS, HEALTH AND AGING COMMITTEE relative to an agreement with the California State University Dominguez Hills Foundation relative to a syringe exchange program.

Recommendations for Council action:

1. FIND that, pursuant to Charter Section 371(e)(8), the proposed services to be performed by the California State University, Dominguez Hills Foundation (DHF), relative to the City's Syringe Exchange Program, constitute a cooperative arrangement with another government agency for the provision of professional, expert and technical services, and as such, the procurement of said services is not subject to a competitive bid process.

2. AUTHORIZE the Executive Director, Department on Disability (DOD), or designee(s) to:
 - a. Execute a 27-month contract with the DHF to provide data collection services and program evaluations in conjunction with the City's Syringe Exchange Program, for a total funding award of \$21,622 and a contract term of April 1, 2007 through June 30, 2009, substantially as contained in the draft attached to the Council file, subject to the review of the City Attorney as to form and legality.
 - b. Prepare Controller instructions and any necessary technical adjustments, subject to the approval of the City Administrative Officer (CAO), and authorize the Controller to implement those instructions.

Fiscal Impact Statement: The CAO reports that there is no General Fund impact. The above recommendations comply with City Financial Policies in that the cost of the proposed contract with the California State University DHF is fully funded by a combined total of \$21,622 in Community Development Block Grant monies awarded to the DOD through the 32nd and 33rd Program Year of the Consolidated Plan.

(Continued from Council meeting of August 15, 2007)

Closed Session - Item 64

ITEM NO. (64) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

**Roll Call #21 - Motion (Parks - Smith) Adopted, Ayes (9); Noes: Rosendahl and Zine (2);
Absent: Alarcon, Garcetti, Huizar and Reyes (4)**

07-2331

The City Council shall recess to Closed Session pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to settlement in the case entitled Ruby De Vera v. City of Los Angeles, et al., United States District Court Case No. CV06-8225. (This case alleges discrimination under the Fair Employment and Housing Act.)

(Budget and Finance Committee considered the above matter in Closed Session on August 6, 2007)

(Failed of Adoption - Continued from Council meeting of August 15, 2007, pursuant to Council Rule 53)

ADOPTED IN OPEN SESSION

MOTION (PARKS - SMITH)

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

1. **AUTHORIZE the City Attorney to expend \$125,000 in settlement of the case entitled Ruby De Vera v. City of Los Angeles, et al., United States District Court Case No. CV06-8225, from Liability Claims Account No. 9770, Fund 100, Department 59.**

2. **AUTHORIZE** the City Attorney to draw a demand thereon in said amount payable to Ruby De Vera and her counsel, Toni Jaramilla.
3. **AUTHORIZE** the City Attorney, or designee, to prepare Controller instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer, and **AUTHORIZE** the Controller to implement the instructions.

MOTIONS ADOPTED UPON FINDINGS BY COUNCIL THAT THE NEED TO TAKE ACTION AROSE SUBSEQUENT TO THE POSTING OF THE COUNCIL AGENDA FOR FRIDAY, AUGUST 17, 2007, PURSUANT TO GOVERNMENT CODE SECTION 54954.2(b)(2) AND COUNCIL RULE 23

ADOPTED - FORTHWITH

Roll Call #22 - Motion (Perry - Cardenas) Findings on Need to Act - Adopted, Ayes (11);

Absent: Alarcon, Huizar, Reyes and President Garcetti (4)

Roll Call #23 - Motion (Perry - Cardenas) Adopted, Ayes (11);

Absent: Alarcon, Huizar, Reyes and President Garcetti (4)

07-0010-S51

MOTION (PERRY - CARDENAS) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the August 5, 2007 death of Emilio Perez.

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

1. **PROVIDE** an offer of reward in the amount of \$ 50,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Emilio Perez.
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.

ADOPTED - FORTHWITH

**Roll Call #24 - Motion (Parks - Perry) Findings on Need to Act - Adopted, Ayes (11);
Absent: Alarcon, Huizar, Reyes and President Garcetti (4)**

**Roll Call #25 - Motion (Parks - Perry) Adopted, Ayes (11);
Absent: Alarcon, Huizar, Reyes and President Garcetti (4)**

07-0010-S52

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 July 21, 2007 death of Michael Lezay.

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

- 1. PROVIDE an offer of reward in the amount of \$50,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the Michael Lezay.**
- 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.**

ADOPTED - FORTHWITH

**Roll Call #26 - Motion (Hahn - Parks) Findings on Need to Act - Adopted, Ayes (11);
Absent: Alarcon, Huizar, Reyes and President Garcetti (4)**

**Roll Call #27 - Motion (Hahn - Parks) Adopted, Ayes (11);
Absent: Alarcon, Huizar, Reyes and President Garcetti (4)**

07-1080

MOTION (HAHN - PARKS) relative to funding for the Jordan High School Safe Passage Program.

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

- 1. ALLOCATE \$30,000 of uncommitted Urban Development Action Grant (UDAG) program income identified by the City Administrative Officer (CAO) to the Jordan High Safe Passage Program to ensure that it runs through the end of 2008.**
- 2. AUTHORIZE the Controller to establish new account C310 titled Jordan High Safe Passage and appropriate \$30,000 within UDAG Miscellaneous Revenue Fund No. 356.**
- b. AUTHORIZE the General Manager, Community Development Department, or designee to prepare Controller instructions as necessary technical that may be required and are consistent with the Mayor and Council action, subject to the approval of CAO and REQUEST the Controller to implement these instructions.**

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

06-2151

MOTION (ZINE - SMITH) relative to declaring the Light the Night Walk on October 7, 2007 a Special Event (fees and costs absorbed by the City = \$8,365).

05-1891

MOTION (ROSENDAHL - ALARCON) relative to declaring the North of Rose Neighbors Club Block Party on September 23, 2007 a Special Event (fees and costs absorbed by the City = \$2,030).

07-2669

MOTION (CARDENAS - ALARCON) relative to declaring the East Valley Animal Shelter Grand Opening on September 15, 2007 a Special Event (fees and costs absorbed by the City = \$1,500).

05-1862

MOTION (CARDENAS - ALARCON) relative to declaring the Fourth Annual Deafestival at Woodley Park on September 16, 2007 a Special Event (fees and costs absorbed by the City = \$1,000).

07-2666

MOTION (CARDENAS - PARKS) relative to declaring the St. Bridget of Sweden School Carnival on September 28-30, 2007 a Special Event (fees and costs absorbed by the City = \$130).

07-2665

MOTION (PARKS - CARDENAS) relative to declaring the 18th Annual Marcus Garvey Festival and Parade on August 18, 2007 a Special Event (fees and costs absorbed by the City = \$2,876).

06-2216

MOTION (CARDENAS - PARKS) relative to declaring the Southland Regional Association of Realtors Annual Multi-Cultural Mixer on October 4, 2007 a Special Event (fees and costs absorbed by the City = none submitted).

07-2673

MOTION (ROSENDAHL - ALARCON) relative to declaring the 13th Annual West 82nd Street Neighborhood Watch Block Party on September 2, 2007 a Special Event (fees and costs absorbed by the City = \$1,642).

07-2674

MOTION (GARCETTI - GREUEL) relative to declaring the Blessing of the Animals on October 6, 2007 a Special Event (fees and costs absorbed by the City = \$1,338).

07-2676

MOTION (SMITH - ROSENDAHL) relative to declaring the 25th Annual Marching Band Field Competition on November 10, 2007 a Special Event (fees and costs absorbed by the City = \$7,500).

06-2138

MOTION (HAHN - HUIZAR) relative to declaring the St. Lawrence of Brindisi Church Annual Carnival on September 14-16, 2007 a Special Event (fees and costs absorbed by the City = \$3,600).

07-2677

MOTION (HAHN - HUIZAR) relative to declaring the 16th Annual Emergency Preparedness Fair on September 8, 2007 a Special Event (fees and costs absorbed by the City = \$760).

07-2688

MOTION (GARCETTI - GREUEL) relative to declaring the 2007 Roosevelt Hotel Event on August 24, 2007 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

07-2689

MOTION (HUIZAR - HAHN) relative to declaring the Fiestas Patrias California on September 15-16, 2007 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

07-2690

MOTION (ROSENDAHL - PERRY) relative to declaring the Westport Heights/77th Place Block Party on September 2, 2007 a Special Event (fees and costs absorbed by the City = \$2,514).

07-2691

MOTION (ROSENDAHL - PERRY) relative to declaring the Sukkot Street Festival on September 30, 2007 a Special Event (fees and costs absorbed by the City = \$2,772).

07-2692

MOTION (WEISS - ROSENDAHL) relative to declaring the First Annual 'Evening Before' to Benefit the Motion Picture and Television Fund on September 15, 2007 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

07-2651

MOTION (WEISS - ROSENDAHL) relative to declaring the Bagley Avenue Labor Day Block Party on September 3, 2007 a Special Event (fees and costs absorbed by the City = \$1,188).

07-2687

MOTION (WESSON - SMITH) relative to declaring the Celebrate Diversity - National Neighborhood Day event on September 16, 2007 a Special Event (fees and costs absorbed by the City = \$1,642).

07-0010-S50

MOTION (HUIZAR - PARKS) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Michael Flores on March 24, 2007.

07-0010-S49

MOTION (HUIZAR - PARKS) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of George Rodriguez on July 1, 2007.

07-0010-S53

MOTION (HUIZAR - PARKS) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Augusto Zapata on June 16, 2007.

07-2686

MOTION (WEISS - WESSON) relative to installing street banners announcing the Los Angeles Fire Department's (LAFD) Disaster Preparedness Public Safety Education Campaign.

07-2685

MOTION (WESSON - PERRY) relative to installing street banners announcing the National Neighborhood Day at Vineyard Recreation Center on September 16, 2007.

05-1988

MOTION (GARCETTI - WEISS - GREUEL) relative to installing street banners announcing the City's Domestic Violence Task Force, operated and administered by the Community Development Department.

07-2683

MOTION (HAHN - LABONGE) relative to installing street banners announcing the International Longshore and Warehouse Union Labor Day Parade.

07-2672

MOTION (PERRY - CARDENAS) relative to authorizing the Los Angeles Police Department, Fiscal Operations Division, use of the City Hall Tom Bradley Room on September 27, 2007.

07-0011-S28

MOTION (GARCETTI - GREUEL) relative to funding for consultant services associated with land-use issues.

07-2675

MOTION (ROSENDAHL - GREUEL) relative to providing traffic mitigation for filming activity.

07-0011-S30

MOTION (HUIZAR - HAHN) relative to funding assistance for the Eagle Rock Monument at Wiota Circle.

07-2137

MOTION (GARCETTI -LABONGE) relative to funding to support the Hollywood Christmas Parade.

07-2684

MOTION (WEISS - WESSON) relative to an agreement to lease office space for the Bel Air-Beverly Crest Neighborhood Council.

07-0011-S29

MOTION (ROSENDAHL - SMITH) relative to funding to improve the streetscape on Venice Boulevard between the 405 freeway and Lincoln Boulevard.

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

07-2668

RESOLUTION (GARCETTI - LABONGE) relative to declaring September 15, 2007 as Stanley Holden Day in the City of Los Angeles.

07-2693

RESOLUTION (GARCETTI - LABONGE) relative to declaring August 25, 2007 as Musician Institute Day in the City of Los Angeles.

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

- | | |
|------------------------------|---------------------------------------|
| 07-2167 - Michael R. Morales | (Cardenas for Alarcon) |
| Dr. Frank Vinko Golem | (Hahn - All Councilmembers) |
| Maria Hicks | (LaBonge - Hahn - All Councilmembers) |
| Shirley Bailey | (Smith - Zine) |
| Joshua David Spears | (Zine) |
| John Ervine Boething | (Zine - Smith) |
| Dorothea "Dottie" Heitz | (Zine) |

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

Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By
Council Clerk
PRESIDENT OF THE CITY COUNCIL