

Los Angeles City Council, **Journal/Council Proceedings**
Wednesday, **August 15, 2007**
John Ferraro Council Chamber, Room 340, City Hall - 10 am

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

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

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
AUGUST 10, 2007

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 52

ALL ITEMS SENT FORTHWITH

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 1-10

**Roll Call #4 - Motion (Alarcon - Rosendahl) Adopted, Ayes (12); Absent: Cardenas, Reyes and Wesson (3)
(Item Nos. 1-6)**

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

[07-1392](#)

CD 7 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST
CONSIDERATION relative to the improvement and maintenance of SAN FERNANDO ROAD AND
BRANFORD STREET LIGHTING DISTRICT.

Recommendation 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 1, 2007)

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

06-2596-S2

CD 14 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of EASTSIDE LRT PROJECT SEGMENT 3B LIGHTING DISTRICT.

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 1, 2007)

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

07-1356

CD 11 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of ABBOT KINNEY BOULEVARD AND SAN JUAN AVENUE LIGHTING DISTRICT.

Recommendation 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 1, 2007)

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

07-1394

CD 6 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of KITTRIDGE STREET AND TOBIAS AVENUE LIGHTING DISTRICT.

Recommendation 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 1, 2007)

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

07-1393

CD 2

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of BURBANK BOULEVARD AND GENTRY AVENUE LIGHTING DISTRICT.

Recommendation 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 1, 2007)

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

07-1395

CD 5

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of BEDFORD DRIVE AND NEWMAN STREET LIGHTING DISTRICT.

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

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

(Public Hearing held August 1, 2007)

ITEM NO. (7) - CONTINUED TO AUGUST 17, 2007

Roll Call #1 - Motion (Garcetti - Huizar) Adopted to Continue, Unanimous Vote (12); Absent: Cardenas, Reyes and Wesson (3)

07-1824

CD 13

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).

- 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.

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

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

TIME LIMIT FILE - AUGUST 17, 2007

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

ITEM NO. (8) - PUBLIC HEARING CLOSED - PROTESTS DENIED - LIEN CONFIRMED

Roll Call #9 - Motion (Zine - Weiss) Adopted to Confirm Lien, Ayes (13); Absent: Alarcon and Reyes (2)

07-1235

CD 3

CONTINUED CONSIDERATION OF HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of barricading of all openings, graffiti abatement of the building(s) and the cleaning and fencing of the lot at 21415 West Dumetz Road.
(lien: \$10,058.79)

(Continued from Council meeting of July 25, 2007)

ITEM NO. (9) - PUBLIC HEARING CLOSED - MOTION ADOPTED TO GRANT APPLICATION

Roll Call #12 - Motion (Weiss - Garcetti) Adopted to Grant Application, Ayes (13); Absent: Alarcon and Reyes (2)

07-2236

CD 5

HEARING COMMENTS relative to application for determination of "Public Convenience or Necessity" for alcohol sales for off-site consumption at the Wine Merchant located at 1913 South Pontius Avenue, Los Angeles.

Recommendations for Council action:

1. DETERMINE that the issuance of a liquor license at the Wine Merchant located at 1913 South Pontius Avenue, Los Angeles will serve the "Public Convenience or Necessity" and will not tend to create a law enforcement problem.
2. GRANT the Application for Determination of "Public Convenience or Necessity" for the sale of alcoholic beverages for off-site consumption at 1913 South Pontius Avenue.
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.

Applicant: Christine Overstreet (CLR Enterprises, Inc., Attn: Lee Rabun, representative)

TIME LIMIT FILE - AUGUST 27, 2007

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

ITEM NO. (10) - CONTINUED TO SEPTEMBER 18, 2007

Roll Call #2 - Motion (Weiss - Alarcon) Adopted to Continue, Unanimous Vote (12); Absent: Cardenas, Reyes and Wesson (3)

07-2340

CD 1 HEARING COMMENTS relative to application for determination of "Public Convenience or Necessity" for alcohol sales for off-site consumption at J. L. Meat Market located at 2131 North Broadway, Los Angeles.

Applicant: Jenaro D. Leon - Espana

TIME LIMIT FILE - SEPTEMBER 4, 2007

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

(Findings and Council recommendations required relative to the above application required)

Items for Which Public Hearings Have Been Held - Items 11-38

**Roll Call #5 - Motion (Rosendahl - Smith) Adopted, Ayes (13); Absent: Reyes and Wesson (2)
(Item Nos. 11-13)**

ITEM NO. (11) - ADOPTED

06-0004

CD 11 PUBLIC ANNOUNCEMENT OF BALLOT TABULATION and ORDINANCE FIRST CONSIDERATION relative to establishment of the Brentwood Village Property and Business Improvement District (BID), pursuant to Sections 53753 of the California Government Code, Section 36600 et seq. of the California Constitution.

Recommendations for Council action, if the tabulation of ballots indicates majority support, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. PRESENT and ADOPT the accompanying ORDINANCE establishing the Brentwood Village Property and Business Improvement District and confirming the assessments to be levied upon properties within the BID, as described in the Management District Plan.
2. AUTHORIZE the City Clerk, subject to approval of the City Attorney, to prepare, execute and administer an operating agreement between the City and the Brentwood Village Business Association, for administration of the BID.

Fiscal Impact Statement: The City Clerk reports that direct costs associated with department administrative expenses will be charged to the BID and will be recovered from assessments collected. There are no City-owned properties located within the boundaries of the proposed BID.

(Pursuant to Council action on Tuesday, August 14, 2007 and adoption of Ordinance No. 178908 on June 22, 2007.)

ITEM NO. (12) - ADOPTED

07-0734

CD 9

PUBLIC ANNOUNCEMENT OF BALLOT TABULATION and ORDINANCE FIRST CONSIDERATION relative to establishment of the South Park Business and Community Benefit Business Improvement District (BID), pursuant to Sections 6.600 through 6.620 of the Los Angeles Administrative Code and Article XIII D of the California Constitution.

Recommendations for Council action, if the tabulation of ballots indicates majority support, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. PRESENT and ADOPT the accompanying ORDINANCE establishing the South Park Business and Community Benefit BID and confirming the assessments to be levied upon properties within the BID, as described in the Management District Plan.
2. AUTHORIZE the City Clerk, subject to approval of the City Attorney, to prepare, execute and administer an operating agreement between the City and the South Park Stakeholders Group, for administration of the BID.

Fiscal Impact Statement: The City Clerk reports that direct costs associated with department administrative expenses will be charged to the BID and will be recovered from assessments collected. There are currently five City-owned, real properties included in the list of properties to be assessed within the boundaries of the BID, as disclosed in the Management District Plan and as required under existing state BID legislation. Four of these properties are controlled by the Department of General Services and one property is controlled by the Los Angeles Department of Water and Power. Funding is available in the Business Improvement District Trust Fund No. 659 to pay the General Fund share of assessments for the first operating year.

(Pursuant to Council action on Tuesday, August 14, 2007 and adoption of Ordinance No. 178907 on June 22, 2007.)

ITEM NO. (13) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS

07-2095

CD 7

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 8621 North Noble Avenue.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the lead agency in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 07-2095 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 2005-9010 MND] filed on February 10, 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 to the Mission Hills-Panorama City-North Hills Community Plan from a Low Density Residential to Low Medium Density Residential land use designation for subject project and ADD AREA as described in the City Planning Commission's Determination dated May 21, 2007, for property at 8621 North Noble Avenue.

Applicant: LA Development and Builders
(Pauline Amond, Representative)

CPC 2006-0653 ZC GPA ZAA ZAD

4. PRESENT and ADOPT the accompanying ORDINANCE effecting a concurrent zone change from R1-1 to (T)(Q)RD5-1, for the proposed construction of ten dwelling units for property at 8621 North Noble Avenue, subject to Conditions of Approval.
5. CONCUR in the CPC's approval of an Adjustment to permit ten dwelling units in lieu of the maximum permitted nine units in the requested RD5-1 zone.

Said rezoning shall be subject to the "Q" Qualified classification zone limitations as shown on the sheets attached to the Committee report.
6. REMOVE (T) Tentative classification as described in detail on the sheet(s) attached to the Committee report.
7. INSTRUCT the Planning Department to update the General Plan and appropriate maps pursuant to this action.
8. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.

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.

Fiscal Impact Statement: The CPC 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 15, 2007)

ITEM NO. (14) - RECEIVED AND FILED

**Roll Call #6 - Motion (Rosendahl - Smith) Adopted to Receive and File, Unanimous Vote (13);
Absent: Reyes and Wesson (2)**

07-1247

CD 3

CONTINUED CONSIDERATION OF TRANSPORTATION COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to speed limit revision for Valley Circle Boulevard between Roscoe and Bell Canyon Boulevards and on Valley Circle Boulevard between Calenda and Mulholland Drives.

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

1. CONCUR with the Board of Transportation Commissioners' action of April 12, 2007 approving the amendment of Los Angeles Municipal Code (LAMC) Section 80.81 changing the speed limit for Valley Circle Boulevard between Roscoe and Bell Canyon Boulevards from 40 to 45 miles per hour and to raise the speed limit on Valley Circle Boulevard between Calenda and Mulholland Drives from 35 to 40 miles per hour.
2. PRESENT and ADOPT the accompanying ORDINANCE amending LAMC Section 80.81 to change the speed limit for Valley Circle Boulevard between Roscoe and Bell Canyon Boulevards from 40 to 45 miles per hour and to raise the speed limit on Valley Circle Boulevard between Calenda and Mulholland Drives from 35 to 40 miles per hour.

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

(Continued from Council meeting of July 20, 2007)

**Roll Call #5 - Motion (Rosendahl - Smith) Adopted, Ayes (13); Absent: Reyes and Wesson (2)
(Item Nos. 15-16)**

ITEM NO. (15) - ADOPTED

07-0287-S1

BUDGET AND FINANCE COMMITTEE REPORT relative to an appropriation and transfer of funds for costs incurred related to the Council District (CD) 11 Specific Transportation Improvement and Mitigation Project.

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

1. AUTHORIZE the Controller to APPROPRIATE and TRANSFER \$3,200,000 from Coastal Transportation Corridor Specific Plan Fund No. 447, Appropriation Account No. 1000-Regional/Subregional Transportation Improvement, to the Westchester Adaptive Traffic Control System (ATCS) Project, Fund No. 655, Account No. A752, for costs incurred related to the CD 11 Specific Transportation Improvement and Mitigation Project.
2. AUTHORIZE the Los Angeles Department of Transportation to TRANSFER \$240,000 from Fund No. 655, Account No. A752 to General Fund No. 100/94, Account No. 1090, for overtime salaries.

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

ITEM NO. (16) - ADOPTED

07-0509-S1

BUDGET AND FINANCE COMMITTEE REPORT relative to an appropriation and transfer of funds for costs incurred related to the Council District (CD) 5 and CD 11 West Los Angeles Transportation Improvement Project.

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

1. AUTHORIZE the Controller to APPROPRIATE and TRANSFER \$2,750,000 from the West Los Angeles Transportation Improvement Mitigation Specific Plan Fund No. 681, Appropriation Account No. 1000-Regional/Subregional Transportation Improvement, to the Westchester Adaptive Traffic Control System (ATCS) Project Fund No. 655, Account No. A752, for costs incurred related to the CD 5 and CD 11 West Los Angeles Transportation Improvement Project.
2. AUTHORIZE the Los Angeles Department of Transportation (LADOT) to TRANSFER \$300,000 from Fund No. 655, Account No. A752 to General Fund No. 100/94, Account No. 1090 for overtime salaries.
3. INSTRUCT the LADOT to report back to the Transportation Committee in 180 days with a project status report.

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

ITEM NO. (17) - CONTINUED TO SEPTEMBER 28, 2007

Roll Call #8 - Motion (Alarcon - Wesson) Adopted to Continue, Unanimous Vote (14); Absent: Reyes (1)

07-1223

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the loss of approximately \$13 million in Shelter Plus Care rental subsidies from the US Department of Housing and Urban Development (HUD) for new homeless housing projects and related actions.

Recommendation for Council action, pursuant to Motion (Alarcon - Smith):

REQUEST the Housing Authority of the City of Los Angeles (HACLA) to prepare a report on the impact of the loss of approximately \$13 million in Shelter Plus Care rental subsidies from HUD for new homeless housing projects and its plan to rectify the loss of funds, including the status of all HACLA rental assistance programs funded by HUD.

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

ITEM NO. (18) - ADOPTED

Roll Call #5 - Motion (Rosendahl - Smith) Adopted, Ayes (13); Absent: Reyes and Wesson (2)

07-2330

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the award of a contract to Fashion Business, Inc (FBI), for the 2007-08 Los Angeles Business Assistance Program (LABAP), Growth Business Component, in the Fashion Industry.

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

1. APPROVE the recommended program operator, FBI, for the 2007-08 Program Year for a Growth Business Component of the LABAP.
2. AUTHORIZE the General Manager, Community Development Department (CDD), or designee, to:
 - a. Negotiate and execute contract documents with FBI, in an amount not to exceed \$97,000 and a term of one year with options to renew as permitted under applicable law, subject to the review of the City Attorney as to form and legality, and in compliance with City contracting policies.
 - b. Prepare Controller instructions and/or make any technical adjustments that may be required and are consistent with the Mayor and Council action on this matter, subject to the approval of the City Administrative Officer (CAO), and authorize the Controller to implement the instructions.
3. AUTHORIZE the Controller to expend funds in an amount not to exceed \$97,000 from Account No. C243 within the Community Development Trust Fund No. 424.

Fiscal Impact Statement: The CAO reports that there is no impact on the General Fund. The recommendations are in compliance with City Financial Policies in that federal grant funds derived from the City's Consolidated Plan support the LABAP. Funding is provided from a \$2 million Community Development Block Grant allocation to the LABAP in the 33rd Year (2007-08) Consolidated Plan, of which \$285,180 is allocated to the Growth Business Component. The proposed contract with FBI will utilize \$97,000 of that allocation.

**ITEM NO. (19) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION -
SEE FOLLOWING**

Roll Call #11 - Motion (Smith - Weiss) Adopted, Ayes (13); Absent: Alarcon and Reyes (2)

07-0002-S140

COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST in response to Resolution (Weiss - Rosendahl) relative to the City's position on Assembly Bill 922 (Levine) which would create a statistical district within the City of Los Angeles in order to collect data from the Wilshire Corridor Traffic Relief Planning District.

(Intergovernmental Relations 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 Intergovernmental Relations Committee at 213-978-1073.)

ADOPTED

COMMUNICATION FROM CHAIR, INTERGOVERNMENTAL RELATIONS COMMITTEE relative to the City's position on Assembly Bill (AB) 922 (Levine) which would create a statistical district within the City of Los Angeles in order to collect data from the Wilshire Corridor Traffic Relief Planning District.

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

RESOLVE to include in the City's 2007-08 State Legislative Program SUPPORT of AB 922 (Levine) which would create a statistical district within the City of Los Angeles in order to collect data from the Wilshire Corridor Traffic Relief Planning District.

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

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

Roll Call #13 - Motion (Huizar - Greuel) Adopted to Approve Committee Report Recommendations, Ayes (12); Noes: Cardenas (1); Absent: Alarcon and Reyes (2)

07-2351

CD 2

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an appeal of the Zoning Administrator's determination relative to the conversion of an existing K-Mart into a Home Depot for property at 8040 West Foothill Boulevard.

Recommendations for Council action:

1. ADOPT the FINDINGS of the Zoning Administrator as the Findings of the Council.
2. RESOLVE TO DENY APPEAL filed by Ann Jerhoff, Esq. Home Depot U.S.A., Inc. (Patricia Keane Tegart, Esq., Latham & Watkins, Representative), from the decision of the Zoning Administrator, pursuant to provisions of Section 12.26-K of the Los Angeles Municipal Code (LAMC), AND THEREBY AFFIRM:
 - (a) The Department of Building and Safety did err and abuse its discretion in its determination (Report No. DBS-06001-DCP), that the construction work permitted by Building Permit No. 06016-10000-03354 for the conversion of an existing K-Mart into a Home Depot located at 8040 West Foothill Boulevard did not constitute a "Project."
 - (b) The conversion is a "Project" or a "Significant Project" as defined in the Foothill Boulevard Corridor Specific Plan, and therefore is subject to its regulation.
 - (c) The construction activity is herein determined to be a "Project" that is subject to Project Permit Compliance Review with the provisions of the Foothill Boulevard Corridor Specific Plan, pursuant to LAMC Section 11.5.7-C.
 - (d) The action of the Department of Building and Safety is herein reversed.
 - (e) The construction activity cannot conclusively be determined to be a "Significant Project" until the Department of Building and Safety provides further justification for calculation of replacement value and total renovation costs.

Protestant/Applicant: Abby Diamond, Sunland Tujunga Alliance, Inc.

ZA 2006-9722-SPE-SPP-1A

Fiscal Impact Statement: None submitted by the Office of Zoning Administration. 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)

(On July 31, 2007, the Council adopted Motion [Greuel - Reyes] asserting jurisdiction over the July 17, 2007, North Valley Area Planning Commission's action to grant the appeal filed by Ann Jerhoff, Esq. Home Depot U.S.A., Inc., pursuant to Charter Section 245)

ITEM NO. (21) - ADOPTED

Roll Call #5 - Motion (Rosendahl - Smith) Adopted, Ayes (13); Absent: Reyes and Wesson (2)

07-2362

CD 13 PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the inclusion of the Hollywood Walk of Fame expansion at Hollywood Boulevard between Sycamore and La Brea Avenues as part of the Hollywood Walk of Fame, Historic-Cultural Monument No.194.

Recommendations for Council action:

1. ADOPT the FINDINGS of the Cultural Heritage Commission (CHC) as the Findings of the Council.
2. APPROVE the recommendation of the CHC relative to the inclusion of the Hollywood Walk of Fame expansion at Hollywood Boulevard between Sycamore and La Brea Avenues as part of the Hollywood Walk of Fame, Historic-Cultural Monument No.194.

Applicant: City of Los Angeles

CHC 1978-96 HCM

Fiscal Impact Statement: The CHC reports that such designation in and of itself has no fiscal impact. Future applications for permits may cause minimal administrative costs.

TIME LIMIT FILE - AUGUST 16, 2007

(LAST DAY FOR COUNCIL ACTION - AUGUST 15, 2007)

ITEM NO. (22) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS, AS AMENDED - SEE FOLLOWING

Roll Call #26 - Motion (Garcetti - LaBonge) to Adopt as Amended, Ayes (12); Absent: Alarcon, Reyes and Wesson (3)

07-2417

CD 5 MITIGATED NEGATIVE DECLARATION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an appeal on a haul route for the export of 2,400 cubic yards of soil from property at 3800 North Oakfield Drive.

Recommendations for Council action:

1. FIND that Mitigated Negative Declaration No. ENV-2006-6267-MND has been completed in compliance with the California Environmental Quality Act (CEQA), and that the measures as proposed, will reduce any potential significant adverse effects to a level of insignificance, and that the record of proceedings in this matter is located in Council file No. 07-2417 in the custody of the City Clerk; and ADOPT Mitigated Negative Declaration No. ENV-2006-6762-MND filed on March 9, 2007.
2. ADOPT the FINDINGS of the Board of Building and Safety Commissioners as the Findings of the Council.

3. RESOLVE TO GRANT IN PART/ DENY IN PART APPEAL filed by Lorraine Johnson on behalf of Virginia Hadfield Hawks, David Hawks, Steve Sadd, and the Oakfield Neighborhood Contingency, from the determination of the Board of Building and Safety Commissioners, and THEREBY APPROVE an application to export 2,400 cubic yards of soil from property located at 3800 North Oakfield Drive, subject to Conditions of Approval, as modified, and as shown in the attachment to the Committee report.

Applicant: Kara Tavanlar

BF 060082

4. 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 Board of Building and Safety Commissioners. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

TIME LIMIT FILE - AUGUST 30, 2007

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

ADOPTED

MOTION (WEISS - ROSENDAHL)

Recommendation for Council action:

ADD two conditions:

1. **The haul of fill material shall be completed within the maximum time limit of 48 hauling days.**
2. **Headway of at least five minutes shall be observed between trucks entering the traffic stream.**

ITEM NO. (23) - ADOPTED

Roll Call #18 - Motion (Weiss - Parks) Adopted, Ayes (13); Absent: Alarcon and Reyes (2)

06-2070

PUBLIC SAFETY COMMITTEE REPORT relative to the Emergency Preparedness Department (EPD) Enhancement and Reorganization Plan.

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

1. RESOLVE that position authority for one Senior Management Analyst I, Class Code 9171-1, in EPD for the period July 1, 2006 through June 30, 2007 to continue to provide administrative support is APPROVED.

2. RESOLVE that position authority for two Emergency Preparedness Coordinators, Class Code 1702, in EPD for the period of April 1, 2007 through June 30, 2007, subject to City Administrative Officer (CAO) Employee Relations Division paygrade determination, to help design and coordinate the new Community Emergency Preparedness program is APPROVED.
3. RESOLVE that position authority for one Secretary, Class Code 1116, in EPD for the period of April 1, 2007 through June 30, 2007, to support the Assistant General Manager and provide clerical support to the various divisions, is APPROVED.
4. AUTHORIZE the Controller to TRANSFER \$47,424 from the Unappropriated Balance, for Emergency Management, and APPROPRIATE to the EPD's operating budget, Fund No. 100/35, Salaries General, Account No. 1010, to fund the four positions recommended above.
5. AUTHORIZE the Controller to REAPPROPRIATE \$17,037 to EPD's 2007-08 operating budget, Fund No. 100/35, Office and Administration, Account No. 6010 to fund expense items.
6. REQUEST that EPD work with the Mayor to have the Emergency Operations Board review and comment on the proposed expansion plan described by the EPD, prior to reporting to Council on the next phase of implementation.
7. INSTRUCT EPD to report back and address the specific questions in Attachment 3 of the CAO report to the Budget and Finance Committee dated March 20, 2007 (attached to the Council file).
8. AUTHORIZE the CAO to make technical corrections as necessary to those transactions included in this report to implement the Mayor and Council's intentions.

Fiscal Impact Statement: The CAO reports that the above recommendations comply with City financial policies. There is funding available in the Unappropriated Balance and Urban Area Security Initiative 2006 Homeland Security Grant Fund for this purpose.

ITEM NO. (24) - ADOPTED

Roll Call #16 - Motion (Hahn - Rosendahl) Adopted, Ayes (13); Absent: Alarcon and Reyes (2)

07-0541

TRADE, COMMERCE AND TOURISM COMMITTEE REPORT relative to construction and completion of new gates at the Tom Bradley International Terminal (TBIT) and the construction of a mid-field concourse in order to accommodate new large aircraft and growth at Los Angeles International Airport (LAX).

Recommendations for Council action, pursuant to Motion (Hahn - Garcetti):

1. DIRECT the Los Angeles World Airports (LAWA) to move ahead on the construction of a mid-field concourse to the west of TBIT to accommodate at least 10 new gates at LAX, consistent with the "green lighted" projects approved by the Stipulated Settlement Agreement, with a four-year completion date.
2. DIRECT the LAWA to report back to the Trade, Commerce and Tourism (TCT) Committee with quarterly updates on this project.

3. DIRECT the LAWA to report back to the TCT Committee in 30 days with specific written plans and a timeline for the completion of additional gates, as well as with recommendations on what the City can do to expedite the process, to ensure that LAX will be ready for the A380 and other new large aircraft.
4. DIRECT the LAWA to explore the feasibility of identifying at least two gates at Ontario International Airport which could be retrofitted to accommodate A380 gates and to report back to the TCT Committee with appropriate recommendations.
5. NOTE and FILE the March 29, 2007 LAWA status report, inasmuch as it is submitted for information only and no Council action is necessary.

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

ITEM NO. (25) - CONTINUED TO SEPTEMBER 14, 2007

Roll Call #3 - Motion (Hahn - Rosendahl) Adopted to Continue, Unanimous Vote (12); Absent: Cardenas, Reyes and Wesson (3)

07-1552

TRADE, COMMERCE AND TOURISM COMMITTEE REPORT relative to the implications of the recent federal ruling invalidating rent and fee increases at the Los Angeles International Airport (LAX) and the type of contingency plans the Los Angeles World Airports (LAWA) may have to address this issue.

Recommendation for Council action:

NOTE and FILE Motion (Hahn - Parks) which directed the LAWA to report on the implications of the recent federal ruling invalidating rent and fee increases at LAX and what contingency plans the Department may have to address this issue, inasmuch the LAWA reported to the Trade, Commerce and Tourism Committee on this matter and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (26) - ADOPTED

Roll Call #15 - Motion (Greuel - Parks) Adopted, Ayes (13); Absent: Alarcon and Reyes (2)

03-2337-S1

TRANSPORTATION COMMITTEE REPORT relative to the Wilshire Boulevard Peak Period Bus-Only Lane Project.

Recommendations for Council action:

1. APPROVE a Phase I Wilshire Boulevard Bus Speed Improvement Project in an amount of \$27 million comprised of the following elements:
 - a. Asphalt curb lane reconstruction for approximately three miles of Wilshire Boulevard roughly between Fairfax and Western Avenues.

- b. Installation of required traffic striping, signalization and signage necessary to implement dedicated peak hour bus lanes.
 - c. Widening Wilshire Boulevard between Barrington and Federal Avenues to allow for the installation of an eastbound bus-only lane.
 - d. Implementation of a construction-level public outreach program.
 - e. The removal of existing jut-outs and align curbs to provide for more roadway width in the westbound curb lane from west of Selby Avenue to east of Comstock Avenue and between Selby Avenue and Westwood Boulevard.
2. AUTHORIZE the Los Angeles Department of Transportation (LADOT), Bureau of Engineering (BOE) and the Bureau of Street Services (BOSS) to work with the Los Angeles County Metropolitan Transportation Authority (MTA) to prepare an application for the Phase I Wilshire Boulevard Bus Speed Improvement Project to be submitted by the MTA to the Federal Transit Administration's (FTA) for funding through its Very Small Starts Program.
 3. DIRECT the BOSS to undertake the necessary field testing to determine the pavement and underlying soil conditions in the three-mile segment of Wilshire Boulevard between Fairfax and Western Avenues to refine the existing rough order of magnitude construction cost estimates.
 4. DIRECT the LADOT, BOSS and BOE to continue to work with the MTA and report back to Council in 60 days with a recommendation for a Phase II Wilshire Boulevard Peak Period Bus-Only Lane Project with potential funding options.

Financial Impact Statement: The Chief Legislative Analyst (CLA) reports that there is no fiscal impact associated with approving the August 7, 2007 CLA report. However, the "Very Small Starts" Program requires a 20 percent local match, which is estimated to be \$5.4 million. If the FTA awards the grant funding, staff will work with the MTA to identify funding options for the local match and return to Council if local funds are necessary.

(Public Works Committee waived consideration of this matter)

**Roll Call #5 - Motion (Rosendahl - Smith) Adopted, Ayes (13); Absent: Reyes and Wesson (2)
(Item Nos. 27-38)**

ITEM NO. (27) - ADOPTED

06-1638

CD 13

GENERAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the renewal of Temporary Preferential Parking District (PPD) No. 100 on the west side of Park Drive from Ewing Street to Avon Park Terrace.

Recommendations for Council action:

1. FIND that the renewal of Temporary PPD No. 100, 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. 100 on the west side of Park Drive from Ewing Street to Avon Park Terrace still exists and that no permanent solution has been found.
3. ADOPT the accompanying RESOLUTION renewing Temporary PPD No. 100 pursuant to Section 80.58.d of the LAMC for an additional 12 months until August 17, 2008.
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 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. 100. Furthermore, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the Districts's parking restrictions.

ITEM NO. (28) - ADOPTED

06-1637

CD 13

GENERAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the renewal of Temporary Preferential Parking District (PPD) No. 96 near the Hollywood and Highland Entertainment and Retail Center.

Recommendations for Council action:

1. FIND that the renewal of Temporary PPD No. 96, pursuant to Los Angeles Municipal Code (LAMC) Section 80.96.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 parking problem that led to the establishment of Temporary PPD No. 96 near the Hollywood and Highland Entertainment and Retail Center still exists and that no permanent solution has been found.
3. ADOPT the accompanying RESOLUTION renewing Temporary PPD No. 96 pursuant to Section 80.96.d of the LAMC for an additional 12 months until August 18, 2008.
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. 96. Furthermore, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the Districts's parking restrictions.

ITEM NO. (29) - ADOPTED

07-2204

CD 4 GENERAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the renewal of Temporary Preferential Parking District (PPD) No. 93 on two blocks near Cahuenga Boulevard and Regal Place.

Recommendations for Council action:

1. FIND that the renewal of Temporary PPD No. 93, 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. 93 on two blocks near Cahuenga Boulevard and Regal Place still exists and that no permanent solution has been found.
3. ADOPT the accompanying RESOLUTION renewing Temporary PPD No. 93 pursuant to Section 80.58.d of the LAMC for an additional 12 months until September 7, 2008.
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 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. 93. Furthermore, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the Districts's parking restrictions.

ITEM NO. (30) - ADOPTED

07-2205

CD 8 GENERAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the renewal of Temporary Preferential Parking District (PPD) No. 86 on two blocks near Windsor Hills.

Recommendations for Council action:

1. FIND that the renewal of Temporary PPD No. 86, 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. 86 on two blocks near Windsor Hills still exists and that no permanent solution has been found.
3. ADOPT the accompanying RESOLUTION renewing Temporary PPD No. 86 pursuant to Section 80.58.d of the LAMC for an additional 12 months until September 7, 2008.

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 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. 86. Furthermore, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the Districts's parking restrictions.

ITEM NO. (31) - ADOPTED

07-2230

CD 13

GENERAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the renewal of Temporary Preferential Parking District (PPD) No. 83 near the Children's Hospital-Kaiser Permanente-Vermont/Sunset Metrorail Station Complex.

Recommendations for Council action:

1. FIND that the renewal of Temporary PPD No. 83, 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 parking problem that led to the establishment of Temporary PPD No. 83 near the Children's Hospital-Kaiser Permanente-Vermont/Sunset Metrorail Station Complex still exists and that no permanent solution has been found.
3. ADOPT the accompanying RESOLUTION renewing Temporary PPD No. 83 pursuant to Section 80.58.d of the LAMC for an additional 12 months until August 18, 2008.
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 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. 83. Furthermore, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the Districts's parking restrictions.

ITEM NO. (32) - ADOPTED

07-2231

CD 4

GENERAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the renewal of Temporary Preferential Parking District (PPD) No. 79 on five blocks near Hillside Avenue and El Cerrito Place.

Recommendations for Council action:

1. FIND that the renewal of Temporary PPD No. 79, 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. 79 on five blocks near Hillside Avenue and El Cerrito Place still exists and that no permanent solution has been found.
3. ADOPT the accompanying RESOLUTION renewing Temporary PPD No. 79 pursuant to Section 80.58.d of the LAMC for an additional 12 months until August 18, 2008.
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 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. 79. Furthermore, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the Districts's parking restrictions.

ITEM NO. (33) - ADOPTED

07-2232

CD 4 GENERAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the renewal of Temporary Preferential Parking District (PPD) No. 66 on three blocks near Outpost and La Presa Drives.

Recommendations for Council action:

1. FIND that the renewal of Temporary PPD No. 66, 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. 66 on the three blocks near Outpost and La Presa Drives still exists and that no permanent solution has been found.
3. ADOPT the accompanying RESOLUTION renewing Temporary PPD No. 66 pursuant to Section 80.58.d of the LAMC for an additional 12 months until August 18, 2008.
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 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. 66. Furthermore, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the Districts's parking restrictions.

ITEM NO. (34) - ADOPTED

07-2233

CD 11 GENERAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the renewal of Temporary Preferential Parking District (PPD) No. 58 on the 3800 Block of Keystone Avenue in the Palms area.

Recommendations for Council action:

1. FIND that the renewal of Temporary PPD No. 58, 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 parking problem that led to the establishment of Temporary PPD No. 58 on the 3800 Block of Keystone Avenue in the Palms area still exists and that no permanent solution has been found.
3. ADOPT the accompanying RESOLUTION renewing Temporary PPD No. 58 pursuant to Section 80.58.d of the LAMC for an additional 12 months until August 18, 2008.
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 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. 58. Furthermore, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the District's parking restrictions.

ITEM NO. (35) - ADOPTED

07-2224

CD 11 GENERAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the renewal of Temporary Preferential Parking District (PPD) No. 54 on the 4400 Block of Harding Avenue in the Mar Vista area.

Recommendations for Council action:

1. FIND that the renewal of Temporary PPD No. 54, 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 parking problem that led to the establishment of Temporary PPD No. 54 on the 4400 Block of Harding Avenue in the Mar Vista area still exists and that no permanent solution has been found.

3. ADOPT the accompanying RESOLUTION renewing Temporary PPD No. 54 pursuant to Section 80.58.d of the LAMC for an additional 12 months until August 18, 2008.
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 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. 54. Furthermore, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the Districts's parking restrictions.

ITEM NO. (36) - ADOPTED

07-2225

CD 14

GENERAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the renewal of Temporary Preferential Parking District (PPD) No. 76 on Cheesbroughs Lane between Indiana and First Streets in Boyle Heights.

Recommendations for Council action:

1. FIND that the renewal of Temporary PPD No. 76, 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. 76 on Cheesbroughs Lane between Indiana and First Streets in Boyle Heights still exists and that no permanent solution has been found.
3. ADOPT the accompanying RESOLUTION renewing Temporary PPD No. 76 pursuant to Section 80.58.d of the LAMC for an additional 12 months until August 17, 2008.
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 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. 76. Furthermore, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the Districts's parking restrictions.

ITEM NO. (37) - ADOPTED

07-2226

CD 11 GENERAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the renewal of Temporary Preferential Parking District (PPD) No. 94 on Kenyon Avenue between Louise Avenue and the City Limit south of Washington Boulevard.

Recommendations for Council action:

1. FIND that the renewal of Temporary PPD No. 94, 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. 94 on Kenyon between Louise Avenues and the City Limit south of Washington Boulevard still exists and that no permanent solution has been found.
3. ADOPT the accompanying RESOLUTION renewing Temporary PPD No. 94 pursuant to Section 80.58.d of the LAMC for an additional 12 months until September 7, 2008.
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 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. 94. Furthermore, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the Districts's parking restrictions.

ITEM NO. (38) - ADOPTED

07-2234

CD 4 GENERAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the renewal of Temporary Preferential Parking District (PPD) No. 84 on five blocks near Cahuenga Boulevard and Broadlawn Drive.

Recommendations for Council action:

1. FIND that the renewal of Temporary PPD No. 84, 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. 84 on five blocks near Cahuenga Boulevard and Broadlawn Drive still exists and that no permanent solution has been found.
3. ADOPT the accompanying RESOLUTION renewing Temporary PPD No. 84 pursuant to Section 80.96.d of the LAMC for an additional 12 months until September 7, 2008.

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 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. 84. 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 39-64

(10 Votes Required for Consideration)

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

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

05-1401

COMMUNICATION FROM THE MAYOR relative to the reappointment of Ms. Paula Daniels to the Board of Public Works Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Ms. Paula A. Daniels to the Board of Public Works for the new term ending June 30, 2012, is APPROVED and CONFIRMED. Ms. Daniels resides in Council District Eleven (Current Board gender composition: M = 1; F = 4).

Ethics Commission Review: Complete

TIME LIMIT FILE - SEPTEMBER 2, 2007

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

(Public Works Committee waived consideration of the above matter)

**Roll Call #7 - Motion (LaBonge - Zine) Adopted, Ayes (13); Absent: Reyes and Wesson (2)
(Item Nos. 40-48)**

ITEM NO. (40) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS - SET FOR HEARING OCTOBER 17, 2007

05-0656

CD 11

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of BEACH AND REDWOOD AVENUES NO. 1 (REBALLOT) LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated July 31, 2007.

2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of OCTOBER 17, 2007 as the hearing date for the maintenance of Beach and Redwood Avenues No. 1 (Reballot) Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$510.48 will be collected annually starting with tax year 2008-09 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: October 10, 2007)

ITEM NO. (41) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS - SET FOR HEARING OCTOBER 17, 2007

07-2516

CD 4

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of MOORPARK STREET AND STROHM AVENUE LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated July 31, 2007.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of OCTOBER 17, 2007 as the hearing date for the maintenance of Moorpark Street and Strohm Avenue Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$239.29 will be collected annually starting with tax year 2008-09 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: October 10, 2007)

ITEM NO. (42) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS - SET FOR HEARING OCTOBER 17, 2007

07-2517

CD 7

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of GLADSTONE AVENUE AND HUBBARD STREET LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated July 31, 2007.

2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of OCTOBER 17, 2007 as the hearing date for the maintenance of Gladstone Avenue and Hubbard Street Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$1,722.87 will be collected annually starting with tax year 2008-09 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: October 10, 2007)

**ITEM NO. (43) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS -
SET FOR HEARING OCTOBER 17, 2007**

07-2518

CD 9

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of MAPLE AVENUE AND 11TH STREET LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated August 7, 2007.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of OCTOBER 17, 2007 as the hearing date for the maintenance of Maple Avenue and 11th Street Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$518.89 will be collected annually starting with tax year 2008-09 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: October 10, 2007)

**ITEM NO. (44) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS -
SET FOR HEARING OCTOBER 17, 2007**

06-2499-S1

CD 6

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of HAZELTINE AVENUE AND KITTRIDGE STREET NO. 1 LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated August 7, 2007.

2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of OCTOBER 17, 2007 as the hearing date for the maintenance of Hazeltine Avenue and Kittridge Street No. 1 Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$709.62 will be collected annually starting with tax year 2008-09 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: October 10, 2007)

ITEM NO. (45) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS - SET FOR HEARING OCTOBER 17, 2007

07-0623
CD 15

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of 11TH STREET AND CABRILLO AVENUE (REBALLOT) LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated August 7, 2007.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of OCTOBER 17, 2007 as the hearing date for the maintenance of 11th Street and Cabrillo Avenue (Reballot) Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$134 will be collected annually starting with tax year 2008-09 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: October 10, 2007)

ITEM NO. (46) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS - SET FOR HEARING OCTOBER 19, 2007

07-2364
CD 6

CONTINUED CONSIDERATION OF COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of SATICOY STREET AND WOODLEY AVENUE LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated July 17, 2007.

2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of OCTOBER 19, 2007 as the hearing date for the maintenance of Saticoy Street and Woodley Avenue Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$151.55 will be collected annually starting with tax year 2008-09 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: September 24, 2007)

(Continued from Council meeting of August 3, 2007)

ITEM NO. (47) - APPROVED

03-2567

CD 6 FUTURE PUBLIC HEARING DATE relative to establishing SEPTEMBER 11, 2007, as the date for hearing appeals against confirmation of assessment for the improvement project under 1911 Act of Stagg Street (near Radford Avenue) Improvement District, with mainline sewer, house connection sewer (lateral), appurtenant structures and related work. A'11-SCZ11332

Board of Public Works Hearing Date: September 5, 2007

ITEM NO. (48) - ADOPTED

07-0005-S511

et al. RESOLUTIONS relative to removing various properties from the Rent Escrow Account Program.

Recommendation for Council action:

ADOPT the accompanying RESOLUTIONS removing the following properties from the Rent Escrow Account Program (REAP), inasmuch as the owner(s) have corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the Los Angeles Housing Department's report of August 7, 2007:

07-0005-S511

CD 2 a. Property at 6557 North Vineland Avenue (Case No. 96560).
Assessor I.D. No. 2336-003-026

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

07-0005-S512

CD 6 b. Property at 14201 West Erwin Street (Case No. 77642).
Assessor I.D. No. 2240-017-011

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 18, 2007)

07-0005-S513

CD 6 c. Property at 3451 West Florence Avenue (Case No. 90141).
Assessor I.D. No. 4006-034-013

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

07-0005-S514

CD 8 d. Property at 9501 South San Pedro Street (Case No. 40640).
Assessor I.D. No. 6052-012-025

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

07-0005-S515

CD 1 e. Property at 5950 South Figueroa Street (Case No. 79069).
Assessor I.D. No. 6004-038-003

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

07-0005-S516

CD 9 f. Property at 758 East 85th Street (Case No. 15935).
Assessor I.D. No. 6029-031-028

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on March 8, 2006)

07-0005-S517

CD 10 g. Property at 1948 South Harvard Boulevard (Case No. 20897).
Assessor I.D. No. 5074-030-001

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

07-0005-S518

CD 13 h. Property at 269 South La Fayette Park Place (Case No. 102761).
Assessor I.D. No. 5155-013-027

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 19, 2007)

07-0005-S519

CD 14 i. Property at 705 South Camulos Street (Case No. 26198).
Assessor I.D. No. 5185-033-012

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

07-0005-S520

CD 14 j. Property at 1156 South Mott Street (Case No. 24231).
Assessor I.D. No. 5170-004-020

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 30, 2006)

07-0005-S521

CD 9 k. Property at 742 East 79th Street (Case No. 7502).
Assessor I.D. No. 6029-002-005

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on September 14, 2004)

ITEM NO. (49) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

Roll Call #20 - Motion (Garcetti - Greuel) Adopted, Ayes (13); Absent: Alarcon and Reyes (2)

07-2415

COMMUNICATION FROM THE COUNCIL PRESIDENT, PRESIDENT PRO TEMPORE and ASSISTANT PRESIDENT PRO TEMPORE relative to the Council's July 10-11, 2007 goal-setting session in San Pedro.

Recommendation for Council action:

RECEIVE and FILE the Communication from the Council President, the President Pro Tempore, and the Assistant President Pro Tempore, dated July 25, 2007, relative to the Council's July 10-11, 2007 goal-setting session in San Pedro, inasmuch as the results of the dialogue are provided to memorialize the event and establish a baseline for future sessions only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

(Rules and Elections Committee waived consideration of the above matter)

ITEM NO. (50) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

Roll Call #21 - Motion (LaBonge - Huizar) Adopted, Ayes (12); Absent: Alarcon, Reyes and Wesson (3)

07-1965

CD 4 COMMUNICATION FROM CULTURAL HERITAGE COMMISSION (CHC) relative to the inclusion of the Weddington Home located at 11025 Weddington Street in the list of Historic-Cultural Monuments.

Recommendations for Council action:

1. ADOPT the Findings of the CHC as the Findings of the Council.
2. APPROVE the recommendation of the CHC relative to the inclusion of the Weddington Home located at 11025 Weddington Street in the list of Historic-Cultural Monuments.

Applicant: Guy Weddington McCreary
Owner: JSM Construction Inc./PR II of JSM NOHO Artwalk

CHC 2007-1338 HCM

Fiscal Impact Statement: The CHC reports that such designation in and of itself has no fiscal impact. Future applications for permits may cause minimal administrative costs.

TIME LIMIT FILE - SEPTEMBER 10, 2007

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

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

**Roll Call #7 - Motion (LaBonge - Zine) Adopted, Ayes (13); Absent: Reyes and Wesson (2)
(Item Nos. 51-54)**

ITEM NO. (51) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

07-1941

CD 8 COMMUNICATION FROM CULTURAL HERITAGE COMMISSION (CHC) relative to the inclusion of the Waters-Shaw Residence located at 2700 South Severance Street in the list of Historic-Cultural Monuments.

Recommendations for Council action:

1. ADOPT the Findings of the CHC as the Findings of the Council.
2. APPROVE the recommendation of the CHC relative to the inclusion of the Waters-Shaw Residence located at 2700 South Severance Street in the list of Historic-Cultural Monuments.

Applicant: Laura Meyers/West Adams Heritage Association
Owner: Rabbi Dov Wagner

CHC 2007-702 HCM

Fiscal Impact Statement: The CHC reports that such designation in and of itself has no fiscal impact. Future applications for permits may cause minimal administrative costs.

TIME LIMIT FILE – SEPTEMBER 10, 2007

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

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

ITEM NO. (52) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

07-1966

CD 10 COMMUNICATION FROM CULTURAL HERITAGE COMMISSION (CHC) relative to the inclusion of the Holmes Shannon House located at 4311 Victoria Park Drive in the list of Historic-Cultural Monuments.

Recommendations for Council action:

1. ADOPT the Findings of the CHC as the Findings of the Council.

2. APPROVE the recommendation of the CHC relative to the inclusion of the Holmes Shannon House located at 4311 Victoria Park Drive in the list of Historic-Cultural Monuments.

Applicant/Owner: Ulrik Theer and Lisa Ellzey

CHC 2007-918 HCM

Fiscal Impact Statement: The CHC reports that such designation in and of itself has no fiscal impact. Future applications for permits may cause minimal administrative costs.

TIME LIMIT FILE – SEPTEMBER 10, 2007

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

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

ITEM NO. (53) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

07-1967

CD 11

COMMUNICATION FROM CULTURAL HERITAGE COMMISSION (CHC) relative to the inclusion of the Gould-LaFetra House located at 12256 West Canna Road in the list of Historic-Cultural Monuments.

Recommendations for Council action:

1. ADOPT the Findings of the CHC as the Findings of the Council.
2. APPROVE the recommendation of the CHC relative to the inclusion of the Gould-LaFetra House located at 12256 West Canna Road in the list of Historic-Cultural Monuments.

Owner: Michael LaFetra

CHC 2007-463 HCM

Representative: Christy McAvoy and Laura Janssen
Historic Resources Group, LLC

Fiscal Impact Statement: The CHC reports that such designation in and of itself has no fiscal impact. Future applications for permits may cause minimal administrative costs.

TIME LIMIT FILE – SEPTEMBER 10, 2007

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

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

ITEM NO. (54) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

06-2368

CD 10 EXEMPTION and COMMUNICATION FROM THE CITY PLANNING COMMISSION (CPC) relative to establishing an Interim Control Ordinance (ICO) imposing temporary regulations on the issuance of building and demolition permits within the proposed Country Club Park Historic Preservation Overlay Zone (HPOZ).

Recommendations for Council action, as initiated by Motion (Wesson - Zine):

1. FIND that this action is exempt from California Environmental Quality Act (CEQA) pursuant to Article II, Section 2(m) of the City's Guidelines.
2. ADOPT the July 24, 2007 FINDINGS of the CPC as the Findings of the Council.
3. INSTRUCT the Planning Department, with the assistance of the City Attorney, to prepare and present an Ordinance establishing an ICO (Revised Exhibit E-2, attached to the Council file), imposing temporary regulations on the issuance of building and demolition permits for the erection, construction, demolition, addition to, or alteration of, any building or structure within the proposed Country Club Park HPOZ, an area generally bounded by Olympic Boulevard to the north, Western Avenue to the east, Pico Boulevard to the south, and Crenshaw Boulevard to the west, but excluding the commercially zoned properties along Olympic, Pico, and Crenshaw Boulevards, and Western Avenue. The ICO shall include an Urgency Clause making it effective upon publication and shall run for one year with two six-month extensions by Council Resolution, or until the adoption of the appropriate land use regulatory controls have been prepared by the Planning Department, adopted by the Council and become effective, whichever occurs first.

CPC 2007-2707-ICO

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

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

ITEM NO. (55) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

Roll Call #14 - Motion (Wesson - Huizar) Adopted, Ayes (13); Absent: Alarcon and Reyes (2)

06-2369-S1

CD 10 EXEMPTION and COMMUNICATION FROM THE CITY PLANNING COMMISSION (CPC) relative to establishing an Interim Control Ordinance (ICO) imposing temporary regulations on the issuance of building and demolition permits within the Windsor Village neighborhood.

Recommendations for Council action, as initiated by Motion (Wesson - Cardenas):

1. FIND that this action is exempt from California Environmental Quality Act (CEQA) pursuant to Article II, Section 2(m) of the City's Guidelines.
2. ADOPT the July 24, 2007 FINDINGS of the CPC as the Findings of the Council.

3. INSTRUCT the Planning Department, with the assistance of the City Attorney, to prepare and present an Ordinance establishing an ICO, imposing temporary regulations on the issuance of building and demolition permits for the erection, construction, demolition, addition to, or alteration of, any building or structure within the Windsor Village neighborhood, an area generally bounded by Wilshire Boulevard to the north, Crenshaw Boulevard to the east, Olympic Boulevard to the south and both sides of Lucerne Boulevard to the west. The ICO shall include an Urgency Clause making it effective upon publication and shall run for one year with two six-month extensions by Council Resolution, or until the adoption of the appropriate land use regulatory controls have been prepared by the Planning Department, adopted by the Council and become effective, whichever occurs first.
4. INSTRUCT the Planning Department to prepare a study on the zoning of the Windsor Village neighborhood, which will consider the down zoning of streets located in the area, for the review and consideration of the Planning and Land Use Management Committee and the Council District Ten within 180 days.

CPC 2007-2709-ICO

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

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

ITEM NO. (56) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

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

[06-0548-S1](#)

CD 2 COMMUNICATION FROM CHAIR, ARTS, PARKS, HEALTH AND AGING COMMITTEE relative to reprogramming contract grant savings to fund the facility lease for the East Valley Senior Multipurpose Center.

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

1. APPROVE the reprogramming of \$33,600 in Older American Act grant savings incurred under 2006-07 senior service contracts with the San Fernando Valley Interfaith Council (SFVIC) and the Watts Labor Community Action Committee (WLCAC), and authorize the use of said monies to fund the 2006-07 East Valley Multipurpose Center (EVMC) facility lease expense.

2. AUTHORIZE the General Manager, Aging, or designee(s) to:

- a. Amend the 2006-07 service contracts with SFVIC and the WLCAC to reflect the reallocation of \$27,600 in contractual service savings that will be used to fund the 2006-07 EVMC facility lease costs, substantially as contained in the draft attached to this Council file, subject to the review of the City Attorney as to form and legality, as follows:

Senior Multi-purpose Center (and Operator)	Contract Number	Contract Term	Original Funding	Funding Adjustment	Revised Funding Total
East, Mid and Northeast Valley (SFVIC)	110507	July 1, 2006 - June 30, 2007	\$2,677,844	\$27,600	\$2,705,444
Central (WLCAC)	110568	July 1, 2006 - June 30, 2007	\$1,170,141	\$(24,000)	\$1,146,141
Southside (WLCAC)	110569	July 1, 2006 - June 30, 2007	\$1,100,878	\$(3,600)	\$1,097,278

- b. Prepare Controller instructions and any necessary technical adjustments that are consistent with the Mayor and Council actions on this matter, 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 2006-07 facility lease for the EVMC will be fully funded by \$33,600 in appropriated Older American Act grant monies.

ITEM NO. (57) - CONTINUED TO AUGUST 17, 2007

**Roll Call #22 - Motion (Rosendahl - LaBonge) Adopted to Continue, Unanimous Vote (13)
Absent: Alarcon and Reyes (2)**

07-2014

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.

ITEM NO. (58) - CONTINUED TO AUGUST 17, 2007

**Roll Call #23 - Motion (Smith - LaBonge) Adopted to Continue, Unanimous Vote (13);
Absent: Alarcon and Reyes (2)**

07-2025

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.

ITEM NO. (59) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

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

07-2262

COMMUNICATION FROM CHAIR, ARTS, PARKS, HEALTH AND AGING COMMITTEE relative to a grant from the Amateur Athletic Foundation for the 2007 Summer Swim Program.

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

1. APPROVE and AUTHORIZE the President and Secretary of the Board of Recreation and Park Commissioners to accept a grant from the Amateur Athletic Foundation for the 2007 Summer Swim Program in the amount of \$83,100.
2. AUTHORIZE the General Manager, Department of Recreation and Parks (DRP), to execute the resulting grant agreement (Terms and Conditions), and any subsequent amendments thereto, pursuant to Los Angeles Administrative Code Section 14.8 et seq. as may be amended, on behalf of the City, subject to approval as to form by the City Attorney.

Fiscal Impact Statement: The DRP reports that this grant does not require a match and provides for additional aquatic services to youth without a negative fiscal impact to the General Fund.

ITEM NO. (60) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

Roll Call #24 - Motion (LaBonge - Greuel) Adopted, Ayes (12); Absent: Alarcon, Reyes and Wesson (3)

07-2263

COMMUNICATION FROM CHAIR, ARTS, PARKS, HEALTH AND AGING COMMITTEE relative to an application to the California Department of Education for Fiscal Year 2006-07 Facility Repair and Renovation funding for various child care facilities.

Recommendations for Council action:

1. APPROVE and AUTHORIZE the President and Secretary of the Board of Recreation and Park Commissioners (Board) to approve the submission of an application, substantially in the form on file in the Board Office, to the California Department of Education for 2006-07 Facility Repair and Renovation funding for four licensed Department child care centers.
2. AUTHORIZE the General Manager, Department of Recreation and Parks (DRP), to represent the City and execute the corresponding grant agreement, and any subsequent amendments thereto, pursuant to Los Angeles Administrative Code Section 14.8 et seq. as may be amended, on behalf of the City, subject to approval as to form by the City Attorney.

Fiscal Impact Statement: The DRP reports that this grant does not require a match and will provide for needed renovations and repairs without using City funds.

**ITEM NO. (61) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS,
AS AMENDED - SEE FOLLOWING**

**Roll Call #19 - Motion (Weiss - Rosendahl) to Adopt as Amended, Ayes (13); Absent: Alarcon and
Reyes (2)**

07-2221

CD 5 MITIGATED NEGATIVE DECLARATION and COMMUNICATION FROM MEMBER, PLANNING AND
LAND USE MANAGEMENT COMMITTEE relative to an appeal on Vesting Tentative Tract (VTT) No.
68147 for property at 130-48 South Sepulveda Boulevard.

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. 07-2221 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 2006-9385 MND] filed on December 22, 2006.
2. ADOPT the FINDINGS of the City Planning Commission (CPC) as the Findings of the Council.
3. RESOLVE TO DENY APPEAL filed by Kamran Nazarian from the entire decision of the City Planning Commission and THEREBY APPROVE VTT 68147-DB for the construction of a new 59-unit residential condominium with 54 market rate units and five very low-income units with 140 parking spaces on a 34,402 square foot lot for property at 130-48 South Sepulveda Boulevard, subject to modified Conditions of Approval as attached to the Communication.

Applicant: Sepulveda-Bronwood, L.P., Steve Lyons Living Trust

VTT-68147-DB-2A

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

TIME LIMIT FILE - AUGUST 15, 2007

(LAST DAY FOR COUNCIL ACTION - AUGUST 15, 2007)

ADOPTED

MOTION (WEISS - ROSENDAHL)

Recommendation for Council action:

ADOPT the revised Bureau of Engineering recommendation in lieu of the Bureau of Engineering Specific Condition No. 2 contained in the Planning and Land Use Management Committee Report, as follows:

That a two-foot wide sidewalk easement be offered along Bronwood Avenue adjoining the subdivision.

**Roll Call #7 - Motion (LaBonge - Zine) Adopted, Ayes (13); Absent: Reyes and Wesson (2)
(Item Nos. 62-63)**

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

07-2555

COMMUNICATION FROM THE LOS ANGELES DEPARTMENT OF WATER AND POWER (LADWP) relevant to Board of Water and Power request for authorization to amend agreement No. 47156-2 with Convergent Group to allow adequate time to resolve contract close-out issues.

Recommendation for Council action:

CONCUR with the Board of Water and Power action on July 27, 2007, Resolution 008-0038, authorizing the execution of Amendment No. 1 to Agreement No. 47156-2 with Convergent Group to extend the duration of the agreement for six months, with a new termination date of February 5, 2008, to allow for adequate time to resolve outstanding contract close-out issues for the purchase of equipment involved in the automation of electric stations.

Fiscal Impact Statement: The LADWP reports that the Amendment No.1 seeks no additional funding. Funding for Agreement No. 47156-2 is included in the Fiscal Year 2007-08 budget.

(Energy and Environment Committee waived consideration of the above matter)

ITEM NO. (63) - ADOPTED

07-0415

RESOLUTION (WESSON - PARKS) relative to the extension of the provisions of an Ordinance imposing interim regulations on the issuance of permits to automotive-related businesses within Council District Ten.

Recommendation for Council action:

ADOPT the accompanying Resolution to extend the provisions of Ordinance No. 177323 imposing temporary interim regulations on the issuance of permits to automotive-related businesses within Council District Ten for a six month period ending February 16, 2008.

ITEM NO. (64) - APPROVED - CITY ENGINEER REPORTS ADOPTED

Roll Call #25 - Motion (Greuel - Garcetti) Adopted, Ayes (12); Absent: Alarcon, Reyes and Wesson (3)

07-2553

et al. FINAL MAPS in the various Council Districts.

Recommendation for Council action:

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

07-2553

CD 2 a. FINAL MAP OF TRACT NO. 62569 for property lying easterly of Hazelhurst Place and northerly of Oxnard Street.
(Bond No. C-112014)
(Quimby Fee: \$61,464)
Applicants: 6064 Hazelhurst, LLC
Nick Kazemi

07-2554

CD 2 b. FINAL MAP OF TRACT NO. 60231 for property lying northerly of Riverside Drive and easterly of Radford Avenue.
(Bond No. C-112015)
(Quimby Fee: \$22,310)
Applicants: Valley Village Villas, LLC
Tala Associates

07-2558

CD 13 c. PARCEL MAP L.A. NO. 2006-2541 for property lying southerly of Sunset Boulevard and westerly of Alvarado Street.
(Bond No. C-112016)
Applicants: Ofer Halimi
Eric Lieberman

Closed Sessions - Items 65-70

ITEM NO. (65) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

Roll Call #27 - Motion (Parks - Smith) Adopted in Open Session, Ayes (12); Absent: Alarcon, Reyes and Wesson (3)

07-2324

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 Roseanne Parino v. City of Los Angeles, Workers' Compensation Appeals Board Case No. VNO482138; Claim No. 9002-1974-4299. (Plaintiff alleges she sustained personal injuries during the course and scope of her employment as a Detective with the Los Angeles Police Department.)

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

ADOPTED

MOTION (PARKS - SMITH)

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

- 1. AUTHORIZE the City Attorney to enter into a settlement in the case entitled Roseanne Parino v. City of Los Angeles, Workers' Compensation Appeals Board Case No. VNO482138; Claim No. 9002-1974-4299, through a Stipulated Award for 78 percent permanent disability or \$114,655, plus a life pension thereafter of \$69.58 per week.**
- 2. AUTHORIZE the City Attorney to execute the Stipulated Award with all appropriate parties for submission to the Workers' Compensation Appeals Board for its award of payment.**

This matter was approved by the Budget and Finance Committee (Parks - Greuel - Smith - Rosehdahl "yes") at its meeting on August 6, 2007, in Closed Session as permitted by Government Code Section 54956.9(a).

ITEM NO. (66) - CONTINUED TO AUGUST 17, 2007

Roll Call #28 - Motion (Garcetti - Parks) Adopted to Continue, Unanimous Vote (12); Absent: Alarcon, Reyes and Wesson (3)

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)

ITEM NO. (67) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

Roll Call #29 - Motion (Parks - Smith) Adopted in Open Session, Ayes (11); Noes: Rosendahl (1); Absent: Alarcon, Reyes and Wesson (3)

07-2332

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 Wayne Weisenhan v. City of Los Angeles, Workers' Compensation Appeals Board Case Nos. VNO472786; VNO464381; Claim Nos. 9003-1980-6522, 9003-2000-0994. (Plaintiff alleges he sustained personal injuries during the course and scope of his employment as a firefighter with the Los Angeles Fire Department.)

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

ADOPTED

MOTION (PARKS - SMITH)

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

1. **AUTHORIZE the City Attorney to enter into a settlement in the case entitled Wayne Weisenhan v. City of Los Angeles, Workers' Compensation Appeals Board Case Nos. VNO472786;VNO464381; Claim Nos. 9003-1980-6522, 9003-2000-0994, through a Stipulated Award of 80 percent permanent disability or \$118,795, plus a life pension thereafter of \$77.31 per week.**
2. **AUTHORIZE the City Attorney to execute the Stipulated Award will all appropriate parties for submission to the Workers' Compensation Appeals Board for its award of payment.**

This matter was approved by the Budget and Finance Committee (Parks - Greuel - Smith "yes"; Rosendahl "no") at its meeting on August 6, 2007, in Closed Session as permitted by Government Code Section 54956.9(a).

ITEM NO. (68) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

Roll Call #30 - Motion (Hahn - Greuel) Adopted in Open Session, Ayes (12); Absent: Alarcon, Reyes and Wesson (3)

07-2346

The City Council shall recess to Closed Session, pursuant to Government Code Sections 54956.9(b)(1) and 54956.9(c), to confer with its legal counsel relative to settlement of legal disputes with Westway Terminal Co., Inc., and termination of Permit No. 742 and Industrial Track Agreement issued by the Harbor Department to Westway Terminal Co., Inc.

(Trade, Commerce and Tourism Committee considered the above matter in Closed Session on August 8, 2007. Budget and Finance Committee to consider this matter in Closed Session on August 13, 2007)

ADOPTED

MOTION (HAHN - GREUEL)

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

APPROVE the City Attorney's Settlement Agreement, Mutual Release and Compromise, and Permit Termination Agreement relative to settlement of legal disputes with Westway Terminal Co., Inc., and termination of Permit No. 742 and Industrial Track Agreement issued by the Harbor Department to Westway Terminal Co., Inc. The major terms of the proposed settlement are as follows:

Westway will:

- a. **Transfer possession of the Premises to the Port 18 months after both City Council and Mayor approve the proposed settlement.**
- b. **Stipulate to the City's possession of the Premises and entry of judgement against it in Superior Court if it fails to vacate and surrender the Premises 18 months following City approval.**
- c. **Remove all commodities from the Premises and clean all fixtures, pipelines, equipment and improvements within 18 months following City approval.**
- d. **Release all liens and encumbrances on the Premises and any fixtures, equipment, improvements and personal property thereon.**
- e. **Release the Port from any claims, other than toxic tort claims, existing on the date of City approval belonging to Westway, Westway Trading Corporation, Westway Feed Products, Inc., Westway Holdings Corporation, and E.D.&F. Man Holdings. Inc., that relate to the Premises or the Permit.**
- f. **Indemnify the Port from post-settlement claims by Westway customers and holders of liens or other encumbrances on the Premises or its fixtures, equipment or improvements. The indemnity will be backed by Westway's parent, E.D.&F. Man, which Port staff has confirmed possesses assets more than adequate to back such obligations.**

City will:

- a. **Pay Westway \$17 million less deductions for applicable tariff charges, amounts withheld to satisfy any outstanding liens or encumbrances or holdover rent charged if Westway does not timely vacate and surrender the Premises.**
- b. **Terminate the Permit on the date Westway vacates and surrenders the Premises.**
- c. **Release the Westway Entities from any claims related to the Premises and/or the Permit that belong to the City and existed prior to City approval.**
- d. **Waive collection of rent from City approval until the Vacate and Surrender Date (approximately \$1.5 million) and forgo collection of such rent if Westway vacates and surrenders the Premises within 18 months. If Westway does not vacate and surrender the Premises within 18 months, all such rent shall be deducted from Westway's payment.**
- e. **Assume Westway's contractual responsibility to restore the Premises.**
- f. **Assume all responsibility for remediating the Premises' environmental conditions (including Westway's contractual remediation obligation) and responding to the Regional Water Quality Control Board's cleanup and abatement order.**
- g. **Release Westway and its customers from any liability arising from such environmental conditions.**

This matter was approved by the Trade Commerce, and Tourism Committee (Hahn - Rosendahl "yes"); and by the Budget and Finance Committee (Greuel - Huizar - Rosendahl - Smith "yes") at their respective meetings on August 8, 2007 and August 13, 2007, in Closed Session as permitted by Government Code Section 54956.9(b)(1) and 54956.9(c).

ITEM NO. (69) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

Roll Call #31 - Motion (Parks - Greuel) Adopted in Open Session, Ayes (12); Absent: Alarcon, Reyes and Wesson (3)

07-2383

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 George Overturf v. City of Los Angeles, Workers' Compensation Appeals Board Case No. VNO483529; Claim No. 9003-1962-3667. (Plaintiff alleges he sustained personal injuries during the course and scope of his employment as a firefighter/Fire Inspector with the Los Angeles Fire Department.)

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

ADOPTED

MOTION (PARKS - GREUEL)

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

1. **AUTHORIZE the City Attorney to enter into a settlement in the case entitled George Overturf v. City of Los Angeles, Workers' Compensation Appeals Board Case No. VNO483529; Claim No. 9003-1962-3667, through a Stipulated Award for 92 percent permanent disability or \$143,635, plus a life pension thereafter of \$123.69 per week.**
2. **AUTHORIZE the City Attorney to execute the Stipulated Award with all appropriate parties for submission to the Workers' Compensation Appeals Board for its award of payment.**

This matter was approved by the Budget and Finance Committee (Parks - Greuel - Smith "yes"; Rosendahl "no") at its meeting on August 6, 2007, in Closed Session as permitted by Government Code Section 54956.9(a).

ITEM NO. (70) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

Roll Call #32 - Motion (Parks - Greuel) Adopted in Open Session, Ayes (12); Absent: Alarcon, Reyes and Wesson (3)

07-0373

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 City of Los Angeles v. Devonshire LTD., et al., Los Angeles Superior Court Case No. BC333401. (This direct condemnation action arises out of the City's acquisition of property for construction of the Fire Station 87 Project near the intersection of Balboa Boulevard and Devonshire.)

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

ADOPTED

MOTION (PARKS - GREUEL)

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

1. **APPROVE** the proposed settlements in the case entitled City of Los Angeles v. Devonshire LTD., et al., Los Angeles Superior Court Case No. BC333401 and **AUTHORIZE** the Controller to issue warrants in the amounts specified below, all of which will be drawn on Proposition F Fire Facilities Account No. Y-308, Fund No. 16-D, Department No. 50, payable as follows:
 - a. **\$35,000 payable to Barton, Klugman and Oetting Client Trust Account (for defendants North Hills Management LLC and Caton Revocable Trust).**
 - b. **\$35,000 payable to Weitkamp and Weitkamp Client Trust Account (for defendants Mike-Mil Realty and Judith Geddel).**
 - c. **\$25,000 payable to Weitkamp and Weitkamp Client Trust Account (for defendants Howard Neal Lemberger and the Lemberger 1989 Trust).**
 - d. **\$127,500, plus statutory interest at the interest rate payable under the eminent domain regulations, from May 12, 2005 to the date of payment, payable to Sullivan, Workman and Dee Client Trust Account (for defendant Ralph's Grocery).**
2. **AUTHORIZE** the City Engineer to execute a Driveway Easement for ingress and egress, subject to approval of the City Attorney as to form, and **AUTHORIZE** the recording of such easement for the benefit of the owners in the North Hills Shopping Center.

This matter was approved by the Budget and Finance Committee (Parks - Greuel - Smith - Rosendahl "yes") at its meeting on August 6, 2007, in Closed Session as permitted by Government Code Section 54956.9(a).

Item for Which Public Hearing Has Not Been Held - Item 75

(10 Votes Required for Consideration)

ITEM NO. (75) - ADOPTED - ADDITIONAL MOTION ADOPTED - SEE FOLLOWING

Roll Call #17 - Motion (Hahn - Smith) Adopted, Ayes (13); Absent: Alarcon and Reyes (2)

07-2610

CD 11 CONTINUED CONSIDERATION OF MOTION (HAHN - ROSENDAHL - LABONGE) relative to the malfunction of the computer, operated by the United States Customs and Border Protection Agency (U.S. Customs), that resulted in the delay of 73 international flights affecting nearly 17,400 passengers at Los Angeles International Airport (LAX) on Saturday, August 11, 2007.

Recommendation for Council action:

REQUEST that the Los Angeles World Airports (LAWA) report on the following:

- a. The recent U.S. Customs computer malfunction incident at LAX, and in particular, efforts underway by U.S. Customs to ensure that the problem is permanently corrected.
- b. What measures and contingency plans LAWA has in place so that stranded passengers and their parties receive proper communication and hospitality during unforeseen incidents.

ADOPTED

MOTION (HAHN - SMITH)

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

RESOLVE that the City, in its 2007-08 Federal Legislative Program, URGE the U.S. Customs and Border Protection to fully deploy officers to the Los Angeles region - including all City airports and the Port of Los Angeles.

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

07-2638

CD 8 MOTION (PARKS - CARDENAS) relative to declaring the 78th We Care Block Club Block Party on August 25, 2007 a Special Event (fees and costs absorbed by the City = \$375).

05-1561

CD 14 MOTION (HAHN - ZINE) relative to declaring the San Pedro Chamber of Commerce Certified Farmers Market on Fridays from August 17, 2007 to August 15, 2008 a Special Event (fees and costs absorbed by the City = \$16,072).

07-2640

CD 15 MOTION (HAHN - ZINE) relative to declaring the Assistance League of San Pedro-South Bay Rummage Sale on September 8, 2007 a Special Event (fees and costs absorbed by the City = \$1,056).

07-2641

CD 15 MOTION (HAHN - ZINE) relative to declaring the San Pedro (BID) First Thursday on the First Thursday of the month from August 2, 2007 to July 3, 2008 a Special Event (fees and costs absorbed by the City = \$7,548).

05-1957

CD 9 MOTION (PERRY - HUIZAR - ROSENDAHL) relative to declaring the Fourth Annual Community Outreach Fair Event on October 14, 2007 a Special Event (fees and costs absorbed by the City = \$2,755).

07-2644

CD 9 MOTION (PERRY - GARCETTI) relative to declaring the Automotive Journalist Luncheon on September 19, 2007 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

- 07-2645
CD 10 MOTION (WESSON - WEISS - LABONGE) relative to declaring the Korean Parade on September 15, 2007 a Special Event (fees and costs absorbed by the City = \$64,240).
- 07-2646
CD 9 MOTION (PERRY - PARKS) relative to declaring the City View on September 27, 2007 a Special Event (fees and costs absorbed by the City = \$1,000).
- 07-2647
CD 9 MOTION (PERRY - PARKS) relative to declaring the Trinity Street Neighbors Together Annual Labor Day Block Party on September 2, 2007 a Special Event (fees and costs absorbed by the City = \$1,670).
- 07-2648
CD 11 MOTION (ROSENDAHL - WEISS) relative to declaring the Westlawn Avenue Block Party on September 2, 2007 a Special Event (fees and costs absorbed by the City = \$1,642).
- 07-2649
CD 11 MOTION (ROSENDAHL - WEISS) relative to declaring the Blessing of the Bikes on September 1, 2007 a Special Event (fees and costs absorbed by the City = \$1,942).
- 07-2650
CD 11 MOTION (ROSENDAHL - WEISS) relative to declaring the Wellesley Avenue Block Party on September 2, 2007 a Special Event (fees and costs absorbed by the City = \$1,642).
- 06-1983
CD 5 MOTION (WEISS - LABONGE) relative to declaring the Crestview Block Party on August 26, 2007 a Special Event (fees and costs absorbed by the City = \$1,188).
- 07-2651
CD 5 MOTION (WEISS - LABONGE) 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).
- 07-2652
CD 11 MOTION (ROSENDAHL - LABONGE) relative to declaring the Caricabela Los Angeles Carnival on October 14, 2007 a Special Event (fees and costs absorbed by the City = \$15,183).
- 07-2653
CD 11 MOTION (ROSENDAHL - LABONGE) relative to declaring the Sixth Annual Kickin' Cancer! 5K Walk/Run and Women's Healthcare Expo on September 30, 2007 a Special Event (fees and costs absorbed by the City = \$16,330).
- 05-1840
CD 5 MOTION (WEISS - SMITH) relative to declaring the Cresta Drive Block Party on September 2, 2007 a Special Event (fees and costs absorbed by the City = \$1,188).
- 06-1541
CD 5 MOTION (WEISS - SMITH) relative to declaring the Esther Avenue Block Party on September 2, 2007 a Special Event (fees and costs absorbed by the City = \$1,200).

06-2653

CD 9 MOTION (PERRY - SMITH) relative to declaring the AirParty Halloween Annual Halloween Event on October 28, 2007 a Special Event (the organizer shall reimburse the City for all fees and costs associated with this event).

07-0604

MOTION (PERRY - GARCETTI) relative to a request for an exemption from the Convention Center fee waiver policy for the Los Angeles Unified School District (LAUSD) event on February 2, 2008.

07-2642

MOTION (PERRY - GARCETTI) relative to a request for an exemption from the Convention Center fee waiver policy for the Los Angeles Unified School District (LAUSD) - Division of Adult and Career Education Fall Staff Development Conference on October 13, 2007.

07-2639

CD 13 MOTION (GARCETTI - GREUEL) relative to installing street banners announcing the Atwater Village Neighborhood Council Election on October 6, 2007.

07-2299

CD 7 MOTION (ALARCON - HUIZAR) relative to amending Council action in connection with Special Event declaration for the "FERP Neighborhood Watch Block Party and Carnival" on August 18, 2007.

07-2643

CD 14 MOTION (HUIZAR - PERRY) relative to funding from the Central Los Angeles Recycling and Transfer Station (CLARTS) Community Amenities Trust Fund for the proposed Glassell Park Walkabout Project.

04-1413

CD 14 MOTION (HUIZAR - LABONGE) relative to asserting jurisdiction over the August 8, 2007, action of the Board of Public Works.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

07-2166 - Westchester/Del Rey Junior All-Star Softball Team (Rosendahl - All Councilmembers)

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

07-2167 - Mary Lou Smith (Greuel - All Councilmembers)

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

Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL