

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

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

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

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
OCTOBER 5, 2007

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 14

PUBLIC TESTIMONY ON NON-AGENDA ITEMS AT THE CALL OF THE CHAIR -
An opportunity for public testimony was provided.

ROLL CALL NUMBER (#) - INDICATES THE ORDER IN WHICH THE ITEMS WERE ACTED
UPON DURING THE COUNCIL MEETING

Items for Which Public Hearings Have Been Held - Items 1-4

**ITEM NO. (1) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS - SEE
FOLLOWING - TO THE MAYOR FORTHWITH**

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

[06-2757](#)

COMMUNICATION FROM THE LOS ANGELES HOUSING DEPARTMENT relative to the issuance of Letters of Commitment under Round 3 of the 2007 Affordable Housing Trust Fund Notice of Funding Availability, and related actions.

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

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

ADOPTED

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

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

APPROVE the recommendations contained within the City Administrative Officer (CAO) report dated October 9, 2007 (attached to the Council file).

Fiscal Impact Statement: The CAO reports that there is no General Fund impact as a result of the recommended actions. The report recommendations comply with City Financial Policies in that identified funding sources will fully fund the City's structured funding commitment for both previously approved projects and the six new projects recommended under Round Three of the 2007 AHTF NOFA. The proposed Third Round funding award totals \$25,593,220 and is comprised of \$17,840,115 in HOME Investment Partnership Program funds, \$2,139,970 in State Workforce Housing grant funds, and \$5,613,135 in Community Redevelopment Agency tax increment funds.

ITEM NO. (2) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #6 - Motion (Perry - Garcetti) to Adopt as Amended, Ayes (13); Absent: Parks and Zine (2)

[07-2387](#)

CD 9

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and RESOLUTION relative to a General Plan Amendment for property at 3234, 3300-30 South Central Avenue and 1122-28 East 33rd Street, with an added area located at 3200-32, 3326-38 South Central Avenue.

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. 07-2387 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 2006-7191 MND] filed on December 22, 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 Southeast Los Angeles Community Plan from Limited Industrial and Low Medium I Residential to General Commercial land use designation for property at 3234, 3300-30 South Central Avenue and 1122-28 East 33rd Street, with an added area located at 3200-32, 3326-38 South Central Avenue.

3. ADOPT the accompanying RESOLUTION amending the authorized parking restrictions of Temporary PPD No. 120 effective October 18, 2007, and renewing Temporary PPD No. 120 pursuant to Section 80.58.d of the LAMC for an additional 12 months until October 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. 120. Furthermore, the City may gain additional revenue from the issuance of parking citations to violators of the District's parking restrictions.

ITEM NO. (4) - MOTION ADOPTED TO RECEIVED AND FILED

**Roll Call #2 - Motion (Perry - Reyes) Adopted to Receive and File, Unanimous Vote (10);
Absent: Alarcon, Hahn, Parks, Wesson and Zine (5)**

07-2308
CD 9

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the inclusion of the Felix Chevrolet Showroom and Neon Roof Sign located at 3320-50 South Figueroa Street in the list of Historic-Cultural Monuments.

SUBMITS WITHOUT RECOMMENDATION, the recommendations of the Cultural Heritage Commission:

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 Felix Chevrolet Showroom and Neon Roof Sign located at 3320-50 South Figueroa Street in the list of Historic-Cultural Monuments.

Applicant: Jim Childs and Charles Fisher
Owner: Felix LLC (Shammas, Jeanette H. Trustee)

CHC 2006-9335 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 - OCTOBER 10, 2007

(LAST DAY FOR COUNCIL ACTION - OCTOBER 10, 2007)

Items for Which Public Hearings Have Not Been Held - Items 5-16

(10 Votes Required for Consideration)

ITEM NO. (5) - NOTED AND FILED

07-3138

PRESENTATIONS from local and regional environmental experts and authorities in the following areas, and related matters; consideration of proposed measures and introduction of motions:

Air
Water
Land
Environmental Justice

(Scheduled pursuant to Council action of October 2, 2007)

ITEM NO. (6) - CONTINUED TO NOVEMBER 6, 2007

Roll Call #7 - Motion (Rosendahl - Cardenas) Adopted to Continue, Ayes (13); Absent: Parks and Zine (2)

07-2112

CONTINUED CONSIDERATION OF COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to repealing provisions of Los Angeles Municipal Code (LAMC) Section 42.15.

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

PRESENT and ADOPT the accompanying ORDINANCE repealing provisions of Subdivision 2 of Subsection (c) of Section 42.15 of the LAMC prohibiting vending of items that are inherently communicative and have nominal utility apart from their communication on public beach lands and adjacent public properties, and repealing portions of Subsection (f) of Section 42.15 of the LAMC pertaining to the regulation of noise.

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

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

(Continued from Council meeting of September 19, 2007)

**Roll Call #3 - Motion (LaBonge - Smith) Adopted, Ayes (10); Absent: Alarcon, Hahn, Parks, Wesson and Zine (5)
(Item Nos. 7-12)**

ITEM NO. (7) - ADOPTED

07-3194

et al. MOTIONS relative to "Special Events" to be held in the various Council Districts.

Recommendations for Council action:

DECLARE the following community events as "Special Events"; APPROVE any temporary street closures as requested; and, INSTRUCT the involved City departments to perform such services as detailed the Council motions attached to the various listed Council files, including the waiver of fees, costs and requirements and other related issues as specified:

07-3194

CD 14 a. MOTION (HUIZAR - ALARCON) relative to declaring the Salesian Boys and Girls Club Community Festival on October 26-28, 2007 a Special Event (fees and costs absorbed by the City = \$16,975).

07-3196

CD 13 b. MOTION (GREUEL for GARCETTI - LABONGE) relative to declaring the Los Angeles Latino International Film Festival/Festival Village on October 6-15, 2007 a Special Event (fees and costs absorbed by the City = none submitted).

05-2095

CD 7 c. MOTION (ALARCON - HUIZAR) relative to declaring the Our Lady of Peace Catholic Church 2007 Fiesta Carnival on October 5-7, 2007 a Special Event (fees and costs absorbed by the City = \$786).

06-2142

CD 15 d. MOTION (HAHN - HUIZAR) relative to declaring the Cabrillo Marine Aquarium Annual Autumn Sea Fair on October 21, 2007 a Special Event (fees and costs absorbed by the City = \$1,260).

07-3197

CD 15 e. MOTION (HAHN - HUIZAR) relative to declaring the Cabrillo Marine Aquarium Annual 2007 Sea Scare on October 27, 2007 a Special Event (fees and costs absorbed by the City = \$1,260).

07-3200

CD 9 f. MOTION (PERRY - ROSENDAHL) relative to declaring the Faith in God Baptist Church First Annual Community Day on October 27, 2007 a Special Event (fees and costs absorbed by the City = \$1,000).

07-3201

CD 9 g. MOTION (PERRY - PARKS) relative to declaring the Los Angeles Police Department - 77th Division Annual Halloween Extravaganza on October 26-28, 2007 a Special Event (fees and costs absorbed by the City = \$3,979).

- 07-3202
CD 9 h. MOTION (PERRY - REYES) relative to declaring the Eco Nouveau Fashion Show on October 10-14, 2007 a Special Event (fees and costs absorbed by the City = \$6,469).
- 05-2310
CD 9 i. MOTION (PERRY - ROSENDAHL) relative to declaring the Eighth Annual Japanese Food Festival on October 27, 2007 a Special Event (fees and costs absorbed by the City = \$914).
- 07-3204
CD 9 j. MOTION (PERRY - PARKS) relative to declaring the Bi-National Health Week Celebration on October 13, 2007 a Special Event (fees and costs absorbed by the City = \$2,154).
- 06-2456
CD 1 k. MOTION (REYES - PERRY) relative to declaring the Junta Hispana on October 14, 2007 a Special Event (fees and costs absorbed by the City = \$800).
- 07-1406
CD 1 l. MOTION (REYES - ROSENDAHL) relative to declaring the Friends of Mt. Washington School 14th bi-Annual Flee Market on October 6, 2007 a Special Event (fees and costs absorbed by the City = \$800).
- 06-1921
CD 1 m. MOTION (REYES - ROSENDAHL) relative to declaring the Miguel Contreras Learning Complex Anniversary Celebration on October 6, 2007 a Special Event (fees and costs absorbed by the City = \$1,200).
- 07-3207
CD 11 n. MOTION (ROSENDAHL - HAHN) relative to declaring the Kehillat Israel Procession on October 5, 2007 a Special Event (fees and costs absorbed by the City = \$2,378).
- 07-3208
CD 12 o. MOTION (SMITH - ZINE) relative to declaring the Winnetka Chamber of Commerce 11th Annual Oktoberfest on October 19-21, 2007 a Special Event (fees and costs absorbed by the City = \$17,762).

ITEM NO. (8) - ADOPTED

07-3198

MOTION (PERRY - REYES) relative to a request for an exemption from the Convention Center fee waiver policy for the Annual New Beginnings Conference on October 25, 2007.

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

1. FIND that the Annual New Beginnings Conference, sponsored by the California State University, Los Angeles and the Los Angeles County Juvenile Dependency Court, serves a public purpose in that it provides a network for professionals and volunteers to share their resources and information pertinent to judicial administration and the administration of juvenile justice.

2. AUTHORIZE the General Manager, Convention Center, to make an exception to the Council's Convention Center waiver policy by waiving a maximum of \$11,100 in room rental fees for this event.

ITEM NO. (9) - ADOPTED

07-3199

MOTION (PERRY - REYES) relative to a request for an exemption from the Convention Center fee waiver policy for the Professional Development Physical Education Sessions on September 26-27, 2007.

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

1. FIND that the Professional Development Physical Education Sessions, sponsored by the Los Angeles Unified School District, serves a public purpose in that it provides teachers with the knowledge and skills that will assist them in their ability to provide daily standards-based instruction in physical education.
2. AUTHORIZE the General Manager, Convention Center, to make an exception to the Council's Convention Center waiver policy by waiving a maximum of \$4,200 in room rental fees for this event.

ITEM NO. (10) - ADOPTED

07-3205

MOTION (PERRY - PARKS) relative to a request for an exemption from the Convention Center fee waiver policy for the FITNESSGRAM Training on October 10-11, 31, November 1, 2007 and February 20-21, 2008.

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

1. FIND that the FITNESSGRAM Training event, sponsored by the Los Angeles Unified School District (LAUSD), serves a public purpose in that it will provides LAUSD teachers with essential physical education strategies.
2. AUTHORIZE the General Manager, Convention Center, to make an exception to the Council's Convention Center waiver policy by waiving a maximum of \$3,900 in room rental fees for this event.

ITEM NO. (11) - ADOPTED

07-0010-S23

MOTION (PARKS - ALARCON) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Saul Reyes on May 28, 2006.

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

1. PROVIDE an offer of reward in the amount of \$50,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Saul Reyes on May 28, 2006.
2. FIND that the subject reward complies with the provisions of Chapter 12, Article 1, Division 19, of the Los Angeles Administrative Code.
3. DIRECT the City Clerk to publish the required notices and/or advertisements to effectuate this reward.

ITEM NO. (12) - ADOPTED

07-0010-S24

MOTION (PARKS - ALARCON) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Rodney Elijah Love on June 10, 2007.

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

1. PROVIDE an offer of reward in the amount of \$50,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Rodney Elijah Love on June 10, 2007.
2. FIND that the subject reward complies with the provisions of Chapter 12, Article 1, Division 19, of the Los Angeles Administrative Code.
3. DIRECT the City Clerk to publish the required notices and/or advertisements to effectuate this reward.

ITEM NO. (13) - ADOPTED

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

07-0011-S33

CD 14 MOTION (HUIZAR - ALARCON) relative to street banners to help promote Veterans' Day Parade in Eagle Rock on November 11, 2007.

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

1. INSTRUCT the Bureau of Street Services to prepare a contract, agreement or other necessary contractual document with AAA Flag and Banner Co. Inc., for execution by the Councilmember of the Fourteenth District, for the above work to be performed by AAA Flag and Banner Co., Inc., subject to the approval of the City Attorney as to form and legality.
2. AUTHORIZE the Fourteenth Council District to enter into a contract, agreement or other necessary contractual document with AAA Flag and Banner Co., Inc., in an amount not to exceed \$5,000 for the above work to be performed. Said contract, agreement or other necessary contractual document shall include, but not be limited to the following: Description of the work to be performed; the estimated completion date; and, an advanced payment provision, as appropriate.
3. AUTHORIZE the Board of Public Works, Office of Accounting, to make an advance payment in an amount not to exceed \$5,000 from the Council District Fourteen portion of the Street Furniture Revenue Fund No. 43D/50, to AAA Flag and Banner Co., Inc., for the above described work to be performed.
4. REQUEST and AUTHORIZE the Controller to make an advance payment in the amount not to exceed \$5,000 from the Council District Fourteen portion of the Street Furniture Revenue Fund, No. 43D/50, to AAA Flag and Banner Co., Inc., upon receipt of an Advanced Payment Request Invoice, as appropriate.
5. INSTRUCT the Bureau of Street Services to ensure that AAA Flag and Banner Co., Inc., submits an invoice to the Board of Public Works, Office of Accounting, of the actual expenditures for the installation and removal of street banners for the Veterans' Day Parade in Eagle Rock on November 11, 2007, and return any unspent funds within 30 days of completion of this project.
6. AUTHORIZE the Chief Legislative Analyst, or designee, to make technical corrections or clarifications as may be necessary to implement the intent of the Motion.

**Roll Call #3 - Motion (LaBonge - Smith) Adopted, Ayes (10); Absent: Alarcon, Hahn, Parks, Wesson and Zine (5)
(Item Nos. 14-16)**

ITEM NO. (14) - ADOPTED

07-3203

CD 9 MOTION (PERRY - ROSENDAHL) relative to temporarily closing the alley known as Midway Place between Ninth Street and Olympic Boulevard.

Recommendation for Council action:

DIRECT the Bureau of Engineering with the assistance of the Los Angeles Department of Transportation to report immediately with recommendations to temporarily closing the alley known as Midway Place between Ninth Street and Olympic Boulevard, inasmuch as this alley has become a haven for criminal activity.

ITEM NO. (15) - ADOPTED

07-3206

RESOLUTION (ROSENDAHL - ZINE) relative to declaring November 14, 2007 as World Diabetes Day in the City of Los Angeles.

Recommendation for Council action:

RESOLVE to DECLARE November 14, 2007 as World Diabetes Day in the City of Los Angeles, and that the residents of Los Angeles help fight this disease and its life-threatening complications by increasing awareness of the risk factors for diabetes, making healthy lifestyle choices, and providing care and treatment to those suffering from diabetes.

ITEM NO. (16) - APPROVED - CITY ENGINEER REPORTS ADOPTED

07-3189

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.

07-3189

CD 2 a. PARCEL MAP L.A. NO. 2006-6131 for property lying easterly of Clybourn Avenue and northerly of Saticoy Street.
(Bond No. C-112403)
Applicants: Accord Group, LLC
Iacobellis and Associates, Inc.

07-3209

- CD 4 b. PARCEL MAP L.A. NO. 2005-0285 for property lying southerly of Fourth Street and westerly of Western Avenue.
Applicants: In Ha
 Sande Engineering, Inc.

Item for Which Public Hearing Has Not Been Held - Item 17

(10 Votes Required for Consideration)

ITEM NO. (17) - NOTED AND FILED

07-3138

PRESENTATIONS by the following City Departments relative to their environmental programs/initiatives and issues, and related matters; consideration of proposed measures and introduction of motions:

Department of Planning
Department of Transportation
Community Redevelopment Agency
Department of Recreation and Parks
Department of Building and Safety
Department of General Services
Information Technology Agency
Environmental Affairs Department

(Los Angeles Harbor Department, Los Angeles World Airports, Department of Water and Power and Department of Public Works presentations made on October 9, 2007)

ITEM NO. (18) - CONTINUED TO OCTOBER 12, 2007

**Roll Call #4 - Motion (Greuel - Rosendahl) Adopted to Continue, Unanimous Vote (10);
Absent: Alarcon, Hahn, Parks, Wesson and Zine (5)**

07-3186

CONTINUED CONSIDERATION OF AN APPEAL of the Mayor's removal of Ms. Gloria J. Jeff as General Manager, Los Angeles Department of Transportation, on September 28, 2007, pursuant to Charter Section 508(e).

TIME LIMIT FILE - OCTOBER 26, 2007

(LAST DAY FOR COUNCIL ACTION - OCTOBER 26, 2007)

10 VOTES REQUIRED TO REINSTATE, PURSUANT TO CHARTER SECTION 508(e)

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

07-3264

CD 2 MOTION (GREUEL - LABONGE) relative to declaring the Halloween Stuntacular on October 31, 2007 a Special Event (fees and costs absorbed by the City = \$4,397).

07-3265

CD 9 MOTION (PERRY - GREUEL) relative to declaring the Project Restore fundraiser reception on October 20, 2007 a Special Event (fees and costs absorbed by the City = \$4,397).

07-3266

CD 10 MOTION (WESSON - LABONGE) relative to declaring the Korean Community Health Expo on October 13, 2007 a Special Event (fees and costs absorbed by the City = \$1,642).

05-0396

CD 6 MOTION (CARDENAS - HUIZAR) relative to declaring the Neighborhood Clean Up on October 19, 2007 a Special Event (fees and costs absorbed by the City = \$1,500).

07-3267

CD 14 MOTION (HUIZAR - CARDENAS) relative to declaring the Bacardi Live event on November 10, 2007 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

07-3269

CD 14 MOTION (HUIZAR - HAHN) relative to declaring the LeDecom Street Fair on October 13, 2007 a Special Event (fees and costs absorbed by the City = \$7,044).

07-3268

CD 14 MOTION (HUIZAR - HAHN) relative to declaring the Latin Grammy's Street Festival on October 21, 2007 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

06-2215

CD 5 MOTION (WEISS - ROSENDAHL) relative to declaring the Disaster Preparedness and Public Safety Fair on November 4, 2007 a Special Event (fees and costs absorbed by the City = \$1,188).

06-2550

CD 11 MOTION (ROSENDAHL - ALARCON) relative to declaring the Venice High School's Homecoming Event on October 26, 2007 a Special Event (fees and costs absorbed by the City = \$1,610).

07-2087

CD 9 MOTION (PARKS for PERRY - GARCETTI) amending Council action of July 3, 2007 relative to the Special Event Declaration of the African American Firefighters Museum Gala on October 12, 2007.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Motion (Garcetti - Perry) unanimously adopted to excuse Councilmember Cardenas from the Council session of Friday, October 12, 2007 due to City Business.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

07-3188 - Cooperative of American Physicians

(Rosendahl - Smith)

Roger Moore

(Garcetti - LaBonge)

Ayes, Alarcon, Cardenas, Greuel, Huizar, LaBonge, Parks, Perry, Rosendahl, Smith, Wesson and President Garcetti (11); Absent: Hahn, Reyes, Weiss and Zine (4).

Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL