

Los Angeles City Council, **Journal/Council Proceedings**
Wednesday, **October 24, 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: Greuel, Hahn, Huizar, LaBonge, Parks, Rosendahl, Smith, Wesson, Zine and President Garcetti (10); Absent: Alarcon, Cardenas, Perry, Reyes and Weiss (5).

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
OCTOBER 19, 2007

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - NONE

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

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

Item Noticed for Public Hearing - Item 1

ITEM NO. (1) - MOTION ADOPTED TO DENY THE APPLICATION - SEE FOLLOWING

Roll Call #3 - Motion (Garcetti - Reyes) Adopted, Ayes (13); Absent: Perry and Weiss (2)

[07-2961](#)

CD 13 HEARING COMMENTS relative to application for determination of "Public Convenience or Necessity" for alcohol sales for off-site consumption at Fountain Water located at 4358 Fountain Avenue.

Applicant: Arutyun Shaginyan

TIME LIMIT FILE - NOVEMBER 1, 2007

(LAST DAY FOR COUNCIL ACTION - OCTOBER 31, 2007)

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

ADOPTED

MOTION (GARCETTI - REYES)

Recommendations for Council action:

1. **DETERMINE** that the “Public Convenience or Necessity” **WILL NOT** be served by the sale of alcohol for off-site consumption located at Fountain Water, 4358 Fountain Avenue, inasmuch as the applicant has not obtained a Conditional Use Permit for this project, and it is located in a high crime area with an over saturation of liquor licenses. In addition, the Northeast Division of the Los Angeles Police Department is opposed to the issuance of a liquor license at this location.
2. **DENY** the Application for Determination of “Public Convenience or Necessity” for the sale of alcoholic beverages at Fountain Water, 4358 Fountain Avenue, based upon the above findings and that this site is in close proximity to King Middle School.
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: Arutyun Shaginyan

TIME LIMIT FILE - NOVEMBER 1, 2007

(LAST DAY FOR COUNCIL ACTION - OCTOBER 31, 2007)

Items for Which Public Hearings Have Been Held - Items 2-28

ITEM NO. (2) - ADOPTED

Roll Call #9 - Motion (Smith - Hahn) Adopted, Ayes (13); Absent: Weiss and Wesson (2)

07-3011

PUBLIC SAFETY COMMITTEE REPORT relative to the appointment of Mr. James G. Featherstone to the Emergency Preparedness Commission.

Recommendation for Council action:

RESOLVE that the Mayor’s appointment of Mr. James G. Featherstone to the Emergency Preparedness Commission for the term ending November 16, 2011, to fill the vacancy created by the expiration of the term served by Mr. Ellis M. Stanley, Sr., is **APPROVED** and **CONFIRMED**. (Current Board gender composition: M = 3; F = 0)

Ethics Commission Review: Not applicable.

(TIME LIMIT FILE - NOVEMBER 5, 2007)

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

ITEM NO. (3) - CONTINUED TO NOVEMBER 7, 2007

Roll Call #1 - Motion (Parks - LaBonge) Adopted to Continue, Unanimous Vote (10); Absent: Alarcon, Cardenas, Perry, Reyes and Weiss (5)

04-1587

COMMUNICATION FROM CHAIR, ARTS, PARKS, HEALTH AND AGING COMMITTEE and ORDINANCE FIRST CONSIDERATION relative to establishing the Potrero Canyon Trust Fund.

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

PRESENT and ADOPT the accompanying ORDINANCE relative to establishing the Potrero Canyon Trust Fund to receive the proceeds from the sale of 22 City-owned lots adjacent to Potrero Canyon and providing for expenditures for the purposes of completing the final phases of the Potrero Canyon Park Restoration project.

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.

(Council referred this matter to the Budget and Finance Committee on October 17, 2007.)

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

(For background reports and materials related to this matter, contact the Legislative Assistant for the Budget and Finance Committee at 213-978-1075.)

ITEM NO. (4) - REFERRED BACK TO PLANNING AND LAND USE MANAGEMENT COMMITTEE

Roll Call #4 - Motion (Alarcon - Reyes) Adopted to Refer, Unanimous Vote (13); Absent: Perry and Weiss (2)

07-1177

CD 7

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

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the lead agency in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 07-1177 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV 2006-3847 MND] filed on July 28, 2006.
2. ADOPT the FINDINGS of the North Valley Area Planning Commission (NVAPC) as the Findings of the Council.

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

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

APCNV 2006-3846 ZC

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

4. REMOVE the (T) Tentative classification as described in detail on the sheet(s), attached to the Committee report.
5. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.
6. ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.
7. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.

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

TIME LIMIT FILE - OCTOBER 31, 2007

(LAST DAY FOR COUNCIL ACTION - OCTOBER 31, 2007)

**Roll Call #6 - Motion (Cardenas - Parks) Adopted, Ayes (13); Absent: Perry and Weiss (2)
(Item Nos. 5-7)**

ITEM NO. (5) - ADOPTED

07-2590

CD 3

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change for property at 20122 West Vanowen Street.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the lead agency in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 07-2590 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 2005-3635 MND] filed on June 15, 2006.
2. ADOPT the FINDINGS of the South Valley Area Planning Commission (SVAPC) as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the SVAPC, effecting a zone change from [Q]C2-1VL and P-1VL to (T)(Q)C2-1VL for the proposed two phase project that adds a total of 12,554 square feet of commercial floor area and a pole sign to an existing 55,011 square foot bowling alley/restaurant/hotel development with 187 surface parking spaces to be provided on an 182,674 square foot lot located at 20122 West Vanowen Street, subject to Conditions of Approval. (SVAPC also approved a Conditional Use for this project.)

Applicant: Rickey Gelb, Gelb Enterprises

APCSV 2005-3634 ZC CU

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

4. REMOVE the (T) Tentative classification as described in detail on the sheet(s), attached to the Committee report.
5. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.
6. ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.
7. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.

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

TIME LIMIT FILE - NOVEMBER 13, 2007

(LAST DAY FOR COUNCIL ACTION - NOVEMBER 9, 2007)

ITEM NO. (6) - ADOPTED

07-2898

CD 7

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION for property at 13267-75 Foothill Boulevard.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the lead agency in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 07-2898 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 2006-4233 MND] filed on July 14, 2006.
2. ADOPT the FINDINGS of the North Valley Area Planning Commission (NVAPC) as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the NVAPC, removing the 45-foot building line on the north side of Foothill Boulevard established by Ordinance No. 112688 for the proposed construction of a 204 unit condominium project, with 476 parking spaces on a 395,846 net square foot lot for property at 13267-75 Foothill Boulevard.

Applicant: MH Development (Rob Searcy, Representative)

APCNV 2006-2597 BL

4. 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.
5. 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 - DECEMBER 11, 2007

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

ITEM NO. (7) - ADOPTED

07-2999

CD 12 MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change at 17900 West Ridgeway Road.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the lead agency in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 07-2999 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 2005-3158 MND] filed on June 17, 2005.
2. ADOPT the FINDINGS of the North Valley Area Planning Commission (NVAPC) as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the NVAPC, effecting a zone change from A1-1-K to (T)(Q)RE40-1-K on a 6.42 net acre site located at 17900 West Ridgeway Road, subject to Conditions of Approval.

Applicant: S. Peter Lee (Cal Land Engineering, Representative) APCNV 2005-3201 ZC

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

4. REMOVE the (T) Tentative classification as described in detail on the sheet(s), attached to the Committee report.
5. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.
6. ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.
7. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.

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

TIME LIMIT FILE - DECEMBER 19, 2007

(LAST DAY FOR COUNCIL ACTION - DECEMBER 19, 2007)

ITEM NO. (8) - CONTINUED TO OCTOBER 26, 2007

**Roll Call #5 - Motion (Reyes - Hahn) Adopted to Continue, Unanimous Vote (13);
Absent: Perry and Weiss (2)**

06-1155-S1

EXEMPTION, PUBLIC WORKS COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to amending Article 6 of Chapter 1 of Division 7 of the Los Angeles Administrative Code (LAAC) to provide for the processing of City street vacation proceedings.

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

1. FIND that the proposed changes to Article 6 of Chapter 1 of Division 7 of the LAAC are exempt from the California Environmental Quality Act (CEQA) of 1970 pursuant to State CEQA Guidelines Section 15060(c)(2) and (3), and Article III, Section 2, Subsection (m) of the City's CEQA Guidelines, as the proposed Ordinance changes do not themselves have an impact on the physical environment.
2. PRESENT and ADOPT the accompanying ORDINANCE amending Article 6 of Chapter 1 of Division 7 of the LAAC relating to the processing of City street vacation proceedings.

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

**Roll Call #6 - Motion (Cardenas - Parks) Adopted, Ayes (13); Absent: Perry and Weiss (2)
(Item Nos. 9-14)**

ITEM NO. (9) - ADOPTED

07-2938

TRADE, COMMERCE AND TOURISM COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a proposed grant deed and agreement to grant to the Los Angeles County Flood Control District a perpetual easement for use of a storm drain as part of the Dominguez Gap Barrier Project.

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

1. DETERMINE, in accordance with Administrative Code Section 7.27, that the public interest or necessity require the sale, conveyance or exchange of real property owned by the City or any department thereof, or the quitclaiming by the City or by any department thereof, of any interest in real property without notice of sale or advertisement for bids. In the event of such determination, the Council may, by ordinance adopted by the vote of at least two-thirds of all of its members authorize the execution of such deed, contract or other instrument as may be necessary to effect such sale, conveyance, exchange or quitclaim at and for a price or consideration and upon the terms and conditions to be specified in such ordinance.
2. PRESENT and ADOPT the accompanying ORDINANCE approving Order No. 6919 for grant deed and agreement to grant to the Los Angeles County Flood Control District a perpetual easement for use of a storm drain as part of the Dominguez Gap Barrier Project.

3. CONCUR with the Board of Harbor Commissioners' action of June 7, 2007 approving Order No. 6919 authorizing the Harbor Department's Executive Director and the Board Secretary to execute and attest all necessary documents related to the proposed grant deed and agreement.

Fiscal Impact Statement: The City Administrative Officer reports that the proposed easement will have no impact on the General Fund, and the Harbor Revenue Fund will receive \$1,900 from the Flood Control District, which has also agreed to indemnify and defend against any and all liability.

ITEM NO. (10) - ADOPTED

07-2939

TRADE, COMMERCE AND TOURISM COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a proposed easement deed to transfer properties that are jointly-owned by the City of Los Angeles and City of Long Beach to the Alameda Corridor Transportation Authority (ACTA).

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

1. DETERMINE, in accordance with Administrative Code Section 7.27, that the public interest or necessity require the sale, conveyance or exchange of real property owned by the City or any department thereof, or the quitclaiming by the City or by any department thereof, of any interest in real property without notice of sale or advertisement for bids. In the event of such determination, the Council may, by ordinance adopted by the vote of at least two-thirds of all of its members authorize the execution of such deed, contract or other instrument as may be necessary to effect such sale, conveyance, exchange or quitclaim at and for a price or consideration and upon the terms and conditions to be specified in such ordinance.
2. PRESENT and ADOPT the accompanying ORDINANCE approving Order No. 6918 for an easement deed to grant to the ACTA various street, storm drain, sewer, bridge, wall footing and utility easements upon, over and under various parcels along the Alameda Corridor.
3. CONCUR with the Board of Harbor Commissioners' action of June 7, 2007 approving Order No. 6918 authorizing the Harbor Department's Executive Director and the Board Secretary to execute and attest all necessary documents related to the proposed easement deed.

Fiscal Impact Statement: The City Administrative Officer reports that the proposed easement deed will have no financial impact on the General Fund and the Harbor Revenue Fund because the conveyance and exchange of property does not contain any monetary consideration by the Harbor Department.

ITEM NO. (11) - ADOPTED

06-2978

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to increasing temporary cash flow funding for Proposition 12 and Proposition 40 funded projects.

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

1. AUTHORIZE an increase in the loan to the Department of Recreation and Parks (DRP) from \$3,500,000 to an amount not to exceed \$5,500,000 from Public Works Trust Fund (PWTF) No. 834/50 to be used on a revolving basis for State Proposition 12 and Proposition 40 projects and to be repaid by corresponding State grant reimbursements.
2. INSTRUCT the DRP to repay the loan from the PWTF upon receipt of State grant reimbursements and completion of the State Proposition 12 and Proposition 40 projects.
3. TRANSFER \$2,000,000 from the PWTF No. 834/50 to Recreation and Parks Grant Fund No. 205/88 to the Proposition 12 and 40 Cash Flow Loan Account.
4. INSTRUCT the DRP to coordinate with Community Development Department, Department of Public Works and City Administrative Officer (CAO) to ensure the Proposition 12 and Proposition 40 State grant reimbursements are deposited into the appropriate City funds, consistent with these instructions.
5. INSTRUCT the DRP and the Public Works, Bureau of Engineering to continue to report monthly, in writing, to the L.A. for Kids Steering Committee, on the total loan amount needed, total loan amount borrowed to date, total amount repaid to date, and the total outstanding amount along with estimated repayment dates for each project.
6. AUTHORIZE the CAO to make technical corrections as necessary to implement the intention of the Council and the Mayor.

Fiscal Impact Statement: The CAO reports that the adoption of these recommendations would result in the amount of \$2 million being loaned to the DRP from the PWTF and then used on a revolving basis to make construction payments for projects funded entirely or in part by State Proposition 12 or Proposition 40. This would increase the total amount provided to date from the PWTF to \$5,500,000. The full amount of this loan would be repaid at or about the time of completion of these projects, currently estimated to be during 2012.

ITEM NO. (12) - ADOPTED

[06-2978-S5](#)

CDs 1, 5, ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to the designation/reallocation 9 & 15 and swapping of Proposition 12 and Proposition 40 funds for various projects.

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

1. APPROVE reallocations totaling \$357,059 of Proposition 12 Per Capita funds to the following projects, as noted in the attachment to the City Administrative Officer (CAO) report dated October 12, 2007: Echo Park Pool (Council District One), Prospect Park (Council District One), Tierra de la Culebra (Council District One), Encino Women's Club (Council District Five), Vernon Branch Library Pocket Park (Council District Nine) and White Point Nature Preserve (Council District 15) in order to maximize the City's ability to use these funds.

2. AUTHORIZE the respective administrative entity, Community Development Department or Department of Recreation and Parks, to negotiate and execute the necessary subgrant agreements and submit the necessary applications to the State to obtain approval of the allocation of funds to these projects.
3. REQUEST that the Board of Recreation and Park Commissioners concur with the above actions.
4. AUTHORIZE the CAO to make any technical adjustments that may be needed to implement the above recommendations.

Fiscal Impact Statement: The CAO reports that approval of the allocations of State Proposition 12 and 40 funds will not have an impact on the General Fund, inasmuch as the projects are expected to be constructed within their previously established and approved budgets.

ITEM NO. (13) - ADOPTED

07-3217

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to a supplemental agreement with JPL Zoning Services, Inc. for as-needed radius and zoning mapping services.

Recommendation for Council action:

AUTHORIZE the President and Secretary of the Board of Recreation and Park Commissioners to execute the supplemental agreement to Contract No. 3022 with JPL Zoning Services, Inc. for a term of nine years, in an amount not to exceed \$700,000, subject to the approval of the City Attorney.

Fiscal Impact Statement: The City Administrative Officer reports that funding for the fees paid under the terms of the contract is provided within each project budget. There is no additional impact on the General Fund. This recommendation is in compliance with the City Financial Policies in that one-time revenues will be used to fund one-time expenditures.

ITEM NO. (14) - ADOPTED

05-2565-S3

CONTINUED CONSIDERATION OF HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to various actions approving the Supportive Housing Loan Fund (SHLF) and reserving funds for the New Generation Fund (NGF).

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

APPROVE the recommendations contained within the City Administrative Officer (CAO) report dated October 5, 2007 (attached to the Council file), relative to various actions approving the SHLF and reserving funds for the NGF.

Fiscal Impact Statement: The CAO reports that there is no additional General Fund impact. The report recommendations comply with City Financial Policies in that the proposed allocation of \$15 million in General Fund monies appropriated to the Affordable Housing Trust Fund (AHTF) in prior years will fully fund the structured City commitment for the proposed SHLF and the NGF. Potential funding losses for the SHLF are limited to \$5 million, as clarified by the City Attorney, since the City funding commitment would be utilized as part of a loan loss guarantee reserve. Other potential City funding liabilities would be determined once the Los Angeles Housing Department (LAHD) returns with final program parameters for the proposed NGF. The LAHD has justified the proposed use of AHTF monies on the basis of grant restrictions that are incompatible with various aspects of the proposed housing development loan funds.

(Continued from Council meeting of October 17, 2007)

ITEM NO. (15) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #10 - Motion (Huizar - Reyes) to Adopt as Amended, Ayes (13); Absent: Weiss and Wesson (2)

04-1413

CD 14 PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to a previously approved Environmental Impact Report (EIR), associated Statement of Overriding Considerations and August 8, 2007, Board of Public Works (Board) actions relative to the issuance of B Permits for Tentative Tract No. 35022.

Recommendations for Council action:

1. FIND that the issuance of B Permits generally considered as a ministerial action, may be a discretionary action as defined by the California Environmental Quality Act (CEQA) Section 15369, with respect to Tentative Tract No. 35022.
2. FIND that the August 8, 2007, Board's adoption of the City Engineer's recommendations, and intended actions, relative to issuing the B Permits for Tentative Tract No. 35022 associated with the development of the Pueblo Avenue Subdivision (Elephant Hill), is a discretionary action, as opposed to a ministerial action.
3. FIND that subsequent to the approval of Tentative Tract No. 35022 and certification of the EIR in 1993, that discussions were held between the developers and Bureau of Engineering (BOE) staff, and suggestions were made to narrow roads, revise retaining walls, change grading, and accept land dedications, and that these suggestions indicate the possibility that the issuance of B Permits would not be fulfilled, if certain planning conditions or engineering standards and codes were not met.
4. FIND that new significant information provided by a fluvial geomorphologist suggests that a spring fed by groundwater, expanded grading, and additional parcels at the site were not contemplated or considered in the original EIR approved by Council on July 13, 1993, and that a Supplemental Environmental Impact Report (SEIR) is required to mitigate potential impacts in the area.

5. RESOLVE TO GRANT APPEAL filed by Douglas Carstens (Chatten - Brown & Carstens) and Tim Grabel (Natural Resources Defense Council), filed pursuant to Public Resources Code Section 21151 (c) from the August 8, 2007, Board's action relative to the previously approved EIR No. 172-84 (SUB)(REC) and its associated Statement of Overriding Considerations; and from the Board's concurrence of the City Engineer's intended actions to issue B Permits for work specified for Tentative Tract No. 35022 associated with the development of the Elephant Hill; and THEREBY OVERRIDE the August 8, 2007, action of the Board and SUSPEND the issuance of B Permits, as the issuance of the B Permits associated with Tentative Tract No. 35022 is determined to be a discretionary action; and REAFFIRM the June 20, 2007, Council action which states that no discretionary approval be granted for the Pueblo Subdivision or any portion thereof by the Planning Department, the Los Angeles Department of Building and Safety, and the BOE, until the above-described SEIR is further prepared in compliance with CEQA.

Applicant: Monterrey Hills Investors, LLC

Related Case Nos. Tentative Tract No. 35022
Preliminary Parcel Map AA-2005-0849-PMLA

6. DIRECT the Department of City Planning to inform the applicant to prepare the SEIR for CEQA compliance with regards to hydrology and grading.

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

ADOPTED

MOTION (HUIZAR - REYES)

Recommendations for Council action:

1. **ADOPT the additional Findings attached to the Motion.**
2. **APPROVE the recommendation to allow third party experts to be involved with additional environmental review.**

ADOPTED

ADDITIONAL FINDINGS:

1. **FIND that requirements related to the City Engineer's issuance of the outstanding B permit for the Pueblo Subdivision Project are discretionary within the meaning of the California Environmental Quality Act.**

2. **FIND that substantial changes are proposed to the Pueblo Subdivision Project that require major revisions to the previously certified EIR due to new significant effects and a substantial increase in severity of previously identified effects. These changes are: 1) The incorporation of adjacent properties and other subdivision tracts and maps into the grading plan for the Pueblo Subdivision; and 2) expanded grading and street construction that substantially exceeds that in the original Project and tract boundaries. The certified EIR requires excess soil to be deposited on-site. According to the proposed grading plan for the expanded footprint, this will result in the destruction and in-filling of two natural drainages to the south. In addition, the new grading plan would create a vertical depth of cut and fill of up to 100-120 feet, whereas the certified EIR authorized a vertical depth of cut and fill on the order of 15-25 feet.**

3. **FIND that new information, which was not known and could not have been known with the exercise of reasonable diligence at the time the EIR was certified, has become available. This new information is on the hydrology of the hillside and the presence of an extensive, natural, subterranean water system. The newly identified subterranean water system includes streams, springs, swales, and related water hazards. The recently discovered natural drainages carry groundwater and intermittent spring water. This new information shows significant effects not discussed in the previous EIR or MND will result from the Project and that significant effects previously examined will be substantially more severe. The new information shows the project will have substantially more severe cumulative grading impacts related to the increase of the project footprint that includes the western natural drainages of the area. The new information also shows the Project will have significant impacts to hydrology, biological impacts including impacts to plants, animals and natural resources, air quality, and public safety. Evidence of the newly identified subterranean water system was demonstrated on April 14, 2006, when workers under contract to the developer of Tract 35022 created a large sinkhole with their backhoe as they entered the Project site to install fencing. The sinkhole is located on the undeveloped land east of the intersection of Pullman and Harriman.**

**Roll Call #6 - Motion (Cardenas - Parks) Adopted, Ayes (13); Absent: Perry and Weiss (2)
(Item Nos.16-27)**

ITEM NO. (16) - ADOPTED

[06-0189-S4](#)

CD 10 PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an application for a hardship exemption from provisions of the City's Wilshire Park Interim Control Ordinance (ICO) for property located at 850 Fifth Avenue.

Recommendations for Council action:

1. GRANT hardship exemption from the City's Wilshire Park ICO (No. 178008) as noted and as described in the application attached to Council file No. 06-0189-S4, for the proposed enlargement of the existing family room and relocation of the existing bath and laundry room; addition of a second story bedroom, bath and closet over existing and revised family room, total addition is 496 square feet for the property at 850 Fifth Avenue.

2. ADVISE the applicant that this hardship exemption, if granted by the City Council, is not a permit or license and that any other approvals, permits and licenses required by law must be obtained from the proper agencies.

Applicant: Gale Hansen and Eva Quiroz

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

ITEM NO. (17) - ADOPTED

07-3028

CD 14

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the inclusion of the Boyle Hotel-Cummings Block located at 101 North Boyle Avenue in the list of Historic-Cultural Monuments.

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 Boyle Hotel-Cummings Block located at 101 North Boyle Avenue in the list of Historic-Cultural Monuments.

Applicant: Diana Ybarra, Boyle Heights Historical Society

CHC 2007-671 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 - NOVEMBER 14, 2007

(LAST DAY FOR COUNCIL ACTION - NOVEMBER 9, 2007)

ITEM NO. (18) - ADOPTED

07-3078

CD 10

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to a proposed General Plan Amendment and zone changes for various properties as part of the West Adams-Baldwin Hills-Leimert Park Community Plan.

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

INSTRUCT the Planning Department to initiate a General Plan Amendment and zone changes in coordination with Council District 10, from either [Q] M1-1-VL or [Q] CM-1-VL to RAS3-1-L, RAS3-1VL, RAS3-1 and CM-1-L, as part of the West-Adams Baldwin Hills-Leimert Park Community Plan Update for the following properties:

Zone Change to: RAS3-1-L
3612-3725 West Jefferson Boulevard
3400 South Somerset Drive
4700-4928 West Jefferson Boulevard

Zone Change to: RAS3-1-VL
3801-5029 West Jefferson Boulevard (odds)
3806-4622 West Jefferson Boulevard (evens)
3401 South Somerset Drive

Zone Change to: RAS3-1
5037-5067 West Jefferson Boulevard (odds)
5000-5072 West Jefferson Boulevard (evens)
3044-3062 South La Brea Avenue (evens)
5001-5069 West Exposition Boulevard (odds)

Zone Change to: CM-1-L
4703-4929 West Exposition Boulevard (odds)
3415-3426 South Field Avenue
3416-3421 South Vineyard Avenue

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

ITEM NO. (19) - ADOPTED

06-1248-S5

PUBLIC SAFETY COMMITTEE REPORT relative to the Los Angeles Police Department's (LAPD) Supplemental Police Account Quarterly Report for the period April through June, 2007.

Recommendation for Council action:

NOTE and FILE the LADP's Supplemental Police Account Quarterly Report for the period April through June, 2007.

Fiscal Impact Statement: Not applicable.

ITEM NO. (20) - ADOPTED

07-0208

CD 9 CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to the vacation of the alley northwesterly of Crocker Street between 10th Street and Ducasse Alley (VAC E1401008).

Recommendations for Council action:

1. FIND that the vacation of the alley northwesterly of Crocker Street between 10th Street and Ducasse Alley is exempt from the California Environmental Quality Act of 1970 (CEQA), pursuant to Article III, Class 5 (3) of the City's Environmental Guidelines.

2. INSTRUCT that the street vacation proceedings pursuant to the Public Streets, Highways and Service Easements Vacation Law BE INSTITUTED for the vacation of the public right-of-way indicated below and shown colored blue on Exhibit B of the January 17, 2007 City Engineer report, attached to the Council file:
 - a. The 24-foot, 46-foot and 35-foot wide limited airspace vacations of portions of the alley northwesterly of Crocker Street and northeasterly of Ducasse Alley, adjoining Lot 1, Tract No. 51568, between 27 feet and 41 feet above the finished grade elevation of the alley.
 - b. The 43-foot wide limited airspace vacation of a portion of the alley northwesterly of Crocker Street and northeasterly of Ducasse Alley, adjoining Lot 1, Tract No. 51568, between 17 feet and 25 feet above the finished grade elevation of the alley.
 - c. The 172-foot wide limited sub-surface vacation of a portion of the alley northwesterly of Crocker Street and northeasterly of Ducasse Alley, adjoining Lot 1, Tract No. 51568, lying between 5 feet below the finished surface of the alley to a datum plane lying approximately 35 feet below.
3. FIND that the vacation limits of the airspace and the sub-surface areas, as detailed above in Recommendation No. 2, be allowed to be adjusted, horizontally and vertically, to final alignments and datums, approved by the City Engineer.
4. ADOPT the FINDINGS of the City Engineer dated January 17, 2007, as the Findings of the Council.
5. ADOPT the accompanying City Engineer report dated January 17, 2007 to approve the vacation.
6. INSTRUCT the City Clerk to set a public hearing date for NOVEMBER 20, 2007.

Fiscal Impact Statement: The City Engineer reports that the petitioner has paid a fee of \$6,420 for the investigation of this vacation request pursuant to Section 7.42 of the Los Angeles Administrative Code (LAAC). Any deficit fee to recover the cost pursuant to Section 7.44 of the LAAC may be required of the petitioner. Maintenance of the public easement by City of Los Angeles forces will be eliminated.

ITEM NO. (21) - ADOPTED

07-1486

CD 7

CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to vacating Foothill Boulevard (Portion of recreation trail easement) within Lot No. 1, Tract No. 45863 (VAC E1401055).

Recommendations for Council action:

1. FIND that the vacation of Foothill Boulevard (Portion of recreation trail easement) within Lot No. 1, Tract No. 45863, is exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(3) of the City of Los Angeles Environmental Guidelines.

2. INSTRUCT that the street vacation proceedings pursuant to the Public Streets, Highways and Service Easements Vacation Law BE INSTITUTED for the vacation of the public right-of-way indicated below and shown colored blue on Exhibit A of the July 25, 2007 City Engineer report, attached to the Council file:

A portion of the 12-foot wide recreation trail easement lying within Lot No. 1, Tract No. 45863.

3. ADOPT the FINDINGS of the City Engineer dated July 25, 2007 as the Findings of the Council.
4. ADOPT the accompanying City Engineer report dated July 25, 2007 to approve the vacation.
5. INSTRUCT the City Clerk to set a public hearing date for NOVEMBER 20, 2007.
6. DIRECT the Bureau of Engineering and Department of Recreation and Parks to report to Council on the status of the Rim of the Valley Trail Project and the mapping of trails in connection with said Project (Council file Nos. 04-0303 and 04-0303-S1).

Fiscal Impact Statement: The City Engineer reports that to date, the petitioner has paid a fee of \$3,210 for the investigation of this request pursuant to Los Angeles Administrative Code (LAAC) Section 7.42. Any deficit fee to recover the cost pursuant to LAAC Section 7.44 may be required of the petitioner. Maintenance of the public easement by City Forces will be eliminated.

ITEM NO. (22) - ADOPTED

07-2442

CD 11

PUBLIC WORKS COMMITTEE REPORT relative to the closure of the portion of Fiji Way immediately west of the alley adjacent to 13273 Fiji Way (Beaulieu Alley) and east of the 13244-46 Fiji Way driveway (GTE driveway).

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

1. RESOLVE that the portion of Fiji Way immediately west of the alley adjacent to 13273 Fiji Way (Beaulieu Alley) and east of the 13244-46 Fiji Way driveway (GTE driveway) be permanently closed to vehicular traffic; and further, DIRECT the Bureau of Street Services (BOSS) to take the measures necessary to effect this street closure, pursuant to the authority established in Section 21101(f) of the California Vehicle Code, which allows for the prohibition of "entry to, or exit from, or both, from any street by means of islands, curbs, traffic barriers, or other roadway design features to implement the circulation element of a General Plan."
2. TRANSFER \$50,000 from Appropriation Account No. 2000, Account Name "Mitigation," in the Coastal Transportation Corridor Specific Plan Trust Fund No. 447/94 to the below named accounts specified in the BOSS Fund No. 100-86, for the implementation of a permanent street closure barrier:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1090	Salaries-Overtime	\$35,000
3030	Construction Expense	3,000
3040	Contractual Services	5,000
6010	Office and Administrative Expense	2,000
6020	Operating Supplies	<u>5,000</u>
Total		\$50,000

3. DIRECT the Los Angeles Department of Transportation to install the appropriate traffic signs and pavement marking for the street closure as described above in Recommendation No. 1.

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

ITEM NO. (23) - ADOPTED

07-3019

CD 11 CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to the private name establishment on Olympic Boulevard between Granville Avenue and Bundy Drive (Private Driveway).

Recommendations for Council action:

1. FIND that the name establishment of Beyond Way is exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(3) of the City of Los Angeles Environmental Guidelines.
2. APPROVE that the name of the private driveway on Olympic Boulevard between Granville Avenue and Bundy Drive as shown colored red on Exhibit C of the September 19, 2007 City Engineer report, attached to the Council file, be established as Beyond Way (Private Driveway).
3. ADOPT the FINDINGS of the City Engineer dated September 19, 2007, as the Findings of the Council.
4. ADOPT the accompanying City Engineer report dated September 19, 2007 to approve the name establishment of Beyond Way.
5. INSTRUCT the City Clerk to transmit the following:
 - a. A copy of City Council's action on this matter to the Board of Supervisors of the County of Los Angeles pursuant to Section 34092 of the Government Code.
 - b. A copy of the City Council's action on this matter to the Los Angeles Department of Transportation, Citywide Investigation Section, 221 North Figueroa Street, Suite 300.

Fiscal Impact Statement: The City Engineer reports that a fee of \$3,210 was collected pursuant to Section 18.09 of the Los Angeles Municipal Code.

ITEM NO. (24) - ADOPTED

07-3240

CD 9

PUBLIC WORKS COMMITTEE REPORT relative to issuing a revocable permit for Werdin Place to grant conditional encroachment of the public right-of-way for the construction of the Los Angeles Police Department (LAPD) Police Administration Building- Motor Transport Division and Main Street Parking Project and formal vacation of Werdin Place.

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

1. INSTRUCT the Bureau of Engineering to issue a revocable permit for Werdin Place to grant conditional encroachment of the public right-of-way for the construction of the LAPD Police Administration Building-Motor Transport Division and Main Street Parking Project prior to the completion of the condemnation and vacation processes.
2. DIRECT the City Engineer to process the formal vacation of Werdin Place when the title for the properties located at 256 South Main Street and 249 South Los Angeles Street has been granted to the City.

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

ITEM NO. (25) - ADOPTED

07-2959

CD 1

PUBLIC WORKS COMMITTEE REPORT relative to fund transfers and appropriations in connection with the Chinatown Streetscape Unit 2 Replacement Lighting District Project.

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

1. TRANSFER and APPROPRIATE \$100,000 from Special Gas Tax Fund No. 206/50, Account No. 500, Contingencies-Construction into Special Gas Tax Fund No. 206/50, Account No. A609, Chinatown Streetscape Unit 2.
2. TRANSFER and APPROPRIATE \$525,000 from Special Gas Tax Fund No. 206/50, Account No. A610, Third Street Tunnel-Flower to Hill Unit 1 into from Special Gas Tax Fund No. 206/50 Account No. A609, Chinatown Streetscape Unit 2.
3. AFFIRM that funds in the account, as detailed above in Recommendation No. 2, have been replaced in full from Community Redevelopment Agency funding sources and further AFFIRM that funds from said account are not currently being used since the projects require a longer design process in order to obtain more analysis information on core samples for the future attachments and coordination with manufacturers for the specialized equipment.

4. AUTHORIZE the Bureau of Street Lighting to make any technical corrections or clarifications to the instructions as detailed above in Recommendation Nos. 1-2 in order to effectuate the intent of this Motion.

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

ITEM NO. (26) - ADOPTED

07-3117

CD 11

ADMINISTRATIVE EXEMPTION and TRADE, COMMERCE AND TOURISM COMMITTEE REPORT relative to a proposed five-year lease with the United States Postal Service for its continued use of additional paved area for mail truck access at the World Way Mail Center at Los Angeles International Airport (LAX).

Recommendations for Council action:

1. FIND that the proposed five-year lease with the United States Postal Service is exempt from the requirements of the California Environmental Quality Act (CEQA), as provided by Article III, Class 1 (18)(c) of the Los Angeles City CEQA Guidelines.
2. APPROVE the proposed five-year lease with the United States Postal Service for its continued use of additional paved area for mail truck access at the World Way Mail Center at LAX.
3. CONCUR with the Board of Airport Commissioners' action of September 17, 2007, Board Order No. AO-5076, authorizing the Executive Director of the Los Angeles World Airports to execute said proposed lease.

Fiscal Impact Statement: The City Administrative Officer reports that the continued leasing of paved trucking area at LAX to the Postal Service will result in continued annual revenue of \$131,784.

TIME LIMIT FILE - OCTOBER 28, 2007

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

ITEM NO. (27) - ADOPTED

05-2585-S1

TRADE, COMMERCE AND TOURISM COMMITTEE REPORT relative to the First Amendment to Agreement No. 2472 with Howrey LLP for legal services in connection with pending litigation against the Harbor Department, the City of Los Angeles, and Larry A. Keller entitled United States, ex rel. Stanley Mosler v. City of Los Angeles, et al., United States District Court Case No. CV-02-2278.

Recommendation for Council action:

CONCUR with the Board of Harbor Commissioners' action of May 17, 2007, Resolution No. 6487, and APPROVE the proposed First Amendment to Agreement No. 2472 with Howrey LLP for legal services in connection with pending litigation against the Harbor Department, the City of Los Angeles, and Larry A. Keller entitled United States, ex rel. Stanley Mosler v. City of Los Angeles, et al., United States District Court Case No. CV-02-2278, for a rate increase and a two-year term extension.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the proposed First Amendment with the law office of Howrey LLP will extend the Agreement by two years, to June 14, 2009, for a total of three years, with no corresponding increase in compensation. Funding for the three-year contract is \$800,000, and the amount has been included in the Harbor Revenue Fund for Fiscal Year 2007-08. There is no impact on the General Fund.

TIME LIMIT FILE - NOVEMBER 10, 2007

(LAST DAY FOR COUNCIL ACTION - NOVEMBER 9, 2007)

[Council may recess to Closed Session pursuant to Government Code Section 54956.9(a) to confer with its legal counsel on this matter.]

**ITEM NO. (28) - MOTION ADOPT TO APPROVE THE PUBLIC SAFETY COMMITTEE REPORT
RECOMMENDATIONS**

**Roll Call #12 - Motion (Parks - Cardenas) Adopted, Ayes (11); Absent: LaBonge, Reyes, Weiss and
Wesson (4)**

06-0285-S1

PUBLIC SAFETY COMMITTEE REPORT and COMMUNICATION FROM CHAIR, AD HOC COMMITTEE ON GANG VIOLENCE AND YOUTH DEVELOPMENT relative to a grant award to partially fund the hiring of four program managers to implement gang prevention, intervention, suppression, and ex-offender re-entry programs.

ADOPTED

A. PUBLIC SAFETY COMMITTEE

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

1. APPROVE the Office of Juvenile Justice and Delinquency Prevention Gang Prevention Coordination Assistance Program application for 2007-09 under the Mayor's Office of Gang Reduction and Youth Development in the amount of \$200,000.
2. ACCEPT the grant award for \$200,000 for the Mayor's Office for the period of October 1, 2007 through September 30, 2009, subject to the approval of the City Attorney as to form and legality.
3. AUTHORIZE the Mayor to execute the grant award from the Office of Justice Programs, Office of Juvenile Justice and Delinquency Prevention for the period of October 1, 2007 through September 30, 2009, subject to the approval of the City Attorney as to form and legality.
4. INSTRUCT the City Administrative Officer to report back with the necessary actions to approve and accept this grant award.

RECEIVED AND FILED

B. AD HOC COMMITTEE ON GANG VIOLENCE AND YOUTH DEVELOPMENT

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

1. APPROVE the Office of Juvenile Justice and Delinquency Prevention Gang Prevention Coordination Assistance Program application for 2007-09 under the Mayor's Office of Gang Reduction and Youth Development in the amount of \$200,000.
2. RESOLVE to accept the grant award for \$200,000 for the Mayor's Office for the period of October 1, 2007 through September 30, 2008, subject to the approval of the City Attorney as to form and legality.
3. AUTHORIZE the Mayor to execute the grant agreement with the Office of Justice Programs, Office of Juvenile Justice and Delinquency Prevention for the period of October 1, 2007 through September 30, 2009, subject to the approval of the City Attorney as to form and legality.
4. INSTRUCT the City Administrative Officer (CAO) to report back with the necessary actions to approve and accept this grant award.

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

Items for Which Public Hearings Have Not Been Held - Items 29-52

(10 Votes Required for Consideration)

**Roll Call #7 - Motion (Wesson - LaBonge) Adopted, Ayes (13); Absent: Perry and Weiss (2)
(Item Nos. 29-40)**

ITEM NO. (29) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

07-3234

CD 3

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of STRATHERN STREET AND ETIWANDA 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 October 3, 2007.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JANUARY 8, 2008 as the hearing date for the maintenance of Strathern Street and Etiwanda 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, \$248.98 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: January 2, 2008)

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

07-3179

CD 10

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of WILSHIRE BOULEVARD AND WESTERN 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 October 2, 2007.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JANUARY 8, 2008 as the hearing date for the maintenance of Wilshire Boulevard and Western 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, \$4,054.98 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: January 2, 2008)

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

07-3180

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 HARDING 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 October 1, 2007.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JANUARY 8, 2008 as the hearing date for the maintenance of Gladstone Avenue and Harding 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, \$223.34 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: January 2, 2008)

ITEM NO. (32) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

07-3181

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 KESWICK STREET AND VANTAGE 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 October 2, 2007.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JANUARY 8, 2008 as the hearing date for the maintenance of Keswick Street and Vantage 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, \$111.67 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: January 2, 2008)

ITEM NO. (33) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

07-3113

CD 2 COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of HAZELHURST PLACE AND OXNARD 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 September 27, 2007.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JANUARY 8, 2008 as the hearing date for the maintenance of Hazelhurst Place and Oxnard 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, \$817.58 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: January 2, 2008)

ITEM NO. (34) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

07-3109

CD 5

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of CORTEEN PLACE AND MAGNOLIA BOULEVARD 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 September 25, 2007.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JANUARY 8, 2008 as the hearing date for the maintenance of Corteen Place and Magnolia Boulevard 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, \$458.63 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: January 2, 2008)

ITEM NO. (35) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

07-3094

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 NORRIS AVENUE AND PADDOCK 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 September 24, 2007.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JANUARY 8, 2008 as the hearing date for the maintenance of Norris Avenue and Paddock 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, \$175.48 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: January 2, 2008)

ITEM NO. (36) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

07-3096

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 FORMAN AVENUE AND CAMARILLO PLACE 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 September 20, 2007.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JANUARY 8, 2008 as the hearing date for the maintenance of Forman Avenue and Camarillo Place 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, \$207.38 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: January 2, 2008)

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

07-3095

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 BROCKTON AND TEXAS AVENUES 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 September 20, 2007.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JANUARY 8, 2008 as the hearing date for the maintenance of Brockton and Texas Avenues 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, \$462.63 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: January 2, 2008)

ITEM NO. (38) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

07-3017

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 BARRINGTON AVENUE AND CHENAULT 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 September 20, 2007.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JANUARY 8, 2008 as the hearing date for the maintenance of Barrington Avenue and Chenault 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, \$995.96 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: January 2, 2008)

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

07-3015

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 STAGG STREET AND BALBOA BOULEVARD 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 September 19, 2007.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JANUARY 8, 2008 as the hearing date for the maintenance of Stagg Street and Balboa Boulevard 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, \$6,946.29 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: January 2, 2008)

ITEM NO. (40) - ADOPTED

[07-0005-S699](#)

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 October 17, 2007:

[07-0005-S699](#)

CD 9 a. Property at 216 East Gage Avenue (Case No. 12694).
Assessor I.D. No. 6006-013-012

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

[07-0005-S700](#)

CD 9 b. Property at 415 East 76th Street (Case No. 52071).
Assessor I.D. No. 6022-025-027

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

[07-0005-S701](#)

CD 2 c. Property at 13554 West Cantlay Street (Case No. 70643).
Assessor I.D. No. 2328-007-020

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 17, 2007)

ITEM NO. (41) - CONTINUED TO NOVEMBER 7, 2007

**Roll Call #2 - Motion (Garcetti - Greuel) Adopted to Continue, Unanimous Vote (10);
Absent: Alarcon, Cardenas, Perry, Reyes and Weiss (5)**

06-2226

CD 13 COMMUNICATION FROM CHAIR and MEMBER, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE relative to entering into an Amendment to the Exclusive Negotiating Agreement (ENA) with 1601 North Vine, LLC (Developer), extending the negotiating period for the development of a commercial office building at 1601 North Vine Street.

Recommendation for Council action:

AUTHORIZE the Chief Executive Officer, Community Redevelopment Agency, or designee, to execute an Amendment to extend an ENA with the Developer until June 30, 2008, including options to further extend the ENA for two additional 90-day periods, subject to the review of the City Attorney as to form and legality.

Fiscal Impact Statement: The Chief Legislative Analyst reports that there is no General Fund impact as a result of this action.

**ITEM NO. (42) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION, AS AMENDED
- SEE FOLLOWING**

**Roll Call #11 - Motion (Hahn - Greuel) to Adopt as Amended, Ayes (11); Absent: LaBonge, Reyes,
Weiss and Wesson (4)**

07-1848-S1

COMMUNICATION FROM CHAIR and MEMBER, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE relative to the transferring of responsibility for administering the "15 percent Ordinance" from the Housing Authority of the City of Los Angeles (HACLA) to the Los Angeles Housing Department (LAHD).

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

REQUEST the City Attorney to prepare and present an ordinance to transfer responsibility for administering the "15 percent Ordinance" from HACLA to the LAHD.

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

ADOPTED

MOTION (HAHN - GREUEL)

Recommendation for Council action:

REQUEST the HACLA to cease collection of and place a moratorium on charging for a processing fee to cover its administrative costs for overseeing the 15 Percent Ordinance.

**Roll Call #7 - Motion (Wesson - LaBonge) Adopted, Ayes (13); Absent: Perry and Weiss (2)
(Item Nos. 43-45)**

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

07-2956

COMMUNICATION FROM CHAIR and MEMBER, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE relative to the status of Community Redevelopment Agency (CRA) sponsored projects.

Recommendation for Council action:

NOTE and FILE the CRA report dated September 11, 2007, relative to the status of CRA sponsored projects, inasmuch as the report is submitted for information only and no Council action is necessary. Fiscal Impact Statement: Not applicable.

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

07-3054

CD 1

COMMUNICATION FROM CHAIR and MEMBER, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE relative to the use of \$2.2 million in Low and Moderate Income Housing Funds for the acquisition of property located at 619-27 and 629 South Westlake Avenue.

Recommendation for Council action:

AUTHORIZE the Chief Executive Officer, Community Redevelopment Agency (CRA), or designee, to use \$2.2 million of Westlake Low and Moderate Income Housing Funds to cover a portion of the cost to acquire real property located at 619-27 and 629 South Westlake Avenue from CS Properties, Sylvia Mossman, and Fernanda Barreto for the potential disposition and development of a mixed use project to include affordable housing.

Fiscal Impact Statement: The Chief Legislative Analyst reports that there is no General Fund impact as a result of this action.

ITEM NO. (45) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

07-3219

CDs 1, 10
& 14

COMMUNICATION FROM CHAIR and MEMBER, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE and RESOLUTION relative to the Vista Monterey Apartments, Pico Gramercy Apartments, Broadway Plaza Apartments, and Blossom Plaza Apartments Projects.

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

1. ADOPT the accompanying RESOLUTION and Public Hearing Minutes [attached to the Los Angeles Housing Department (LAHD) report dated September 7, 2007] for the Vista Monterey Apartments, Pico Gramercy Apartments, Broadway Plaza Apartments, and Blossom Plaza Apartments Projects, as required pursuant to the Tax Equity and Fiscal Responsibility Act of 1982 (TEFRA).

2. INSTRUCT the General Manager, LAHD, or designee, to submit for Mayor and Council approval the final project finance structure of the bonds for each Project prior to issuance of supplemental bonds.

Fiscal Impact Statement: The City Administrative Officer reports that there is no impact on the General Fund. The City Debt Management Policy is not applicable to the report recommendations since no financial commitments are being made at this time for the Vista Monterey Apartments, Pico Gramercy Apartments, Broadway Plaza Apartments, and Blossom Plaza Apartments Projects.

ITEM NO. (46) - ADOPTED - TO THE MAYOR FORTHWITH

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

07-0002-S22

CONSIDERATION OF RESOLUTION (GREUEL - GARCETTI - ZINE) relative to the City's position on H.R. 106.

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

RESOLVE that the City reaffirm its SUPPORT and URGE the U.S. House of Representatives to SUPPORT H.R. 106, which calls upon the President to ensure that the foreign policy of the United States reflects appropriate understanding and sensitivity concerning issues related to human rights, ethnic cleansing, and genocide documented in the United States record relating to the Armenian Genocide and URGE the Republic of Turkey to end its decades long campaign of denial, and calls for an immediate vote in the U.S. House of Representatives.

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

**Roll Call #7 - Motion (Wesson - LaBonge) Adopted, Ayes (13); Absent: Perry and Weiss (2)
(Item Nos. 47-52)**

ITEM NO. (47) - ADOPT A-H

06-2137

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:

06-2137

- CD 5
- a. MOTION (WEISS - SMITH) relative to declaring the Encino Hills Neighborhood Halloween Block Party on October 31, 2007 a Special Event (fees and costs absorbed by the City = \$950).

07-3340

CD 5 b. MOTION (WEISS - WESSON) relative to declaring the American Black Film Festival on October 25-28, 2007 a Special Event (fees and costs absorbed by the City = \$1,000).

06-2388

CD 5 c. MOTION (WEISS - WESSON) relative to declaring the Eighth Annual Stoneybrook Drive Halloween Block Party on October 28, 2007 a Special Event (fees and costs absorbed by the City = \$1,288).

07-3297-S1

CD 13 d. MOTION (GARCETTI - PARKS) relative to declaring the Barnsdall Arts Market on December 16, 2007 a Special Event (fees and costs absorbed by the City = \$2,376).

07-3343

CD 3 e. MOTION (ZINE - REYES) relative to declaring the Saint Catherine of Sienna School - Fall Festival on October 19-21, 2007 a Special Event (fees and costs absorbed by the City = \$12,371).

06-2185

CD 1 f. MOTION (REYES - ZINE) relative to declaring the Alpine Recreation Center Halloween Carnival on October 27, 2007 a Special Event (fees and costs absorbed by the City = \$2,000).

06-2586

CD 1 g. MOTION (REYES - ZINE) relative to declaring the Lincoln Heights Community Health Walk on October 27, 2007 a Special Event (fees and costs absorbed by the City = \$500).

07-3344

CD 5 h. MOTION (WEISS -LABONGE) relative to declaring the Community Magnet School Fairtastic Festival on October 27, 2007 a Special Event (fees and costs absorbed by the City = \$1,285).

CONTINUED TO OCTOBER 26, 2007

07-3345

CD 15 i. MOTION (HAHN - ALARCON) relative to declaring the Jimmy Carter Work Project 2007 on October 26, through November 4, 2007 a Special Event (fees and costs absorbed by the City = \$33,840).

ITEM NO. (48) - ADOPTED

07-3342

CD 11 MOTION (ROSENDAHL - GREUEL) relative to initiating street vacation proceedings to vacate Butler Avenue and a portion of the alley southerly of Pico Boulevard between Butler and Colby Avenues.

Recommendations for Council action:

1. INITIATE street vacation proceedings, pursuant to California Streets and Highways Code, Division 9, Part 3, Public Streets, Highways and Service Easements Vacation Law to vacate Butler Avenue and a portion of the alley southerly of Pico Boulevard between Butler and Colby Avenues.

2. DIRECT the Bureau of Engineering (BOE) to investigate the feasibility of this vacation request.
3. DIRECT the BOE to present its report regarding the feasibility of vacating the requested areas to the Public Works Committee.
4. DIRECT the City Clerk to schedule this request for the City Council's consideration at the appropriate time under the City's Street Vacation procedures.

ITEM NO. (49) - ADOPTED

07-3341

MOTION (GREUEL - SMITH) relative to authorizing the Department of General Services use of the Tom Bradley Room in the City Hall Tower for its New Year's Eve Luncheon on December 18, 2007.

Recommendation for Council action:

AUTHORIZE the Department of General Services use of the Tom Bradley Room in the City Hall Tower for its New Year's Eve Luncheon on December 18, 2007.

ITEM NO. (50) - ADOPTED

06-2937

MOTION (GARCETTI - PARKS) relative to amending Council action in connection with accepting a donation from the Estate of Theodore Difiore.

Recommendation for Council action:

AMEND the Council action of December 12, 2006 (Council file No. 06-2937) relative to the accepting the donation to the City by the Executor for the Estate of Theodore Difiore in the sum of \$442,173.77 pursuant to the bequest of Theodore Difiore to increase the amount of that gift and of that action by an additional amount of \$14,089.80, which represents the final and full distribution of the Estate to the City.

ITEM NO. (51) - ADOPTED

07-3346

MOTION (WESSON - LABONGE) relative to a contract extension with Central American Resource Center (CARECEN) for the renovation of existing ground level indoor and outdoor recreational space.

Recommendation for Council action:

INSTRUCT the City Engineer to negotiate and execute Amendment No. 1 to the Proposition K - L.A. for Kids Grant Agreement between the City of Los Angeles and CARECEN (Contract No. C-108265) to extend the term from June 30, 2007 to December 31, 2007.

ITEM NO. (52) - APPROVED - CITY ENGINEER REPORT ADOPTED

07-3351

CD 10 FINAL MAP OF TRACT NO. 62504 for property lying northerly of Francis Avenue and westerly of Plymouth Boulevard.
(ADOPT City Engineer Report)
Applicants: Yaron Levy
Iacobellis & Associates

Closed Session - Item 53

ITEM NO. (53) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING - TO THE MAYOR FORTHWITH

Roll Call #13 - Motion (Parks - Greuel) Adopted in Open Session, Ayes (10); Absent: Huizar, LaBonge, Reyes, Weiss and Wesson (5)

07-3150

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 Bryan Calabrese, et al. v. Los Angeles Police Department, et al., United States District Court Case No. CV06-4180 SJO (VBKx). (This case arises out of a Los Angeles Police Department arrest made on March 8, 2006.)

(Budget and Finance Committee considered the above matter in Closed Session on October 15, 2007)

ADOPTED

MOTION (PARKS - GREUEL)

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

1. **AUTHORIZE the City Attorney to expend \$218,752, to satisfy the judgment and recoverable costs, plus accrued interest, in the case entitled Bryan Calabrese, et al. v. Los Angeles Police Department, et al., United States District Court Case No. CV06-4180 SJO (VBKx), from the Liability Claims Account No. 9770, Fund 100, Department 59.**
2. **AUTHORIZE the City Attorney to draw demands thereon in three amounts as follows:**
 - a. **One demand in the amount of \$75,000, plus interest from July 12, 2007 in the amount of \$10.44 per day, made payable to the Law Office of Sean Erenstoft and to Louis P. Dell, and Matt Carlson.**
 - b. **One demand in the amount of \$60,000, plus interest from July 12, 2007 in the amount of \$8.35 per day, made payable to the Law Office of Sean Erenstoft and to Louis P. Dell, and Bryan Calabrese.**

- c. **One demand in the amount of \$83,752, plus interest from September 7, 2007 in the amount of \$11.66 per day, made payable to the Law Office of Sean Erenstoff and to Louis P. Dell.**
- 3. AUTHORIZE the City Attorney, or designee, to prepare Controller instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer, and AUTHORIZE the Controller to implement the instructions.**

This matter was approved by the Budget and Finance Committee (Parks - Greuel - Smith - Huizar - Rosendahl "yes") at its meeting on October 15, 2007, in Closed Session as permitted by Government Code Section 54956.9(a).

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

07-3438

CD 14 MOTION (HUIZAR - ROSENDAHL) relative to declaring the Parish Fiesta on November 2-4, 2007 a Special Event (fees and costs absorbed by the City = \$5,597).

07-3439

CD 14 MOTION (HUIZAR - ROSENDAHL) relative to declaring the Nightmare on First Street event on October 31, 2007 a Special Event (fees and costs absorbed by the City = \$4,103).

07-3441

CD 15 MOTION (HAHN - LABONGE) relative to declaring the Fire Station 36 Grand Opening on November 10, 2007 a Special Event (fees and costs absorbed by the City = \$4,226).

07-3442

CD 9 MOTION (PERRY - PARKS) relative to declaring the Spirit of Chrysalis event on October 24, 2007 a Special Event (fees and costs absorbed by the City = \$1,000).

06-2211

CD 7 MOTION (ALARCON - HUIZAR) relative to declaring the Annual Mary Immaculate School Community Festival on October 26-28, 2007 a Special Event (fees and costs absorbed by the City = \$980).

07-3443

CD 9 MOTION (PERRY - SMITH) relative to declaring the Viva Vibiana Casino Fundraiser on November 3, 2007 a Special Event (fees and costs absorbed by the City = \$914).

07-3444

CD 1 MOTION (REYES - PERRY) relative to declaring the Children's Sports Community Festival 2007 on October 27, 2007 a Special Event (fees and costs absorbed by the City = \$1,250).

07-3445

CD 14 MOTION (HUIZAR - LABONGE) relative to declaring the LAUSD's 5K-1K Run/Walk on November 3, 2007 a Special Event (fees and costs absorbed by the City = \$6,430).

- 07-3446
CD 1 MOTION (REYES - PERRY) relative to declaring the Feast of St. Jude Procession on October 28, 2007 a Special Event (fees and costs absorbed by the City = \$500).
- 07-3447
CD 14 MOTION (HUIZAR - ROSENDAHL) relative to declaring the American Diabetes Association: Por Tu Salud Feria de Salud: Unidos Contra del Diabetes on November 11, 2007 a Special Event (fees and costs absorbed by the City = \$3,212).
- 07-3448
CD 11 MOTION (ROSENDAHL - HAHN) relative to declaring the Bear Scare Fundraising Event on October 20, 2007 a Special Event (fees and costs absorbed by the City = \$1,642).
- 07-3449
CD 11 MOTION (ROSENDAHL - HANH) relative to declaring the Fall Family Festival on October 20, 2007 a Special Event (fees and costs absorbed by the City = \$1,624).
- 07-3450
CD 4 MOTION (LABONGE - HAHN) relative to declaring the Hollywood Neighborhood Block Party on October 31, 2007 a Special Event (fees and costs absorbed by the City = \$1,081.26).
- 06-2654
CD 12 MOTION (SMITH - ZINE) relative to declaring the 24th Annual Granada Hills Holiday Parade on December 2, 2007 a Special Event (fees and costs absorbed by the City = \$1,754).
- 07-3452
CD 12 MOTION (SMITH - ZINE) relative to declaring the Knollwood Property Owners Association Halloween Block Party on October 31, 2007 a Special Event (fees and costs absorbed by the City = \$1,676).
- 07-3082-S1
CD 14 MOTION (HUIZAR -CARDENAS) relative to declaring the Eagle Rock Veterans Day Parade on November 11, 2007 a Special Event (fees and costs absorbed by the City = \$5,794).
- 07-3453
CD 14 MOTION (HUIZAR - CARDENAS) relative to declaring the Boyle Heights Veterans Day Parade on November 11, 2007 a Special Event (fees and costs absorbed by the City = \$5,794).
- 06-2563
CD 6 MOTION (CARDENAS - HUIZAR) relative to declaring the Fall Fling XII on November 10, 2007 a Special Event (fees and costs absorbed by the City = \$500).
- 05-2259
CD 9 MOTION (PERRY - GREUEL) relative to declaring the 5th Annual Harvest Festival on October 27, 2007 a Special Event (fees and costs absorbed by the City = \$1,226).
- 06-2523
CD 15 MOTION (HAHN - ROSENDAHL) relative to declaring the Learning for Life 5K-10K San Pedro Run on November 10, 2007 a Special Event (fees and costs absorbed by the City = \$6.675).

07-3440

CD 4 MOTION (LABONGE - PARKS) relative to a personal services contract with Lisa Dinkins to provide services to the Fourth Council District.

07-3454

CD 11 MOTION (ROSENDAHL - GREUEL) relative to a personal services contract with Solimar Research Group, Inc. to provide services to the Eleventh Council District.

07-0600-S59

MOTION (SMITH - PARKS) relative to funding for the 2008 Earthquake Conference.

06-2101

MOTION (LABONGE - HAHN) relative to an application requirement waiver for the 10th Annual Sunset Square Neighborhood Watch Block Party.

06-2273

MOTION (LABONGE - HAHN) relative to an application requirement waiver for the annual Larchmont Boulevard Family Fair.

07-3451

MOTION (HUIZAR - HAHN) relative to funding for the "Art Heals" mural project in Ramona Gardens.

07-0011-S34

MOTION (LABONGE - PARKS) relative to funding for services associated with the printing of the Griffith Park maps and brochures.

07-0011-S35

MOTION (HUIZAR - PARKS) relative to funding to purchase barricades for the Boyle Heights area to provide crowd control and to protect the safety of people attending athletic events.

08-1100

MOTION (GARCETTI - GREUEL) relative to a ballot designation request for the ballot measure to be placed on the February 5, 2008 State Presidential Primary Election.

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

06-0189

RESOLUTION (WESSON - ZINE) relative to extending the Wilshire Park Interim Control Ordinance (ICO).

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

07-3187 - Dr. Ben Manayan	(Hahn)
Sue Slaton	(Rosendahl)
Bill Gross	(Rosendahl)

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

Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL