

Los Angeles City Council, **Journal/Council Proceedings**  
Wednesday, **November 7, 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)

**\*\*ALL ITEMS FORTHWITH\*\***

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

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF  
NOVEMBER 2, 2007

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 21

---

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

---

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

---

**Items Noticed for Public Hearing - Items 1-2**

**Roll Call #1 - Motion (LaBonge - Rosendahl) Adopted, Ayes (10); Absent: Greuel, Hahn, Huizar, Weiss and Zine (5)  
(Item Nos. 1-2)**

**ITEM NO. (1) - PUBLIC HEARING CLOSED - CITY ENGINEER INSTRUCTED TO PROCEED**

[07-0710](#)

CD 4 HEARING PROTEST against the proposed vacation of Stoney Hill Road from Mountaingate Drive to its southerly terminus (VAC E1401043).

(Public Works Committee Report adopted on October 12, 2007)

**ITEM NO. (2) - PUBLIC HEARING CLOSED - CITY ENGINEER INSTRUCTED TO PROCEED**

[07-1863](#)

CD 4 HEARING PROTEST against the proposed vacation of Fair Avenue Vacation District (VAC E1401063).

(Public Works Committee Report adopted on October 12, 2007)

## Items for Which Public Hearings Have Been Held - Items 3-17

### ITEM NO. (3) - ADOPTED

**Roll Call #2 - Motion (LaBonge - Parks) Adopted, Ayes (12); Absent: Greuel, Huizar and Zine (3)**

07-3105

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to the appointment of Dr. Sonia Molina to the Commission for Children, Youth and Their Families.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Dr. Sonia Molina to the Commission for Children, Youth and Their Families for the term ending June 30, 2009, to fill the vacancy created by Mr. Mark Schuster, is APPROVED and CONFIRMED. Dr. Molina resides in Council District Four. (Current Board gender composition: M = 4; F = 11)

Ethics Commission Review: Complete

Background Check Review: Complete

TIME LIMIT FILE - NOVEMBER 10, 2007

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

### ITEM NO. (4) - CONTINUED TO NOVEMBER 21, 2007

**Roll Call #3 - Motion (Cardenas - Rosendahl) Adopted to Continue, Unanimous Vote (10); Absent: Greuel, Hahn, Huizar, Weiss and Zine (5)**

07-2779

COMMUNICATION FROM THE MAYOR relative to the appointment of Ms. Dalila Sotelo to the Los Angeles Convention and Exhibition Center Authority.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Dalila Sotelo to the Los Angeles Convention and Exhibition Center Authority for the term ending January 16, 2009 is APPROVED and CONFIRMED. Ms. Sotelo will fill the vacancy created by Mr. Sheldon H. Lytton. Ms. Sotelo resides in Council District 14. (Current Commission gender composition: M=7; F=3)

Ethics Commission Review: Complete

Background Check Review: Pending

(Trade, Commerce and Tourism 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, please contact the Legislative Assistant for the Trade, Commerce and Tourism Committee at 213-978-1078.)

**ITEM NO. (5) - CONTINUED TO NOVEMBER 21, 2007**

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

04-1587

CONTINUED CONSIDERATION OF 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.)

(Continued from Council meeting of October 24, 2007)

**ITEM NO. (6) - FAILED OF ADOPTION - CONTINUED TO NOVEMBER 9, 2007, PURSUANT TO COUNCIL RULE 53 - SEE FOLLOWING**

**Roll Call #6 - Motion (Alarcon - LaBonge) Adopted to go to Closed Session, Ayes (8); Noes: Cardenas, Greuel, Perry, Rosendahl and Smith (5); Absent: Huizar and Zine (2)**

**Roll Call #7 - Motion (Alarcon - Reyes) Failed of Adoption - Over to Next Meeting, Ayes (8); Noes: Cardenas, Greuel, Parks, Perry and Smith (5); Absent: Huizar and Zine (2)**

07-2833

CD 7 COMMUNICATION FROM THE CITY PLANNING COMMISSION relative to a Conditional Use appeal for property at 15031 Rinaldi Street.

Applicant: Waldo T. Romero, Providence Holy Cross Medical Center  
Lee Ambers, Representative

CPC 2005-0041 CU

TIME LIMIT FILE - NOVEMBER 19, 2007

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

(Planning and Land Use Management 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 Planning and Land Use Management Committee at 213-978-1068.)

## **FAILED OF ADOPTION**

**PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT** relative to a Conditional Use appeals for property at 15031 Rinaldi Street (also known as the Providence Holy Cross Medical Center).

### **Recommendations for Council action:**

- 1. FIND that the Mitigated Negative Declaration [ENV 2005-0042 -MND], and the Expanded Initial Study prepared for property at 15031 Rinaldi Street is inadequate, and an Environmental Impact Report (EIR) is needed to review the potential traffic, access, parking, air quality as well as other potential health and safety impacts resulting from the expansion of the project.**
- 2. ADOPT the FINDINGS of the Planning Land Use Management Committee as the Findings of the Council.**
- 3. RESOLVE TO GRANT APPEALS filed by Timothy D. Germann M.D., and Theodore Franklin on behalf of Community Advocates for Responsible Expansion, from the entire decision of the City Planning Commission, and THEREBY DENY a Conditional Use Permit to permit: (a) a maximum building height of 97-feet for the expansion of portion of the project; and b) an easterly minimum side yard of seven feet along Indian Hills Road, for property at 15031 Rinaldi Street (also known as the Providence Holy Cross Medical Center).**
- 4. ADVISE the applicant to complete an EIR prior to resubmitting the request for a Conditional Use Permit for this project, pursuant to Los Angeles Municipal Code Section 12.25.A. (If the required EIR cannot be completed before the expiration of six months, a request for additional time may be made to the Council, and applicable time limit may be further extended for such a period of time as the Council shall specify).**

**Applicant: Waldo T. Romero, Providence Holy Cross Medical Center  
(Lee Ambers, Representative)**

**CPC 2005-0041-CU-1A**

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

**Community Impact Statement:** The Granada Hills North Neighborhood (GHNNC) Council welcomes the hospital expansion, however, we have participated in this case since January 2005, and have questioned public safety and quality of life issues, which they have still not addressed. On June 25, 2007, the GHNNC Board voted to continue the request for and EIR, if the hospital did not address the issues of public safety, parking and traffic issues. Indian Hills road has no exit and is in poor condition, is extremely narrow, and cars parked on the street make it impassible for two emergency vehicles, one going each direction, which may make emergency evacuation difficult and dangerous. Too the north of the hospital there is an assisted living facility, a YMCA child care center, and a proposed housing development. How will the patrons of all these facilities be evacuated in an emergency? There is no plan. Currently, a majority of parking is on lease land. If the lease is not renewed where will everyone park. There is no plan for this, which means that there will not be adequate parking for the existing hospital use. Should we allow this without some contingency? The surrounding neighborhood is impacted with traffic from the high school, occupational center, hospital employees patrons, and commuters, and mitigation for the expansion is inadequate. The GHNNC hoped that the hospital would provide written assurance to the community for the public safety, parking and traffic issues, raised by the public. In requesting and EIR all issues will be identified with suggestions/solutions to mitigate the identified impacts.

**TIME LIMIT FILE - NOVEMBER 19, 2007**

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

**10 VOTES REQUIRED**

**(Scheduled pursuant to Council Rule 53)**

**ITEM NO. (7) - ADOPTED**

**Roll Call #8 - Motion (Garcetti - Smith) Adopted, Ayes (13); Absent: Huizar and Zine (2)**

**07-0002-S36**

RULES AND GOVERNMENT COMMITTEE REPORT relative to the City's position on S. 367 (Dorgan) the "Decent Working Conditions and Fair Competition Act."

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

RESOLVE to include in the City's 2007-08 Federal Legislative Program SUPPORT of S. 367 (Dorgan) the "Decent Working Conditions and Fair Competition Act" that would amend the Tariff Act of 1930 to prohibit the import, export, and/or sale of goods made in factories or workshops that violate core labor standards and prohibit the procurement of sweatshop goods by the U.S. Government, and for other purposes.

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

**Roll Call #5 - Motion (Reyes - Hahn) Adopted, Ayes (12); Absent: Greuel, Huizar and Zine (3)  
(Item Nos. 8-9)**

**ITEM NO. (8) - ADOPTED**

07-0002-S69

RULES AND GOVERNMENT COMMITTEE REPORT relative to the City's position on H.R. 512 and S. 500, establishing the Commission to Study the Potential Creation of the National Museum of the American Latino.

Recommendation for Council action:

RECEIVE and FILE the Chief Legislative Analyst report, dated April 12, 2007, pursuant to Resolution (Garcetti - Reyes - Cardenas - Alarcon - Huizar - Parks) relative to H.R. 512 (Becerra) and S. 500 (Salazar) which would establish the Commission to Study the Potential Creation of the National Museum of the American Latino.

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

**ITEM NO. (9) - ADOPTED**

07-0002-S96

RULES AND GOVERNMENT COMMITTEE REPORT relative to the City's position on H.R. 1835 and S. 1053, the Rim of the Valley Corridor Study Act.

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

RESOLVE to include in the City's 2007-08 Legislative Program SUPPORT of H.R. 1835 (Schiff) and S. 1053 (Feinstein), the Rim of the Valley Corridor Study Act, which would direct the Secretary of the Interior to study the feasibility of expanding the Santa Monica Mountains National Recreation Area to include the mountains and canyons that are part of the Rim of the Valley Corridor.

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

**ITEM NO. (10) - ADOPTED**

**Roll Call #9 - Motion (Alarcon - Garcetti) Adopted, Ayes (13); Absent: Huizar and Zine (2)**

07-0002-S162

RULES AND GOVERNMENT COMMITTEE REPORT relative to the City's position on H.R. 1427, the Federal Housing Finance Reform Act of 2007.

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

RESOLVE to include in the City's 2007-08 Federal Legislative Program SUPPORT of H.R. 1427 (Frank), the Federal Housing Finance Reform Act of 2007, which would establish regulatory oversight of Fannie Mae, Freddie Mac, and the Federal Home Loan Banks and create an affordable housing fund.

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

#### **ITEM NO. (11) - ADOPTED**

**Roll Call #5 - Motion (Reyes - Hahn) Adopted, Ayes (12); Absent: Greuel, Huizar and Zine (3)**

07-0002-S187

RULES AND GOVERNMENT COMMITTEE REPORT relative to the City's position on S. 1518, the Community Partnership to End Homelessness Act of 2007.

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

RESOLVE to include in the City's 2007-08 Federal Legislative Program SUPPORT for S. 1518 (Reed/Allard), the Community Partnership to End Homelessness Act of 2007, which would re-authorize and amend the McKinney-Vento Homeless Assistance Act of 1987 so as to enhance the ability of the City of Los Angeles and the Los Angeles Homeless Services Authority to effectively address and end homelessness.

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

#### **ITEM NO. (12) - ADOPTED**

**Roll Call #10 - Motion (Alarcon - Garcetti) Adopted, Ayes (13); Absent: Huizar and Zine (2)  
(Item Nos. 12-13)**

07-0002-S191

RULES AND GOVERNMENT COMMITTEE REPORT relative to the City's position on various legislative and administrative actions regarding home foreclosures.

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

1. RESOLVE to include in the City's 2007-08 State Legislative Program SUPPORT of additional funds in the form of grants to approved non-profits who assist homeowners with loan counseling, renegotiating loans and legal and other services to keep people from losing their homes.

2. RESOLVE that the City call on the State government to increase investigations and prosecutorial proceedings against predatory lenders and perpetrators of fraud that resulted in bad loans.
3. RESOLVE that the City SUPPORT greater oversight of California financial institutions involved in home loans by the California Department of Corporations, Real Estate and the Consumer Affairs.
4. RESOLVE that the City request the Legislature and Governor of California to require anyone who acts as an intermediary between a borrower and a lender be required to have a license issued by a state or federal agency with appropriate oversight of the licensee and that there be a database created that lists all such licensees with accurate, timely information on the performance record of these licensees accessible to the public via the internet.
5. RESOLVE that the City request the Legislature and Governor of California to require all California pension funds to pursue the implementation of fair mortgage loan lending practices by any companies in which the funds are invested.
6. RESOLVE that the City request the Legislature and Governor of California to adopt additional statutes requiring that loan documents be written in a clear and concise manner as well as having all loan documents available in the language of the borrower's choice.

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

## **ITEM NO. (13) - ADOPTED**

[07-0002-S192](#)

RULES AND GOVERNMENT COMMITTEE REPORT relative to the City's position on various legislative and administrative actions regarding home foreclosures.

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

1. RESOLVE to include in the City's 2007-08 Federal Legislative Program request that the Federal Reserve Bank lower the prime interest rate to enable lower loan rates for homeowners to a level that will allow them to keep their home from being foreclosed on.
2. RESOLVE that the City SUPPORT a Federal law requiring that all prepayment penalties on subprime loans be banned.
3. RESOLVE that the City request the Congress and the President of the United States to require anyone who acts as an intermediary between a borrower and a lender be required to have a license issued by a state or federal agency with appropriate oversight of the licensee.
4. RESOLVE that the federally backed home loan guarantee association such as Fannie Mae and Freddie Mac in cooperation with local government, non-profits, and other city organizations should do more outreach in low income areas to prevent those residents from being taken advantage of by predatory lenders.



5. RESOLVE that the City SUPPORT recently introduced legislation by U.S. Congresswoman Maxine Waters and Congressman Barney Frank, H.R. 1852, Expanding Homeownership Act of 2007, which will modernize the Federal Housing Authority.
6. RESOLVE that the City request the Federal government to include California as a “high cost area” similar to Alaska and Hawaii allowing for an increase in the ceiling for conventional loans above the current \$417,000 ceiling so that federally chartered institutions such as Fannie Mae and Freddie Mac can provide more loans in Los Angeles, where the average home price is over \$550,000 to a higher maximum statutory loan rate.
7. RESOLVE that the City request the Federal government to exercise its oversight functions and hold the primary banks and financial institutions responsible for the loans they created and sold to borrowers even after that original lender has sold off the loan to a subsequent mortgage lending institution, especially if there were predatory lending practices involved. The primary lender should not be released from liability just because they sold off the loan.
8. RESOLVE that the City request the Federal government to exercise its oversight functions and hold banks and financial institutions responsible for liabilities that were created through their poor predatory or other mortgage lending practices, especially when these institutions attempt to “offload” this liability by jettisoning their subprime lending subsidiaries. These financial institutions must be held responsible for these loans, as they were the primary lender and originally entered into these risky loans.

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

**Roll Call #5 - Motion (Reyes - Hahn) Adopted, Ayes (12); Absent: Greuel, Huizar and Zine (3)  
(Item Nos. 14-16)**

**ITEM NO. (14) - ADOPTED**

**07-0002-S201**

RULES AND GOVERNMENT COMMITTEE REPORT relative to the City’s position on legislation requiring the Department of Corrections and Rehabilitation to allocate an equivalent of 25 percent of the annual corrections budget for reentry needs of formerly incarcerated persons.

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

RESOLVE to SPONSOR legislation that, 1) would prevent the California Department of Corrections and Rehabilitation from constructing new community corrections facilities unless an equivalent of 25 percent of the annual corrections budget is allocated to address the reentry needs of formerly incarcerated persons, and 2) the 25 percent be spread over five years in five percent increments compounded each year until the 25 percent goal is reached by year five.

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

**ITEM NO. (15) - ADOPTED**

07-2063

RULES AND GOVERNMENT COMMITTEE REPORT relative to repealing outdated Los Angeles Administrative Code (LAAC) sections regarding Council Committee structure.

Recommendation for Council action:

REQUEST the City Attorney to draft an ordinance repealing Sections 2.9 and 2.10 of the LAAC, as these sections are no longer necessary or current.

Fiscal Impact Statement: The City Clerk reports that there is no fiscal impact of this action.

**ITEM NO. (16) - ADOPTED, AS AMENDED - SEE FOLLOWING**

07-3005

RULES AND GOVERNMENT COMMITTEE REPORT relative to proposed amendments to the Los Angeles Municipal Code (LAMC) Section 48.09(H) regarding the Municipal Lobbying Ordinance.

Recommendation for Council action:

APPROVE the City Ethics Commission report, dated September 19, 2007, relative to proposed amendments to the LAMC Section 48.09(H) regarding the Municipal Lobbying Ordinance.

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

**ADOPTED**

**MOTION (GARCETTI - CARDENAS)**

**Recommendation for Council action:**

**AMEND the Rules and Government Committee report relative to proposed amendments to the Los Angeles Municipal Code Section 48.09(H) regarding the Municipal Lobbying Ordinance to incorporate the City Attorney's recommendation that the amending language be modified to exclude state agencies such as the Community Redevelopment Agency and the Housing Authority of the City of Los Angeles and request the City Attorney to draft an ordinance consistent with this amendment and the Ethics Commission's recommendation.**

**ITEM NO. (17) - CONTINUED TO NOVEMBER 21, 2007**

**Roll Call #11 - Motion (Reyes - LaBonge) Adopted to Continue, Unanimous Vote (10); Absent: Greuel, Hahn, Huizar, Weiss and Zine (5)**

07-2991

EXEMPTION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to a proposed Ordinance amending Section 12.24 of the Los Angeles Municipal Code (LAMC) to include multiple-family residences to the existing “reduced on-site parking/transportation alternatives authorization.”

SUBMITS WITHOUT RECOMMENDATION, the recommendations of the City Planning Commission:

1. FIND that this action is exempt from the California Environmental Quality Act (CEQA), pursuant to Article II, Section 2, Subsection (m) of the City’s CEQA Guidelines.
2. ADOPT the FINDINGS of the City Planning Commission as the Findings of the Council.
3. INSTRUCT the City Attorney to prepare and present an Ordinance amending Section 12.24 of the LAMC to include multiple-family residences as an allowed use for reduced parking through the further authority of the Zoning Administrator when parking management alternatives are applied, and to further allow Metro transit riders to utilize project parking for access to rail and bus stations within 750 feet of a project. This proposed ordinance will also remove the maximum allowable parking reduction that can be requested under this provision.

Applicant: City of Los Angeles

CPC 2007-2216 CA

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

Community Impact Statement: The Hollywood United Neighborhood Council (HUNC) opposes the Planning Department’s proposal to decrease the number of parking spaces required for new apartment buildings that are within 750 feet of a bus or rail line. As has been detailed in recent investigations by the Los Angeles Times and LA Weekly, most residents of buildings near transportation lines own cars and use them. Reducing or eliminating requirements for parking spaces will lead to more cars competing for onstreet parking.

Additional Information: The City of Los Angeles should develop a realistic plan for onsite parking requirements by developers to be based on the actual usage of public transportation in Los Angeles and not the current method of extrapolating based on cities in the United States that have well-established and extensive public transportation systems, have a smaller defined city limits and do not have the existing severe lack of parking in the transportation corridor areas that already severely impact quality of life.

## Items for Which Public Hearings Have Not Been Held - Items 18-30

(10 Votes Required for Consideration)

### ITEM NO. (18) - ADOPTED

**Roll Call #12 - Motion (Wesson - Rosendahl) Adopted (12); Absent: Greuel, Huizar and Zine (3)  
(Item Nos. 18a-21)**

[07-0005-S739](#)

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

Recommendation for Council action:

ADOPT the accompanying RESOLUTIONS removing the following properties from the Rent Escrow Account Program (REAP), inasmuch as the owner(s) have corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department (LAHD), Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the LAHD's report of October 30, 2007:

[07-0005-S739](#)

CD 8 a. Property at 3937 South Vermont Avenue (Case No. 3225).  
Assessor I.D. No. 5037-022-003

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on FEBRUARY 21, 2001)

[07-0005-S740](#)

CD 15 b. Property at 11513 South Grape Street (Case No. 123993).  
Assessor I.D. No. 6067-001-003

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on July 10, 2007)

[07-0005-S741](#)

CD 6 c. Property at 14212 West Delano Street (Case No. 136572).  
Assessor I.D. No. 2240-021-029

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

### ITEM NO. (19) - ADOPTED

[06-2226](#)

CD 13 CONTINUED CONSIDERATION OF 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.

(Continued from Council meeting of October 24, 2007)

## ITEM NO. (20) - ADOPTED

04-0977

CD 9

FINAL ENVIRONMENTAL IMPACT REPORT and COMMUNICATION FROM THE CITY ENGINEER relative to the vacation of First Street and Main Street Vacation District (Airspace vacation; VAC E1400892).

Recommendations for Council action:

1. FIND that City Council has imposed all the mitigation measures that are within the control of the City, as described in the Final Environmental Impact Report (FEIR) (State Clearing House No. 2001011098) that is associated with the impacts of the airspace vacation and that other mitigation measures that are not within the authority of the City, have been or should be imposed as set forth in the findings of the California Department of Transportation District 7 (Caltrans), dated October 26, 2001 pursuant to the City's Environmental Guidelines and in compliance with the California Environmental Quality Act (CEQA); and that the documents constituting the record of proceedings in this matter are located in Council file No. 04-0977 in the custody of the City Clerk (BE 97-07) and in the files of the Environmental Management Group of the Bureau of Engineering (BOE).
2. DIRECT that the vacation of First Street and Main Street Vacation District (VAC E1400892) 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 February 12, 2007 City Engineer report, attached to the Council file:

The limited airspace of a portion of First Street between Main Street and Los Angeles Street from approximately 58 feet to 205 feet above the finished street surface, extending horizontally 35 feet into the right-of-way and Main Street between First Street and Second Street from approximately 18 feet to 72 feet above the finished street surface, extending horizontally 10 feet into the right-of-way.

3. FIND that no new information exists to show that the project or circumstances of the project have been changed to require additional environmental review, as described in State CEQA Guidelines 15162, and therefore, the existing environmental documents adequately describe the potential impacts for this airspace vacation as referenced above in Recommendation Nos. 1 and 2.
4. FIND that the limits of the vacation airspace area be allowed to be adjusted horizontally and vertically, to final alignments and datums, approved by the City Engineer.

5. FIND that there is a public benefit to this vacation and further AFFIRM that upon vacation of the airspace, the City is relieved of any potential liability that might result from continued ownership of the involved airspace.
6. FIND that, in conformance with City Charter Section 556, Council makes the findings that the vacation, as described above in Recommendation Nos. 1 and 2, is in substantial conformance with the purposes, intent and provisions of the General Plan.
7. FIND that, in conformance with Section 892 of the California Streets and Highways Code, Council determines that the vacation area, as described above in Recommendation Nos. 1 and 2, is not necessary for nonmotorized transportation facilities.
8. FIND that, in conformance with Section 8324 of the California Streets and Highways Code, Council determines that the vacation area, as described above in Recommendation Nos. 1 and 2, is not necessary for present or prospective public use.
9. ADOPT the February 12, 2007 City Engineer report with the conditions contained therein.
10. INSTRUCT the City Clerk to set a public hearing date for **DECEMBER 12, 2007** pursuant to Section 8324 of the California Streets and Highways Code.
11. DIRECT that the processing costs for the vacation, as described above in Recommendation Nos. 1 and 2, be borne by the City.

Fiscal Impact Statement: The City Engineer reports that to date, an estimated \$2,925.92 in charges have been expended in the investigation and processing of this proceeding. Since Los Angeles Administrative Code Section 7.46 exempts all governmental agencies from the payment of fees, the processing of this vacation request (VAC E1400892) will be absorbed by the BOE. Maintenance of the public easement by City forces will be eliminated.

(Public Works Committee waived consideration of the above matter)

## ITEM NO. (21) - ADOPTED

07-0011-S34

CD 9 CONSIDERATION OF MOTION (PERRY - PARKS) relative to fund transfers for the installation of temporary alley closure gates for 16th Street and Washington Boulevard, Alameda Street and Long Beach Boulevard and 45th Street/46th Street and Wadsworth Avenue.

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

1. TRANSFER \$34,558.80 from the Council District (CD) Nine portion of the Street Furniture Revenue Fund No. 43D Dept/50 to Fund No. 100/74 (Board of Public Works) Account No. 3040 (Contractual Services) for the installation of temporary alley closure gates for the following locations:
  - a. 16th Street and Washington Boulevard, in the rear of 1721 South Trinity (estimate: \$8,684.95)

- b. Alameda Street and Long Beach Boulevard, in the rear of 1742 East 42nd Street (estimate: \$8,118.22)
  - c. 45th Street/46th Street and Wadsworth Avenue, in the rear of 950 East 45th Street (estimate: \$17,755.63)
2. AUTHORIZE and REQUEST the Board of Public Works to transfer any unexpended funds to the CD Nine portion of the Street Furniture Revenue Fund upon completion of the projects as detailed above in Recommendation No. 1.

(Public Works Committee waived consideration of the above matter)

**ITEM NO. (22) - ADOPTED**

**Roll Call #13 - Motion (Rosendahl - Reyes) Adopted, Ayes (13); Absent: Huizar and Zine (2)**

07-0002-S204

CONSIDERATION OF RESOLUTION (ROSENDAHL - REYES) relative to H.R. 1246 (Meehan) which would repeal the current "Don't Ask, Don't Tell" policy in the United States Armed Forces.

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

RESOLVE to include in the City's 2007-08 Legislative Program SUPPORT for H.R. 1246 (Meehan) which would repeal the current "Don't Ask, Don't Tell" policy in the United States Armed Forces and replace it with a policy of nondiscrimination on the basis of sexual orientation.

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

**Roll Call #12 - Motion (Wesson - Rosendahl) Adopted, Ayes (12); Absent: Greuel, Huizar and Zine (3)  
(Item Nos. 23a-28)**

**ITEM NO. (23) - ADOPTED**

06-0118

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:

06-0118

- CD 9 a. MOTION (PERRY - GARCETTI) relative to declaring the 38th Annual Dorothy B. Chandler Children's Festival on April 1-4, 2008 a Special Event (fees and costs absorbed by the City = \$5,675).

- 06-0686  
CD 9 b. MOTION (PERRY - GARCETTI) relative to declaring the 29th Annual Very Special Arts Festival on April 30, 2008 a Special Event (fees and costs absorbed by the City = \$3,002).
- 07-3528  
CD 8 c. MOTION (PARKS - HUIZAR) relative to declaring the PakDay Community Cultural Festival on August 11, 2007 a Special Event (fees and costs absorbed by the City = \$1,680).
- 07-3529  
CD 1 d. MOTION (REYES - PERRY) relative to declaring the Red Nation Celebration Parade on November 10, 2007 a Special Event (fees and costs absorbed by the City = \$3,000).
- 06-2663  
CD 1 e. MOTION (REYES - PERRY) relative to declaring the Homenaja a Agustin Lara on November 3, 2007 a Special Event (fees and costs absorbed by the City = \$750).
- 07-3530  
CD 13 f. MOTION (GARCETTI - LABONGE) relative to declaring the No Country for Old Man event on November 4, 2007 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).
- 07-3531  
CD 13 g. MOTION (GARCETTI - LABONGE) relative to declaring the SurfRiders Foundation event on October 31, 2007 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).
- 07-3532  
CD 13 h. MOTION (GARCETTI - LABONGE) relative to declaring the Jaguar event on November 13, 2007 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).
- 07-3533  
CD 9 i. MOTION (PERRY - REYES) relative to declaring the Harvest Festival 2008 on November 10, 2007 a Special Event (fees and costs absorbed by the City = \$500).
- 05-2262  
CD 14 j. MOTION (HUIZAR - HAHN) relative to declaring the Annual Panamanian Independence Day Parade on November 3, 2007 a Special Event (fees and costs absorbed by the City = \$2,212).
- 07-3526  
CD 9 k. MOTION (PERRY - ROSENDAHL) relative to declaring the Raw Inspiration Downtown Farmers' Market on March 5, 2008 through March 4, 2009 a Special Event (fees and costs absorbed by the City = \$13,188).

**ITEM NO. (24) - ADOPTED**

- 07-0096  
MOTION (PERRY - PARKS) relative to a request for an exemption from the Convention Center fee waiver policy for the Glamour Gowns 2008 event on April 5-6, 2008.



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

1. FIND that the Glamour Gowns 2008 event, sponsored by the Court Appointed Special Advocate for Children of LA, serves a public purpose in that it will provide high school aged girls in foster care in the County of Los Angeles with free formal gowns.
2. AUTHORIZE the General Manager, Convention Center, to make an exception to the Council's Convention Center waiver policy by waiving a maximum of \$4,707.40 in room rental fees for this event.

**ITEM NO. (25) - ADOPTED**

07-0010-S26

MOTION (WESSON - ROSENDAHL) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Morris Moran on September 8, 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 Morris Moran on September 8, 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. (26) - ADOPTED**

07-3527

MOTION (PERRY - GARCETTI) relative to the Los Angeles City Employees' Retirement System (LACERS) open house at the City Hall Rotunda.

Recommendation for Council action:

AUTHORIZE the LACERS to use the City Hall Rotunda on Wednesday, November 7, 2007 during normal business hours.

**ITEM NO. (27) - ADOPTED**

07-3534

CD 14 MOTION (HUIZAR - HAHN) relative to funding from the Central Recycling and Transfer Station (CLARTS) Community Amenities Trust Fund in support of community programs and amenities in Council District 14.

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

TRANSFER \$40,000 from the CLARTS Community Amenities Trust Fund No. 47S/14 to the Council District 14 portion of Council Fund No. 100/28, Account No. 1010 (Salaries - General) to provide funding for Council District 14 support of community programs and amenities in Council District 14.

**ITEM NO. (28) - ADOPTED**

07-0011-S38

CDs 3 MOTION (SMITH - PARKS) relative to funding from the Council District 12 portion of the Street  
& 12 Furniture Revenue Fund for graffiti abatement service.

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

1. TRANSFER \$4,250 from the Council District 12 portion of the Street Furniture Revenue Fund No. 43D/50 to the Department of Public Works Fund No. 100/74, Account No. 3040 (Contractual Services) to fund additional graffiti abatement service solely for the benefit of Council Districts Three and Twelve.
2. AUTHORIZE the Chief Legislative Analyst, or designee, to make clarifications or technical corrections, as may be necessary, to implement the intent of the Motion.

**ITEM NO. (29) - ADOPTED, AS AMENDED - SEE FOLLOWING**

**Roll Call #4 - Motion (Rosendahl - Smith) Amending Motion Adopted, Ayes (12); Absent: Greuel, Huizar and Zine (3)**

07-3454

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

Recommendations for Council action:

1. APPROVE the personal services contract with Solimar Research Group, Inc. to provide services to the Eleventh Council District from September 14, 2007 to December 22, 2007 in an amount not to exceed \$13,490 from funds available in the Council Office Budget.
2. AUTHORIZE the Councilmember of the 11th Council District to execute said contract on behalf of the City.
3. INSTRUCT the City Clerk to encumber the necessary funds against the Contractual Services Account of the Council Fund for the Fiscal Year 2007-08.

(Continued from Council meeting of October 31, 2007)

**ADOPTED**

**AMENDING MOTION (ROSENDAHL - SMITH)**

**Recommendation for Council action:**

**TRANSFER \$13,490 from the West Los Angeles Transportation Improvement and Mitigation Program, Fund No. 681 to the Council Fund No. 100-28, Account No. 3040 (Contractual Services) to pay for this contract.**

**ITEM NO. (30) - ADOPTED**

**Roll Call #12 - Motion (Wesson - Rosendahl) Adopted, Ayes (12); Absent: Greuel, Huizar and Zine (3)  
(Item Nos. 30a-30b)**

07-3560

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.

07-3560

CD 4 a. FINAL MAP OF TRACT NO. 62717 for property lying easterly of Hudson Avenue and northerly of Waring Avenue.  
Applicants: Hudson Park Apartments, LLC  
Tala Associates

07-3561

CD 2 b. FINAL MAP OF TRACT NO. 61370 for property lying northerly of Wyandotte Street and easterly of Woodman Avenue.  
(Bond No. C-112480)  
(Quimby Fee: \$66,718)  
Applicants: Wyandotte Townhouses, Inc.  
Lawrence J. Schmall

**Items Called Special**

**Motions for Posting and Referral**

**Councilmembers' Requests for Excuse from Attendance at Council Meetings**

## Closed Session - Item 31

ITEM NO. (31) - ADOPTED IN OPEN SESSION - SEE FOLLOWING

Roll Call #15 - Motion (Garcetti - Smith) , Ayes (11); Absent: Hahn, Huizar, Reyes and Zine (4)

07-3352

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 Daniel Shannon (deceased) v. City of Los Angeles, Workers' Compensation Appeals Board Case Nos. VNO474556, et al.; Claim Nos. 9003-1979-7283, et al. (Death benefit claim filed on behalf of deceased Los Angeles Fire Department Firefighter.)

(Budget and Finance Committee considered the above matter in Closed Session on October 29, 2007)

### ADOPTED

#### MOTION (GARCETTI - SMITH)

##### Recommendations for Council action:

1. **AUTHORIZE the City Attorney to expend \$125,000 as a statutory death benefit in settlement of the case entitled Daniel Shannon (deceased) v. City of Los Angeles, Workers' Compensation Appeals Board Case Nos. VNO474556, et al.; Claim Nos. 9003-1979-7283, et al., from the Personnel Department's Human Resources Benefit Account No. 9910.**
2. **AUTHORIZE the City Attorney to draw a demand thereon in said amount payable to the Department of Industrial Relations.**

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

07-3606

CD 6 MOTION (CARDENAS - SMITH) relative to declaring the Fall Harvest Festival on November 17, 2007 a Special Event (fees and costs absorbed by the City = \$750).

06-2584

CD 15 MOTION (HAHN - LABONGE) relative to declaring the 27th Annual Holiday Spirit of San Pedro Parade on December 2, 2007 a Special Event (fees and costs absorbed by the City = \$4,800).

06-2580

CD 15 MOTION (HAHN - LABONGE) relative to declaring the 20th Annual Harbor Holiday Parade on December 9, 2007 a Special Event (fees and costs absorbed by the City = \$5,800).

07-3615  
CD 15 MOTION (HAHN - CARDENAS) relative to declaring the Harbor Town Family Fun Day on November 11, 2007 a Special Event (fees and costs absorbed by the City = \$4,800).

07-3616  
CD 15 MOTION (HAHN - CARDENAS) relative to declaring the San Pedro Girls Softball Tournament on November 9-11, 2007 a Special Event (fees and costs absorbed by the City = \$1,348).

05-2417  
CD 9 MOTION (PERRY - PARKS) relative to declaring the 35th Annual American Music Awards on November 18, 2007 a Special Event (fees and costs absorbed by the City = \$20,000).

07-3620  
CD 7 MOTION (ALARCON - HAHN) relative to declaring the LAPD/Mission Clean up on November 10, 2007 a Special Event (fees and costs absorbed by the City = none submitted).

06-2851  
CD 11 MOTION (ROSENDAHL - HAHN) relative to declaring the Holiday Ho-Ho-Ho 2007 on December 7, 2007 a Special Event (fees and costs absorbed by the City = \$1,651).

07-3617  
MOTION (PERRY - REYES) relative to a personal services contract with David Tandet to provide services to the Ninth Council District.

07-0010-S28  
MOTION (CARDENAS - SMITH) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Johnny Cano on January 6, 2007.

07-3618  
MOTION (LABONGE - GARCETTI) relative to installing street banners announcing the Franklin Village Street Fair on November 18, 2007.

**COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:**

07-3188 - Diwali	(Garcetti - All Councilmembers)
Town Hall 70th Anniversary	(Garcetti - All Councilmembers)
Ryan Kavanaugh	(Hahn - All Councilmembers)

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

07-3187 - Mel Pollner

(Greuel - All Councilmembers)

Mary Louise Kingston Lathrop

(Smith)

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

**Whereupon the Council did adjourn.**

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL