

Los Angeles City Council, **Journal/Council Proceedings**
Wednesday, **December 5, 2007**
John Ferraro Council Chamber, Room 340, City Hall - 10 am

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

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

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
NOVEMBER 30, 2007

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - NONE

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

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

Items Noticed for Public Hearing - Items 1-4

**Roll Call #1 - Motion (Smith - Rosendahl) Adopted to Continue for Ballot Tabulation Results, Unanimous Vote (11); Absent: Hahn, Parks, Reyes and Wesson (4)
(Item Nos. 1-3)**

**ITEM NO. (1) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED ON
DECEMBER 19, 2007**

[07-2792](#)

CD 12 HEARING PROTESTS against the proposed improvement and maintenance of the Homezell and Valley Flores Drives Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Homezell and Valley Flores Drives Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on October 3, 2007 - Continue hearing and present Ordinance on DECEMBER 19, 2007 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (2) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED ON
DECEMBER 19, 2007**

05-2616-S3

CD 11 HEARING PROTESTS against the proposed improvement and maintenance of the Glencoe and Beach Avenues No. 1 Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Glencoe and Beach Avenues No. 1 Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on October 3, 2007 - Continue hearing and present Ordinance on DECEMBER 19, 2007 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (3) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED ON
DECEMBER 19, 2007**

07-2789

CD 7 HEARING PROTESTS against the proposed improvement and maintenance of the Fenton Avenue and Hubbard Street Lighting District.

Recommendation for Council action:

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

(Ordinance of Intention adopted on October 3, 2007 - Continue hearing and present Ordinance on DECEMBER 19, 2007 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

Roll Call #2 - Motion (Zine - Huizar) Adopted to Continue, Unanimous Vote (11); Absent: Hahn, Parks, Reyes and Wesson (4)

ITEM NO. (4) - CONTINUED TO JANUARY 16, 2008

07-3237

CD 3 CONSIDERATION OF APPEAL filed by Ann Tumberian (Oscar Ensafi, Representative) from the entire decision of the South Valley Area Planning Commission in sustaining the determination of the Deputy Advisory Agency in denying a Zone Change from RA-1 to R1-1 for the proposed maximum new four-parcel, single-family development on a 0.76 acre lot for property at 7719 North Wilbur Avenue, subject to Conditions of Approval.

APCSV 2006-0047-ZC-1A

Applicant: Ann Tumberian (Oscar Ensafi, Representative)

Items for Which Public Hearings Have Been Held - Items 5-25

Roll Call #3 - Motion (Huizar - Greuel) Adopted, Ayes (12); Absent: Parks, Reyes and Wesson (3)
(Item Nos. 5-7)

ITEM NO. (5) - ADOPTED

05-1755

BUDGET AND FINANCE COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to waiving adoption fees for the Seniors 4 Seniors Pet Adoption Program.

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

1. PRESENT and ADOPT the accompanying ORDINANCE adding Section (i) to Section 53.12 of the Los Angeles Municipal Code, relative to waiving adoption fees for the Seniors 4 Seniors Pet Adoption Program including a one-year sunset provision.
2. RECEIVE and FILE the City Attorney's report and draft Ordinance dated July 10, 2007, relative to the Seniors 4 Seniors Pet Adoption Program, inasmuch as the City Attorney submitted a revised report and Ordinance dated July 19, 2007, containing a one-year sunset provision, and no further Council action is necessary.

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

(Public Safety Committee waived consideration of the above matter)

ITEM NO. (6) - ADOPTED

07-3280

CD 2

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change at 12425 Victory 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. 07-3280 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 2006-8395 MND] filed on March 23, 2007.
2. ADOPT the FINDINGS of the City Planning Commission (CPC) as the Findings of the Council.

3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the CPC, effecting a zone change from [T][Q]C2-1 and [Q]C2-1 to [T][Q]RAS4-1 for the proposed construction of a mixed use development comprised of 54 residential condominium units, 6,900 square feet of retail space and 1,450 square feet of restaurant space, with 164 parking spaces for property at 12425 Victory Boulevard, subject to Conditions of Approval. (The CPC also approved a Site Plan Review for this project.)

Applicant: Victory Promenade, LLC

CPC 2006-8394 ZC SPR

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

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

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

TIME LIMIT FILE - DECEMBER 24, 2007

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

ITEM NO. (7) - ADOPTED

07-3502

CD 15

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT, RESOLUTION and ORDINANCE FIRST CONSIDERATION relative to a General Plan Amendment and zone change for property at 255-95 West Eighth Street, and Add Area located at 229-47 West Eighth 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. 07-3502 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 2006-1183 MND-REC1] filed on December 1, 2006.
2. ADOPT the FINDINGS of the City Planning Commission (CPC) as the Findings of the Council.
3. ADOPT the accompanying RESOLUTION as recommended by the Mayor, the CPC, and the Director of Planning, APPROVING the proposed General Plan Amendment to the San Pedro Community Plan from Low Medium II Residential to Community Commercial for property located at 255-95 West Eighth Street, with an Add Area located at 229-47 West Eighth Street; and a revision to Footnote No. 3 to permit Height District 1L in the Community Commercial land use designation for the proposed construction of a six-story, 65 feet in height, 76,382 square foot, 47-unit residential building consisting of 43 market rate condominium units and four affordable units for property located at 255-95 West Eighth Street. The proposed development will include 106 parking spaces for residents and guests on a 33,602 square foot rectangular shaped site.

Applicant: Hossein Moalej

CPC 2006-2650 GPA ZC HD

4. PRESENT and ADOPT the accompanying ORDINANCE, approved by the CPC, effecting a concurrent zone and height district change from RD1.5-1XL to (T)(Q)RAS3-1L for property at 255-95 West Eighth Street, subject to Conditions of Approval.

Said rezoning shall be subject to the "Q" Qualified classification zone limitations as shown on the attached sheets.
5. REMOVE (T) Tentative classification as described in detail on the sheet(s), attached to the Committee report.
6. INSTRUCT the Planning Department to update the General Plan and appropriate maps pursuant to this action.
7. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.
8. 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.
9. 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 - JANUARY 29, 2008

(LAST DAY FOR COUNCIL ACTION - JANUARY 29, 2008)

ITEM NO. (8) - ADOPTED

Roll Call #10 - Motion (Hahn - Rosendahl) Adopted, Ayes (12); Absent: Reyes, Smith and President Garcetti (3)

07-3658

CD 15 TRADE, COMMERCE AND TOURISM COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to restricting recreational vessels from operating within designated Controlled Navigation Areas.

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

1. CONCUR with the Board of Harbor Commissioners' action of August 2, 2007, Board Order No. 6924, amending the Port of Los Angeles Tariff No. 4, Section 16, in order to restrict recreational vessels from operating within designated Controlled Navigation Areas.
2. PRESENT and ADOPT the accompanying ORDINANCE approving Order No. 6924 of the Board of Harbor Commissioners, amending the Port of Los Angeles Tariff No. 4.

Fiscal Impact Statement: The City Administrative Officer reports that the Harbor Department anticipates that the fiscal impact of the proposed amendment, restricting access by recreational vessels in the Los Angeles Harbor wharf area, will be negligible. There will be no General Fund impact.

ITEM NO. (9) - ADOPTED

**Roll Call #3 - Motion (Huizar - Greuel) Adopted, Ayes (12); Absent: Parks, Reyes and Wesson (3)
(Item Nos. 9-10)**

04-1935

EDUCATION AND NEIGHBORHOODS COMMITTEE REPORT relative to suspending the implementation of Council action on May 20, 2005 regarding provisions of Neighborhood Council election procedures.

Recommendation for Council action:

RECEIVE and FILE Motion (Zine - Garcetti) relative to suspending implementation of Council action on May 20, 2005 regarding amending the Plan for the Citywide System of Neighborhood Councils to add provisions regarding Neighborhood Council election procedures to permit all certified Neighborhood Councils and those seeking certification to conduct regularly scheduled elections without delay, inasmuch as the Neighborhood Council Review Commission has addressed this matter in its final report and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: At its meeting of July 5, 2006, the Silver Lake Neighborhood Council Governing Board voted to support the Zine-Garcetti motion in Council File 04-1935, which calls for a moratorium on implementation of the Election Procedures recently added to the Plan for a Citywide System of Neighborhood Councils. In addition, the SLNC urges the City Council to take immediate steps to rectify its own apparent lack of authority over decisions and actions taken by the (Interim) General Manager of the Department of Neighborhood Empowerment.

ITEM NO. (10) - ADOPTED

06-1191

EDUCATION AND NEIGHBORHOODS COMMITTEE REPORT relative to the feasibility of Neighborhood Councils encumbering budgeted funds and establishing carry-over accounts.

Recommendation for Council action:

RECEIVE and FILE Motion (Smith - Hahn) relative to the feasibility of Neighborhood Councils encumbering budgeted funds and establishing carry-over accounts for unexpended funds for large scale and long-term projects with Council approval, inasmuch as the Neighborhood Council Review Commission has addressed this matter in its final report and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (11) - CONTINUED TO DECEMBER 12, 2007

Roll Call #11 - Motion (Hahn - Perry) Adopted to Continue, Unanimous Vote (12); Absent: Reyes, Smith and President Garcetti (3)

07-2679

EDUCATION AND NEIGHBORHOODS COMMITTEE REPORT relative to greening and opening schools to the community during times when schools are not being utilized.

Recommendations for Council action, as initiated by Motion (LaBonge - Alarcon - Hahn - Huizar):

1. INSTRUCT the Department of Recreation and Parks, in consultation with non-profit organizations, community groups, the Los Angeles Unified School District (LAUSD), and any other appropriate City department, to report in 45 days with recommendations for greening and opening schools to the community during times when schools are not being utilized, including recommendations relative to the development of a Master Joint Use Agreement for the utilization of school facilities and parks.

2. INSTRUCT the Department of Recreation and Parks, in conjunction with the aforementioned community groups, to report within 45 days on recommendations for implementing pilot programs at 15 LAUSD elementary and middle school sites.

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

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

ITEM NO. (12) - ADOPTED

Roll Call #13 - Motion (Wesson - Rosendahl) Adopted, Ayes (12); Absent: Reyes, Smith and President Garcetti (3)

07-3291

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to structuring a program for Los Angeles similar to the District of Columbia's Tenant Opportunity to Purchase Act (TOPA).

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

1. INSTRUCT the Chief Legislative Analyst (CLA) to report to Council within 60 days with an analysis of the District of Columbia's TOPA Program and how such an approach might work in Los Angeles.
2. INSTRUCT the Los Angeles Housing Department to report to Council within 60 days with suggestions for how to structure a TOPA-type Program in Los Angeles in such a way that the needs of owners and tenants will be best met.

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

Roll Call #3 - Motion (Huizar - Greuel) Adopted, Ayes (12); Absent: Parks, Reyes and Wesson (3) (Item Nos. 13-18)

ITEM NO. (13) - ADOPTED

06-2366-S2

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the status of efforts to ensure the eligibility of Community Based Development Organizations (CBDOs) that will be recommended for funding in the 34th (2008-09) Community Development Block Grant (CDBG) Program Year (PY).

Recommendation for Council action:

RECEIVE and FILE the Community Development Department report dated October 25, 2007, relative to the status of efforts to ensure the eligibility of CBDOs that will be recommended for funding in the 34th CDBG PY, inasmuch as the report is submitted for information and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (14) - ADOPTED

07-1318

PERSONNEL COMMITTEE REPORT relative to an amendment to the 2006-09 Firefighters and Fire Captains Memorandum of Understanding (MOU) to provide a bonus to one Fire Captain II when assigned as the Interim General Manager of the Emergency Preparedness Department.

Recommendation for Council action:

APPROVE Amendment No. 1 to the 2006-09 Firefighters and Fire Captains MOU (MOU 23) to provide a regularly-assigned non-pension based biweekly bonus of \$1,824.39 for a Fire Captain II when assigned as the Interim General Manager of the Emergency Preparedness Department.

Fiscal Impact Statement: The City Administrative Officer reports that the maximum cost of the recommended bonus for Fiscal Year 2007-08 is \$29,190. Funds are available in the salary account of the Emergency Preparedness Department to absorb this cost.

ITEM NO. (15) - ADOPTED

07-3540

CD 4

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the inclusion of the Harpel House No. 1 located at 7764 West Torreyson Drive 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 Harpel House No. 1 located at 7764 West Torreyson Drive in the list of Historic-Cultural Monuments.

Applicant/Owner: Mark Haddawy

CHC 2007-2072 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 - JANUARY 16, 2008

(LAST DAY FOR COUNCIL ACTION - JANUARY 16, 2008)

ITEM NO. (16) - ADOPTED

07-3542

CD 4 PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the inclusion of the Haven of Rest located at 2432 North Hyperion 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 Haven of Rest located at 2432 North Hyperion Avenue in the list of Historic-Cultural Monuments.

Owner: John R. King and Michael S. Simpson
Applicant: Silver Lake Neighborhood Council

CHC 2007-2315 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 - JANUARY 16, 2008

(LAST DAY FOR COUNCIL ACTION - JANUARY 16, 2008)

ITEM NO. (17) - ADOPTED

07-3541

CD 14 PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the inclusion of the Van Nuys Building located at 210 West Seventh Street 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 Van Nuys Building located at 210 West Seventh Street in the list of Historic-Cultural Monuments.

Applicant/Owner: Van Nuys Associates, LP

CHC 2007-3528 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 - JANUARY 16, 2008

(LAST DAY FOR COUNCIL ACTION - JANUARY 16, 2008)

ITEM NO. (18) - ADOPTED

07-3543

CD 14

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the inclusion of the Charles C. Chapman Building located at 756 South Broadway 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 Charles C. Chapman Building located at 756 South Broadway in the list of Historic-Cultural Monuments.

Applicant/Owner: Broadway and Eighth Investments, LLC

CHC 2007-2316 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 - JANUARY 16, 2008

(LAST DAY FOR COUNCIL ACTION - JANUARY 16, 2008)

ITEM NO. (19) - MOTION ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #12 - Motion (Weiss - Parks) to Adopt as Amended, Ayes (12); Absent: Reyes, Smith and President Garcetti (3)

07-3651

PUBLIC SAFETY COMMITTEE REPORT relative to a monetary donation from the West Valley Boosters for the Los Angeles Police Department (LAPD) to host the 24th Annual National Association of Town Watch/National Night Out event.

Recommendation for Council action:

ACCEPT and APPROVE monetary donation in the amount of \$14,010.25 from the West Valley Boosters for the LAPD to host the 24th Annual National Association of Town Watch/National Night Out event, and THANK the donor for this generous donation.

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

ADOPTED

MOTION (PARKS - ZINE)

Recommendation for Council action:

INSTRUCT the Chief Legislative Analyst to meet with the appropriate Police Commission personnel to reconcile the issue of gifts and to review the applicable sections of the Los Angeles Administrative Code sections with respect to donations of gifts and future expenditures.

**Roll Call #3 - Motion (Huizar - Greuel) Adopted, Ayes (12); Absent: Parks, Reyes and Wesson (3)
(Item Nos. 20-21)**

ITEM NO. (20) - ADOPTED

[05-0427-S4](#)

PUBLIC SAFETY COMMITTEE REPORT relative to the status of Proposition Q funding of construction and reconstruction public safety projects.

Recommendation for Council action:

NOTE and FILE Proposition Q Administrative Oversight Committee report to the Mayor and Council dated October 29, 2007 (attached to the Council file) relative to the September 2007 quarterly status of construction and reconstruction public safety projects.

Fiscal Impact Statement: The Proposition Q Administrative Oversight Committee reports that this program is funded by Proposition Q - Citywide Public Safety General Obligation Bonds. There is no impact to the General Fund.

ITEM NO. (21) - ADOPTED

[07-3573](#)

CDs 11 & 14 ADMINISTRATIVE EXEMPTION and TRADE, COMMERCE AND TOURISM COMMITTEE REPORT relative to a proposed five-year contract with CUSA CC, LCD dba Coach America Los Angeles (CUSA) in an amount not to exceed \$16.5 million to provide continued flyaway service from Union Station to Los Angeles International Airport (LAX).

Recommendations for Council action:

1. FIND that the proposed contract with CUSA is administratively exempt from the requirements of the California Environmental Quality Act (CEQA), as provided by Article II, Section 2 (f) of the Los Angeles City CEQA Guidelines.

2. APPROVE the proposed five-year contract with CUSA in an amount not to exceed \$16.5 million to provide continued flyaway service from Union Station to LAX.
3. CONCUR with the Board of Airport Commissioners' action of October 1, 2007, Board Order No. AO-5081, authorizing the Executive Director of the Los Angeles World Airports (LAWA) to execute said contract.
4. DIRECT the LAWA to report back to the Trade, Commerce and Tourism Committee in 90 days with recommendations on the feasibility of:
 - a. Reducing the existing flyaway service fare to increase ridership.
 - b. Increasing parking fees at LAX to offset a reduction of the flyaway service fare.
 - c. Offering flyaway service from the Harbor.
 - d. Using Santa Fe Avenue, or other low-traffic areas, as alternate routes to avoid traffic gridlock.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the proposed five-year contract to continue flyaway service from Union Station to LAX will have no impact on the General Fund. The cost to the LAWA will be approximately \$16.5 million over the term of the contract, which is offset by approximately \$1 million annually from the passenger fares collected.

TIME LIMIT FILE - JANUARY 4, 2008

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

ITEM NO. (22) - ADOPTED

Roll Call #14 - Motion (Hahn - Rosendahl) Adopted, Ayes (12); Absent: Reyes, Smith and President Garcetti (3)

07-3657

TRADE, COMMERCE AND TOURISM COMMITTEE REPORT relative to a proposed First Amendment to Agreement No. 2348 with EDAW Incorporated for landscape architectural and engineering design services for the San Pedro and Cabrillo Beach Waterfront Enhancement projects.

Recommendation for Council action:

CONCUR with the Board of Harbor Commissioners' action of August 16, 2007, Order No. 6926, and APPROVE the proposed First Amendment to Agreement No. 2348 with EDAW Incorporated to extend the agreement duration by one year, for a total term of four years, and to increase the overall contract amount by \$957,165 to \$5,595,488, for landscape architectural and engineering design services for the San Pedro and Cabrillo Beach Waterfront Enhancement projects.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the First Amendment to Agreement No. 2348 with EDAW Incorporated will extend the three-year contract by one year and increase the compensation amount by \$957,165 to an overall contract amount of \$5,595,488. Funding for the Amendment has been included in the Harbor Revenue Fund. There is no impact on the General Fund.

TIME LIMIT FILE - JANUARY 8, 2008

(LAST DAY FOR COUNCIL ACTION - JANUARY 8, 2008)

ITEM NO. (23) - ADOPTED

Roll Call #15 - Motion (Greuel - LaBonge) Adopted, Ayes (12); Absent: Reyes, Smith and President Garcetti (3)

07-2655

TRANSPORTATION COMMITTEE REPORT relative to the preparation of a Citywide transportation strategic plan.

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

1. INSTRUCT the Los Angeles Department of Transportation (LADOT) to circulate for public review and comment the draft Transportation Strategic Plan Mission Statement, as attached to the Committee report, that articulates a mission statement for the City of Los Angeles.
2. DIRECT the LADOT and the City Planning Department to report back to Council in 60 days with a summary of comments received and any pertinent recommendations in connection with Recommendation No. 1.
3. APPROVE the scope of work, as detailed in Chief Legislative Analyst (CLA) Report No. 07-11-2241 and attached to the Committee report, for the development of a Transportation Strategic Plan.
4. AUTHORIZE the LADOT to continue to negotiate with the Southern California Association of Governments (SCAG) for additional grant funding for Phase II of the City's Transportation Strategic Plan.
5. AUTHORIZE the LADOT to submit the scope of work document, as detailed in CLA Report No. 07-11-2241 and attached to the Committee report, to SCAG; and further, AUTHORIZE the LADOT to accept \$275,000 in grant funding for this purpose.

Fiscal Impact Statement: The CLA reports that approval of the recommendations will not impact the General Fund.

ITEM NO. (24) - MOTION ADOPTED, * AS AMENDED - SEE FOLLOWING

**Roll Call #8 - Motion (Perry - Cardenas) to Adopt as Amended, Ayes (12); Absent: Reyes, Smith and President Garcetti (3)
(Item Nos. 24-25)**

06-2440-S1

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT and PERSONNEL COMMITTEES' and AD HOC COMMITTEE ON HOMELESSNESS REPORT relative to funding to expand the Streets or Services Program.

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

1. RESOLVE that authority for one Deputy City Attorney II, Code No. 0551, in the Office of the City Attorney for the expansion of the Streets or Services Program for the period July 1, 2007 through June 30, 2008, is APPROVED, subject to allocation by the Civil Service Commission and paygrade determination by the Office of the City Administrative Officer (CAO).
2. AUTHORIZE the Los Angeles Homeless Services Authority (LAHSA) to release a Request for Proposals to solicit qualified shelter and service providers to operate the Streets or Services Program in conjunction with the Office of the City Attorney and the Los Angeles Police Department.
3. INSTRUCT the CAO and the Chief Legislative Analyst (CLA), with the assistance of LAHSA, to report back with recommendations of contractor(s) selected for implementation of the Streets or Services Program expansion and expenditure of funding.
4. AUTHORIZE the Controller to:

- a. Establish an account within Fund No. 551, General Fund Various Programs, Department 22, as follows:

<u>Account</u>	<u>Title</u>
CXXX	Streets or Services Program

- b. Transfer appropriations within Fund No. 551, General Fund Various Programs, Department 22, as follows:

	<u>Account</u>	<u>Title</u>	<u>Amount</u>
From:	C850	LAHSA - Homeless Shelter Beds	\$101,578
To:	CXXX	Streets or Services Program	\$101,578

- c. Establish an account within Fund No. 44G, Department 43 as follows:

<u>Account</u>	<u>Title</u>
CXXX	Streets or Services Program

- d. Transfer appropriations between accounts within Fund 44G, Affordable Housing Trust Fund, Department 43 as follows:

	<u>Account</u>	<u>Title</u>	<u>Amount</u>
From:	T212	Winter Shelter Program	\$331,655
	Y212	Homeless Shelter Program - GCP	302,179
	W212	Winter Shelter Program - GCP	32,881
	Y217	LAHSA Downtown Drop-In Center	<u>427</u>
			\$667,142

	<u>Account</u>	<u>Title</u>	<u>Amount</u>
To:	CXXX	Streets or Services Program	\$667,142

- e. Transfer \$62,209 from Fund No. 44G/43, Account No. T212 (Winter Shelter Program) to Fund No. 100/12, Account No. 1010 (Salaries General) for eight month funding for one Deputy City Attorney II assigned to support the Streets or Services Program.
- f. Instruct the CAO and City Attorney to include funding in the 2008-09 Budget for this position, subject to a determination of ongoing need.
5. AUTHORIZE the General Managers, Los Angeles Housing Department (LAHD) and Community Development Department (CDD), to prepare Controller's instructions and make any technical adjustment consistent with Mayor and Council action on this report, subject to the approval of the CAO, and AUTHORIZE the Controller to implement these instructions.

- ~~* 6. AUTHORIZE the General Manager, LAHD to execute a contract or amend an existing contract in an amount not to exceed \$667,142 with LAHSA for shelter and services associated with the Streets or Services program and LAHSA administrative expenses associated with this activity, to be paid from funds listed in recommendation 4.
* (Perry - Garcetti)~~

Fiscal Impact Statement: The CAO and CLA report that there is no additional impact to the General Fund as a result of these actions. Funding for the expansion of the Streets or Services program in the amount of \$830,929 is provided from prior years' General Fund program savings from the LAHSA (\$729,351) and General Fund savings from the 2005-06 L.A. Bridges program administered by the CDD (\$101,578). Funding for the expansion of the Streets or Services program was approved by the Mayor and Council as part of the 2007-08 (33rd Program Year) Consolidated Plan (Council file No. 06-2366). It is important to note that funding for the expansion of the Streets or Services program is one-time only. For the program to continue into 2008-09, additional funding would need to be identified.

ADOPTED

MOTION (PERRY - GARCETTI)

Recommendation for Council action:

DELETE Recommendation No. 6 and include the following new recommendation:

6. **AUTHORIZE the General Manager, LAHD, to execute a contract or amend an existing contract in an amount not to exceed \$768,720 with LAHSA for shelter and services associated with the Streets or Services program and LAHSA administrative expenses associated with this activity, not to exceed \$76,872, to be paid from funds listed in recommendation 4.**

ITEM NO. (25) - MOTION ADOPTED, * AS AMENDED - SEE FOLLOWING

07-1009

BUDGET AND FINANCE and INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEES' REPORTS relative to operations and maintenance plans for Figueroa Plaza.

A. BUDGET AND FINANCE COMMITTEE REPORT

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

1. APPROVE Recommendations Nos. 1, 2, 4, 5 and 6 in the City Administrative Officer (CAO) report dated June 5, 2007, attached to the Council file.
- ~~*2. INSTRUCT the Department of General Services (GSD) to deposit on a monthly basis all receipts from the Figueroa Plaza parking and non-City tenant revenue totaling \$9.5 million into the General Fund No. 100/40 Revenue Source No. 4423 and to report monthly to the CAO on these receipts. * (Parks - Greuel)~~
- ~~*3. AUTHORIZE the Controller to increase the General Fund appropriation in the amount of \$9.5 million to the Unappropriated Balance, Reserve for Economic Uncertainties. * (Parks - Greuel)~~
4. INSTRUCT the GSD to submit an annual maintenance and operations appropriations request as part of GSD's annual budget submittal, as it has been done historically with this facility, and in the same manner as the Public Works Building.
5. INSTRUCT the GSD to report back in November 2007 with a detailed transitional plan.
6. INSTRUCT the GSD to consult with the property manager, CB Richard Ellis, and report back in 60 days on any measures that can be taken to save costs and measures that can be taken to increase revenues.

7. INSTRUCT the GSD and CAO to notify the Chief Legislative Analyst of all transfers in and out relative to Figueroa Plaza.
8. RECEIVE and FILE the GSD report dated July 20, 2007, attached to the Council file.

B. INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT

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

1. APPROVE Recommendations Nos. 1, 2, 4, 5 and 6 in the City Administrative Officer (CAO) report dated June 5, 2007, attached to the Council file.
- * ~~2. INSTRUCT the Department of General Services (GSD) to record \$9.5 million in expected 2007-08 receipts from Figueroa Plaza as General Fund receipts, and report monthly to the CAO on these receipts. * (Parks - Greuel)~~
3. INSTRUCT the GSD to submit an annual maintenance and operations appropriations request as part of GSD's annual budget submittal, as it has been done historically with this facility, and in the same manner as the Public Works Building.
4. INSTRUCT the GSD to report back in 45 days with a detailed transitional plan.
5. RECEIVE and FILE the GSD report dated July 20, 2007, attached to the Council file.

Fiscal Impact Statement: The CAO reports that there is no additional General Fund impact. The occupancy costs of Figueroa Plaza are being paid with budgeted lease costs. In 2007-08, there is one-time revenue of \$9.5 million which is available for capital repairs and maintenance. For 2008-09, there is an anticipated shortfall of \$3.4 million between Figueroa Plaza revenues and expenses.

ADOPTED

MOTION (PARKS - GREUEL)

Recommendation for Council action:

DELETE Recommendations 2 and 3 of the Budget and Finance Committee Report and Recommendation 2 of the Information Technology and General Services Committee Report relative to the operation and maintenance of Figueroa Plaza, inasmuch as the instructions for depositing Figueroa Plaza lease revenues were included in the Second Financial Status Report adopted on November 21, 2007.

Items for Which Public Hearings Have Not Been Held - Items 26-39

(10 Votes Required for Consideration)

**Roll Call #4 - Motion (Hahn - Rosendahl) Adopted, Ayes (13); Absent: Reyes and Wesson (2)
(Item Nos. 26-29)**

ITEM NO. (26) - ADOPTED

07-0005-S787

CD 1 RESOLUTION relative to removing the property at 1744 South New England Street (Case No. 6332) 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 November 27, 2007. Assessor I.D. No. 5056-014-025

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 26, 2003)

ITEM NO. (27) - ADOPTED

07-3743

CD 6 ADMINISTRATIVE EXEMPTION and COMMUNICATION FROM THE BOARD OF AIRPORT COMMISSIONERS (BOAC) relative to a 30-year lease with Skytrails Aviation, LLC (Skytrails) covering a leasehold at 16233 Vanowen Street at Van Nuys Airport for the development of a commercial hangar operation.

Recommendations for Council action:

1. FIND that the proposed lease with Skytrails is exempt from the requirements of the California Environmental Quality Act (CEQA), as provided by Article II, Section 2(i) of the Los Angeles City CEQA Guidelines.
2. APPROVE the 30-year lease with Skytrails covering a leasehold at 16233 Vanowen Street at Van Nuys Airport for the development of a commercial hangar operation.
3. CONCUR with the BOAC's action of November 19, 2007, Board Order No. AO-5087, authorizing the Los Angeles World Airports Executive Director to execute said lease.

TIME LIMIT FILE - DECEMBER 20, 2007

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

(Trade, Commerce and Tourism Committee waived consideration of the above matter)

ITEM NO. (28) - ADOPTED

07-1686

ADMINISTRATIVE EXEMPTION and COMMUNICATION FROM THE BOARD OF AIRPORT COMMISSIONERS (BOAC) relative to the adoption of a Blanket Order covering Second Amendments with Air Carriers to extend the term of the existing Non-Exclusive Air Carrier Operating Permits at Los Angeles International Airport (LAX) and LA/Ontario International Airport (LA/ONT).

Recommendations for Council action:

1. FIND that the proposed Amendments are 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 Second Amendments with Air Carriers, list attached to the Council file, to extend the term of the Non-Exclusive Air Carrier Operating Permits at LAX and LA/ONT.
3. CONCUR with the BOAC's action of November 19, 2007, Board Order No. AO-5088, authorizing the Los Angeles World Airports Executive Director to execute the Amendments.

TIME LIMIT FILE - DECEMBER 20, 2007

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

(Trade, Commerce and Tourism Committee waived consideration of the above matter)

ITEM NO. (29) - ADOPTED

07-3281

CD 7

CATEGORICAL EXEMPTION and COMMUNICATION FROM THE CITY ENGINEER relative to an offer to dedicate easement for hiking and equestrian purposes north on Foothill Boulevard within Lot 1, Tract No. 45863 (Right of Way No. 36000-1679).

Recommendations for Council action:

1. FIND that the offer to dedicate easement for hiking and equestrian purposes north on Foothill Boulevard within Lot 1, Tract No. 45863 (Right of Way No. 36000-1679) is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(19) of the City's Environmental Guidelines.
2. AUTHORIZE the Board of Public Works to acquire the dedication of easement for hiking and equestrian purposes north on Foothill Boulevard within Lot 1 Tract No. 45863 (Right of Way No. 36000-1679), as depicted on the Exhibit Map in the October 4, 2007 City Engineer report and attached to the Council file.
3. INSTRUCT the City Clerk to forward a copy of the Council action on this project be forwarded to the Real Estate Division of the Bureau of Engineering for processing.

Fiscal Impact Statement: The City Engineer reports that a fee of \$1,605 was paid for the processing of this offer to dedicate pursuant to Los Angeles Administrative Code Sections 7.3 and 7.41.1. No additional City Funds are needed.

ITEM NO. (30) - MOTION ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #16 - Motion (Perry - Hahn) to Adopt as Amended, Ayes (12); Absent: Reyes, Smith and President Garcetti (3)

07-0002-S73

CONSIDERATION OF RESOLUTION (PERRY - GARCETTI) relative to the development of the proposed 914-megawatt power plant in Vernon.

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

RESOLVE to URGE all associated governing and regulatory bodies to forestall approval of the development of the proposed 914-megawatt power plant in Vernon until issues of power-need, pollution, and environmental justice, as well as mitigation requirements and compensation to local communities, are fully considered, understood, and addressed.

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

ADOPTED

MOTION (HUIZAR - ROSENDAHL)

Recommendations for Council action:

- 1. OPPOSE development of the City of Vernon's proposed new 943- megawatt power plant due to the likelihood of increased adverse health impacts on children and families in Los Angeles due to the increased toxic emissions produced by the proposed power plant.**
- 2. AUTHORIZE the City Attorney to intervene, on behalf of the City of Los Angeles, in California Energy Commission docket number 06-AFC-4 (City of Vernon power plant) for the purpose of ensuring that toxic emissions from the proposed Vernon power Plant are reduced and mitigated to the maximum extent possible using Best Available Control Technologies to ensure the health and welfare of our City's residents are being protected.**

ADOPTED

MOTION (PERRY - ROSENDAHL)

Recommendation for Council action:

AUTHORIZE the City Attorney to protect the City's interests by intervening in the licensing proceedings pending before the California Energy Commission.

ITEM NO. (31) - ADOPTED

**Roll Call #4 - Motion (Hahn - Rosendahl) Adopted, Ayes (13); Absent: Reyes and Wesson (2)
(Item Nos. 31-33)**

07-3822

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

Recommendations for Council action:

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

07-3822

CD 13 a. MOTION (GARCETTI - LABONGE) relative to declaring the Opening Night Gala for Fusion: The Los Angeles LGBT People of Color Film Festival on November 30, 2007 a Special Event (fees and costs absorbed by the City = \$2,429).

07-3821

CD 13 b. MOTION (GARCETTI - LABONGE) relative to declaring the Will Smith Star Ceremony on December 10, 2007 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

07-3820

CD 13 c. MOTION (GARCETTI - LABONGE) relative to declaring the Buzztone event on December 7, 2007 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

07-3819

CD 14 d. MOTION (HUIZAR - CARDENAS) relative to declaring the Procession of Our Lady of Guadalupe on December 3, 2007 a Special Event (fees and costs absorbed by the City = \$3,359).

07-3818

CD 4 e. MOTION (LABONGE - HUIZAR) relative to declaring the Los Feliz Village Third Annual Holiday Festival on December 1, 2007 a Special Event (fees and costs absorbed by the City = \$2,925).

07-2559

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

07-3814

CD 13 g. MOTION (GARCETTI - ROSENDAHL) relative to declaring the Movies that Rock Event on December 2, 2007 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

- 07-3813
CD 13 h. MOTION (GARCETTI - ROSENDAHL) relative to declaring the Waterhorse Premiere on December 11, 2007 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).
- 07-3812
CD 13 i. MOTION (GARCETTI - HUIZAR) relative to declaring the Kite Runner Event on December 4, 2007 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).
- 07-3811
CD 13 j. MOTION (GARCETTI - HUIZAR) relative to declaring the Christmas with a Conscience Event on December 5, 2007 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).
- 06-2762
CD 6 k. MOTION (CARDENAS - SMITH) relative to declaring the Valley Christmas Tree Lighting Event on December 2, 2007 a Special Event (fees and costs absorbed by the City = \$4,000).
- 07-3809
CD 15 l. MOTION (HAHN - LABONGE) relative to declaring the Port Evacuation Exercise on December 10, 2007 a Special Event (fees and costs absorbed by the City = \$5,226).
- 07-3823
CD 11 m. MOTION (ROSENDAHL - REYES) relative to declaring the Santa Monica Venice Christmas Run on December 8, 2007 a Special Event (fees and costs absorbed by the City = \$4,650).
- 07-3815
CD 13 n. MOTION (GARCETTI - PERRY) relative to declaring the Viverdi Holiday Party on December 6, 2007 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

ITEM NO. (32) - ADOPTED

07-0010-S29

MOTION (ROSENDAHL - PERRY) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Armando Mariscal on October 14, 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 Armando Mariscal on October 14, 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. (33) - ADOPTED

07-0011-S41

CD 7 MOTION (ALARCON - CARDENAS) relative to funding to install banners for the San Fernando Valley Veterans Day Parade and the 40th Annual Pacoima Holiday Parade.

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

1. AUTHORIZE the Board of Public Works, Office of Accounting and the Controller, as appropriate, to issue payment in an amount not to exceed \$4,816.90 from the Council District Seven portion of the Street Furniture Revenue Fund No. 43D/50 to Gold Graphics for the installation of banners for the San Fernando Valley Veterans Day Parade on November 11, 2007 and the 40th Annual Pacoima Holiday Parade on December 8, 2007.
2. AUTHORIZE the Chief Legislative Analyst, or designee, to make technical corrections or clarifications as may be necessary to implement the intent of the Motion.

ITEM NO. (34) - ADOPTED

Roll Call #17 - Motion (Huizar - Greuel) Adopted, Ayes (12); Absent: Reyes, Smith and President Garcetti (3)

07-0011-S42

CD 14 MOTION (HUIZAR - GREUEL) relative to funding to install street banners to promote the Second Annual Bridge Lighting Ceremony on December 8, 2007.

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

1. INSTRUCT the Bureau of Street Services (BOSS) to prepare a contract, agreement or other necessary contractual document with Gold Graphics Manufacturing Company (12450 Montague Street, Pacoima, CA 91331, 818-899-1183) for execution by the Councilmember of the 14th District for the above work to be performed by the Gold Graphics Manufacturing Company, subject to the approval of the City Attorney as to form and legality.
2. AUTHORIZE Council District 14 to enter into a contract, agreement or other necessary contractual document with the Gold Graphics Manufacturing Company in an amount not to exceed \$11,020.24, for the above work to be performed. The contract, agreement or other necessary contractual document shall include, but not be limited to, the following: Description of the work to be performed, estimated completion date, and an advance payment provision, as appropriate.

3. AUTHORIZE the Board of Public Works, Office of Accounting to:
 - a. Make a payment in an amount not to exceed \$5,000 from the Council District 14 portion of the Street Furniture Revenue Fund No. 43D/50 to Soledad Enrichment Action, upon the receipt of an invoice indicating a \$5,000 deposit was made to the Gold Graphics Manufacturing Company for the above described work to be performed.
 - b. Make an advance payment in amount not to exceed \$6,020.24 from the Council District 14 of the Street Furniture Revenue Fund No. 43D/50 to the Gold Graphics Manufacturing Company for the above described work to be performed.
4. REQUEST and AUTHORIZE the Controller to make an advance payment in an amount not to exceed \$6,020.24 from the Council District 14 portion of the Street Furniture Revenue Fund No. 43D/50 to the Gold Graphics Manufacturing Company upon receipt of an advanced payment request invoice, as appropriate.
5. INSTRUCT the BOSS to ensure that the Gold Graphics Manufacturing Company submits invoices to the Board of Public Works, Office of Accounting, of the actual expenditures for the installation and removal of street banners to promote the Second Annual Bridge Lighting Ceremony on December 8, 2007 and return any unspent funds within thirty days of completion of this project.
6. AUTHORIZE the Chief Legislative Analyst, or designee, to make technical changes or clarifications as may be necessary to implement the intent of the Motion.

**Roll Call #4 - Motion (Hahn - Rosendahl) Adopted, Ayes (13); Absent: Reyes and Wesson (2)
(Item Nos. 35-39)**

ITEM NO. (35) - ADOPTED

[07-0011-S43](#)

CD 14 MOTION (HUIZAR - GREUEL) relative to funding to install street banners to promote the Second Annual Huizar's Winter Wonderland on December 16, 2007.

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

1. INSTRUCT the Bureau of Street Services (BOSS) to prepare a contract, agreement or other necessary contractual document with the Gold Graphics Manufacturing Company (12450 Montague Street, Pacoima, CA 91331, 818-899-1183) for execution by the Councilmember of the 14th District for the above work to be performed by the Gold Graphics Manufacturing Company, subject to the approval of the City Attorney as to form and legality.
2. AUTHORIZE Council District 14 to enter into a contract, agreement or other necessary contractual document with Gold Graphics Manufacturing Company in an amount not to exceed \$9,887.93, for the above work to be performed. The contract, agreement or other necessary contractual document shall include, but not be limited to, the following: Description of the work to be performed, estimated completion date, and an advance payment provision, as appropriate.

3. AUTHORIZE the Board of Public Works, Office of Accounting to:
 - a. Make a payment in an amount not to exceed \$5,000 from the Council District 14 portion of the Street Furniture Revenue Fund No. 43D/50 to Barrio Action Youth and Family Center, upon the receipt of an invoice indicating a \$5,000 deposit was made to the Gold Graphics Manufacturing Company for the above described work to be performed.
 - b. Make an advance payment in amount not to exceed \$4,887.93 from the Council District 14 of the Street Furniture Revenue Fund No. 43D/50 to the Gold Graphics Manufacturing Company for the above described work to be performed.
4. REQUEST and AUTHORIZE the Controller to make an advance payment in an amount not to exceed \$4,887.93 from the Council District 14 portion of the Street Furniture Revenue Fund No. 43D/50 to the Gold Graphics Manufacturing Company upon receipt of an advanced payment request invoice, as appropriate.
5. INSTRUCT the BOSS to ensure that the Gold Graphics Manufacturing Company submits invoices to the Board of Public Works, Office of Accounting, of the actual expenditures for the installation and removal of street banners to promote the Second Annual Huizar's Winter Wonderland on December 16, 2007 and return any unspent funds within thirty days of completion of this project.
6. AUTHORIZE the Chief Legislative Analyst, or designee, to make technical changes or clarifications as may be necessary to implement the intent of the Motion.

ITEM NO. (36) - ADOPTED

07-3810

MOTION (WEISS - ROSENDAHL) relative to a reception for the Criminal Bench and Bar in the City Hall Tom Bradley Room.

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

APPROPRIATE \$300 from the Unappropriated Balance Fund No. 100/58 to the General Services Fund No. 100/40 as follows: \$122 to Account No. 1070 (Salaries - As Needed) and \$178 to Account No. 1090 (Salaries - Overtime) for services in connection with the December 3, 2007 Council District Five reception for the Criminal Bench and Bar in the City Hall Tom Bradley Room. Funds to be reimbursed to the General Fund by the Criminal Bench and Bar.

ITEM NO. (37) - ADOPTED

07-0011-S44

CD 15 MOTION (HAHN - ROSENDAHL) relative to funding for enhanced efforts for transit related projects, sidewalk projects and curb/sidewalk improvements.

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

TRANSFER \$130,000 from the Council District 15 portion of the Street Furniture Revenue Fund No. 43D/50 to the Council District 15 portion of Council Fund No. 100/28, Account No. 1010 (Salaries - General) to provide funding for enhanced efforts relative to transit related projects, sidewalk projects, curb/sidewalk improvements and all expenses relating or incidental thereto in Council District 15.

ITEM NO. (38) - ADOPTED

07-0600-S58

MOTION (PARKS - GREUEL) relative to amending Council action regarding the Financial Status Report.

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

AMEND the Council action of November 9, 2007 relative to the Financial Status Report (Council file No. 07-0600-S58) to TRANSFER \$750,000 within General Services Fund No. 100/40 from Account No. 1010 (Salaries - General) to Account No. 1090 (Salaries - Overtime), inasmuch as the transfer was inadvertently omitted from the Council action. There is no fiscal impact to the General Fund associated with this amendment.

ITEM NO. (39) - ADOPTED

07-3841

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:

07-3841

CD 3 a. FINAL MAP OF TRACT NO. 52799 for property lying northerly of Burbank Boulevard and easterly of Canoga Avenue.
(Bond No. C-112633)
Applicants: David O. Team
Psomias and Associates

07-3842

CD 2 b. FINAL MAP OF TRACT NO. 61367 for property lying westerly of Beck Avenue and southerly of Moorpark Street.
(Bond No. C-112634)
(Quimby Fee: \$40,976)
Applicants: Garnik Keshishian
Hayk Martirosian

Closed Sessions - Items 40-43

ITEM NO. (40) - MEETING HELD - ACTION TAKEN IN CLOSED SESSION

07-3550

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to the case entitled Shelby Feldmeier v. City of Los Angeles, Los Angeles Superior Court Case No. BC345899. (This case arises out of plaintiff's claims of wrongful termination of her employment with the Los Angeles Police Department.)

(Budget and Finance Committee considered the above matter in Closed Session on November 19, 2007)

ITEM NO. (41) - MEETING HELD - NO ACTION TAKEN

07-3536

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to the case entitled Tony Muhammad, et al., v. City of Los Angeles, et al., Los Angeles Superior Court Case No. BC357193. (This action arises from an incident involving members of the Los Angeles Police Department that occurred in August, 2005.)

(Budget and Finance Committee considered the above matter in Closed Session on November 19, 2007)

ITEM NO. (42) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

Roll Call #18 - Motion (Wesson - Rosendahl) Adopted, Ayes (12); Absent: Reyes, Smith and President Garcetti (3)

07-3553

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to the case entitled Jamie Foster (dec'd) v. City of Los Angeles, Workers' Compensation Appeals Board Case Nos. VNO517617, et al., Claim No. 9003-2004-0111. (This claim results from a fatal injury to a Los Angeles Fire Department firefighter in the line of duty.)

(Budget and Finance Committee considered the above matter in Closed Session on November 19, 2007)

ADOPTED

MOTION (WESSON - ROSENDAHL)

1. **AUTHORIZE the City Attorney to enter into a settlement in the case entitled Jamie Foster (deceased) v. City of Los Angeles, Workers' Compensation Appeals Board Case Nos. VNO517617, LAO0852444, Claim No. 9003-2004-0111, by way of a Compromise and Release in the amount of \$125,542.21, less the amount of \$104,208.00, for a net of \$21,334.21, payable to the Department of Industrial Relations General Fund.**
2. **AUTHORIZE the City Attorney to execute the Compromise and Release with all appropriate parties for submission to the Workers' Compensation Appeals Board for its award of payment.**

This matter was approved by the Budget and Finance Committee (Parks - Huizar - Rosendahl "yes") at its meeting on November 19, 2007, in Closed Session as permitted by Government Code Section 54956.9(a).

ITEM NO. (43) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

Roll Call #19 - Motion (LaBonge - Wesson) Adopted, Ayes (11); Noes: Zine (1); Absent: Reyes, Smith and President Garcetti (3)

07-3551

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 Kim Fisher v. City of Los Angeles, et al., Los Angeles Superior Court Case No. BC355899. (This case arises out of plaintiff's claims that she was harassed and retaliated against during her employment with the Los Angeles Fire Department.)

(Budget and Finance Committee considered the above matter in Closed Session on November 19, 2007)

ADOPTED

MOTION (LABONGE - WESSON)

1. **AUTHORIZE the City Attorney to expend \$200,000 in settlement of the case entitled Kim Fisher v. City of Los Angeles, et al., Los Angeles Superior Court Case No. BC355899, from the City Attorney Liability Claims Account No. 9770, Fund 100, Department 59.**
2. **AUTHORIZE the City Attorney to draw a demand thereon in said amount payable to Geoff Lyon and Kim Fisher.**
3. **AUTHORIZE payment to plaintiff of \$35,000 in back pay from the Los Angeles Fire Department payroll account.**

4. **AUTHORIZE the City Attorney, or designee, to prepare Controller instructions for any necessary technical adjustments, subject to the approval fo the City Administrative Officer, and AUTHORIZE the Controller to implement the instructions.**

This matter was approved by the Budget and Finance Committee (Parks - Huizar - Rosendahl “yes”) at its meeting on November 19, 2007, in Closed Session as permitted by Government Code Section 54956.9(a).

Item for Which Public Hearing Has Been Held - Item 45

ITEM NO. (45) - CONTINUED TO DECEMBER 11, 2007

Roll Call #5 - Motion (Parks - LaBonge) Adopted to Continue, Unanimous Vote (13); Absent: Reyes and Wesson (2)

04-1587

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

A. COMMUNICATION FROM CHAIR, ARTS, PARKS, HEALTH AND AGING COMMITTEE

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.

B. BUDGET AND FINANCE COMMITTEE REPORT

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

1. CONCUR with the Arts, Parks, Health and Aging Committee recommendation to PRESENT and ADOPT the accompanying ORDINANCE 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.
2. INSTRUCT the City Administrative Officer (CAO) to work with the Departments of Recreation and Parks and Building and Safety to report back to the Budget and Finance Committee relative to projected proceeds from the sale of the 22 City-owned lots adjacent to Potrero Canyon, the projected costs for Phase II and build-out of Phase III of the Potrero Canyon Park Restoration project.

3. HOLD in abeyance the write-off of Department of Recreation and Parks Reserve Fund loans relative to Potrero Canyon and related projects, as recommended by the CAO in a report dated June 16, 2006 (Council file No. 05-0988), until the Potrero Canyon Project is completed, to ensure that if there are funds available the loan(s) can be addressed before going forward with other projects.
4. INSTRUCT the Department of General Services to report back to the Budget and Finance Committee with detailed information on the status of the Real Property Trust Fund Account.

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

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

[07-3891](#)

CD 14 MOTION (HUIZAR - GREUEL) relative to declaring the We Care E.L.A. event on December 15, 2007 a Special Event (fees and costs absorbed by the City = \$2,305).

[07-3901](#)

CD 13 MOTION (GARCETTI - LABONGE) relative to declaring the Eats on Sunset Boulevard/Heineken event on December 8, 2007 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[07-3902](#)

CD 8 MOTION (PARKS - PERRY) relative to declaring the Los Angeles County Building's Ribbon-Cutting Ceremony on December 14, 2007 a Special Event (fees and costs absorbed by the City = \$1,000).

[05-2730](#)

CD 8 MOTION (PARKS - PERRY) relative to declaring the FAME's Lovejoy Christmas on December 8, 2007 a Special Event (fees and costs absorbed by the City = \$500).

[06-2814](#)

CD 5 MOTION (WEISS - GREUEL) relative to declaring the Chanukah Parade on December 9, 2007 a Special Event (fees and costs absorbed by the City = \$2,500).

[07-3903](#)

CD 15 MOTION (HAHN - PERRY) relative to declaring the Miracle on Mesa Street event on December 15, 2007 a Special Event (fees and costs absorbed by the City = \$4,800).

[07-3890](#)

CD 11 MOTION (ROSENDAHL - WESSON) relative to declaring the 15th Annual Home for Our American Heroes event on December 2, 2007 a Special Event (fees and costs absorbed by the City = \$518).

07-3889

CD 11 MOTION (ROSENDAHL - HUIZAR) relative to initiating street vacation proceedings for a portion of the L-shaped alley northerly of Palmetto Street between Molino Street and Hewitt Street.

07-3888

CD 11 MOTION (ROSENDAHL - PERRY) relative to initiating street vacation proceedings for the 27th Street Vacation District.

07-3887

CD 11 MOTION (ROSENDAHL - HUIZAR) relative to initiating street vacation proceedings for the Exposition Boulevard Vacation District between 3rd Avenue and Vermont Avenue.

07-3886

MOTION (HAHN - ROSENDAHL) relative to asserting jurisdiction over the December 3, 2007 action of the Board of Airport Commissioners' decision to approve a change order contract for the "Tom Bradley International Terminal Interior Improvements and Baggage Screening Facilities" project.

07-3909

MOTION (PERRY - GARCETTI - PARKS - GREUEL) relative to the referral of the Los Angeles Water and Power (LADWP) water and power rate increase proposals and power restructuring proposal to the Board of Water and Power Commissioners and the LADWP for further consideration.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Motion (LaBonge - Greuel) unanimously adopted to excuse, Councilmember Parks from Council session of December 11, 18 and 19, 2007 due to City Business.

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

- 07-3187 - Maria Galletti (Hahn)
- Maxine McGinnis (Hahn)
- Valentine Z. Ivankovic (Hahn)
- Ria Carrol (Perry - All Councilmembers)
- Alexis Herrera (Perry - All Councilmembers)
- Robert O. Anderson (Perry - All Councilmembers)

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

Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL