

Los Angeles City Council, **Journal/Council Proceedings**

Friday, **December 14, 2007**

John Ferraro Council Chamber, Room 340, City Hall - 10:15 am

- - - SPECIAL COUNCIL MEETING - - -

10:15 A.M. OR AS SOON THEREAFTER
AS COUNCIL RECESSES ITS REGULAR MEETING

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

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

Item for Which Public Hearing Has Been Held - Item 23

ITEM NO. (23) - ADOPTED

Roll Call #1 - Motion (Reyes - Weiss) Adopted, Ayes (11); Absent: Huizar, Parks, Perry and Smith (4)

07-3712

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to execution of 69 Mills Act Historical Property Contracts.

Recommendation for Council action:

AUTHORIZE the Director of the Planning Department, or designee, to execute 69 Mills Act Historical Property Contracts between the City and property owners identified in Council file No. 07-3712.

Fiscal Impact Statement: The Planning Department reports the following estimated fiscal impact for 2007-08: Total tax revenue loss (all agencies): \$3,009,936; estimated fiscal impact to City: \$331,093; percentage of annual cap committed: 33.1 percent; percentage of annual cap available: 66.9 percent.

The City's share of the general levy property tax collected by the County Assessor for Fiscal Year 2007-08 (one percent of property value) is .106715370, or slightly under 11 percent. It is the intent of the Council that unrealized City revenue from the loss of property taxes not collected due to executed Historical Property Contracts shall not exceed \$1,000,000 annually. The current total revenue loss projections for 2007-08 would put the program at 33.1 percent capacity.

Management of the Historical Property Contracts Program will cause additional administrative costs to be incurred by the Department.

Items for Which Public Hearings Have Not Been Held - Items 24-28

(10 Votes Required for Consideration)

**Roll Call #2 - Motion (Garcetti - Greuel) Adopted, Ayes (11); Absent: Huizar, Parks, Perry and Smith (4)
(Item Nos. 24-26)**

ITEM NO. (24) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS - FORTHWITH

04-0537

CD 1 CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION TO VACATE relative to the vacation of the alley southeasterly of Lucas Avenue from Emerald Drive to 280 feet northeasterly thereof (VAC E1400897).

Recommendations for Council action:

1. REAFFIRM the FINDINGS of March 9, 2005, that the vacation of the alley southeasterly of Lucas Avenue from Emerald Drive to 280 feet northeasterly thereof, is exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(3) of the City of Los Angeles Environmental Guidelines.
2. REAFFIRM the FINDINGS of March 9, 2005, that this vacation is in substantial conformance with the General Plan pursuant to Section 556 of the Los Angeles City Charter.
3. ADOPT the accompanying RESOLUTION TO VACATE NO. 07-1400897 for the vacation of the alley southeasterly of Lucas Avenue from Emerald Drive to 280 feet northeasterly thereof.
4. INSTRUCT the City Clerk to transmit, following Council adoption, Resolution to Vacate No. 07-1400897 to the Land Development Group of the Bureau of Engineering for recordation of said Resolution with the Los Angeles County Recorder.

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

ENVIRONMENTAL WORK COMPLETED FOR THIS PROJECT

ITEM NO. (25) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

06-0626

COMMUNICATION FROM THE BOARD OF PUBLIC WORKS and RESOLUTION relative to accepting grant funding in the amount of \$1,024,295 to establish and maintain local used oil collection and recycling programs for Fiscal Year (FY) 2007-08.

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

1. AUTHORIZE the Director, Bureau of Sanitation (BOS), or designee, to accept the grant funds from the California Integrated Waste Management Board (CIWMB), to conduct all negotiations, to provide additional information, and to execute and submit all documents, including but not limited to, applications, agreements and amendments, subject to the approval of the City Attorney as to form and legality, which may be necessary to secure funding with respect to the Used Oil Block Grant for FY 2007-08, 13th Cycle (Authority to apply for grant funding was authorized on May 30, 2006 per Council file No. 06-0626)
2. ADOPT the accompanying RESOLUTION approving the acceptance of grant funding estimated at \$1,024,295 and authorizing the Director, BOS, or designee, to conduct all negotiations and to execute and submit all documents necessary to accept grant funding for maintaining a used oil collection and recycling program.

Fiscal Impact Statement: The BOS reports that the receipt of grant funds will allow the existing used oil and used oil filter collection and recycling program. Failure to accept the funds in the approximate amount of \$1,024,295 from the CIWMB will eliminate the funding available to the City to conduct its used oil and used oil filters collection program. There is no fiscal impact on the General Fund, as the General Fund does not fund this program.

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

ITEM NO. (26) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

07-2802

CD 4

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER relative to proposed Amendment No. 5 to Contract No. C-85466 with Shaw Environmental Inc. (Shaw) for continued Quality Assurance/Quality Control services related to the closure of the Toyon Canyon Landfill.

Recommendation for Council action:

AUTHORIZE the Board of Public Works to execute Amendment No. 5 to Contract No. C-85466 with Shaw for an additional two year extension to July 14, 2009 (or earlier if closure work at the landfill is completed) for a total contract term of 199 months with no increase in the contract ceiling to provide Quality Assurance/Quality Control services related to the closure on the Toyon Canyon Landfill.

Fiscal Impact Statement: The City Administrative Officer (CAO) reports that there is no impact to the General Fund as funding for Amendment No. 5 to Contract No. C-85466 is available in the Landfill Closure and Postclosure Maintenance Fund. Total costs are limited to \$2,365,000. The first year cost of this Amendment is approximately \$194,000. Future year funding is subject to the approval of the annual budget by the Mayor and Council. The recommendation contained in the August 13, 2007 CAO report is consistent with the City's Financial Policies in that ongoing special fund revenues are available and eligible to support this purpose and the continuation of Contract No. C-85466 will be subject to funding on an annual basis as part of the regular budget process.

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

ITEM NO. (27) - ADOPTED - TO THE MAYOR FORTHWITH

Roll Call #4 - Motion (Wesson - Weiss) Adopted, Ayes (11); Absent: Huizar, Parks, Reyes and Smith (4)

06-2194-S2

CONSIDERATION OF MOTION (WEISS - GREUEL) relative to providing additional funding for contract DNA testing to identify and prosecute violent criminals.

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

TRANSFER \$100,000 from the Council District Five portion of Council Fund No. 100/28, Account No. 1010 (Salaries - General) to Police Department Fund No. 100/70, Account No. 3040 (Contractual Services) to increase the use of DNA testing to identify and prosecute violent criminals.

(Public Safety Committee waived consideration of the above matter)

ITEM NO. (28) - MAPS APPROVED - CITY ENGINEER REPORTS ADOPTED

**Roll Call #5 - Motion (Rosendahl - LaBonge) Adopted, Ayes (11); Absent: Huizar, Parks, Reyes and Smith (4)
(Item Nos. 28a-28j)**

07-3960

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:

07-3960

CD 4 a. FINAL MAP OF TRACT NO. 65506 for property lying northerly of Bloomfield Street and easterly of Lankershim Boulevard.
(Bond No. C-112786)
Applicants: J-Y, LLC
Iacobellis & Associates, Inc.

07-3961

CD 11 b. FINAL MAP OF TRACT NO. 62893 for property lying westerly of Brockton Avenue and northerly of Rochester Avenue.
(Bond No. C-112844)
(Quimby Fee: \$29,208)
Applicants: Rochester South Hill, LLC
Jack Little Co.

07-3962

- CD 11 c. FINAL MAP OF TRACT NO. 63139 for property lying easterly of Barrington Avenue and southerly of Barrington Place.
(Bond No. C-112845)
(Quimby Fee: \$31,234)
Applicants: Jennifer Cheng Phan
DHS and Associates

07-3968

- CD 9 d. FINAL MAP OF TRACT NO. 62799 for property lying westerly of Grand Avenue and southerly of 11th Street .
(Bond No. C-112847)
(Quimby Fee: \$694,189.30)
Applicants: Lot 114 Investors, LLC
Iacobellis & Associates

07-3970

- CD 5 e. FINAL MAP OF TRACT NO. 65284 for property lying easterly of Bentley Avenue and southerly of Santa Monica Boulevard.
(Bond No. C-112848)
Applicants: Clark Development, LLC
Reynaldo T. De Rama

07-3973

- CD 4 f. FINAL MAP OF TRACT NO. 63089 for property lying westerly of St. Andrews Place and southerly of 4th Street.
(Quimby Fee: \$39,784)
Applicants: Jong Woon Kim
Lawrence J. Schmahl

07-3974

- CD 15 g. FINAL MAP OF TRACT NO. 61498 for property lying northerly of Lomita Boulevard and easterly of President Avenue.
(Bond No. C-112851)
(Quimby Fee: \$376,774)
Applicants: Anastasi Development Corp.
Joseph Hartge

07-3959

- CD 5 h. FINAL MAP OF PARCEL MAP L.A. NO. 2004-7023 for property lying easterly of Woodley Avenue and northerly of Ventura Boulevard.
(Bond No. C-112846)
(Quimby Fee: \$4,858)
Applicants: Asaf Asi Azami
ARC Land Surveying & Engineering, Inc.

07-3971

- CD 2 i. FINAL MAP OF PARCEL MAP L.A. NO. 2001-2684 for property lying at the terminus of Raymer Street and westerly of Woodley Avenue.
(Bond No. C-112849)
Applicants: Dean Daily
GM Engineering

07-3972

- CD 3 j. FINAL MAP OF PARCEL MAP L.A. NO. 2001-2617 for property lying northerly of Arminta Street and westerly of Reseda Boulevard
(Bond No. C-112850)
(Quimby Fee: \$1,880)
Applicants: Nicole Irma Marroquin
Eugene Kearn

Councilmember Weiss moved, seconded by Councilmember Hahn, that the Special Council meeting adjourn.

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

Whereupon the Special Council meeting did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL