

Los Angeles City Council, **Journal/Council Proceedings**
Tuesday, **January 22, 2008**
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, Hahn, Huizar, LaBonge, Parks, Perry, Reyes, Rosendahl, Smith, Weiss, Wesson, Zine and President Garcetti (15); Absent: ().

NO QUORUM - MEETING ADJOURNED
ALL ITEMS OVER TO JANUARY 23, 2008

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
JANUARY 16, 2008

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE **

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 1-13

ITEM NO. (1) - Motion Required

[07-3355](#)
CD 4

HEARING PROTESTS against the proposed improvement and maintenance of the Bloomfield Street and Vineland Avenue Lighting District.

Recommendation for Council action:

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

(Ordinance of Intention adopted on November 20, 2007 - Continue hearing and present Ordinance on FEBRUARY 12, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (2) - Motion Required

[07-3461](#)

CD 3

HEARING PROTESTS against the proposed improvement and maintenance of the Ingomar Street and Oso Avenue Lighting District.

Recommendation for Council action:

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

(Ordinance of Intention adopted on November 20, 2007 - Continue hearing and present Ordinance on FEBRUARY 12, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (3) - Motion Required

[07-3339](#)

CD 7

HEARING PROTESTS against the proposed improvement and maintenance of the Vesper Avenue and Kinzie Street Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Vesper Avenue and Kinzie 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 November 20, 2007 - Continue hearing and present Ordinance on FEBRUARY 12, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (4) - Motion Required

[07-3462](#)

CD 7

HEARING PROTESTS against the proposed improvement and maintenance of the Osborne Place and Osborne Street Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Osborne Place and Osborne 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 November 20, 2007 - Continue hearing and present Ordinance on FEBRUARY 12, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (5) - Motion Required

[07-3356](#)

CD 11

HEARING PROTESTS against the proposed improvement and maintenance of the Mississippi and Beloit Avenues Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Mississippi and Beloit Avenues Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on November 20, 2007 - Continue hearing and present Ordinance on FEBRUARY 12, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (6) - Motion Required

[07-3357](#)

CD 13

HEARING PROTESTS against the proposed improvement and maintenance of the Eagle Rock Boulevard - Verdugo Road/Avenue 40 Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Eagle Rock Boulevard - Verdugo Road/Avenue 40 Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on November 20, 2007 - Continue hearing and present Ordinance on FEBRUARY 12, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (7) - Motion Required

[07-3338](#)

CD 6

HEARING PROTESTS against the proposed improvement and maintenance of the Vanowen Street and Haskell Avenue Lighting District.

Recommendation for Council action:

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

(Ordinance of Intention adopted on November 20, 2007 - Continue hearing and present Ordinance on FEBRUARY 12, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (8) - Motion Required

[05-2616-S4](#)

CD 11

HEARING PROTESTS against the proposed improvement and maintenance of the Glencoe and Beach Avenues No. 4 Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Glencoe and Beach Avenues No. 4 Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on November 20, 2007 - Continue hearing and present Ordinance on FEBRUARY 12, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (9) - Motion Required

[07-3359](#)

CD 5

HEARING PROTESTS against the proposed improvement and maintenance of the Sweetzer and Waring Avenues Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Sweetzer and Waring Avenues Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on November 20, 2007 - Continue hearing and present Ordinance on FEBRUARY 12, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (10) - Motion Required

[07-3360](#)

CD 7

HEARING PROTESTS against the proposed improvement and maintenance of the Terra Bella Street and Wakefield Avenue Lighting District.

Recommendation for Council action:

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

(Ordinance of Intention adopted on November 20, 2007 - Continue hearing and present Ordinance on FEBRUARY 12, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (11) - Motion Required

[07-3361](#)

CD 3

HEARING PROTESTS against the proposed improvement and maintenance of the Claire Avenue and Wyandotte Street Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Claire Avenue and Wyandotte 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 November 20, 2007 - Continue hearing and present Ordinance on FEBRUARY 12, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (12) - Motion Required

[07-3358](#)

CD 11

HEARING PROTESTS against the proposed improvement and maintenance of the Barry Avenue and Wilshire Boulevard Lighting District.

Recommendation for Council action:

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

(Ordinance of Intention adopted on November 20, 2007 - Continue hearing and present Ordinance on FEBRUARY 12, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (13) - Motion Required

[07-2340](#)

CD 1

HEARING COMMENTS relative to Application for Determination of "Public Convenience or Necessity" for alcohol sales for off-site consumption at J. L. Meat Market located at 2131 North Broadway.

Recommendations for Council action:

1. DETERMINE that the "Public Convenience or Necessity" WILL NOT BE SERVED by the proposed sale of alcohol for off-site consumption at J. L. Meat Market located at 2131 North Broadway, Los Angeles, 90031, inasmuch as the site is located in a high crime reporting district and in a census tract with an undue concentration of alcoholic beverage sales licenses.

2. DENY WITHOUT PREJUDICE the Application for Determination of “Public Convenience or Necessity” for the sale of alcoholic beverages at 2131 North Broadway based upon the above finding and the negative influence associated with the sale of alcohol in the concerned community.
3. INSTRUCT the City Clerk to transmit this determination to the State Department of Alcoholic Beverage Control as the required findings under Business and Professions Code Section 23958.4.

Application filed by: JL Meat Market (Ryan M. Kroll, representative)

TIME LIMIT FILE – JANUARY 22, 2008

(LAST DAY FOR COUNCIL ACTION – JANUARY 22, 2008)

Items for Which Public Hearings Have Been Held - Items 14-23

ITEM NO. (14)

[07-4066](#)

BUDGET AND FINANCE COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to codifying the Development Fee Subsidy Policy.

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

PRESENT and ADOPT the accompanying ORDINANCE adding Article 3 to Division 5, Chapter 4 of the Los Angeles Administrative Code to codify the Development Fee Subsidy Policy previously adopted by the City Council.

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.

ITEM NO. (15)

[03-1260](#)

EDUCATION AND NEIGHBORHOODS COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to creating a Neighborhood Empowerment Trust Fund and granting authority to the Department of Neighborhood Empowerment and Neighborhood Councils to accept gifts.

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

PRESENT and ADOPT the accompanying ORDINANCE amending the Los Angeles Administrative Code to create a Neighborhood Empowerment Trust Fund, grant authority to the Department of Neighborhood Empowerment and Neighborhood Councils to accept gifts, and grant authority to the City Treasurer to establish checking accounts for the Neighborhood Councils under the City's existing banking contract.

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.

ITEM NO. (16)

[07-1177](#)
CD 7

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

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the lead agency in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 07-1177 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV 2006-3847 MND].
2. ADOPT the FINDINGS of the North Valley Area Planning Commission (NVAPC) as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the NVAPC, effecting a zone change from RA-1 to (T)(Q)RD3-1 for the proposed construction of a condominium project with six, two story, detached units, approximately 22 feet high with 12 garage parking spaces for residents and three parking spaces for guests on a 23,740 square-foot lot located at 9246 North Cedros Avenue, subject to Conditions of Approval.

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

APCNV 2006-3846 ZC

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

4. REMOVE the (T) Tentative classification as described in detail on the sheet(s) attached to the Committee report.
5. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.
6. ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.

7. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.

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

TIME LIMIT FILE – JANUARY 22, 2008

(LAST DAY FOR COUNCIL ACTION – JANUARY 22, 2008)

ITEM NO. (17)

[07-3965](#)

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to the third amendment to an agreement with Jones and Stokes Associates, Inc. for environmental consulting services.

Recommendation for Council action:

AUTHORIZE the President and Secretary of the Board of Recreation and Park Commissioners to execute, the third amendment to Contract No. 2911 with Jones and Stokes Associates, Inc. for a term of 15 years and a maximum allowable compensation of \$1.5 million, subject to the approval of the City Attorney.

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

ITEM NO. (18)

[07-3966](#)

CD 1

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to the third amendment to a lease agreement with Plaza de la Raza, Inc. for a cultural and arts education center at Lincoln Park.

Recommendation for Council action:

AUTHORIZE the President and Secretary of the Board of Recreation and Park Commissioners to execute, Amendment No. 3 to Lease No. 249 with Plaza de la Raza, Inc., subject to the approval of the City Attorney.

Fiscal Impact Statement: The City Administrative Officer reports that there is no fiscal impact. Therefore, the City Financial Policies are not applicable.

ITEM NO. (19)

[05-0878](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to a request for appropriations for outside counsel and staffing.

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

1. APPROPRIATE \$1,496,400 in funds from the Unappropriated Balance, City Attorney Outside Counsel Including Workers' Compensation line item to the City Attorney, Fund No.100/12, Account No. 9301 for the following contracts:

<u>Contractor</u>	<u>Contract</u>	<u>Amount</u>
Albright Yee & Schmit	(C-111295)	\$2,400
Albright Yee & Schmit	(C-111576)	45,500
Albright Yee & Schmit	(C-111570)	250,000
Bannan Green Frank & Terzian	(C-101475)	550,000
Ivie McNeill & Wyatt	(C-111607)	77,000
Lewis Brisbois Bisgaard & Smith	(C-111675)	38,500
Liebert Cassidy & Whitmore	(C-108296)	105,000
Liebert Cassidy & Whitmore	(C-109849)	270,000
Liebert Cassidy & Whitmore	(C-109883)	28,000
Squire Sanders & Dempsey	(C-111682)	<u>80,000</u>
	Total Amended Contracts	\$1,446,400
Liebert Cassidy & Whitmore (Mata v. City of Los Angeles)		<u>\$ 50,000</u>
Total New Contracts		\$ 50,000

2. REQUEST the City Attorney to review their accounts for any additional funds that can be unencumbered and appropriated for future outside counsel needs.
3. AUTHORIZE the City Attorney, or designee, to prepare Controller instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer (CAO), and AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports there is no additional impact on the General Fund. The requested amount of \$1,496,400 will be funded from available funds in the Unappropriated Balance, City Attorney Outside Counsel Including Workers' Compensation line item. However, as the actions in this report will deplete available funds, there will be an impact to the General Fund of an estimated \$3.2 million through fiscal year end. These recommendations are in compliance with the City's Financial Policies as budgeted funds are being used to fund this expense.

(Council may recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to the above matter.)

ITEM NO. (20)

[07-1588](#)

EDUCATION AND NEIGHBORHOODS COMMITTEE REPORT relative to whether Neighborhood Councils may plan and conduct the Congress of Neighborhoods with their allocated funds.

Recommendation for Council action:

RECEIVE and FILE the City Attorney report, dated May 22, 2007, relative to whether Neighborhood Councils may plan and conduct the Congress of Neighborhoods with their City allocated funds, inasmuch as the City Attorney has presented a report addressing the matter and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (21) - Motion Required

[07-3523](#)

BUDGET AND FINANCE COMMITTEE REPORT and COMMUNICATION FROM CHAIR, INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE relative to funding for work related to the Local Update of Census Addresses Program.

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

1. ACCEPT on behalf of the City, funding from the State Department of Finance received as a result of the Information Technology Agency's (ITA) participation in the Local Update of Census Addresses Program.
2. AUTHORIZE the Office of the Chief Legislative Analyst (CLA), with the assistance of the ITA, to submit all documentation required to receive available grant funding from the State Department of Finance for work associated with the Local Update of Census Addresses Program.
3. AUTHORIZE the Controller to ACCEPT \$75,000 into the General Fund No.100, Revenue Source Code No. 3734, Reimbursement from Other Agencies, from the State Department of Finance for its grant related to the Local Update of Census Addresses Program.
4. AUTHORIZE the Controller to TRANSFER \$71,423 within the ITA, Fund No.100/32, from the Communication Services Account No. 9350, to the following accounts, in the following amounts:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1070	Salaries – As Needed	\$59,049
1090	Salaries – Overtime	<u>12,374</u>
	Total	\$71,423

5. INSTRUCT the Office of the City Administrative Officer (CAO) to monitor the ITA accounts impacted by these recommendations and, in a future Financial Status Report, include additional transfers or appropriations that are required to address shortfalls including, but not limited to, the transfer of funds received during 2007-08 related to this grant.
6. AUTHORIZE the CLA to prepare Controller instructions for any necessary technical corrections to the above recommendations that are required to implement the Mayor and Council's intentions, subject to the approval of the CAO.

Fiscal Impact Statement: The CAO reports that approval of the above recommendations will result in the receipt of a \$75,000 grant from the State Department of Finance.

ITEM NO. (22)

[06-0600-S68](#)

PLANNING AND LAND USE MANAGEMENT and BUDGET AND FINANCE COMMITTEES' REPORT relative to funding in the amount of \$520,732 for the Department of City Planning to build office space in the Marvin Braude Building in Van Nuys.

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

APPROVE funding in the amount of \$520,732 for the Department of City Planning to build out approximately 3,800 square feet of office space in the Marvin Braude Building in Van Nuys to accommodate additional staffing as described in the City Administrative Officer's (CAO) report dated November 13, 2007, attached to the Council file.

Fiscal Impact Statement: The CAO reports that the source of the funds is the Construction Services Trust Fund, which has sufficient funds to finance the eligible request. This expenditure is in compliance with the City's Financial Policies.

ITEM NO. (23) - Motion Required - Two Reports on One File

[07-0121](#)

BUDGET AND FINANCE COMMITTEE REPORT and COMMUNICATION FROM CHAIR, INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE relative to a request for funding for the Supply Management System.

A. BUDGET AND FINANCE COMMITTEE REPORT

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

1. AUTHORIZE the General Manager, Information Technology Agency (ITA), to:
 - a. Execute an amendment to extend the current Contract with Metaformers, Inc., from February 2008 to September 2008 for the purpose of implementing the Entry Event module, upgrading the PeopleSoft package to version 9.0, and supporting the reconciliation year-end process.

- b. Change the contract administrator from the Department of General Services (GSD) to the ITA.
2. AUTHORIZE the Controller, upon execution of the Settlement Agreement between the City and Oracle Corporation (Oracle), to accept payment from Oracle for the Settlement Agreement in an amount of \$99,000, and DEPOSIT into ITA Fund No. 100/32, Revenue Source No. 4221, entitled Miscellaneous Receipts, and for the same deposited amount, APPROPRIATE to the following account in the ITA, Fund No. 100/32:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
3040	Contractual Services	\$ 99,000

3. REAPPROPRIATE \$752,000 from prior year and current year encumbrances identified by GSD to the following account in ITA, Fund No. 100/32 for current year appropriation:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
3040	Contractual Services	\$752,000

4. REAPPROPRIATE \$230,000 from prior year encumbrances as identified by the ITA to the following account in ITA, Fund 100/32, for current year appropriation:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
3040	Contractual Services	\$ 230,000

5. AUTHORIZE the City Administrative Officer (CAO) to make technical corrections, as necessary, to those transactions included in this report to implement the Mayor and Council's intentions.

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

B. COMMUNICATION FROM CHAIR, INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE

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

- 1. AUTHORIZE the General Manager, Information Technology Agency (ITA), to:
 - a. Execute an amendment to extend the current Contract No.(C-111284) with Metaformers, Inc. from February 2008 to September 2008 for the purpose of implementing the Entry Event module, upgrading of the PeopleSoft package to version 9.0, and supporting the reconciliation/year-end process.
 - b. Change the contract administrator from Department of General Services (GSD) to the ITA.

- AUTHORIZE the Controller, upon execution of the Settlement Agreement between the City and Oracle Corporation (Oracle), to accept payment from Oracle for the Settlement Agreement in an amount of \$99,000, and DEPOSIT into ITA Fund No. 100/32, Revenue Source No. 4221, entitled Miscellaneous Receipts, and for the same deposited amount, APPROPRIATE to the following account in the ITA, Fund No.100/32:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
3040	Contractual Services	\$99,000

- REAPPROPRIATE \$652,230 from prior year and current year encumbrances identified by the following account in the ITA, Fund No. 100/32, for current year appropriation:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
3040	Contractual Services	\$652,230

- REAPPROPRIATE \$230,000 from prior year encumbrances as identified by the ITA to the following account in the ITA, Fund No. 100/32, for current year appropriation:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
3040	Contractual Services	\$230,000

- TRANSFER \$100,000 from the Reserve Fund to the Unappropriated Balance and APPROPRIATE therefrom to the following account in the ITA, Fund No. 100/32:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
3040	Contractual Services	\$100,000

- AUTHORIZE the City Administrative Officer (CAO) to make technical corrections, as necessary, to those transactions included in this report to implement the Mayor and Council's intentions.

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

Items for Which Public Hearings Have Not Been Held - Items 24-44

(10 Votes Required for Consideration)

ITEM NO. (24) - Motion Required

[07-4192](#)

CD 2

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Vista Del Monte Avenue and Hortense Street Lighting District.

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

- ADOPT the report of the Director, Bureau of Street Lighting, dated December 19, 2007.

2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **MARCH 25, 2008** as the hearing date for the maintenance of the Vista Del Monte Avenue and Hortense Street Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$306.29 will be collected annually starting with tax year 2008-09 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: March 17, 2008)

ITEM NO. (25) - Motion Required

[07-4193](#)
CD 7

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Chamberlain Street and Oneida Avenue Lighting District.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated December 26, 2007.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **MARCH 25, 2008** as the hearing date for the maintenance of the Chamberlain Street and Oneida Avenue Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$159.52 will be collected annually, starting with tax year 2008-09 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: March 17, 2008)

ITEM NO. (26) - Motion Required

[07-4195](#)
CD 15

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Santa Ana Boulevard and Mona Avenue Lighting District.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated December 27, 2007.

2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **MARCH 25, 2008** as the hearing date for the maintenance of the Santa Ana Boulevard and Mona Avenue Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$351.12 will be collected annually, starting with tax year 2008-09 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: March 17, 2008)

ITEM NO. (27)

[08-0005-S40](#)

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 January 15, 2008:

[08-0005-S40](#)

CD 8 a. Property at 6506 South Brynhurst Avenue (Case No. 121419).
Assessor I.D. No. 4006-019-004

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 16, 2007)

[08-0005-S41](#)

CD 9 b. Property at 1333 East 58th Street (Case No. 8191).
Assessor I.D. No. 5104-027-021

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on March 8, 2005)

[08-0005-S42](#)

CD 1 c. Property at 521 North Madison Avenue (Case No. 144957).
Assessor I.D. No. 5539-032-009

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on December 5, 2007)

[08-0005-S43](#)

CD 1 d. Property at 2801 West Francis Avenue (Case No. 92924).
Assessor I.D. No. 5077-022-025

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on October 25, 2007)

[08-0005-S44](#)

CD 14 e. Property at 139 South Rivera Street (Case No. 124774).
Assessor I.D. No. 5179-002-028

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 8, 2007)

ITEM NO. (28) - Motion Required

[07-4106](#)

CD 5

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 3491 North Shernoll Place.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated December 18, 2007 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 3491 North Shernoll Place.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$1,926 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of \$1,800 and a seven percent surcharge in the amount of \$126 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

ITEM NO. (29) - Motion Required

[07-4186](#)

CD 5

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 529-55 North La Brea Avenue.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated December 19, 2007 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 529-55 North La Brea Avenue.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$2,386.10 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of \$2,230 and a seven percent surcharge in the amount of \$156.10 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

ITEM NO. (30) - Motion Required

[07-4200](#)

CD 5

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 4307 North Rogan Drive.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated December 19, 2007 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 4307 North Rogan Drive.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$1,926 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of \$1,800 and a seven percent surcharge in the amount of \$126 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

ITEM NO. (31) - Motion Required

[07-3905](#)

CD 5

CONSIDERATION OF MOTION (WEISS - GREUEL) relative to implementing and funding a Traffic Protection Program in connection with Wilshire/Malcolm Project located at 10804-20 Wilshire Boulevard and 1201-15 Malcolm Avenue.

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

1. DIRECT the Los Angeles Department of Transportation (LADOT) to collect and evaluate before and after data, prepare design plans, implement the traffic calming measures as described in the Motion and attached to the Council file and any other necessary, related traffic calming measures for a trial period of no more than six months and further AUTHORIZE the expenditure of the \$50,000 in Neighborhood Traffic Protection funds from the 10804-20 Wilshire/Malcolm Project for these purposes.
2. DIRECT the LADOT, in consultation with the Council District 5 Office, to evaluate the effectiveness and impact of the traffic calming measures, to evaluate the level of community support, and to determine if these traffic calming measures and any other necessary, related traffic calming measures should be made permanent.
3. TRANSFER \$20,000 from the Neighborhood Transportation Management Fund No. 47H, Account Name "Wilshire/Malcolm," Account No. W311, to the Department of Transportation Fund No. 100/94, Salaries Overtime Account No. 1090, and that any unexpended fund balance at the end of Fiscal Year 2007-08 shall be reverted back to the originating account.

(Transportation Committee waived consideration of the above matter)

ITEM NO. (32)

[08-0098](#)

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:

[08-0098](#)

CD 13

- a. MOTION (GARCETTI - LABONGE) relative to declaring the Cloverfield Statue Move on January 17, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[08-0106](#)

CD 10

- b. MOTION (WESSON - LABONGE) relative to declaring the Christian Food Center and the 22 Wilshire Investment, Inc. first annual charity fundraiser on December 20, 2007 a Special Event (fees and costs absorbed will be absorbed by the City = none submitted).

ITEM NO. (33)

[07-0059](#)

CD 8

MOTION (PARKS - GREUEL) relative to amending the Council action of December 19, 2007 declaring the 23th Annual Martin Luther King Jr. Kingdom Day Parade a special event.

Recommendation for Council action:

AMEND the Council action of December 19, 2007 relative to the special event declaration for the 23rd Annual Martin Luther King Jr. Kingdom Day Parade (Council file No. 07-0059) to include the following provisions:

- a. That pursuant to Ordinance No. 150567 relating to temporary street closures: (a) those streets that comprise the route of the Parade that is set forth in the Special Event Permit Application, as approved by the Los Angeles Police Commission, be closed on January 21, 2008, between the hours of 5:00 a.m. to 5:00 p.m.; and (b) the following streets be closed on January 21, 2008, from 4:30 a.m. to 4:30 p.m., subject to the supervision of the Director of the Bureau of Street Services.
- b. That the Los Angeles Police Department and the Los Angeles Fire Department be requested to provide additional assistance as needed.

ITEM NO. (34)

[07-4150](#)

CD 8

MOTION (PARKS - CARDENAS) relative to amending the Council action of December 19, 2007 declaring the Seventh Annual Martin Luther King Jr. Bike Race a special event.

Recommendation for Council action:

AMEND the Council action of December 19, 2007 relative to the special event declaration for the Seventh Annual Martin Luther King Jr. Bike Race (Council file No. 07-4150) to include the following provisions:

- a. That pursuant to Ordinance No. 150567 relative to temporary street closures, the following streets be closed on Saturday, January 19, 2008 from 5:00 a.m. - 6:00 p.m., or at such time as determined by the Los Angeles Department of Transportation, subject to the supervision of the Director of the Bureau of Street Services:

(North Traffic) 52nd Street between Crenshaw Boulevard including the outer drive to 48th Street

50th Street between Crenshaw Boulevard and 8th Avenue
11th Avenue between 50th Street and 48th Street
Eight Avenue between 50th Street and 52nd Street
52nd Street between 8th Avenue and Crenshaw Boulevard

- b. That the Los Angeles Police Department and the Los Angeles Fire Department be requested to provide additional assistance as needed.

ITEM NO. (35)

[07-0058](#)

CD 8

MOTION (PARKS - CARDENAS) relative to amending the Council action of December 19, 2007 declaring the Fourth Annual Martin Luther King Jr. Kingdom Day Gospel Festival a special event.

Recommendation for Council action:

AMEND the Council action of December 19, 2007 relative to the special event declaration for the Fourth Annual Martin Luther King Jr. Kingdom Day Gospel Festival (Council file No. 07-0058) to include the following provisions:

- a. That the Bureau of Sanitation be directed to provide roll off bins and trash receptacles along Degnan Boulevard.
- b. That the Department of General Services, Office of Public Safety, be directed to provide an appropriate number of Police Officers from 7:00 a.m. to 7:00 p.m. at the event on January 21, 2008.
- c. That the Los Angeles Department of Transportation be requested to take City Parking Lots 625 and 625 be taken out of service for the duration of this event.
- d. That the Los Angeles Police Department and the Los Angeles Fire Department be requested to provide additional assistance as needed.

ITEM NO. (36)

[08-0010-S4](#)

MOTION (PARKS - HAHN) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Kenneth Earl Glass Jr. on October 7, 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 Kenneth Earl Glass Jr. on October 7, 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. (37)

[08-0105](#)

CD 15 MOTION (ROSENDAHL - HAHN) relative to initiating street vacation proceedings for the east-west alley northerly of 113th Street between Grand Avenue and Figueroa Street.

Recommendations for Council action:

1. INITIATE street vacation proceedings, pursuant to California Streets and Highways Code, Division 9, Part 3, Public Streets, Highways and Service Easements Vacation Law for the east-west alley northerly of 113th Street between Grand Avenue and Figueroa Street.
2. DIRECT the Bureau of Engineering to investigate the feasibility of this vacation request.
3. DIRECT the Bureau of Engineering to present its report regarding the feasibility of vacating the requested areas to the Public Works Committee.
4. DIRECT the City Clerk to schedule this request for the City Council's consideration at the appropriate time under the City's Street Vacation procedures.

ITEM NO. (38)

[08-0067-S1](#)

MOTION (HIUZAR - GREUEL) relative to authorizing the Department of General Services use of the City Hall Tom Bradley Room on Thursday, January 24, 2008.

Recommendation for Council action:

AUTHORIZE the Department of General Services use of the City Hall Tom Bradley Room on Thursday, January 24, 2008 for a special reception.

ITEM NO. (39)

[08-0107](#)

MOTION (GARCETTI - GREUEL) relative to authorizing the Office of the City Clerk use of the City Hall Tom Bradley Room on March 27, 2008.

Recommendation for Council action:

AUTHORIZE the Office of the City Clerk use of the City Hall Tom Bradley Room on March 27, 2008 for a retirement reception.

ITEM NO. (40)

[07-2655](#)

MOTION (GREUEL - GARCETTI) relative to agendizing the Transportation Strategic Plan for discussion at the transportation single topic Council meeting.

Recommendation for Council action:

DIRECT the City Clerk to schedule Council file No. 07-2655, relative to the development of a Transportation Strategic Plan, for the City Council single topic session on transportation issues pertinent to the City during its regular meeting on Tuesday, January 29, 2008.

ITEM NO. (41)

[08-0099](#)

CD 2

MOTION (GREUEL - LABONGE) relative to funding for Council District Two Community Services efforts from the General City Purposes (GCP) portion of the budget.

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

UNENCUMBER and REVERT to the Reserve Fund \$4,530 in Fiscal Year 2006-07 Council District Two GCP Community Service funds which were allocated to the Valley Glen Improvement Association and to the Department of Water and Power, as further described in the text of the Motion, and TRANSFER therefrom to the Unappropriated Balance Fund No. 100/58, and APPROPRIATE therefrom to the General City Purposes Fund No. 100/56, Account No. 0702 (Council District Two Community Services) for further allocation to Council District Two community services efforts.

ITEM NO. (42)

[08-0100](#)

CD 14

MOTION (HUIZAR - GREUEL) relative to funding from the Central Los Angeles Recycling and Transfer Station (CLARTS) Community Amenities Trust Fund for community amenities within Council District 14.

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

TRANSFER \$100,000 in the CLARTS Community Amenities Trust Fund No. 47S/14, as follows: \$50,000 to the Council District 14 portion of the Council Fund No. 100/28, Account No. 1010 (Salaries - General) and \$50,000 to the General City Purposes Fund No. 100/56, Account No. 0714 (CD 14 Community Services) to provide funding for Council District 14 support of community programs and amenities in Council District 14.

ITEM NO. (43)

[07-2137](#)

CD 13

MOTION (GARCETTI - LABONGE) relative to a Request for Proposals (RFP) for planning, financing, producing, televising and staging of the Hollywood holiday parade.

Recommendations for Council action:

1. INSTRUCT the Department of General Services (GSD), with the assistance and support from various City departments and the 13th District Council Office, to prepare and issue an RFP for the planning, financing, producing, televising and staging of the Hollywood holiday parade.
2. INSTRUCT the GSD to release the RFP by February 15, and AUTHORIZE the GSD to select, execute and negotiate, and award the contract to produce the 2008 Hollywood Santa Parade.

ITEM NO. (44)

[08-0104](#)

MOTION (HAHN - LABONGE) relative to requesting the Mayor to order the flying of the flags at half staff at the San Pedro City Hall in memory of Christina Winzer.

Recommendation for Council action:

REQUEST the Mayor to order the flying of the flags at half staff at the San Pedro City Hall for a period of one week in memory of Christina Winzer, caring friend of San Pedro.

Items Called Special

Motions for Posting and Referral

Councilmembers' Requests for Excuse from Attendance at Council Meetings

Closed Sessions - Items 45-46

ITEM NO. (45)

[07-0177](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956(a) to confer with its legal counsel relative to the case entitled NO HPOZ Alliance, et al., v. City of Los Angeles, LASC Case No. BS093489.

[On December 18, 2007, the Planning and Land Use Management (PLUM) Committee approved the City Attorney's recommendation. On January 7, 2008, the Budget and Finance Committee concurred with the PLUM Committee.]

ITEM NO. (46)

[07-3862](#)

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 Next USA, LLC dba The Deep v. City of Los Angeles, et al., Los Angeles Superior Court Case No. BS 109361.

(Planning and Land Use Management and Budget and Finance Committees considered the above matter in Closed Session on December 18, 2007 and January 14, 2008 respectively.)

Item for Which Public Hearing Has Been Held - Item 47

ITEM NO. (47)

[07-4116](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to a donation of \$300,000 from the Walt Disney Company to help fund the Heritage Month Celebration program.

Recommendations for Council action, pursuant to Motion (Parks - LaBonge):

1. AUTHORIZE the General Manager, Department of Cultural Affairs (DCA), or designee, to accept a donation of \$300,000 from the Walt Disney Company to help fund the Heritage Month Celebration program.
2. INSTRUCT the DCA to cause said funds to be deposited into the General City Purposes line item entitled Heritage Month Celebration and Special Events, administered by the City Clerk, with expenditures authorized by the Mayor and the Council President.
3. AUTHORIZE the City Clerk to prepare any necessary technical amendments to effectuate the intent of the Motion.

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

Items for Which Public Hearings Have Not Been Held - Items 48 - 49

(10 Votes Required for Consideration)

ITEM NO. (48)

[06-0346](#)

CD 13

MOTION (CARDENAS for GARCETTI - LABONGE) relative to installing street banners announcing California Speedway Day in LA on February 20, 2008.

Recommendations for Council action:

1. APPROVE the street banner program announcing the California Speedway Day in LA, as a "City of Los Angeles Event," for the period beginning upon adoption of the motion through February 24, 2008.
2. APPROVE the content of the street banners for the above specified event.
3. APPROVE the continuation of the street banner installation program, as described above, should unforeseen circumstances change the actual period of the street banner installation.

ITEM NO. (49) - Motion Required

[08-0139](#)

CD 9

CONSIDERATION OF AN APPEAL filed by the Vernon/Main Neighborhood Council (VMNC) from the decision of the Board of Neighborhood Commissioners in connection with decertification of the VMNC action taken on January 14, 2008.

[Los Angeles Administrative Code Section 22.810.1(e)(2)(C) states: "If the Commission de-certifies a Neighborhood Council, the Neighborhood Council may file an appeal pursuant to the provisions of Article VI, Section 5(f) of the Plan. The City Council may, by ten votes, sustain, reverse or modify the Commission's decision to de-certify the Neighborhood Council."]

President Garcetti moved, seconded by Councilmember Parks, that the Council meeting adjourn, due to the lack of a quorum.

Ayes: Greuel, LaBonge, Parks, Perry, Reyes, Rosendahl, Weiss, Wesson, and President Garcetti (9); Absent: Alarcon, Cardenas, Hahn, Huizar, Smith and Zine (6).

Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL