

Los Angeles City Council, **Journal/Council Proceedings**  
Friday, **January 25, 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, Greuel, LaBonge, Parks, Perry, Reyes, Rosendahl, Smith, Wesson, Zine and President Garcetti (11); Absent: Cardenas, Hahn, Huizar and Weiss (4).**

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF  
JANUARY 22, 2008

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 19

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

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

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## **Items Noticed for Public Hearing - Items 1-7**

**Roll Call #1 - Motion (Rosendahl - Reyes) Adopted to Continue, Ayes (11); Absent: Cardenas, Hahn, Huizar and Weiss (4)  
(Item Nos. 1-7)**

**ITEM NO. (1) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED  
ON FEBRUARY 15, 2008**

[07-3555](#)  
CD 1

HEARING PROTESTS against the proposed improvement and maintenance of the Fifth and Bixel Streets Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Fifth and Bixel Streets 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 21, 2007 - Continue hearing and present Ordinance on FEBRUARY 15, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (2) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED  
ON FEBRUARY 15, 2008**

[07-3554](#)

CD 4

HEARING PROTESTS against the proposed improvement and maintenance of the Auburn Street and Rowena Avenue No. 1 Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Auburn Street and Rowena Avenue 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 November 21, 2007 - Continue hearing and present Ordinance on FEBRUARY 15, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (3) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED  
ON FEBRUARY 15, 2008**

[05-2517](#)

CD 4

HEARING PROTESTS against the proposed improvement and maintenance of the Bloomfield Street and Lankershim Boulevard No. 1 Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Bloomfield Street and Lankershim Boulevard 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 November 21, 2007 - Continue hearing and present Ordinance on FEBRUARY 15, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (4) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED  
ON FEBRUARY 15, 2008**

[07-1751-S2](#)

CD 2

HEARING PROTESTS against the proposed improvement and maintenance of the Coldwater Canyon Avenue and Landale Street No. 3 Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Coldwater Canyon Avenue and Landale Street No. 3 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 21, 2007 - Continue hearing and present Ordinance on FEBRUARY 15, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (5) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED ON FEBRUARY 15, 2008**

[07-0571](#)

CD 5

HEARING PROTESTS against the proposed improvement and maintenance of the Marmont Avenue and West Drive (Reballot) Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Marmont Avenue and West Drive (Reballot) 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 21, 2007 - Continue hearing and present Ordinance on FEBRUARY 15, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (6) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED ON FEBRUARY 15, 2008**

[07-0900](#)

CD 2

HEARING PROTESTS against the proposed improvement and maintenance of the Samoa Avenue and Valmont Street (Reballot) Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Samoa Avenue and Valmont Street (Reballot) 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 21, 2007 - Continue hearing and present Ordinance on FEBRUARY 15, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (7) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED ON FEBRUARY 15, 2008**

[07-3460](#)

CD 6

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

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Calhoun Avenue and Vanowen 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 21, 2007 - Continue hearing and present Ordinance on FEBRUARY 15, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**Items for Which Public Hearings Have Been Held - Items 8-14**

**ITEM NO. (8) - ADOPTED - ORDINANCE OVER TO FEBRUARY 1, 2008**

**Roll Call #2 - Motion (Rosendahl - Alarcon) Adopted, Ayes (11); Absent: Cardenas, Hahn, Huizar and Weiss (4)**

[07-3762](#)

CD 7

CATEGORICAL EXEMPTION, PUBLIC WORKS COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to quitclaim of sanitary sewer easement and slope easement for Foothill Boulevard easterly of Balboa Boulevard adjacent to Lots 1, 2 and 3 of Tract No. 45863 (Right of Way No. 36000-1573).

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

1. FIND that the quitclaim of sanitary sewer easement and slope easement for Foothill Boulevard easterly of Balboa Boulevard adjacent to Lots 1, 2 and 3 of Tract No. 45863, is exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(4) of the City of Los Angeles Environmental Guidelines.
2. APPROVE the petitioner's request for the quitclaim of the easement for sanitary sewer purposes lying on Foothill Boulevard easterly of Balboa Boulevard shown colored green and red, respectively, on Exhibit A of the November 19, 2007 City Engineer report and attached to the Council file, subject to the following condition:

That the petitioner make satisfactory arrangement with the Real Estate Group of the Bureau of Engineering with respect to the payment of document recording fee.

3. PRESENT and ADOPT the accompanying ORDINANCE authorizing the quitclaim of sanitary sewer easement and slope easement for Foothill Boulevard easterly of Balboa Boulevard adjacent to Lots 1, 2 and 3 of Tract No. 45863.
4. ADOPT the accompanying City Engineer report dated November 19, 2007 to approve the quitclaim of sanitary sewer easement and slope easement for Foothill Boulevard easterly of Balboa Boulevard adjacent to Lots 1, 2 and 3 of Tract No. 45863.

Fiscal Impact Statement: The City Engineer reports that a fee of \$4,280 was paid for the processing of this quitclaim request pursuant to Los Angeles Administrative Code Section 7.40.

**ITEM NO. (9) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS,  
AS AMENDED - FORTHWITH - SEE FOLLOWING**

**Roll Call #4 - Motion (Wesson - Parks) to Adopt As Amended, Ayes (10); Absent: Cardenas, Hahn, Huizar, Perry and Weiss (5)**

[07-1277-S2](#)  
CD 9

COMMUNICATION FROM THE COMMUNITY REDEVELOPMENT AGENCY and RESOLUTION relative to a Disposition and Development Agreement with the Community Enhancement Corporation for the Historic Angelus Funeral Home located at 976-1010 East Jefferson Boulevard and to provide for a Service Repayment Agreement in an amount up to \$2,615,800 to develop an Early Childhood Education Center and Community Health Clinic in the Council District Nine Corridors South of the Santa Monica Freeway Recovery Redevelopment Project Area and related actions.

(Housing, Community and Economic Development Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(For background reports and materials related to this matter, contact the Legislative Assistant for the Housing, Community and Economic Development Committee at 213-978-1080.)

**ADOPTED**

**HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTION** relative to various actions regarding the development of the Community Redevelopment Agency (CRA)-owned Angelus Funeral Home located at 976-1010 East Jefferson Boulevard.

**Recommendations for Council action:**

1. **ADOPT** the accompanying Resolution [Attachment A of the Chief Legislative Analyst (CLA) report dated January 22, 2008] regarding the disposition of CRA-owned land at 976-1010 East Jefferson Boulevard (Angelus Funeral Home) in the Council District Nine Corridors South of the Santa Monica Freeway Recovery Redevelopment Project Area.
2. **AUTHORIZE** the Chief Executive Officer (CEO), CRA, or designee, to:

- a. Negotiate and execute a Disposition and Development Agreement (DDA) to sell the Angelus Funeral Home for \$2,360,000 and provide a loan of \$2,615,800 to the Community Enhancement Corporation (Developer) for the development of the site into a community center, subject to the review of the City Attorney as to form and legality.
  - b. Amend the CRA's 2007-08 Fiscal Year Budget to recognize \$1,000,000 in land sale proceeds from the sale of the Angelus Funeral Home and allocate the proceeds to a budgeted line item "Community Facilities".
  - c. Subordinate the CRA's Deed of Trust and/or the Agreement Containing Covenants, at the time of construction, to the approved Financing Plan, as set forth in the DDA, subject to the review of the City Attorney as to form and legality.
3. INSTRUCT the CEO, CRA, or designee, to provide a report with:
- a. A status of the Developer's efforts to obtain project financing (every 90 days).
  - b. The final Financing Plan for the project.
  - c. A status of the loan service repayment in order to ensure that the repayment provisions are being satisfied as set forth in the DDA (every 180 days).

**Fiscal Impact Statement:** The CLA reports no General Fund impact as a result of these actions.

**ADOPTED**

**AMENDING MOTION (PERRY - PARKS)**

Substitute the following in lieu of recommendation 3c:

- 3c. INSTRUCT the Chief Executive Officer, Community Redevelopment Agency, or designee, to report annually (every 12 months) on the status of the loan service repayment in order to ensure that the repayment provisions are being satisfied as set forth in the DDA.

**Roll Call #2 - Motion (Rosendahl - Alarcon) Adopted, Ayes (11); Absent: Cardenas, Hahn, Huizar and Weiss (4)  
(Item Nos. 10-13)**

**ITEM NO. (10) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS - SEE FOLLOWING**

[07-4117](#)

CD 2

APPEAL filed by Carol and Hillary Smotherman from the entire determination of the Director of Planning's Conditional Approval of a Specific Plan Project Permit Compliance relative to the proposed demolition of four existing single family residences and the construction of a new, two-story, 18-unit multiple family condominium building located at 11951 West Riverside Drive.

Applicant: Greg O'Connor

(On December 13, 2007 the South Valley Area Planning Commission [SVAPC] sustained their original decision of September 27, 2007, to grant the appeal, in part. On January 8, 2008, pursuant to Charter Section 245, the Council adopted Motion [Greuel - Reyes] asserting jurisdiction over the December 13, 2007 decision of the SVAPC.)

Fiscal Impact Statement: The SVAPC 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)

(Planning and Land Use Management Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(For background reports and materials related to this matter, contact the Legislative Assistant for the Planning and Land Use Management Committee at 213-978-1068.)

## ADOPTED

**MITIGATED NEGATIVE DECLARATION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an appeal of a conditional approval of a Specific Plan Project Permit Compliance for property at 11951 West Riverside Drive.**

### Recommendations for Council action:

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. 07-4117 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 2006-4813 MND].**
2. **ADOPT the January 24, 2008, FINDINGS of the Director of Planning as the Findings of the Council.**
3. **AFFIRM the decision of the South Valley Area Planning Commission (SVAPC) to GRANT IN PART the appeal filed by Carol and Hillary Smotherman, and THEREBY APPROVE the Director of Planning's conditional approval of a Specific Plan Project Permit Compliance for the proposed demolition of four single family residences and the construction of a new, two-story, 18-unit multiple family condominium building and MODIFY the Conditions of Approval (See Condition No. B.11.b. attached to the Committee Report) to relocate the project's driveway/access from Ben Avenue to Gentry Avenue for property at 11951 West Riverside Drive, subject to Conditions of Approval.**

DIR 2007-2111 SPP-1A

(On 12-13-07, the SVAPC sustained their original decision of 9-27-07, to grant the appeal, in part, which included the relocation of the project's driveway/access from Gentry Avenue to Ben Avenue. On 1-8-08, pursuant to Charter Section 245, the Council adopted Motion [Greuel - Reyes] asserting jurisdiction over the 12-13-07, decision of the SVAPC.)

**Fiscal Impact Statement:** The SVAPC 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. (11) - ADOPTED**

[07-2566](#)

CD 9

CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to vacating 58th Street (portions of the northerly side) from Main Street to approximately 300 feet easterly thereof (VAC E1401082).

Recommendations for Council action:

1. FIND that the vacation of 58th Street (portions of the northerly side) from Main Street to approximately 300 feet easterly 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. DIRECT that the street vacation proceedings pursuant to the Public Streets, Highways and Service Easements Vacation Law, BE INSTITUTED for the vacation of the public right-of-way indicated below and shown colored blue on Exhibit B of the October 18, 2007 City Engineer report, attached to the Council file:
  - a. The northerly 2 feet of 58th Street adjoining the westerly 20 feet of Lot 23, Block N, Lucky Baldwin Tract.
  - b. The northerly 2-foot and variable width portion of 58th Street adjoining Lot 28, Block N, Lucky Baldwin Tract.
3. ADOPT the FINDINGS of the City Engineer dated October 18, 2007, as the Findings of the Council.
4. ADOPT the accompanying City Engineer report dated October 18, 2007 to approve the vacation.
5. WAIVE the payment of fees in connection with the processing of these vacation proceedings in accordance with Los Angeles Administrative Code (LAAC) 7.46 which exempts all governmental agencies.



Fiscal Impact Statement: The City Engineer reports that to date, an estimated \$566.39 in charges have been expended in the investigation and processing of this vacation. Since LAAC Section 7.46 exempts all governmental agencies from payment of fees, the processing of this vacation will be absorbed by the Bureau of Engineering. Maintenance of the public easement by City Forces will be eliminated.

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

[07-3051](#)

CD 3

CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to vacating the alley turnaround approximately 190 feet westerly of Etiwanda Avenue and southerly of Sherman Way (VAC E1401082).

Recommendations for Council action:

1. FIND that the vacation of the alley turnaround approximately 190 feet westerly of Etiwanda Avenue and southerly of Sherman Way, is exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(3) of the City of Los Angeles Environmental Guidelines.
2. DIRECT that the street vacation proceedings pursuant to the Public Streets, Highways and Service Easements Vacation Law, BE INSTITUTED for the vacation of the public right-of-way indicated below and shown colored blue on Exhibit A of the December 13, 2007 City Engineer report, attached to the Council file:

Alley turnaround area on the northerly side of the alley southerly of Sherman Way adjoining Lot 1, Tract No. 17551.

3. ADOPT the FINDINGS of the City Engineer dated December 13, 2007, as the Findings of the Council.
4. ADOPT the accompanying City Engineer report dated December 13, 2007 to approve the vacation.

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

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

[07-3143](#)

CD 8

CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to vacating the north/south alley easterly of Vermont Avenue between Florence Avenue and 73rd Street (VAC E1401077).

Recommendations for Council action:

1. FIND that the vacation of the north/south alley easterly of Vermont Avenue between Florence Avenue and 73rd Street, 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. DIRECT that the street vacation proceedings pursuant to the Public Streets, Highways and Service Easements Vacation Law BE INSTITUTED for the vacation of the public right-of-way indicated below and shown colored blue on Exhibit B of the April 20, 2007 City Engineer report and attached to the Council file:

The north/south alley easterly of Vermont Avenue between Florence Avenue and 73rd Street.

3. ADOPT the FINDINGS of the City Engineer dated November 16, 2007, as the Findings of the Council.
4. ADOPT the accompanying City Engineer report dated November 16, 2007 to approve the vacation.
5. INSTRUCT the City Clerk to set a public hearing date for **FEBRUARY 20, 2008**.

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

**ITEM NO. (14) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS - TO THE MAYOR FORTHWITH - SEE FOLLOWING**

**Roll Call #5 - Motion (Garcetti - Reyes) Adopted, Ayes (8); Noes: Smith and Zine (2); Absent: Cardenas, Hahn, Huizar, Perry and Weiss (5)**

[07-0002-S208](#)

CONTINUED CONSIDERATION OF RULES AND GOVERNMENT COMMITTEE MAJORITY and MINORITY REPORTS relative to the City's position on SB 999, the Juvenile Life Without Reform Act, which would eliminate the life without parole sentence for minors under the age of 18.

**RECEIVED AND FILED**

A. RULES AND GOVERNMENT COMMITTEE MAJORITY REPORT

Recommendation for Council action:

DISAPPROVE the Resolution (Garcetti – Perry) to include in the City's 2007-08 Legislative Program support for SB 999, the Juvenile Life Without Reform Act, which would eliminate the life without parole sentence for minors under the age of 18.

**RECEIVED AND FILED**

**B. RULES AND GOVERNMENT COMMITTEE MINORITY REPORT**

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

RESOLVE to include in the City's 2007-08 Legislative Program SUPPORT for SB 999, the Juvenile Life Without Reform Act, to eliminate the life without parole sentence for minors under the age of 18.

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

(Ad Hoc Committee on Gang Violence and Youth Development report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(For background reports and materials related to this matter, contact the Legislative Assistant for the Ad Hoc Committee on Gang Violence and Youth Development at 213-978-1072.)

(Continued from Council meeting of January 18, 2008)

**ADOPTED**

**COMMUNICATION FROM CHAIR and MEMBER, AD HOC COMMITTEE ON GANG VIOLENCE AND YOUTH DEVELOPMENT relative to the City's position on SB 999, the Juvenile Life Without Reform Act, which would eliminate the life without parole sentence for minors under the age of 18.**

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

**RESOLVE to include in the City's 2007-08 Legislative Program SUPPORT for SB 999, the Juvenile life Without Reform Act, to eliminate the life without parole sentence for minors under the age of 18.**

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

## Items for Which Public Hearings Have Not Been Held - Items 15-22

(10 Votes Required for Consideration)

### ITEM NO. (15) - ADOPTED

**Roll Call #6 - Motion (Wesson - Reyes) Adopted, Ayes (10); Absent: Cardenas, Hahn, Huizar, Perry and Weiss (5)**

#### 08-0005-S49

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

Recommendation for Council action:

ADOPT the accompanying RESOLUTIONS removing the following properties from the 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 17, 2008:

#### 08-0005-S49

CD 13

- a. Property at 3616 West Marcia Drive (Case No. 37674).  
Assessor I.D. No. 5427-017-035

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on October 11, 2006)

#### 08-0005-S50

CD 13

- b. Property at 5816 West La Mirada Avenue (Case No. 142840).  
Assessor I.D. No. 5534-019-019

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on October 2, 2007)

#### 08-0005-S51

CD 1

- c. Property at 1325 West Ingraham Street (Case No. 119752).  
Assessor I.D. No. 5143-014-015

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

**Roll Call #3 - Motion (Rosendahl - Wesson) Adopted, Ayes (11); Absent: Cardenas, Hahn, Huizar and Weiss (4)  
(Item Nos. 16a-18)**

### ITEM NO. (16) - ADOPTED

#### 08-0005-S47

et al. RESOLUTIONS relative to terminating the rent reduction for certain units for various properties from the Rent Escrow Account Program (REAP).

Recommendation for Council action:

ADOPT the accompanying RESOLUTIONS terminating the rent reduction for the following properties from the REAP, inasmuch as the owner(s) have corrected the specific 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 17, 2008:

[08-0005-S47](#)

CD 14

- a. Property at 103 North Boyle Avenue, Units 1-2, 5, 8, 10-11, 13-23, and 25-31, (Case No. 8667).

Assessor I.D. No. 5174-024-020

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on March 30, 2006)

[08-0005-S48](#)

CD 9

- b. Property at 7833 South Crocker Street, Units 7833 and 7835, (Case No. 18252).

Assessor I.D. No. 6022-027-029

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 9, 2006)

**ITEM NO. (17) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS**

[07-3624](#)

CD 2

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 11933 West Magnolia Boulevard.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article VII, 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 November 5, 2007 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 11933 West Magnolia Boulevard.
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. (18) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS**

[07-3625](#)

CD 2

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 10901 West Sherman Way.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article VII, 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 November 5, 2007 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 10901 West Sherman Way.
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. (19) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS -  
SEE FOLLOWING**

**Roll Call #7 - Motion (Garcetti - Greuel) Adopted, Ayes (10); Absent: Cardenas, Hahn, Huizar, Perry and Weiss (5)**

[07-0002-S176](#)

[07-0002-S186](#)

COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST (CLA) relative to legislation to restore the ability of local governments to seize vehicles.

Recommendations for Council action, as initiated by Resolutions (Zine - Hahn) and (Cardenas - Parks), SUBJECT TO THE CONCURRENCE OF THE MAYOR:

1. RESOLVE to include in the City's 2007-08 State Legislative Program SPONSORSHIP and SUPPORT of any legislation which would effectively overturn the California Supreme Court's ruling in O'Connell v. City of Stockton, and would restore to cities the right to enact vehicle seizure ordinances to combat prostitution, drug dealing and other illicit activity.
2. RESOLVE to include in the City's 2007-08 State Legislative Program SUPPORT of AB 1751 (Fuentes) that would allow the City to abate nuisances created by vehicles involved in prostitution and illegal dumping, while also ensuring that due process is protected.
3. RESOLVE to include in the City's 2007-08 State Legislative Program SUPPORT of AB 1724 (Jones) that would restore the right of cities to enact vehicle seizure ordinances to combat drug dealing and prostitution.

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

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

## ADOPTED

### MOTION (GARCETTI - GREUEL)

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

1. RESOLVE to include in the City's 2007-08 State Legislative Program SPONSORSHIP and SUPPORT of any legislation which would effectively overturn the California Supreme Court's ruling in O'Connell v. City of Stockton, and would restore to cities the right to enact vehicle seizure ordinances to combat prostitution, drug dealing and other illicit activity.
2. RESOLVE to include in the City's 2007-08 State Legislative Program SUPPORT of AB 1751 (Fuentes) that would allow the City to abate nuisances created by vehicles involved in prostitution and illegal dumping, while also ensuring that due process is protected.
3. RESOLVE to include in the City's 2007-08 State Legislative Program SUPPORT of AB 1724 (Jones) that would restore the right of cities to enact vehicle seizure ordinances to combat drug dealing and prostitution.

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

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

**Roll Call #3 - Motion (Rosendahl - Wesson) Adopted, Ayes (11); Absent: Cardenas, Hahn, Huizar and Weiss (4)  
(Item Nos. 20a-22)**

**ITEM NO. (20) - ADOPTED**

[06-0081](#)

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

Recommendations for Council action:

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

[06-0081](#)

CD 9

- a. MOTION (PERRY - GREUEL) relative to declaring the 50th Annual Grammy Awards Show on February 10, 2008 a Special Event (fees and costs absorbed by the City = \$124,163).

[08-0143](#)

CD 9

- b. MOTION (PERRY - SMITH) relative to declaring the Windows Server Launch on February 26, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[08-0145](#)

CD 9

- c. MOTION (PERRY - ROSENDAHL) relative to declaring the Kings 5K Charity Run on February 23, 2008 a Special Event (fees and costs absorbed by the City = \$5,104).

[08-0146](#)

CD 13

- d. MOTION (GREUEL for GARCETTI - LABONGE) relative to declaring the Pepsi Stuff Launch on January 24, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[08-0147](#)

CD 13

- e. MOTION (GREUEL for GARCETTI - LABONGE) relative to declaring the Verizon Grammy event on February 8, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[08-0098-S1](#)

CD 13

- f. MOTION (GREUEL for GARCETTI - LABONGE) relative to declaring the Cloverfield Statue Strike on January 22, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).



[08-0148](#)

CD 14

- g. MOTION (HUIZAR - PARKS) relative to declaring the Bringing Back Broadway event on January 28, 2008 a Special Event (fees and costs absorbed by the City = \$2,030).

[08-0141-S1](#)

CD 1

- h. MOTION (REYES - SMITH) relative to declaring the Chinese Chamber of Commerce Lunar New Year Car Show on February 10, 2008 a Special Event (fees and costs absorbed by the City = \$2,000).

[06-0831](#)

CD 12

- i. MOTION (SMITH - PERRY) relative to declaring the Torah Dedication Ceremony Procession on February 3, 2008 a Special Event (fees and costs absorbed by the City = \$33,548).

[08-0141](#)

CD 1

- j. MOTION (REYES - SMITH) relative to declaring the Chinese Chamber of Commerce Lunar New Year Festival on February 9-10, 2008 a Special Event (fees and costs absorbed by the City = none submitted).

[07-0403](#)

CD 1

- k. MOTION (REYES - SMITH) relative to declaring the Chinese New Year Golden Dragon Parade on February 9, 2008 a Special Event (fees and costs absorbed by the City = \$9,000).

[08-0142](#)

CD 8

- l. MOTION (PARKS – PERRY – ET AL.) relative to declaring the African American Heritage Month activities between January 25, 2008 and February 28, 2008 a Special Event (fees and costs absorbed by the City = none submitted).

**ITEM NO. (21) - ADOPTED**

[08-0144](#)

MOTION (PERRY – ROSENDAHL) relative to the Little Tokyo/Arts Districts Farmers' Market.

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

APPROPRIATE \$1,300 from the Unappropriated Balance Fund No. 100/58 to the General Services Fund No. 100/40, Account No. 3040 (Contractual Services) for services in connection with the Council District Nine Farmers Market, held at the South lawn of City Hall weekly on Thursday from July 19, 2007 to December 27, 2007– said funds to be reimbursed to the General Fund by the Little Tokyo/Arts District Farmers Market.

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

06-0400

CD 5

RESOLUTION (ROSENDAHL for WEISS - SMITH) relative to extending interim regulations on the issuance of building permits for certain structures in the Beverly Grove area.

Recommendations for Council action:

1. FIND that the appropriate City agencies and officials are exercising due diligence in processing permanent regulations, as the Department of City Planning has prepared the Baseline Mansionization Ordinance, which is currently undergoing hearings in the Planning and Land Use Management Committee.
2. RESOLVE to EXTEND, pursuant to Ordinance No. 178124 imposing regulations on the issuance of building permits for certain structures in the Beverly Grove area for one period of six months, or until such time as other permanent land use regulations that regulate the size of residences in the area subject to the Interim Control Ordinance are imposed.

**MOTION ADOPTED UPON FINDINGS BY COUNCIL THAT THE NEED TO TAKE ACTION AROSE SUBSEQUENT TO THE POSTING OF THE COUNCIL AGENDA FOR FRIDAY, JANUARY 25, 2008, PURSUANT TO GOVERNMENT CODE SECTION 54954.2(b)(2) AND COUNCIL RULE 23**

**ADOPTED - FORTHWITH**

**Roll Call #8 - Motion (Rosendahl - LaBonge) Findings on Need to Act - Adopted, Ayes (10);  
Absent: Cardenas, Hahn, Huizar, Perry and Weiss (5)**

**Roll Call #9 - Motion (Rosendahl - LaBonge) Adopted, Ayes (10);  
Absent: Cardenas, Hahn, Huizar, Perry and Weiss (5)**

08-0002-S7

**RESOLUTION (ROSENDAHL - LABONGE) relative to City's position of Santa Monica's efforts to achieve true safety at Santa Monica Airport.**

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

**RESOLVE to include in the City's 2007-08 Federal Legislative Program SUPPORT of the City of Santa Monica's efforts to achieve true safety at Santa Monica Airport when it meets with the Federal Aviation Agency and other Federal officials on January 29, 2008.**

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

### 08-0193

MOTION (PERRY - GARCETTI) relative to declaring the Roberts/Roman Reception on February 2, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

### 08-0194

MOTION (GARCETTI - PERRY) relative to declaring the Lust for LACE Valentine's Day Benefit on February 14, 2008 a Special Event (fees and costs absorbed by the City = \$4,213).

### 08-0197

MOTION (ALARCON - GREUEL) relative to declaring the Students Run L.A. on February 3, 2008 a Special Event (fees and costs absorbed by the City = \$11,508), except for insurance and fees and costs that may be associated with the use of facilities under jurisdiction of the Board of Recreation and Park Commissioners.

### 08-0198

MOTION (GARCETTI - PARRY) relative to declaring the Goa Grammy Event on February 7, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

### 08-0202

MOTION (ROSENDAHL - WESSON) relative to declaring the 2008 Northern Trust Open on February 11-17, 2008 a Special Event (fees and costs absorbed by the City = \$23,174).

### 08-0203

MOTION (GARCETTI - LABONGE) relative to declaring the Maid of Honor Event on January 29, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

### 08-0204

MOTION (GARCETTI - LABONGE) relative to declaring the CNN, the Los Angeles Times and the POLITICO Democratic Presidential Candidates Debate on January 31, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

### 08-0192

MOTION (GARCETTI - ROSENDAHL) relative to a request for an exemption from the Convention Center fee waiver policy for the Coalition for Humane Immigrant Rights of Los Angeles (CHIRLA) Naturalization Ceremony and Reception event on February 20, 2008.

### 07-0010-S16

MOTION (PARKS - PERRY) relative to a technical correction to the offer of reward for information in the death of Jose Ramiro Garcia.

### 08-0205

MOTION (REYES for HUIZAR - ROSENDAHL) relative to the temporary street closure of the First Street Bridge, between Mission Road and Vignes Street.

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

[06-1854](#)

RESOLUTION (GARCETTI - REYES) relative to extending interim regulations on the issuance of building permits for portions of the Silver Lake – Echo Park – Elysian Valley Community Plan.

**COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:**

[08-0020](#) - Ian D. Campbell, Abernathy MacGregor Group West

(Greuel - Perry)

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

[08-0021](#) - Joseph Anthony Fogelstrom

(Zine)

Betty Wilcox

(Greuel - Smith)

Eron M. Mull

(Parks)

Breon S. Taylor

(Parks)

Alfredo Menjivar

(Reyes)

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

**Whereupon the Council did adjourn.**

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL