

Los Angeles City Council, **Journal/Council Proceedings**
Tuesday, **February 26, 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: Cardenas, Greuel, Hahn, LaBonge, Parks, Perry, Rosendahl, Smith, Weiss, Wesson and Zine (11); Absent: Alarcon, Huizar, Reyes and President Garcetti (4).

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
FEBRUARY 20, 2008

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - NONE

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

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

Item Noticed for Public Hearing - Item 1

ITEM NO. (1) - PUBLIC HEARING CLOSED - PROTEST DENIED - INSTRUCT THE CITY ENGINEER TO PROCEED

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

[07-1128](#)

CD 5

HEARING PROTESTS relative to the proposed vacation of Marymount Place westerly of Sunset Boulevard to its terminus. VAC-E1401048

(Communication from Public Works Committee adopted on August 7, 2007)

Items for Which Public Hearings Have Been Held - Items 2-7

Roll Call #2 - Motion (Parks - Greuel) Adopted, Ayes (11); Absent: Alarcon, Garcetti, Huizar and Reyes (4)
(Item Nos. 2-3)

ITEM NO. (2) - ADOPTED

[06-0895-S19](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to the City Treasurer's Investment and Cash Management Report for the month ending September 20, 2007.

Recommendation for Council action:

NOTE and FILE the City Treasurer's Investment and Cash Management Report for the month ending September 30, 2007, inasmuch as the report is submitted for information only and no further Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (3) - ADOPTED

[06-0895-S20](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to the City Treasurer's Investment and Cash Management Report for the month ending October 31, 2007.

Recommendations for Council action:

1. NOTE and FILE the City Treasurer's Investment and Cash Management Report for the month ending October 31, 2007, inasmuch as the report is submitted for information only and no Council action is necessary.
2. INSTRUCT the City Treasurer to report back to the Budget and Finance Committee relative to the BondEdge financial system and how this financial management tool may be used with other City processes.

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

ITEM NO. (4) - ADOPTED AS AMENDED - SEE FOLLOWING

Roll Call #7 - Motion (Parks - Greuel) Adopted, Ayes (11); Absent: Garcetti, Huizar, Reyes and Rosendahl (4)

Roll Call #8 - Motion (Parks - Greuel) on Items 3D and 4I Adopted, Ayes (10); Noes: Weiss (1); Absent: Garcetti, Huizar, Reyes and Rosendahl (4)

[07-0600-S77](#)

CONTINUED CONSIDERATION OF BUDGET AND FINANCE COMMITTEE REPORT relative to the 2007-08 Mid-Year Adjustment and Financial Status Report and Belt Tightening Measures.

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

1. APPROVE the City Administrative Officer's (CAO) recommendations contained in the 2007-08 Mid-Year Adjustment and Financial Status Report dated January 28, 2007, and the Addendum to the Mid-Year Adjustment and Financial Status Report dated February 6, 2008 (Attachments 1 and 2, attached to the committee report).
2. INSTRUCT the CAO and Chief Legislative Analyst (CLA) to report back to the Budget and Finance Committee relative to:
 - a. The recommendations contained in the Mayor's letter dated January 28, 2008, entitled "Belt Tightening Measures", to provide additional insight on these issues (Attachment 3 attached to the committee report).
 - b. Status of the report relative to home garaged vehicles that was requested during the last budget session.
 - c. Broadening the definitions of Special Funds, e.g., the Real Property Trust Fund, Street Furniture Revenue Fund, to provide the Council with greater flexibility to use said funds as it relates to community issues.
 - d. Motion (Greuel - Smith), Council file No. 08-0167, relative to an exploration of new efficiencies, a revisit of past proposals to decrease expenditures while still providing essential services, and the potential cost savings; 30 day report back requested.
3. INSTRUCT the CLA to ensure that funds deposited in the Unappropriated Balance for the Heritage Month Celebration Program are distributed as earmarked for, i.e., theater awards programs, African Market Place, Pan African and Latino Film Festivals, Coliseum Fireworks Show, etc.
4. REQUEST the Mayor's Office to report back to the Budget and Finance Committee relative to:
 - a. The Documentary Transfer Tax and the ability to recoup revenue from the sale/transfer of businesses in the City, both retroactively and on a go forward basis.
 - b. The 22 Los Angeles Police Department (LAPD) Officers assigned to the Los Angeles World Airport (LAX) currently being funded by the General Fund.
5. INSTRUCT the CAO to report back to the Budget and Finance Committee relative to:

- a. The current dollar allocation for unimproved street, alley, and sidewalk repairs, the Community Beautification Grant Program and graffiti removal, to enable the Council to make a clear determination relative to the proposed cuts in these services; also possible alternatives to the proposed cuts to these services.
- b. Alternatives to selling surplus property.
- c. A determination of the cost effectiveness of using City pool vehicles at a cost of approximately \$1.00 per mile to maintain the vehicles (for home garaged vehicles) versus \$.48 to provide mileage expense reimbursement.
- d. LAPD presence at the LAX as it relates to overtime usage (30 day report back requested).
- e. The impact of a Citywide policy relative to the use of paid overtime versus compensatory time off and the impacts on operations.
- f. How approximately \$13.6 million in additional revenue generated through the use of BondEdge software by the Office of the City Treasurer has been allocated.
- g. Status of relevant Council Motions concerning the feasibility of having reputable collection services identify and collect fines and fees owed to the City, on a contingency basis.
- h. Motion (Garcetti - Parks), Council file No. 08-0201, relative to an evaluation of requested amendments to the Los Angeles Municipal Code (LAMC) to: (1) facilitate the application of a "look back period" for new business registrations, in order to collect back taxes owed to the City; (2) require compliance with all of the City's business tax and Parking Occupancy Tax laws as a condition of granting a new permit, and authorization to suspend or revoke a business's Police Permit for non-payment of business taxes or parking taxes; (3) authorize the Office of Finance to charge a transaction fee for online credit card payments to cover the full cost of processing those payments; and, (4) amending Ordinance No. 177469, and related provisions, to authorize the Office of Finance to collect a fee to cover all costs associated with the collection of delinquencies owed to the City, replacing the flat rate currently charged to some delinquent accounts.
- i. A more in-depth analysis of the State's proposed deferral of almost \$18 million in Gas Tax receipts and the impact on the 07-08 and 08-09 City budgets.
- j. A list of Community Redevelopment Agency project areas and the potential to develop revenue streams as projects are placed onto the tax rolls.
- k. Possibility of additional grant funding for the Commission on the Status of Women and the Commission for Children, Youth and Their Families thereby reducing their reliance on the General Fund.
- l. Recommendation(s) to more easily distinguish the Contingency and Emergency Reserve Accounts in the Reserve Fund from the Reserve for Economic Uncertainties Account in the Unappropriated Balance.

6. INSTRUCT the CAO, with the City Attorney, to report back to the Budget and Finance Committee relative to:
 - a. The Los Angeles Department of Water and Power (LADWP) water and power revenue transfers and expectations as to when this matter will be adjudicated.
 - b. Functions/programs within the Office of the City Attorney that are currently staffed but are not core functions.
7. REQUEST the City Attorney to expedite preparation of ordinances requested under Motion (Garcetti - Parks), Council file No. 08-0201, relative to amending the LAMC to address policy changes in the Office of Finance.
8. INSTRUCT the CAO, with the City Librarian, to minimize reductions to the book purchasing budget, while maintaining an overall reduction to the Library Department of approximately \$2.0 million.
9. APPROVE a managed hiring freeze in which the Mayor, CAO and CLA will jointly approve departmental requests to fill authorized positions, taking into consideration such factors as: legal mandate; public safety; revenue generation; supervisory requirements; and provision of essential public services. Consideration will also be given to whether a requesting department is projected to remain within its approved budget, and, INSTRUCT the CAO to include in future Financial Status Reports results achieved from the managed hiring freeze.
10. INSTRUCT the Department of Building and Safety to report back relative to fees and fines associated with code enforcement activities and efforts to achieve full cost recovery.
11. INSTRUCT the El Pueblo de Los Angeles Historical Monument Department to report back relative to internal issues/obstacles preventing lease re-negotiations.
12. INSTRUCT the LAPD to report back to the Budget and Finance Committee relative to:
 - a. Working with the CAO, citation revenue for the last five years.
 - b. Status of the In-Car-Video project.
 - c. Status of Taser purchase.

Fiscal Impact Statement: The CAO reports that the Mid-Year Financial Status Report contains recommendations totaling approximately \$117.3 million to partially offset the potential \$154.9 million year-end budget problem. If these actions are adopted, the potential year-end budget problem would be reduced to an estimated \$37.6 million. The current Reserve Fund balance is estimated at \$175.2 million (consisting of \$122 million in the Emergency Reserve Account and \$53.2 million in Contingency Reserve Account).

Community Impact Statements: West Hills Neighborhood Council (WHNC) recognizes the challenges described in the CAO's Mid-Year Financial Status Reports. We call for a thorough, public review of our income streams with consideration of detailed cost-benefits and workload analysis. We should raise those fees that do not pay, in full, for the services rendered.

Van Nuys Neighborhood Council submits a Community Impact Statement (CIS) that supports the WHNC CIS.

(Continued from Council meeting of February 20, 2008)

ADOPTED

Motion (Parks - Greuel)

Recommendations for Council action:

1. **APPROVE Recommendation No. 1 (a) of the CLA's February 25, 2008 report, eliminating the proposed reduction of \$900,000 from the Board of Public Works, Board Office for Graffiti Removal, Community Beautification grants and Community Clean-up supplies.**
2. **DELETE Recommendation No. 1 (b) of the CLA's February 25, 2008 report relative to decreasing the proposed reduction to the General Fund appropriation to the Library Department budget from \$2 million to \$1.5 million.**
3. **APPROVE Recommendation No. 1 (C) of the CLA's February 25, 2008 report eliminating the proposed reduction of \$600,000 from the Los Angeles Department of Transportation (LADOT) for 16 new left-turn arrow approaches and two new signal installation projects, and DIRECT the LADOT to report back on whether the department anticipates being able to use the proposed funding by the end of the current fiscal year and to include in the report a detailed listing of the 16 sites.**
4. **APPROVE Recommendation No. 1 (d), (e) and (f) of the CLA's February 25, 2008 report relative to surplus property designation.**
5. **DELETE Recommendation No. 2 (b) of the CLA's February 25, 2008 report relative to decreasing the reduction to the Library Department budget.**
6. **DELETE Recommendation No. 3 (a) of the CLA's February 25, 2008 report relative to reducing the Executive Fleet and INSTRUCT the City Administrative Officer, CLA and the Mayor's Office to create an Executive Fleet Policy and report back to Council.**
7. **DELETE Recommendation No. 4 (b) of the CLA's February 25, 2008 report relative to transferring \$1 million in anticipated savings from reducing the March 2008 Police Academy class.**
8. **DELETE Recommendation No. 4 (d) of the CLA's February 25, 2008 report relative to reducing the size of the March Police Academy Class by 45 recruits.**
9. **INSTRUCT the CLA to report on Recommendation No. 4 (f)(ii) and (g) of the CLA's February 25, 2008 report relative to amending the Los Angeles Administrative Code regarding Council District Real Property Trust Funds and Street Furniture Revenue and provide a side by side comparison of current provisions vs. proposed provisions.**

10. **REQUEST the Los Angeles Police Department, Mayor's Office and LAWA Airport Police to report to the Public Safety Committee within 2 weeks relative to the redeployment of 22 LAPD officers currently assigned to LAWA.**
11. **INSTRUCT the Office of Finance, with the assistance of the CAO and CLA, to report back to the Budget and Finance Committee with recommendations to ensure that all businesses operating in the City fully comply with all applicable business tax, parking tax and police permit requirements.**

ITEM NO. (5) - CONTINUED TO FEBRUARY 27, 2008

Roll Call #5 - Motion (Parks - Greuel) Adopted to Continue, Unanimous Vote (12); Absent: Garcetti, Huizar and Reyes (3)

[07-3869](#)

CD 11

CATEGORICAL EXEMPTION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to a variance appeal for property at 1009 South Abbot Kinney Boulevard.

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

1. FIND that this action is categorically exempt from the California Environmental Quality Act (CEQA), pursuant to Article III, Section 3, of the City's CEQA Guidelines.
2. ADOPT the FINDINGS of the Zoning Administrator as the Findings of the Council.
3. RESOLVE TO GRANT IN PART APPEAL filed by De De Audet, from part of the determination of the West Los Angeles Area Planning Commission (WLAAPC), in overturning a denial of the Zoning Administrator, and THEREBY APPROVE a variance to permit the required off-street parking spaces by lease agreement in lieu of the required recorded covenant, for an expanded restaurant which includes a 600 square-foot patio with 32 seats added to the existing 690 square-foot restaurant currently seating 40 patrons, for property at 1009 South Abbot Kinney Boulevard, subject to modified Conditions of Approval, as approved in Committee. (The WLAAPC also considered a Conditional Use and Specific Plan Project Permit Compliance for this project site which may not be further appealable to the Council.)

Applicant: Joanna Moore, Axe, LLC dba Axe Restaurant
(Stephen Jamieson, Representative)

ZA 2006-7948 CUB ZV SPP - 1A

Fiscal Impact Statement: The WLAAPC reported there is no General Fund impact as administrative costs are recovered through fees.

TIME LIMIT FILE - FEBRUARY 27, 2008

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 27, 2008)

**Roll Call #2 - Motion (Parks - Greuel) Adopted, Ayes (11); Absent: Alarcon, Garcetti, Huizar and Reyes (4)
(Item Nos. 6-7)**

**ITEM NO. (6) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS
- FORTHWITH TO THE MAYOR**

[07-4063](#)
CD 8

MITIGATED NEGATIVE DECLARATION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an appeal on variances for property at 4225 Crenshaw Boulevard (Maverick's Flat).

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 City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 07-4063 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 Mitigated Negative Declaration [ENV 2006-10159 - MND] filed on March 3, 2007.
2. ADOPT the FINDINGS of the South Los Angeles Area Planning Commission (SLAAPC) as the Findings of the Council.
3. RESOLVE TO GRANT APPEAL filed by Curtis Fralin, (Nichole Smith, The Katherman Companies, LLC - GOM, Representative), from part of the determination of the SLAAPC, in overturning the action of the Zoning Administrator and granting the following: (a) a variance to permit a second floor outdoor eating area with 28 seats as otherwise not permitted in conjunction with a second floor lounge/private club associated with the conversion of a building to a restaurant/nightclub; (b) a variance to permit a ground floor outdoor eating area with 50 seats with the patio area which is not located between the building and the required front yard or within the building and a required side or rear yard which abuts a public street as otherwise required in the C1.5 Zone in conjunction with a proposed restaurant/nightclub; (c) a variance to permit three or more parking spaces to be provided off site by lease in lieu of a recorded covenant; and, (d) a variance to permit public dancing and entertainment within a proposed restaurant/nightclub and lounge/private club as otherwise not permitted in the [Q]C1.5 Zone, for property at 4225 Crenshaw Boulevard (Maverick's Flat), subject to Conditions of Approval, and modification to Conditions Nos. 38 and 39, as approved in Committee. (The SLAAPC and Zoning Administrator also approved Conditional Uses for this project site.)

Appellant/Applicant: Curtis Fralin

ZA 2006-10157 CUB ZV-1A

Fiscal Impact Statement: The SLAAPC reported there is no General Fund impact as administrative costs are recovered through fees.

TIME LIMIT FILE - FEBRUARY 29, 2008

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

ITEM NO. (7) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS

[08-0189](#)

CD 13

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the inclusion of the Bukowski Court located at 5124 West DeLongpre Avenue in the list of Historic-Cultural Monuments.

Recommendations for Council action:

1. ADOPT the FINDINGS of the Cultural Heritage Commission (CHC) as the Findings of the Council.
2. APPROVE the recommendation of the CHC relative to the inclusion of the Bukowski Court located at 5124 West DeLongpre Avenue in the list of Historic-Cultural Monuments.

Owner: Victoria Gureyeva and Aleksandr Konovalov

Applicant: Lauren E. Everett

CHC 2007-4270 HCM

Fiscal Impact Statement: The CHC reports that such designation in and of itself has no fiscal impact. Future applications for permits may cause minimal administrative costs.

TIME LIMIT FILE - FEBRUARY 27, 2008

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 27, 2008)

Items for Which Public Hearings Have Not Been Held - Items 8-21

(10 Votes Required for Consideration)

**Roll Call #6 - Motion (LaBonge - Smith) Adopted, Ayes (12); Absent: Garcetti, Huizar and Reyes (3)
(Item Nos. 8-12)**

ITEM NO. (8) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

[07-3462-S1](#)

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 Osborne Place and Osborne Street No. 1 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 February 6, 2008.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of APRIL 29, 2008 as the hearing date for the maintenance of the Osborne Place and Osborne Street No. 1 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, \$207.39 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: April 21, 2008)

ITEM NO. (9) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

[07-3462-S2](#)

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 Osborne Place and Osborne Street No. 2 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 February 6, 2008.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of APRIL 29, 2008 as the hearing date for the maintenance of the Osborne Place and Osborne Street No. 2 Lighting District, in accordance with Proposition 218, Articles XIII C and XIII D of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$733.82 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: April 21, 2008)

ITEM NO. (10) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

[08-0326](#)

CD 6

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Hart Street and Gloria 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 February 8, 2008.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of APRIL 29, 2008 as the hearing date for the maintenance of the Hart Street and Gloria Avenue Lighting District, in accordance with Proposition 218, Articles XIII C and XIII D of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$327.03 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: April 21, 2008)

ITEM NO. (11) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

[08-0368](#)

CD 3

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Amigo Avenue and Bassett Street 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 February 12, 2008.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of APRIL 29, 2008 as the hearing date for the maintenance of the Amigo Avenue and Bassett 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, \$203.39 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: April 21, 2008)

ITEM NO. (12) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

[08-0369](#)

CD 5

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Noeline Avenue and Lovett Place 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 February 12, 2008.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of APRIL 29, 2008 as the hearing date for the maintenance of the Noeline Avenue and Lovett Place 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, \$111.67 will be collected annually starting with tax year 2009-10 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: April 21, 2008)

ITEM NO. (13) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

Roll Call #9 - Motion (Greuel - Smith) Adopted, Ayes (11); Absent: Garcetti, Huizar, Reyes and Rosendahl (4)

[07-3772](#)

COMMUNICATION FROM CHAIR AND MEMBER, TRANSPORTATION COMMITTEE relative to modifications to the Downtown DASH routes and service.

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

1. ADOPT the Los Angeles Department of Transportation (LADOT) report dated September 4, 2007.
2. DIRECT the LADOT to proceed with the implementation of the following DASH Downtown Los Angeles route modifications/new service as detailed in Attachment A of the September 4, 2007 LADOT report, as attached to the Council file:
 - a. Reroute DASH Route A to serve the North Figueroa Corridor as depicted in Attachment A1 of the September 4, 2007 LADOT report, attached to the Council file, subject to the cancellation of the City Hall Shuttle.
 - b. Cancel the City Hall Shuttle service as depicted in Attachments A1a and A1b of the September 4, 2007 LADOT report, as attached to the Council file, with resources to be reallocated to expanded DASH Route A service along the North Figueroa Corridor and new DASH Central City East pilot service.
 - c. Reroute DASH Route A service in the Arts District North areas as depicted in Attachment A2 of the September 4, 2007 LADOT report, attached to the Council file.
 - d. Implement new DASH Central City East pilot service as depicted in Attachment A5 of the September 4, 2007 LADOT report, as attached to the Council file, subject to cancellation of the City Hall Shuttle.
3. DIRECT the LADOT to report back to the Transportation Committee following 180 days of service regarding route performance for the DASH Central City East pilot service, as detailed above in Recommendation No. 2d, in connection with the performance standard for newly implemented service as detailed in Council file No. 98-1121.
4. AUTHORIZE the General Manager of the LADOT to execute an amendment to the existing DASH Downtown Los Angeles contract with First Transit, Inc. (Contract No. C-106106), as necessary, to modify service as described above in Recommendation Nos. 2a-2d.

5. APPROPRIATE and TRANSFER funds for the installation of two new traffic signals in order to facilitate the reroute of Downtown DASH Route A in the North Figueroa Corridor as follows:

\$40,000 within Proposition A Local Transit Assistance Fund No. 385 from Account No. C403, City Hall Shuttle, to a new Account, DASH Route A Figueroa Street/Third Street Traffic Signal Account (number to be designated by the LADOT) for an upgrade to a transit-only left turn signal at the intersection of southbound Figueroa Street and Third Street.

- a. \$270,000 within Proposition C Local Transit Assistance Fund No. 540 from Account No. C700, Transportation Grant Funds Work Program, to a new Account, DASH Route A First Street/Fremont Avenue Traffic Signal Account (number to be designated by the LADOT) for installation of a new traffic signal at the intersection of First Street and Fremont Avenue.
6. AUTHORIZE the LADOT to discontinue the acceptance of all Metro adult and student passes on the Downtown DASH, effective February 1, 2008, unless the Los Angeles County Metropolitan Transportation Authority (Metro) agrees (no later than December 1, 2007) to reimburse the City for each boarding and further AUTHORIZE the LADOT to continue to accept the Metro Elderly and Disabled ID Card with Metro monthly stamp and the Countywide E-Z Transit pass on all of its DASH services.
 7. DIRECT the LADOT to continue its efforts to facilitate the development of private sector funded event-based shuttles in Downtown and to consider the establishment of a flat-fare taxi zone Downtown as responses to the growing demand for weekend and nighttime service.

Fiscal Impact Statement: The LADOT reports that the recommendations, for service changes taken in their entirety, are cost-neutral. The route modifications to DASH A will require a one-time expenditure of Proposition A and Proposition C funds for the necessary traffic signal enhancement at Figueroa Street/Third Street (estimated at \$40,000) and traffic signal installation at First Street/Fremont Avenue (estimated at \$270,000), respectively. There are sufficient funds included in the City's adopted Fiscal Year 2007-08 Proposition A and Proposition C budgets. Therefore, there is no impact on the budget.

ITEM NO. (14) - ADOPTED

[08-0405](#)

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:

[08-0405](#)

CD 13

- a. MOTION (GARCETTI - HUIZAR) relative to declaring the Post Oscar Satellite Feed on February 25, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[08-0404](#)

CD 12

- b. MOTION (SMITH - ROSENDAHL) relative to declaring the BM Racing Car Show on April 13, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[08-0403](#)

CD 8

- c. MOTION (PARKS - WESSON) relative to declaring the Bill Cosby Book Signing on February 6, 2008 a Special Event (fees and costs absorbed by the City = \$500).

[08-0402](#)

CD 6

- d. MOTION (CARDENAS - HAHN) relative to declaring Casa Esperanza's Street Cleanup on February 23, 2008 a Special Event (fees and costs absorbed by the City = \$300).

[08-0401](#)

CD 5

- e. MOTION (WEISS - GREUEL) relative to declaring the Purim Carnival on March 16, 2008 a Special Event (fees and costs absorbed by the City = \$1,198).

[08-0400](#)

CD 2

- f. MOTION (GREUEL - ZINE) relative to declaring the March for Babies 2008 on April 26, 2008 a Special Event (fees and costs absorbed by the City = none submitted).

[08-0398](#)

CD 13

- g. MOTION (GARCETTI - LABONGE) relative to declaring the Focus Pre Oscar event on February 23, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[08-0406](#)

CD 2

- h. MOTION (GREUEL - LABONGE) relative to declaring the Adat Ari El Purim Carnival on March 16, 2008 a Special Event (fees and costs absorbed by the City = \$1,471).

ITEM NO. (15) - ADOPTED

Roll Call #11 - Motion (Parks - Perry) Adopted, Ayes (10); Absent: Garcetti, Huizar, Reyes, Rosendahl and Wesson (5)

[08-0010-S10](#)

MOTION (PARKS - REYES) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Michelle Simmons and critical injuries sustained by Latifah Bowman and Michael Nelson on February 3, 2008.

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

1. PROVIDE an offer of reward in the amount of \$75,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Michelle Simmons and critical injuries sustained by Latifah Bowman and Michael Nelson on February 3, 2008.
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.
4. DIRECT the City Clerk to publish the reward notice in "Our Weekly" and "LA Watts Times", in addition to the regular publications used by the City Clerk for reward notices, to ensure adequate community notice.

**Roll Call #3 - Motion (Greuel - Smith) Adopted, Ayes (11); Absent: Alarcon, Garcetti, Huizar and Reyes (4)
(Item Nos. 16-21)**

ITEM NO. (16) - ADOPTED

[08-0011-S4](#)

CD 2

MOTION (GREUEL - SMITH) relative to funding to purchase and install 100 Neighborhood Watch Signs in Council District Two.

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

1. INSTRUCT the Bureau of Street Services (BOSS) to prepare a contract, agreement or other necessary document with Maneri Sign, Inc., for the purchase and installation of 100 Neighborhood Watch Signs in Council District Two, subject to the approval of the City Attorney as to form and legality.
2. AUTHORIZE Council District Two to execute a contract, agreement or other necessary document with Maneri Sign, Inc., in the amount of \$6,100 for the purchase and installation of the above Neighborhood Watch Signs. Said contract, agreement or other necessary document shall include, but not be limited to, the following: Description of the work to be performed; the estimated completion date; and a detailed accounting of the expenditures to the Board of Public Works, Office of Accounting, within 30 days of completion of the work to be performed.
3. INSTRUCT the BOSS, with the assistance of the Board of Public Works, Office of Accounting, to ensure compliance by Maneri Sign, Inc., with the above accounting requirements.
4. AUTHORIZE the Chief Legislative Analyst, or designee, to make technical corrections or clarifications as may be necessary to implement the intent of the Motion.

5. AUTHORIZE the Board of Public Works, Office of Accounting, and Controller, as appropriate, to TRANSFER and APPROPRIATE up to \$6,100 from the Council District Two portion of the Street Furniture Revenue Fund No. 43D/50, to Maneri Sign, Inc., to perform the above-described work.

ITEM NO. (17) - ADOPTED

[08-0397](#)

MOTION (GARCETTI - LABONGE) relative to funding for the Zocalo and Department of Cultural Affairs Dana Gioia event at the Barnsdall Art Park on February 13, 2008.

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

TRANSFER \$1,000 from the Cultural Affairs Fund No. 100/30, Account No. 9633 (Youth Arts and Education Series Program) to the following accounts and in the amounts indicated in the Cultural Affairs Fund No. 100/30: \$608 to Account No. 1070 (Salaries-As Needed) and \$392 to Account No. 6020 (Operating Supplies and Expenses) for the Zocalo and Department of Cultural Affairs Dana Gioia event at Barnsdall Art Park on February 13, 2008.

ITEM NO. (18) - ADOPTED

[08-0396](#)

CD 9

MOTION (PERRY - ROSENDAHL) relative to authorizing the Board of Public Works to accept funds from the Community Redevelopment Agency for the South of Santa Monica Freeway Clean and Safe Program.

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

1. AUTHORIZE the Board of Public Works to accept the amount of \$400,000 from the Community Redevelopment Agency and to cause these funds to be deposited in the Board of Public Works Fund No. 100/74, Account No. 3040 (Contractual Services) for use by the Office of Community Beautification for the South of Santa Monica Freeway Clean and Safe Program.
2. AUTHORIZE the Chief Legislative Analyst to make any technical corrections or clarifications to the above fund transfer instructions in order to effectuate the intent of the Motion.

ITEM NO. (19) - ADOPTED

[08-0011-S5](#)

CD 14

MOTION (HUIZAR - HAHN) relative to funding for the trimming of trees in the main corridors of Boyle Heights in Council District 14.

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

1. TRANSFER \$38,799 from the Council District 14 portion of the Street Furniture Revenue Fund No. 43D/50 to the Street Services Fund No. 100/86, Account No. 3040 (Contractual Services) for services relative to the trimming of trees in the main corridors of Boyle Heights in Council District 14.
2. AUTHORIZE the Chief Legislative Analyst to make clarifications or technical corrections to the above fund transfer instructions as may be necessary to implement the intent of the Motion.

ITEM NO. (20) - ADOPTED

[08-0099](#)

CD 2

MOTION (GREUEL - HUIZAR) relative to rescinding previous Council action in connection with Council District Two General City Purposes (GCP) Community Services funds.

Recommendation for Council action:

RESCIND the Council action of January 23, 2008, in connection with unencumbering and reallocation of Fiscal Year (FY) 2006-07 Council District Two GCP Community Service funds and adopt the following, SUBJECT TO THE APPROVAL OF THE MAYOR:

UNENCUMBER and REVERT to the Reserve Fund \$2,500 in FY 2006-07 Council District Two GCP funds which were allocated to the Valley Glen Improvement Association, and TRANSFER therefrom to the Unappropriated Balance Fund No. 100/58, and APPROPRIATE therefrom to the GCP Fund No. 100/56, Account No. 0702 (Council District Two Community Services) for further allocation to Council District Two community services efforts.

ITEM NO. (21) - ADOPTED

[08-0399](#)

RESOLUTION (GREUEL - ZINE - ET AL) relative to declaring April 26, 2008 as March for Babies Day in the City of Los Angeles.

Recommendation for Council action:

RESOLVE to DECLARE April 26, 2008 as March for Babies Day in the City of Los Angeles.

Items for Which Public Hearings Have Not Been Held - Items 22-23

(10 Votes Required for Consideration)

**Roll Call #4 - Motion (Wesson - Rosendahl) Adopted, Ayes (11); Absent: Alarcon, Garcetti, Huizar and Reyes (4)
(Item Nos. 22-23)**

ITEM NO. (22) - ADOPTED

08-0002-S18

RESOLUTION (GARCETTI - WESSON - HUIZAR) relative to legislation that would reappropriate to the City of Los Angeles, the balance of the appropriation provided for in the Safe Neighborhood Parks, Clean Water, Clean Air and Coastal Protection Bond Funds.

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

RESOLVE to include in the City's 2007-08 State Legislative Program, SPONSORSHIP AND/OR SUPPORT of any legislation and/or administrative action which would reappropriate to the City of Los Angeles, the balance of the appropriation provided for in the Safe Neighborhood Parks, Clean Water, Clean Air and Coastal Protection Bond Funds as detailed in the Resolution.

ITEM NO. (23) - MAP AND BOND APPROVED - CITY ENGINEER REPORT ADOPTED

08-0408

CD 6

CONTINUED CONSIDERATION OF FINAL MAP OF TRACT NO. 65474 for property lying easterly of Branford Street and southerly of Remick Avenue.

(Approve Subdivision Improvement Agreement and Contract with attached security documents)

(ADOPT City Engineer Report)

(ADOPT Bond No. C-113039)

Applicants: Branford 5, LLC
Ivan Chiu

(Continued from Council meeting of February 22, 2008)

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

08-0458

CD 9

MOTION (PERRY - ROSENDAHL) relative to declaring the Casa Heiwa Rededication on February 29, 2008 a Special Event (fees and costs absorbed by the City = \$1,226).

06-0277

CD 8

MOTION (PARKS - PERRY) relative to a personal services contract with Deborah E. Beavers to provide services to the Eighth Council District.

[07-1605](#)

CD 4

MOTION (LABONGE - PARKS) relative to an amendment to a personal services contract for Cartifact, Inc., to extend the term.

[08-0457](#)

MOTION (WEISS - ROSENDAHL) relative to funding for a special reception in the City Hall Rotunda celebrating "UCLA Leads: Bruins in Local Government" event.

[07-0662](#)

CD 12

MOTION (SMITH - ROSENDAHL) relative to amending previous Council action in connection with the Stoney Point Expansion Acquisition Project.

[08-0437-S1](#)

CD 12

MOTION (SMITH - ROSENDAHL) and RESOLUTION relative to application to the Los Angeles County Regional Park and Open Space District for the Stoney Point Park Expansion and Acquisition Project.

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

[08-0002-S23](#)

RESOLUTION (HAHN - PARKS) relative to the City's position in connection with HR 4131 to name a portion of California State Route 91 as the "Juanita Millender-McDonald Highway."

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon her request, and without objections, Councilmember Perry was excused from Council session of Tuesday, March 4, 2008 due to City business.

Upon her request, and without objections, Councilmember Alarcon was excused from Council session of Wednesday, February 27, 2008 arriving at 11:00 a.m. due to City business.

Upon his request, and without objections, Councilmember Parks was excused from Council session of Friday, March 14, 2008 leaving at 11:30 a.m. due to personal business.

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

[08-0021](#) - Willie Bean

(Parks)

Kimberly Moranville

(Smith)

Craig B. Long

(Perry)

George S. Spyrts

(LaBonge - All)

Charles Ryan

(LaBonge - All)

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

Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk

PRESIDENT PRO TEM OF THE CITY COUNCIL