

Los Angeles City Council, **Journal/Council Proceedings**
Wednesday, February 20, 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: Greuel, LaBonge, Parks, Reyes, Rosendahl, Smith, Weiss, Wesson, Zine and President Garcetti (10); Absent: Alarcon, Cardenas, Hahn, Huizar and Perry (5).

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
FEBRUARY 13, 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

Items Noticed for Public Hearing - Items 1-24

**Roll Call #4 - Motion (Reyes - Weiss) Adopted, Ayes (12); Absent: Cardenas, Huizar and Perry (3)
(Item Nos. 1-11)**

ITEM NO. (1) - PUBLIC HEARING CLOSED - ADOPTED

[07-0626](#)
CD 1

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Wilshire Boulevard and Beaudry Avenue (Reballot) Lighting District.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held January 30, 2008)

ITEM NO. (2) - PUBLIC HEARING CLOSED - ADOPTED

[07-0752-S1](#)

CD 6

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Vose Street and Burnet Avenue No. 3 Lighting District.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held January 30, 2008)

ITEM NO. (3) - PUBLIC HEARING CLOSED - ADOPTED

[07-3631](#)

CD 2

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Valmont Street and Haines Canyon Avenue Lighting District.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held January 30, 2008)

ITEM NO. (4) - PUBLIC HEARING CLOSED - ADOPTED

[07-3692](#)

CD 7

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Glenoaks Boulevard and Cobalt Street Lighting District.

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

1. DENY the protests and confirm the assessments.

2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held January 30, 2008)

ITEM NO. (5) - PUBLIC HEARING CLOSED - ADOPTED

[07-3694](#)

CD 10

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the La Cienega Boulevard and Rodeo Road Lighting District.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held January 30, 2008)

ITEM NO. (6) - PUBLIC HEARING CLOSED - ADOPTED

[07-3695](#)

CD 11

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Westgate and Rochester Avenues Lighting District.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held January 30, 2008)

ITEM NO. (7) - PUBLIC HEARING CLOSED - ADOPTED

[07-3696](#)

CD 6

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Haskell Avenue and Cohasset Street Lighting District.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held January 30, 2008)

ITEM NO. (8) - PUBLIC HEARING CLOSED - ADOPTED

[07-3697](#)

CD 4

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Cahuenga Boulevard and Kling Street Lighting District.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held January 30, 2008)

ITEM NO. (9) - PUBLIC HEARING CLOSED - ADOPTED

[06-2327-S1](#)

CD 11

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Armacost and Idaho Avenues No. 2 Lighting District.

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

1. FIND that a majority protest exists in the Street Lighting Maintenance Assessment District and therefore the assessment cannot be enacted.
2. PRESENT and ADOPT the accompanying ORDINANCE abandoning all proceedings relating to the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).
3. INSTRUCT the Director, Bureau of Street Lighting, to assure that the streetlights are not installed or are removed from service if previously installed.

(Public Hearing held January 30, 2008)

ITEM NO. (10) - PUBLIC HEARING CLOSED - ADOPTED

[07-3632](#)

CD 5

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Lawler Street and Overland Avenue Lighting District.

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

1. FIND that a majority protest exists in the Street Lighting Maintenance Assessment District and therefore the assessment cannot be enacted.
2. PRESENT and ADOPT the accompanying ORDINANCE abandoning all proceedings relating to the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).
3. INSTRUCT the Director, Bureau of Street Lighting, to assure that the streetlights are not installed or are removed from service if previously installed.

(Public Hearing held January 30, 2008)

ITEM NO. (11) - PUBLIC HEARING CLOSED - ADOPTED

[07-3693](#)

CD 2

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Day Street and Foothill Boulevard Lighting District.

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

1. FIND that a majority protest exists in the Street Lighting Maintenance Assessment District and therefore the assessment cannot be enacted.

2. PRESENT and ADOPT the accompanying ORDINANCE abandoning all proceedings relating to the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).
3. INSTRUCT the Director, Bureau of Street Lighting, to assure that the streetlights are not installed or are removed from service if previously installed.

(Public Hearing held January 30, 2008)

**Roll Call #1 - Motion (Reyes - Weiss) Adopted To Continue For Ballot Tabulation Results, Unanimous Vote; Absent: Alarcon, Cardenas, Huizar and Perry (4)
(Item Nos. 12-22)**

**ITEM NO. (12) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED
MARCH 14, 2008**

[07-3907](#)
CD 7

HEARING PROTESTS against the proposed improvement and maintenance of the Foothill Boulevard and Hubbard Street Lighting District.

Recommendation for Council action:

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

(Ordinance of Intention adopted on December 19, 2007 - Continue hearing and present Ordinance on MARCH 14, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (13) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED
MARCH 14, 2008**

[07-3908](#)
CD 5

HEARING PROTESTS against the proposed improvement and maintenance of the Woodley Avenue and Morrison Street Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Woodley Avenue and Morrison 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 December 19, 2007 - Continue hearing and present Ordinance on MARCH 14, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (14) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED
MARCH 14, 2008**

[07-3919](#)

CD 7

HEARING PROTESTS against the proposed improvement and maintenance of the Chatsworth Drive and Stanwin Avenue Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Chatsworth Drive and Stanwin 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 December 19, 2007 - Continue hearing and present Ordinance on MARCH 14, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (15) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED
MARCH 14, 2008**

[07-3977](#)

CD 11

HEARING PROTESTS against the proposed improvement and maintenance of the Corinth and Nebraska Avenues Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Corinth and Nebraska 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 December 19, 2007 - Continue hearing and present Ordinance on MARCH 14, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (16) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED
MARCH 14, 2008**

[07-3978](#)

CD 2

HEARING PROTESTS against the proposed improvement and maintenance of the Addison Street and Laurel Canyon Boulevard Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Addison Street and Laurel Canyon 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 December 19, 2007 - Continue hearing and present Ordinance on MARCH 14, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (17) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED
MARCH 14, 2008**

[07-3979](#)
CD 7

HEARING PROTESTS against the proposed improvement and maintenance of the Bradley Avenue and Astoria Street Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Bradley Avenue and Astoria 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 December 19, 2007 - Continue hearing and present Ordinance on MARCH 14, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (18) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED
MARCH 14, 2008**

[07-3980](#)
CD 5

HEARING PROTESTS against the proposed improvement and maintenance of the Valleyheart Drive and Ethel Avenue Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Valleyheart Drive and Ethel 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 December 19, 2007 - Continue hearing and present Ordinance on MARCH 14, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (19) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED
MARCH 14, 2008**

[07-3981](#)
CD 4

HEARING PROTESTS against the proposed improvement and maintenance of the Hauser Boulevard and Third Street Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Hauser Boulevard and Third 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 December 19, 2007 - Continue hearing and present Ordinance on MARCH 14, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (20) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED
MARCH 14, 2008**

[07-3982](#)

CD 13

HEARING PROTESTS against the proposed improvement and maintenance of the Lexington and Serrano Avenues Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Lexington and Serrano 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 December 19, 2007 - Continue hearing and present Ordinance on MARCH 14, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (21) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED
MARCH 14, 2008**

[07-3983](#)

CD 2

HEARING PROTESTS against the proposed improvement and maintenance of the Albers Street and Laurel Canyon Boulevard Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Albers Street and Laurel Canyon 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 December 19, 2007 - Continue hearing and present Ordinance on MARCH 14, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (22) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED
MARCH 14, 2008**

[07-3984](#)

CD 6

HEARING PROTESTS against the proposed improvement and maintenance of the Wyandotte Street and Sepulveda Boulevard Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Wyandotte Street and Sepulveda 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 December 19, 2007 - Continue hearing and present Ordinance on MARCH 14, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (23) - PUBLIC HEARING CLOSED - NO PROTEST - CITY ENGINEER INSTRUCTED TO PROCEED

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

[07-3143](#)

CD 8

HEARING PROTESTS relative to vacating the north/south alley easterly of Vermont Avenue between Florence Avenue and 73rd Street. VAC E1401077

(Public Works Committee report adopted on January 25, 2008)

ITEM NO. (24) - CONTINUED TO MARCH 19, 2008

Roll Call #3 - Motion (Parks - Rosendahl) Adopted to Continue, Unanimous Vote (11); Absent: Alarcon, Cardenas, Huizar and Perry (4)

[07-3247](#)

[07-3248](#)

[07-3249](#)

CONTINUED CONSIDERATION OF HEARING relative to Water Rate Action, Power Rate Action and Power Restructuring Proposal and related matters as specified.

(Public Hearing Held on October 31, 2007, pursuant to Government Code Section 53753)

(On December 11, 2007 Council withdrew these three matters from Energy and Environment and Budget and Finance Committees and sent the matters back to the Board of Water and Power Commissioners. Council continued the Hearing to February 20, 2008.)

Items for Which Public Hearings Have Been Held - Items 25-38

ITEM NO. (25) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS - SEE FOLLOWING

Roll Call #9 - Motion (Alarcon - Zine) Adopted, Ayes (14); Absent: Cardenas (1)

[05-0894-S5](#)

COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCES FIRST CONSIDERATION relative to amending the Los Angeles Administrative Code to authorize the City Clerk to administer Neighborhood Council elections and to make other Neighborhood Council election-related changes; a RESOLUTION amending the Plan for a Citywide System of Neighborhood Councils; and, a MOTION to repeal old Neighborhood Council election procedures.

(Education and Neighborhoods 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 Education and Neighborhood Committee at 213-978-1074.)

ADOPTED

EDUCATION AND NEIGHBORHOODS COMMITTEE REPORT relative to amending the Los Angeles Administrative Code and the Plan for a Citywide System of Neighborhood Councils regarding the City Clerk administering Neighborhood Council elections.

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

1. **PRESENT and ADOPT** the accompanying **ORDINANCES** relative to amending the Los Angeles Administrative Code to authorize the City Clerk to conduct Neighborhood Council elections and to implement several Neighborhood Council election-related recommendations made by the Neighborhood Council Review Commission adopted by Council action on December 18, 2007.
2. **RESOLVE** to amend the Plan for a Citywide System of Neighborhood Councils to incorporate several Neighborhood Council election-related recommendations made by the Neighborhood Council Review Commission adopted by Council action on December 18, 2007.
3. **REPEAL** the Neighborhood Council Election Procedures, approved by the Council on January 25, 2005, effective beginning January 1, 2009.

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.

**Roll Call #4 - Motion (Reyes - Weiss) Adopted, Ayes (12); Absent: Cardenas, Huizar and Perry (3)
(Item Nos. 26-28)**

ITEM NO. (26) - ADOPTED

[07-3948](#)

CD 6

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change for property at 17204 West Roscoe Boulevard.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the lead agency in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 07-3948 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 2006-9157 MND] filed on July 13, 2007.
2. ADOPT the FINDINGS of the South Valley Area Planning Commission (SVAPC) as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the SVAPC, effecting a zone change, incident to subdivision, from RA-1 to (T)(Q)RD3-1 and (T)(Q)RD5-1 for the construction of six single-family dwellings on a total 25,250 net square foot site for property at 17204 West Roscoe Boulevard, subject to Conditions of Approval.

Applicant: Anton Caserta (Hank Krastman, Representative)

APCSV 2006-9156 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 SVAPC reports that there is no General Fund impact, as administrative costs are recovered through fees.

TIME LIMIT FILE - MARCH 10, 2008

(LAST DAY FOR COUNCIL ACTION - MARCH 5, 2008)

ITEM NO. (27) - ADOPTED

[07-4089](#)

CD 12

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change for property at 9963 North Lindley 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. 07-4089 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 2006-1024 MND] filed on April 21, 2006.
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, incident to subdivision, from A2-1 to (T)(Q)RA-1 for a maximum new three-parcel, single-family development on a 1.49 acre lot for property at 9963 North Lindley Avenue, subject to Conditions of Approval.

Applicant: Dung Q. Vuong (Rhonda Lieberman, Representative) APCNV 2006-1031 ZC ZAA

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 - MARCH 17, 2008

(LAST DAY FOR COUNCIL ACTION - MARCH 14, 2008)

ITEM NO. (28) - ADOPTED

[07-4173](#)

CD 13

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT, RESOLUTION and ORDINANCE FIRST CONSIDERATION relative to a General Plan Amendment and zone change for property at 1502, 1504 and 1510 Rockwood Street.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the lead agency in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 07-4173 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 2006-773 MND] filed on December 8, 2006.
2. ADOPT the FINDINGS of the City Planning Commission (CPC) as the Findings of the Council.
3. ADOPT the accompanying RESOLUTION as recommended by the Mayor, the CPC and the Director of Planning, APPROVING the proposed General Plan Amendment to the Westlake Community Plan from the Low Medium Density Residential land use designation to Highway Oriented Commercial land use designation for the proposed construction of a four-story, 40-unit apartment building located at 1502, 1504 and 1510 Rockwood Street.

Applicant: Charles Jeannel, Crown Hill, LLC

CPC 2006-997 GPA ZC

4. PRESENT and ADOPT the accompanying ORDINANCE, approved by the CPC, effecting a zone change from RD1.5-1-O and C2-1-O to (T)(Q)RAS4-1-O for the proposed construction of a four-story, 40-unit apartment building located at 1502, 1504 and 1510 Rockwood Street, subject to Conditions of Approval.

Said rezoning shall be subject to the "Q" Qualified classification zone limitations as shown on the attached sheets.

5. REMOVE (T) Tentative classification as described in detail on the sheet(s) attached to the Committee report.
6. INSTRUCT the Planning Department to update the General Plan and appropriate maps pursuant to this action.

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

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

TIME LIMIT FILE - MARCH 5, 2008

(LAST DAY FOR COUNCIL ACTION - MARCH 5, 2008)

ITEM NO. (29) - ADOPTED - TO THE MAYOR FORTHWITH - SEE FOLLOWING

Roll Call #11 - Motion (Parks - Reyes) to Adopt as Amended, Ayes (11); Noes: Hahn, LaBonge, Rosendahl and Zine (4)

[05-1345](#)

ORDINANCE SECOND CONSIDERATION amending Sections 12.22, 12.24, 14.00 and 19.01 of the Los Angeles Municipal Code to implement a Density Bonus program, as required by State law.

(Pursuant to Council action of February 13, 2008)

10 VOTES REQUIRED

ADOPTED

MOTION (GARCETTI - REYES)

Recommendation for Council action:

1. **INSTRUCT the City Planning Department and Los Angeles Housing Department to report in 90 days to the Housing, Community and Economic Development and Planning and Land Use Management Committees with a revision of affordable housing guidelines, including the requirements, and a discussion of how to meet them, and procedures that each department plans to use.**
2. **REQUEST the City Attorney to prepare and present an ordinance imposing the Housing Department fees, as soon as possible.**

ADOPTED

MOTION (PARKS - GARCETTI)

Recommendation for Council action:

INSTRUCT the Planning Department to provide notification to each Council Office when an SB1818 permit is issued.

ITEM NO. (30) - CONTINUED TO FEBRUARY 26, 2008

Roll Call #8 - Motion (Parks - Smith) Adopted to Continue, Unanimous Vote (12); Absent: Cardenas, Huizar and Perry (3)

[07-0600-S77](#)

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 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 Los Angeles Municipal Code 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).

**Roll Call #5 - Motion (Alarcon - Reyes) Adopted, Ayes (12); Absent: Cardenas, Huizar and Perry (3)
(Item Nos. 31-38)**

ITEM NO. (31) - ADOPTED

[06-2800](#)

ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to authority to accept and expend the Local Enforcement Agency (LEA) grant from the California Integrated Waste Management Board.

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

1. APPROVE receipt of the LEA Grant EA-18 for Fiscal Year (FY) 2007-08.
2. AUTHORIZE the Controller to TRANSFER said funds into the LEA Trust Fund, Fund No. 527, FY 2007-08, to an account entitled "Enforcement Assistance Grants," Account No. 0001.
3. AUTHORIZE the General Manager, Environmental Affairs Department, or designee, to sign grant agreements and any amendments with the California Integrated Waste Management Board (CIWMB), directly expend said funds from the LEA Trust Fund listed above for the purposes set forth in the Environmental Affairs Department report, dated January 9, 2008, and return any unspent funds, if necessary, to the CIWMB, as required by the State of California.

Fiscal Impact Statement: The Environmental Affairs Department reports that no City matching funds are required for receipt of these funds.

ITEM NO. (32) - ADOPTED

[06-1157](#)

TRANSPORTATION COMMITTEE REPORT relative to a proposed fifth contract amendment to Contract No. C-101439 with Integrated System Research Corporation (ISRC) to provide installation and maintenance for the Automated Vehicle Location System (AVLS) used by Traffic Officers.

Recommendations for Council action:

1. AUTHORIZE the Los Angeles Department of Transportation (LADOT) to amend Contract No. C-101439 with ISRC for installation and maintenance services for the AVLS to increase the term of the contract for one year (February 29, 2008 through February 28, 2009) and to increase the total compensation of the contract by \$250,000, for a total compensation amount not to exceed \$13,153,759.

2. INSTRUCT the LADOT to release, by June 1, 2008, a Request for Proposals for the operation of the AVLS in parking enforcement vehicles.

Fiscal Impact Statement: The City Administrative Officer reports that sufficient funding is available for the proposed fifth contract amendment to Contract No. C-101439 for the continued maintenance of the AVLS. The proposed contract amendment includes an increase in compensation of up to \$250,000. Funding is available for this increase in the LADOT's contractual services account. No additional funding is required. This proposed contract amendment is in compliance with the City's Financial Policies in that budgeted funds are available for this purpose.

ITEM NO. (33) - ADOPTED

[07-0322](#)

CD 9

GENERAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the renewal of Temporary Preferential Parking District (PPD) No. 95 on 57th Street between Towne Avenue and Avalon Boulevard.

Recommendations for Council action:

1. FIND that the proposed renewal of Temporary PPD No. 95, pursuant to Los Angeles Municipal Code (LAMC) Section 80.58.d, is exempt from the California Environmental Quality Act (CEQA) under the General Exemption (Article II, Section 1 of the 2002 Los Angeles City CEQA Guidelines).
2. FIND that the parking problem that led to the establishment of Temporary PPD No. 95 on East 57th Street between Towne Avenue and Avalon Boulevard still exists and that no permanent solution had been found.
3. ADOPT the accompanying RESOLUTION renewing Temporary PPD No. 95 for 12 months, until March 3, 2009, pursuant to LAMC Section 80.58.d.
4. DIRECT the Los Angeles Department of Transportation (LADOT) to prepare a Notice of Exemption reflecting Council's actions under Recommendation No. 1 above and file such notice with the City and County Clerks within five working days of the City Council's action.

Fiscal Impact Statement: The LADOT reports that revenue from the sale of permits will cover the additional cost of implementing, administering, and enforcing Temporary PPD No. 95. Furthermore, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the District's parking restrictions.

ITEM NO. (34) - ADOPTED

[07-0330](#)

CD 12

GENERAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the renewal of Temporary Preferential Parking District (PPD) No. 82 on Germain Street between Petit Avenue and Forbes Avenue.

Recommendations for Council action:

1. FIND that the proposed establishment of Temporary PPD No. 82, pursuant to Los Angeles Municipal Code (LAMC) Section 80.58.d, is exempt from the California Environmental Quality Act (CEQA) under the General Exemption (Article II, Section 1 of the 2002 Los Angeles City CEQA Guidelines).
2. FIND that the parking problem that led to the establishment of Temporary PPD No. 82 on Germain Street between Petit Avenue and Forbes Avenue in Council District No. 12 still exists and that no permanent solution had been found.
3. ADOPT the accompanying RESOLUTION renewing Temporary PPD No. 82 for 12 more months, until March 3, 2009, pursuant to LAMC Section 80.58.d.
4. DIRECT the Los Angeles Department of Transportation (LADOT) to prepare a Notice of Exemption reflecting Council's actions under Recommendation No. 1 above and file such notice with the City and County Clerks within five working days of the City Council's action.

Fiscal Impact Statement: The LADOT reports that revenue from the sale of permits will cover the additional cost of implementing, administering, and enforcing Temporary PPD No. 82. Furthermore, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the District's parking restrictions.

ITEM NO. (35) - ADOPTED

[07-0477](#)

CD 10

GENERAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the renewal of Temporary Preferential Parking District (PPD) No. 71 on Hutchinson Avenue and Sherbourne Drive south of Venice Boulevard.

Recommendations for Council action:

1. FIND that the renewal of Temporary PPD No. 71, pursuant to Los Angeles Municipal Code (LAMC) Section 80.58.d, is exempt from the California Environmental Quality Act (CEQA) under the General Exemption (Article II, Section 1 of the 2002 Los Angeles City CEQA Guidelines).
2. FIND that the parking problem that led to the establishment and subsequent renewal and re-establishment of Temporary PPD No. 71 for the Hutchison Avenue/Sherbourne Drive neighborhood south of Venice Boulevard still exists and that no permanent solution has been found.
3. ADOPT the accompanying RESOLUTION renewing Temporary PPD No. 71 for 12 more months until March 6, 2009, pursuant to LAMC Section 80.58.d.
4. DIRECT the Los Angeles Department of Transportation (LADOT) to prepare a Notice of Exemption reflecting Council's actions under Recommendation No. 1 above and file such notice with the City and County Clerks within five working days of the City Council's action.

Fiscal Impact Statement: The LADOT reports that revenue from the sale of permits will cover the additional cost of implementing, administering, and enforcing Temporary PPD No. 71. Furthermore, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the District's parking restrictions.

ITEM NO. (36) - ADOPTED

[08-0289](#)

TRANSPORTATION COMMITTEE REPORT relative to authorization to submit grant applications to the California Department of Transportation (Caltrans) in connection with the Highway Safety Improvement Program for Fiscal Years 2007-08 and 2008-09.

Recommendations for Council action:

1. AUTHORIZE the General Manager, Los Angeles Department of Transportation (LADOT), on behalf of the City, to submit grant applications for the list of projects, as detailed in the February 5, 2008 LADOT report, attached to the Committee report, to Caltrans before the February 29, 2008 deadline.
2. DIRECT the General Manager of the LADOT and other responsible departments/bureaus to report back for authorization to execute any grant agreements for projects that were awarded funds by Caltrans and the necessary resources to provide the required match and front-funds.

Fiscal Impact Statement: The LADOT reports that there is no fiscal impact on the City's General Funds.

ITEM NO. (37) - MOTION ADOPTED TO APPROVE COMMITTEES' REPORT AND COMMUNICATION RECOMMENDATIONS

[07-1995-SS2](#)

PUBLIC SAFETY, PERSONNEL and BUDGET AND FINANCE COMMITTEES' REPORT and COMMUNICATION FROM CHAIR AND MEMBER, AD HOC COMMITTEE ON GANG VIOLENCE AND YOUTH DEVELOPMENT relative to a grant award for the City Attorney's Project Safe Neighborhoods (PSN) Program.

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

1. AUTHORIZE the City Attorney, or designee, to submit the PSN Initiative grant and to accept the corresponding award in the amount of \$139,503 on behalf of the City of Los Angeles for the period from October 1, 2007 to September 30, 2008.
2. AUTHORIZE the City Administrative Officer (CAO) to sign the Certification of Assurance of Compliance for the Award Agreements.
3. AUTHORIZE the Controller to:
 - a. Establish a receivable in the amount of \$139,503 from the Governor's Office of Emergency Services (OES).

- b. Establish new appropriation accounts within the City Attorney Grant Fund, Fund No. 368/12 and appropriate up to \$139,503 upon receipt of grant funds as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
C851	Personal Services	\$138,363
C853	Operating Expenses	<u>1,140</u>
	Total	\$139,503

4. REQUEST that the City Attorney submit invoices to the OES on a quarterly basis to ensure that expenditures are reimbursed in a timely manner.
5. AUTHORIZE the CAO to make any necessary technical adjustments consistent with this action; and, AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports that the total cost of the PSN grant initiative is \$139,503, which will be reimbursed by the OES. The fringe benefit amount of \$35,674 will be reimbursed to the General Fund. Reimbursement will occur on a quarterly basis, with the final payment anticipated to be received two to three months after the conclusion of the grant period. The above recommendations comply with City financial policies inasmuch as all grant eligible costs are fully covered by the grant funds.

ITEM NO. (38) - ADOPTED

[07-2304-S1](#)

PUBLIC SAFETY, PERSONNEL and BUDGET AND FINANCE COMMITTEES' REPORT and COMMUNICATION FROM CHAIR AND MEMBER, AD HOC COMMITTEE ON GANG VIOLENCE AND YOUTH DEVELOPMENT relative to a grant award for the Los Angeles Police Department's (LAPD) Anti-Gang Initiative (AGI) Program.

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

APPROVE the recommendations of the City Administrative Officer (CAO) in the December 31, 2007 report to the Mayor and Council (attached to the Committee report) relative to a grant award in the amount of \$118,545 from the State of California, Office of Emergency Services (OES) for the LAPD's AGI Program for the period October 1, 2007 through September 30, 2008, resolution authority for new Crime and Intelligence Analyst II position in the LAPD, and related actions.

Fiscal Impact Statement: The CAO reports that there are no matching funds required for this grant. Although the LAPD must front-fund all expenditures, AGI Program costs are reimbursable up to the full grant award amount of \$118,545. Acceptance of the grant is in compliance with City financial policies in that ongoing costs are supported by ongoing revenue.

Items for Which Public Hearings Have Not Been Held - Items 39-49

(10 Votes Required for Consideration)

**Roll Call #6 - Motion (Parks - LaBonge) Adopted, Ayes (12); Absent: Cardenas, Huizar and Perry (3)
(Item Nos. 39-41)**

ITEM NO. (39) - ADOPTED

08-0005-S102

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 February 12, 2008:

08-0005-S102

CD 6

- a. Property at 6610 North Balboa Boulevard (Case No. 142608).
Assessor I.D. No. 2231-022-041

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 23, 2008)

08-0005-S103

CD 10

- b. Property at 2419 South Palm Grove Avenue (Case No. 77690).
Assessor I.D. No. 5057-002-018

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 15, 2007)

08-0005-S104

CD 13

- c. Property at 120 South Coronado Street (Case No. 132048).
Assessor I.D. No. 5155-035-020

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on October 10, 2007)

08-0005-S105

CD 4

- d. Property at 10908 Peach Grove Street (Case No. 86898).
Assessor I.D. No. 2421-014-031

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 17, 2007)

- e. Property at 1310 West Montana Street (Case No. 107463).
Assessor I.D. No. 5406-011-012

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 15, 2007)

ITEM NO. (40) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

[08-0118](#)

COMMUNICATION FROM CHAIR, ARTS, PARKS, HEALTH AND AGING COMMITTEE relative to a contract with Little Tokyo Service Center for the Family Caregiver Care Management Program for Non/Limited English Speaking Groups.

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

1. AUTHORIZE the General Manager, Los Angeles Department of Aging (LADOA), to execute a contract with Little Tokyo Service Center, for the period of July 1, 2007 through June 30, 2008, with three one-year contract renewals, subject to the review and approval of the City Attorney as to form and legality.
2. AUTHORIZE the Controller to disburse funds to Little Tokyo Service Center upon submission of proper demand from the General Manager, LADOA.
3. AUTHORIZE the General Manager, LADOA, to prepare Controller instructions and any necessary technical adjustments that are consistent with the Mayor and Council actions, subject to the approval of the City Administrative Officer, and AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The LADOA reports that the Family Caregiver Care Management Program will be funded with Older American Act Funds previously accepted by LADOA. No City General Funds are required for this action.

ITEM NO. (41) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

[08-0151](#)

COMMUNICATION FROM CHAIR, ARTS, PARKS, HEALTH AND AGING COMMITTEE relative to a budget and contract amendment regarding the Health Insurance Counseling and Advocacy Program (HICAP) for Fiscal Year 2007-08.

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

1. AUTHORIZE the General Manager, Los Angeles Department of Aging (LADOA), or designee, to:
 - a. Execute Fiscal Year 2007-08 HICAP Budget Amendment No. 1 and Standard Agreement No. HI-0708-25 Amendment No. 1 with the State of California Department of Aging, subject to the review and approval of the City Attorney as to form and legality.

- b. Negotiate and execute the first amendment to City Contract No. 111994 with the Center for Health Care Rights for the HICAP and also amend the contractor's units of service to reflect funding changes. By adding an additional \$32,462 to the Agreement, the funding award will increase from \$544,734 to \$577,196.

2. AUTHORIZE the Controller to:

- a. Increase the appropriations within the HICAP Fund Number 47Y as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
C102	Aging	191
C201	HICAP	<u>32,462</u>
	Total	<u>\$32,653</u>

- b. Increase the appropriation within Fund Number 100 Department 02 and transfer funds on an as needed basis as follows:

	<u>Fund</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
From:	47 Y	C102	Aging	\$191
To:	100/02		Printing and Binding	\$191

- 3. AUTHORIZE the General Manager, LADOA, to prepare Controller instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer, and AUTHORIZE the Controller to implement those instructions.

Fiscal Impact Statement: The LADOA reports that the above recommendations will increase HICAP funding by \$32,653 and will have no impact on the City's General Fund.

ITEM NO. (42) - ADOPTED AS AMENDED - SEE FOLLOWING

Roll Call #10 - Motion (Greuel - LaBonge) to Adopt as Amended, Ayes (15)

[07-2857](#)

COMMUNICATION FROM THE CHAIR AND MEMBER, TRANSPORTATION COMMITTEE relative to the City's comments to the Los Angeles County Metropolitan Transportation Authority (MTA) in regard to the 2008 Long Range Transportation Plan (LRTP).

Recommendations for Council action, as initiated by Motion (Greuel - Parks), SUBJECT TO THE CONCURRENCE OF THE MAYOR:

- 1. RESOLVE to include in the City's 2007-08 State Legislative Program the comments contained in the February 7, 2008 Los Angeles Department of Transportation (LADOT) report, as attached to the Council file, as the City's comments to the MTA in regard to the 2008 LRTP.
- 2. ADOPT the comments contained in the February 7, 2008 LADOT report, as attached to the Council file, as the City's comments to the MTA in regard to the 2008 LRTP.
- 3. AUTHORIZE the General Manager, LADOT, to transmit the comments to the MTA as detailed above in Recommendation Nos. 1 and 2.

Fiscal Impact Statement: The LADOT reports that the recommendations for transportation projects, as detailed in the February 7, 2008 LADOT report, will be funded with State and Federal funding in subsequent funding cycles. The recommendations will not impact the City's General Fund.

ADOPTED

MOTION (REYES - GREUEL)

Recommendation for Council action:

1. **REQUEST the MTA to report to the City with an assessment of existing service yards, including but not limited to, the yard located near the Los Angeles River and Elysian Park (known as the "Bull Ring"), and any future plans for these yards.**
2. **REQUEST the MTA to evaluate the needs of local neighborhoods prioritizing local markets, transit circulators, bikeways, and enhanced transit-oriented districts, consistent with the City's transit needs assessment process.**

Roll Call #6 - Motion (Parks - LaBonge) Adopted, Ayes (12); Absent: Cardenas, Huizar and Perry (3) (Item Nos. 43-46)

ITEM NO. (43) - ADOPTED

[08-0129](#)

CD 9

CATEGORICAL EXEMPTION and COMMUNICATION FROM THE CITY ENGINEER relative to an offer to dedicate an easement for sanitary sewer lying on vacated portion of 15th Street northwesterly of Olive Street (Right of Way No. 36000-1588).

Recommendations for Council action:

1. FIND that the offer to dedicate for sanitary sewer purposes at the vacated portion of 15th Street northwesterly of Olive Street (Right of Way No. 36000-1588) is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(19) of the City's Environmental Guidelines.
2. AUTHORIZE the Board of Public Works to acquire the dedication for sanitary sewer lying on vacated portion of 15th Street northwesterly of Olive Street (Right of Way No. 36000-1588), as depicted on the Exhibit Map in the January 14, 2008 City Engineer report and attached to the Council file.
3. INSTRUCT the City Clerk to forward a copy of the Council action on this project be forwarded to the Real Estate Division of the Bureau of Engineering for processing.

Fiscal Impact Statement: The City Engineer reports that a fee of \$1,284 was paid for the processing of this offer to dedicate pursuant to Los Angeles Administrative Code Sections 7.3 and 7.41.1. No additional City Funds are needed.

ITEM NO. (44) - ADOPTED - TO THE MAYOR FORTHWITH

[08-0363](#)

CONSIDERATION OF MOTION (WEISS - PARKS) relative to modifying the COPS MORE 2002 grant budget and term, and a supplemental agreement with CalAmp Solutions, Inc., for the implementation of the Traffic Citation Program.

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

1. APPROVE the Department of Justice's (DOJ) approval of budget modification to the COPS MORE 2002 grant.
2. APPROVE the DOJ's extension of the COPS MORE 2002 grant through April 30, 2008.
3. APPROVE the supplemental agreement with CalAmp Solutions, Inc., extending the contract term through December 31, 2008, and increasing the contract amount to an amount not to exceed \$6,340,000, for the implementation of the Traffic Citation Program.
4. TRANSFER \$393,080.15 from Fund No. 650/70 Account No. A202 to Police Department Fund No. 100/70, Contractual Services Account No. 3040.
5. AUTHORIZE the Los Angeles Police Department to prepare Controller instructions for any technical adjustments, subject to the approval of the City Administrative Officer; and, AUTHORIZE the Controller to implement the instructions.

(Public Safety Committee waived consideration of the above matter)

ITEM NO. (45) - ADOPTED

[03-2417](#)

CD 6

CONSIDERATION OF MOTION (CARDENAS - GREUEL) relative to reimbursement to the developer of a project at 7227 Van Nuys Boulevard in the amount of \$125,000.

Recommendation for Council action:

DIRECT the Los Angeles Department of Transportation and Bureau of Engineering to report to Council with recommendations to reimburse the developer of a project at 7227 Van Nuys Boulevard in the amount of \$125,000 as provided for in the Council Action of November 18, 2003 in connection with a Neighborhood Traffic Management Plan associated with said project.

(Transportation Committee waived consideration of the above matter)

ITEM NO. (46) - ADOPTED - FORTHWITH

[08-0348](#)

CONSIDERATION OF RESOLUTION (PERRY - GARCETTI) relative to the designation of the Little Tokyo neighborhood as a Preserve America Neighborhood.

Recommendations for Council action:

1. RESOLVE to support the application of the Little Tokyo Community Council for the designation of the Little Tokyo neighborhood as a Preserve America Neighborhood.
2. RESOLVE to honor and celebrate the Little Tokyo community's heritage, promote the use of its historic assets for economic development and community revitalization, and encourage people to experience and appreciate local historic resources through education and heritage tourism programs.

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

ITEM NO. (47) - ADOPTED

[07-0567](#)

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

Recommendations for Council action:

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

[07-0567](#)

CD 9

- a. MOTION (PERRY - REYES) relative to declaring the Spring Time Celebrations on March 16 and 23, 2008 a Special Event (fees and costs absorbed by the City = \$2,779).

[08-0361](#)

CD 8

- b. MOTION (PARKS - LABONGE) relative to declaring the funeral activities for LAPD SWAT Officer Randal Simmons on February 15, 2008 a Special Event (fees and costs absorbed by the City = \$10,000).

ITEM NO. (48) - ADOPTED

[08-0010-S9](#)

MOTION (REYES - PERRY) relative to reinstating the reward offer in the death of Veronica and Cynthia Ultreras for an additional six months.

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

REAFFIRM Council's findings and REINSTATE the reward offer relative to the death of Veronica and Cynthia Ultreras (Council action of June 28, 1994, Council file No. 94-0010-S17) for an additional period of six months from the publication of the offer of reward by the Office of the City Clerk and, further, that the sum of \$75,000 shall be the aggregate maximum sum of any payment or payments of a City reward in this instance.

ITEM NO. (49) - ADOPTED

Roll Call #12 - Motion (Huizar - Reyes) Adopted, Ayes (15)

[08-0375](#)

CD 14

MOTION (PARKS for HUIZAR - LABONGE) relative to funding for community amenities in Council District 14.

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

TRANSFER \$50,000 from the Central Los Angeles Recycling and Transfer Station Community Amenities Trust Fund No. 47S/14 to General City Purposes Fund No. 100/56, Account No. 0714 (Council District 14 Community Services) to provide funding for community amenities in Council District 14.

Closed Sessions - Items 50-54

ITEM NO. (50) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

Roll Call #13 - Motion (Huizar - Reyes) Adopted in Open Session, Ayes (14); Absent: LaBonge (1)

[07-1355](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to settlement in the case entitled Dansky v. City of Los Angeles, Los Angeles Superior Court Case No. BC332228. (This matter involves an inverse condemnation lawsuit concerning 3001 Hollyridge Drive.)

(Budget and Finance Committee considered the above matter in Closed Session on February 11, 2008.)

ADOPTED

MOTION (PARKS - GREUEL)

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

AUTHORIZE and INSTRUCT that the City Attorney, without further instruction, draw a new demand in the amount of \$145,000 payable to David Dansky, Myrna Lieberman, and the Estate of Richard Laskin, from the City Attorney Liability Claims Budget Fund No. 100/59, Account No. 9770.

This matter was approved by the Budget and Finance Committee (Parks-Greuel-Huizar-Rosendahl-Smith "yes") at its meeting on February 11, 2008, in Closed Session as permitted by Government Code Section 54956.9(a).

ITEM NO. (51) - MEETING HELD - ACTION TAKEN IN CLOSED SESSION

[07-2449](#)

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 Albert J. Gavin and Carol Jo Gavin v. City of Los Angeles, et al., United States District Court Case Nos. CV059001FMC and CV059003FMC. (These cases arise out of plaintiffs' claims that their constitutional rights were violated by the Los Angeles Police Department.)

(Budget and Finance Committee considered the above matter in Closed Session on February 11, 2008.)

ITEM NO. (52) - CONTINUED TO FEBRUARY 27, 2008

Roll Call #7 - Motion (Greuel - LaBonge) Adopted to Continue, Unanimous Vote (12); Absent: Cardenas, Huizar and Perry (3)

[08-0172](#)

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 Santos Trejo v. City of Los Angeles, et al., Los Angeles Superior Court Case No. PC038231. (This action arises from a personal injury incident which occurred on December 16, 2004.)

(Budget and Finance Committee considered the above matter in Closed Session on February 11, 2008.)

ITEM NO. (53) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

Roll Call #14 - Motion (Parks - Rosendahl) Adopted in Open Session, Ayes (14); Absent: LaBonge (1)

[08-0181](#)

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 settlement in the case entitled Charles Palacios v. City of Los Angeles, Workers' Compensation Appeals Board Case Nos. VNO514487, et al., Claim Nos. 9003-1974-7918, et al. (Applicant alleges he sustained personal injuries during the course and scope of his employment as a firefighter with the Los Angeles Fire Department.)

(Budget and Finance Committee considered the above matter in Closed Session on February 11, 2008.)

ADOPTED

MOTION (PARKS - GREUEL)

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

1. **AUTHORIZE the City Attorney to enter into a settlement in the case entitled Charles Palacios v. City of Los Angeles, Workers' Compensation Appeals Case Nos. VNO514487, et al.; Claim Nos. 9003-1974-7918, et al., through a Stipulated Award for 80 percent permanent disability or \$134,062.50, plus a life pension thereafter payable at a weekly rate of \$77.31.**
2. **AUTHORIZE the City Attorney to execute the Stipulated Award with all appropriate parties for submission to the Workers' Compensation Appeals Board for its award of payment.**

This matter was approved by the Budget and Finance Committee (Parks-Greuel-Huizar-Rosendahl-Smith "yes") at its meeting on February 11, 2008, in Closed Session as permitted by Government Code Section 54956.9(a).

ITEM NO. (54) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

Roll Call #15 - Motion (Rosendahl - Hahn) Adopted in Open Session, Ayes (14); Absent: LaBonge (1)

[08-0246](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to settlement in the case entitled American Airlines, Inc.; Continental Airlines, Inc.; United Air Lines, Inc.; Delta Air Lines, Inc.; and Northwest Airlines Corporation v. City of Los Angeles; Board of Airport Commissioners; Los Angeles World Airports, Department of Airports, et al. Case No. CV07-0461-DDP C.D.CAL. (American, Continental, United) and Bankruptcy Case Nos. 07-01561 (ASH) (DELTA) and 07-01630 (ALG) (NORTHWEST). (These actions involve litigation regarding terminal maintenance and operations airline rent at Los Angeles International Airport.)

(Trade, Commerce and Tourism Committee considered the above matter in Closed Session on February 13, 2008.)

(On February 6, 2008, Council asserted jurisdiction, pursuant to Los Angeles City Charter, Section 245, over the action taken by the Board of Airport Commissioners relative to this matter on January 29, 2008.)

TIME LIMIT FILE - FEBRUARY 27, 2008

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

ADOPTED

MOTION (ROSENDAHL - HAHN)

Recommendation for Council action:

APPROVE the January 29, 2008 action of the Board of Airport Commissioners authorizing settlement of the Lawsuit, approving the Settlement Agreement and further authorizing execution of the Settlement Agreement by the Executive Director upon approval as to form by the City Attorney.

TIME LIMIT FILE - FEBRUARY 27, 2008

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

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

[08-0416](#)

CD 8

MOTION (PARKS - PERRY) relative to declaring the Slauson Western Youth Enrichment Program's 25th Annual Black History Parade on February 24, 2008 a Special Event (fees and costs absorbed by the City = none submitted).

[08-0415](#)

CD 8

MOTION (PARKS - PERRY) relative to declaring the Guatemalan and Central American Communities Gathering on March 2-3, 2008 a Special Event (fees and costs absorbed by the City = none submitted).

[07-0606](#)

CD 9

MOTION (PERRY - PARKS) relative to declaring the Easter Celebration on March 22, 2008 a Special Event (fees and costs absorbed by the City = \$1,660).

[07-0605](#)

CD 9

MOTION (PERRY - GARCETTI) relative to declaring the Easter Day Celebration on March 23, 2008 a Special Event (fees and costs absorbed by the City = \$4,325).

[08-0414](#)

CD 9

MOTION (PERRY - SMITH) relative to declaring the Way of the Cross event on March 21, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[08-0413](#)

CD 11

MOTION (ROSENDAHL - SMITH) relative to declaring the Annual Tasting Bee on February 23, 2008 a Special Event (fees and costs absorbed by the City = \$1,642).

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

[08-0002-S17](#)

RESOLUTION (PARKS – PERRY – HAHN – WESSON - LABONGE) relative to plans to close 11 clinics in Los Angeles County.

Ayes, Alarcon, Cardenas, Greuel, Hahn, Huizar, Parks, Perry, Rosendahl, Smith, Weiss, Wesson, Zine and President Garcetti (13); Absent: LaBonge and Reyes (2).

Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL