

Los Angeles City Council, **Journal/Council Proceedings**
Wednesday, February 27, 2008
John Ferraro Council Chamber, Room 340, City Hall - 10 am

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

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

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

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE **

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

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

Items Noticed for Public Hearing - Items 1-5

**Roll Call #2 - Motion (Perry - Smith) Adopted to Receive and File, Unanimous Vote (10);
Absent: Cardenas, Greuel, Huizar, Reyes and President Garcetti (5)
(Item Nos. 1-2)**

ITEM NO. (1) - RECEIVE AND FILE - INASMUCH AS THE LIEN HAS BEEN PAID

[07-3834](#)

CD 1

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the cost of barricading all the openings at 1126 South Westmoreland Avenue a.k.a. 1128-34 South Westmoreland Avenue. (lien: \$22,487.18)

ITEM NO. (2) - RECEIVE AND FILE - INASMUCH AS THE LIEN HAS BEEN PAID

[07-3830](#)

CD 1

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of barricading all the openings, graffiti abatement of the building(s) and the cleaning and fencing of the lot at 847 North Laveta Terrace. (lien: \$7,808.05)

ITEM NO. (3) - PUBLIC HEARING CLOSED - NO PROTESTS - LIEN CONFIRMED

Roll Call #3 - Motion (Rosendahl - Zine) Adopted, Ayes (10); Absent: Cardenas, Greuel, Huizar, Reyes and President Garcetti (5)

[07-3831](#)

CD 3

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of cleaning and fencing the lot at 22708 West Mariano Street.

(lien: \$6,552)

ITEM NO. (4) - CONTINUED TO APRIL 29, 2008

Roll Call #12 - Motion (Rosendahl - Perry) Adopted to Continue, Unanimous Vote (12); Absent: Huizar, Reyes and President Garcetti (3)

[07-3833](#)

CD 11

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of barricading all the openings, graffiti abatement of the building(s) and the fencing of the lot at 11856 West McDonald Street.

(lien: \$11,499.57)

ITEM NO. (5) - CONTINUED TO MARCH 14, 2008

Roll Call #11 - Motion (Rosendahl - Perry) Adopted to Continue, Unanimous Vote (12); Absent: Huizar, Reyes and President Garcetti (3)

[07-3832](#)

CD 13

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the cost of barricading all the openings at 122 South Mariposa Avenue.

(lien: \$4,612.97)

Items for Which Public Hearings Have Been Held - Items 6-26

ITEM NO. (6) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS

Roll Call #8 - Motion (Parks - LaBonge) Adopted, Ayes (12); Absent: Huizar, Reyes and President Garcetti (3)

[08-0234](#)

CD 12

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCES FIRST CONSIDERATION relative to a zone change and Building Line Removal for property at 16853 East Parthenia 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. 08-0234 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 2006-7787 MND] filed on March 16, 2007.
2. ADOPT the FINDINGS of the North Valley Area Planning Commission (NVAPC) as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCES, approved by the NVAPC, effecting the zone change from RA-1 to (T)(Q)RD4-1 and Building Line Removal of a 20-foot building line located on the north side of Parthenia Street for a proposed maximum of five units for property at 16853 East Parthenia Street, subject to Conditions of Approval.

Applicant: Saied C. Issacson

APCNV 2006-7973 ZC BL

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 (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 - APRIL 28, 2008

(LAST DAY FOR COUNCIL ACTION - APRIL 25, 2008)

**Roll Call #9 - Motion (Hahn - Rosendahl) Adopted, Ayes (12); Absent: Huizar, Reyes and President Garcetti (3)
(Item Nos. 7-8)**

ITEM NO. (7) - ADOPTED

[08-0265](#)

CD 15

TRADE, COMMERCE AND TOURISM COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to amending Port of Los Angeles Tariff No. 4 to include Clean Air Action Plan/Progressive Ban on heavy duty drayage trucks.

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

1. CONCUR with the Board of Harbor Commissioners' (Board) action of November 1, 2007 amending the Port of Los Angeles Tariff No. 4 to include Clean Air Action Plan/Progressive Ban on heavy duty drayage trucks.
2. PRESENT and ADOPT the accompanying ORDINANCE approving Order No. 6935 of the Board, amending the Port of Los Angeles Tariff No. 4, to establish Section 20, Items 2000 through 2025, entitled Heavy Duty Drayage Trucks. Among other things, the new tariff will:
 - a. Reduce pollution at the Port through a progressive truck ban of older model trucks, per an annual schedule.
 - b. Register all drayage trucks accessing the Ports' terminals, to provide information to the Port and the terminal operators regarding the trucks.
 - c. Require Radio Frequency Identification Device (RFID) tags on all drayage trucks accessing the Ports' terminals to identify the trucks for access purposes.
 - d. Require the installation of RFID readers at all of the Ports' terminals to provide the Ports and the terminal operators with the ability to manage trucks' access to the terminal facilities.
3. DIRECT the Harbor Department to report back to the Trade, Commerce and Tourism Committee in 60 days with a marketing/outreach plan.

Fiscal Impact Statement: The City Administrative Officer reports that pursuant to the Port of Los Angeles, approval of the Tariff No. 4 to establish Section 20 to the Clean Air Action Plan General Rules and Regulations, Items Nos. 2000 through 2025, entitled Heavy Duty Drayage Trucks for the Clean Trucks Program (CTP), will incur administrative and operational costs to develop and maintain various aspects of the program. All projected costs by the Port to implement the CTP will be shared by the following: Port of Long Beach; South Coast Air Quality Management District; California Air Resources Board; and the proposed Clean Truck Fee on containerized merchandise and concession trucking companies. This cost sharing action will be brought to the Board for approval as appropriate once determined. Since the Port is only bound by the City Debt Management Policies, the City Financial Policies are not applicable. There is no impact on the General Fund and funding will be provided from the Harbor Revenue Fund.

ITEM NO. (8) - ADOPTED

[08-0264](#)

TRADE, COMMERCE AND TOURISM COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to amending Port of Los Angeles Tariff No. 4 to establish a Clean Truck Fee and Clean Truck Fund.

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

1. CONCUR with the Board of Harbor Commissioners' (Board) action of December 20, 2007 amending the Port of Los Angeles Tariff No. 4 to establish a Clean Truck Fee and Clean Truck Fund.
2. PRESENT and ADOPT the accompanying ORDINANCE approving Order No. 6943 of the Board, amending the Port of Los Angeles Tariff No. 4, by establishing a Clean Truck Fee and Clean Truck Fund. Among other things, the tariff amendment will:
 - a. Implement a Clean Truck Fee to be assessed on containerized merchandise, paid by the Beneficial Cargo Owner, and collected by Terminal Operators at a rate of \$35 per 20 foot equivalent unit on every loaded container entering or leaving the Port by Drayage Truck.
 - b. Establish that all monies collected under the Clean Truck Fee would be held in a Clean Truck Fund.
 - c. Provide terminal operators with the option of using Optical Character Recognition readers to confirm compliance with the Clean Trucks Program (CTP) requirements prior to entry by any Drayage Truck.
3. DIRECT the Harbor Department to report back to the Trade, Commerce and Tourism Committee in 60 days with a marketing/outreach plan.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the proposed Amendment to Tariff No. 4 to establish the Clean Truck Fee and Clean Truck Fund, Items 2025 through 2035, for the CTP will authorize the Port to incur administrative and operational costs to collect Clean Truck Fees and maintain the Clean Truck Fund. All projected costs for the CTP will be shared by the Port of Long Beach; South Coast Air Quality Management District; California Air Resources Board; and the proposed Clean Truck Fee on containerized merchandise and concession trucking companies. Since the Port is only bound by the City Debt Management Policies, the City Financial Policies are not applicable. There is no impact on the General Fund and applicable funding will be provided from the Harbor Revenue Fund.

**Roll Call #5 - Motion (Hahn - Rosendahl) Adopted, Ayes (10); Absent: Cardenas, Greuel, Huizar, Reyes and President Garcetti (5)
(Item Nos. 9-19)**

ITEM NO. (9) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATION

[07-4163](#)

CD 4

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTION relative to awarding a Public Improvement Contract to Excel Paving Company in the amount of \$1,143,778 for the construction of streetscape improvements on Lankershim Boulevard.

Recommendation for Council action:

ADOPT the accompanying JOINT RESOLUTION [attached to the Chief Legislative Analyst (CLA) report dated February 15, 2008], finding that:

- a. The provision of the public improvement shown on the North Hollywood Streetscape Plans is of benefit to the North Hollywood Redevelopment Project Area (Project Area) and will assist in eliminating one of more blighting conditions while supporting the economic revitalization of the Project Area.
- b. No other reasonable means of financing the public improvements consistent with the purpose of the Redevelopment Plan is available.
- c. The provision of the streetscape improvements is consistent with the Five-year Implementation Plan for the Project Area.

Fiscal Impact Statement: The CLA reports that there is no fiscal impact to the General Fund as a result of this action.

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

[08-0134](#)

CD 14

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTION relative to a Predevelopment and Construction and Permanent Gap Loan Agreement (Agreement) with the East Los Angeles Community Corporation (Developer), in an amount not to exceed \$1.55 million, for the development of the Cuatro Vientos Multi-family Rental Housing Project (Project) located at 5331 East Huntington Drive North.

Recommendations for Council action:

1. ADOPT the accompanying RESOLUTION [attached to the City Administrative Officer (CAO) report dated February 15, 2008], with the Community Redevelopment Agency (CRA) Board of Commissioners making the finding to appropriate \$1.55 million into the Adelante Eastside Redevelopment Project Area (AERPA) Low and Moderate Income Housing Fund for the purpose of developing the Project, consisting of 24 units of affordable housing for families with low and very low incomes, on a site located adjacent to the AERPA at 5331 East Huntington Drive North.

2. AUTHORIZE the Chief Executive Officer, CRA, or designee, to execute an Agreement with the Developer in an amount not to exceed \$1.55 million for the Project and take such other actions necessary to carry out the Agreement, subject to the review of the City Attorney as to form and legality and the Department of Public Works, Bureau of Contract Administration, for compliance with CRA contracting requirements.

Fiscal Impact Statement: The CAO reports that there is no impact on the General Fund. The City's Financial Policies are not applicable to the CRA. The CRA is only bound by the disclosure provisions of the City's Debt Management Policies. Approval of the recommendations will result in the expenditure of an amount not to exceed \$1.55 million of CRA AERPA Low and Moderate Income Housing Funds for the development of multi-family affordable housing.

ITEM NO. (11) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS - TO THE MAYOR FORTHWITH

[08-0188](#)
CD 14

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTION relative to the issuance of up to \$7,000,000 in Supplemental Tax-Exempt Multi-Family Housing Revenue Bonds (Bonds) for the Broadway Plaza Apartments Project (Project) located at 901 South Broadway Street.

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

1. ADOPT the accompanying RESOLUTION [attached to the Los Angeles Housing Department (LAHD) report dated January 10, 2008], authorizing the issuance of up to \$7,000,000 in Bonds for the development of the Project located at 901 South Broadway Street.
2. AUTHORIZE the General Manager, LAHD, or designee, to negotiate and execute the relevant Bond documents, subject to the review of the City Attorney as to form and legality.

Fiscal Impact Statement: The City Administrative Officer reports that there is no impact to the General Fund. Funding authority for the Bonds is provided from the California Debt Limit Allocation Committee. No City funds are being requested at this time. The Borrower pays all costs of the issuance of the Bonds. Approval of the recommendations will enable developers to secure funding from Bonds to provide 82 housing units at affordable and fair market rate levels. The City's Debt Management Policy is not applicable as there are no City funds being used to issue the Bonds.

ITEM NO. (12) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATION

[08-0228](#)
CD 1

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to purchasing Los Angeles County tax-defaulted property located at 1691 West Adams Boulevard.

Recommendation for Council action:

RECEIVE and FILE Motion (Reyes - Garcetti) relative to purchasing Los Angeles County tax-defaulted property located at 1691 West Adams Boulevard, inasmuch as the Los Angeles Housing Department reports that potential funds for the purchase of the subject property are needed to address budget shortfalls.

Fiscal Impact Statement: Not applicable.

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

[06-1854-S2](#)

CD 13

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an application for a hardship exemption from provisions of the City's Echo Park Neighborhood Interim Control Ordinance (ICO) for the property at 1910 West Sunset Boulevard.

Recommendations for Council action:

1. GRANT hardship exemption from the City's Echo Park Neighborhood ICO (Ordinance No. 178454) as noted and as described in the application attached to Council file No. 06-1854-S2, for the proposed unmanned telecommunications facility where the applicant proposes a rooftop antenna location with the installation of 12 panel antennas mounted on the rooftop, etc. the total project size is 360 square feet with the height of 173 feet, eight inches and 165 feet, two inches for property at 1910 West Sunset Boulevard.
2. ADVISE the applicant that this hardship exemption, if granted by the City Council, is not a permit or license and that any other approvals, permits and licenses required by law must be obtained from the proper agencies.

Applicant: Royal Street Communications California, Glenn Dietz - I.S.S, Representative

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

ITEM NO. (14) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS

[07-4140](#)

CD 4

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to a General Plan Amendment for property at 3200-10 Dos Palos Drive and 3153, 3159 and 3165 Barbara Court.

Recommendations for Council action:

1. ADOPT the FINDINGS of the City Planning Commission (CPC) as the Findings of the Council.

2. DISAPPROVE the proposed General Plan Amendment, as previously disapproved by the Mayor, Director of Planning and CPC, for the Sherman Oaks-Studio City-Toluca Lake-Cahuenga Pass Community Plan from the Low Medium Density Residential land use designation to Medium Density Residential land use property at 3200-10 Dos Palos Drive and 3153, 3159 and 3165 Barbara Court. (The Mayor, Director of Planning and CPC also disapproved the proposed zone change from [Q]RD1.5-1 to [T][Q]R3-1 for the subject site.)

Applicant: James Wynn

CPC 2006-8634 GPA ZC

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

TIME LIMIT FILE - MARCH 4, 2008

(LAST DAY FOR COUNCIL ACTION - MARCH 4, 2008)

ITEM NO. (15) - ADOPTED

[07-0700](#)

CD 13

PUBLIC WORKS COMMITTEE REPORT relative to making an exception to the Citywide 50/50 Sidewalk Repair Program to allow a non-residential property owner to participate.

Recommendation for Council action:

RECEIVE and FILE the February 14, 2008 Bureau of Street Services report in response to Motion (Garcetti - Reyes) relative to making an exception to the Citywide 50/50 Sidewalk Repair Program to allow a non-residential property owner to participate in connection with sidewalk repairs to the sidewalk that fronts Park Drive and Glendale Boulevard between the intersection of Lemoyne and the property line of 1120 North Glendale Boulevard, inasmuch as said sidewalk repairs were funded by another City program and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (16) - ADOPTED

[07-1124](#)

CD 6

CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to the vacation of the future Street easterly of Calhoun Avenue between Vanowen Street and Hart Street (VAC E1401052).

Recommendations for Council action:

1. FIND that the vacation of Future Street easterly of Calhoun Avenue between Vanowen Street and Hart Street, is exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(3) of the City of Los Angeles Environmental Guidelines.

2. DIRECT that the street vacation proceedings pursuant to the Public Streets, Highways and Service Easements Vacation Law BE INSTITUTED for the vacation of the public right-of-way indicated below and shown colored blue on Exhibit A (revised) of the September 25, 2007 City Engineer report, attached to the Council file:

The future street easterly of Calhoun Avenue between Vanowen Street and Hart Street

3. ADOPT the FINDINGS of the City Engineer dated September 25, 2007, as the Findings of the Council.
4. ADOPT the accompanying City Engineer report dated September 25, 2007 to approve the vacation.

Fiscal Impact Statement: The City Engineer reports that an estimated \$1,944.45 in charges have been expended in the investigation and processing of this vacation. Since Los Angeles Administrative Code Section 7.46 exempts all governmental agencies from payment of fees, the processing of this vacation will be absorbed by the Bureau of Engineering. Maintenance of the public easement by City Forces will be eliminated.

ITEM NO. (17) - ADOPTED

[08-0110](#)

CD 11

PUBLIC WORKS COMMITTEE REPORT relative to naming a portion of 89th Street between Sepulveda Westway and Sepulveda Eastway as "Howard B. Drollinger Way."

Recommendations for Council action, pursuant to Motion (Rosendahl - Hahn):

1. DESIGNATE a portion of 89th Street between Sepulveda Westway and Sepulveda Eastway as "Howard B. Drollinger Way."
2. DIRECT the Los Angeles Department of Transportation to fabricate and install permanent ceremonial signs on a portion of 89th Street between Sepulveda Westway and Sepulveda Eastway designating said street portion as "Howard B. Drollinger Way."

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

ITEM NO. (18) - ADOPTED

[08-0149](#)

PUBLIC WORKS COMMITTEE REPORT relative to authorizing the Bureau of Street Services (BOSS) to accept grant funding from the California Environmental Protection Agency (Cal EPA), Environmental Enforcement and Training Program.

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

AUTHORIZE the BOSS to accept \$14,000 in grant funding from the Cal EPA, Environmental Enforcement and Training Grant Program pursuant to California Penal Code Section 14300 to fund environmental enforcement training related to illegal dumping for Street Services Investigators and further AUTHORIZE the BOSS to conduct all negotiations, to provide additional information, and to execute and submit all documents, including, but not limited to, agreements and amendments which may be necessary to secure funding.

Fiscal Impact Statement: The Board of Public Works reports that the receipt of grant funds will allow the City to improve its existing illegal dumping enforcement training program reduce training costs by eliminating the costs associated with internal training staff. Failure to accept the funds in the amount of \$14,000 from the Cal EPA will impact the General Fund, as the General Fund provides funding for current Streets Service Investigator Training Programs.

ITEM NO. (19) - ADOPTED

[08-0179](#)

CD 15

TRADE, COMMERCE AND TOURISM COMMITTEE REPORT relative to a Memorandum of Agreement with the Coordinated Equipment Company (CEC) to develop and implement a project authorized under the Port's Air Quality Mitigation Incentive Program (AQMIP).

Recommendations for Council action:

1. CONCUR with the Board of Harbor Commissioners' action of May 17, 2006 and APPROVE proposed Memorandum of Agreement No. 2579 with the CEC to develop and implement a project authorized under the Port's AQMIP for seven years in the amount of \$88,180.
2. DIRECT the Harbor Department to report back to the Trade, Commerce and Tourism Committee in 90 days with a comprehensive status report on all AQMIP projects.

Fiscal Impact Statement: The City Administrative Officer reports that the proposed Agreement with the CEC under the AQMIP is for a total of \$88,180 for a seven-year term, from Fiscal Year (FY) 2007-08 through FY 2013-14. The proposed Agreement is part of 16 agreements approved under the AQMIP, with a total funding of approximately \$3.2 million. Since the Harbor Department is only bound by the City Debt Management Policies, the City Financial Policies are not applicable. There is no impact on the General Fund and funding will be provided from the Harbor Revenue Fund.

TIME LIMIT FILE - MARCH 24, 2008

(LAST DAY FOR COUNCIL ACTION - MARCH 19, 2008)

ITEM NO. (20) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #10 - Motion (Hahn - Rosendahl) to Adopt as Amended, Ayes (12); Absent: Huizar, Reyes and President Garcetti (3)

[08-0367](#)

TRADE, COMMERCE AND TOURISM COMMITTEE REPORT relative to a proposed agreement with the Los Angeles Maritime Institute for sponsorship of the TopSail Youth Sailing Training Program.

Recommendation for Council action:

CONCUR with the Board of Harbor Commissioners' action of November 1, 2007, and APPROVE proposed Agreement No. 2581 with the Los Angeles Maritime Institute for sponsorship of the TopSail Youth Sailing Training Program in an amount not to exceed \$1,622,722 for a three-year period.

Fiscal Impact Statement: The City Administrative Officer reports that the cost of the proposed Agreement with the Los Angeles Maritime Institute for sponsorship of the TopSail Youth Sail Training Program will not exceed \$1,622,722 for a three-year term. There is no impact on the General Fund as funding will be provided from the Harbor Revenue Fund. Since the Port is bound only by the City Debt Management Policies, the City Financial Policies are not applicable.

TIME LIMIT FILE - APRIL 11, 2008

(LAST DAY FOR COUNCIL ACTION - APRIL 11, 2008)

ADOPTED

MOTION (HAHN - ROSENDAHL)

Recommendation for Council action:

REQUEST the Port of Los Angeles to report back on how the program can be expanded to double the amount of contribution.

ITEM NO. (21) - ADOPTED

Roll Call #9 - Motion (Hahn - Rosendahl) Adopted, Ayes (12); Absent: Huizar, Reyes and President Garcetti (3)

[08-0380](#)

TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to proposed agreements under the San Pedro Bay Ports Clean Air Action Plan (CAAP) Liquefied Natural Gas (LNG) Truck Program.

Recommendation for Council action:

CONCUR with the Board of Harbor Commissioners' action of October 4, 2007, and APPROVE the following proposed agreements under the CAAP LNG Truck Program:

- a. Agreement No. 2589 with Blue Sky.
- b. Agreement No. 2590 with Calko Transport Company, Inc.
- c. Agreement No. 2596 with California Cartage Co., LLC.
- d. Agreement No. 2597 with JBA Company.
- e. Agreement No. 2598 with Southern Counties Express, LCC.
- f. Agreement No. 2600 with Total Transportation Services, Inc.

Fiscal Impact Statement: The City Administrative Officer reports that the proposed six agreements under the CAAP LNG Truck Program will total \$13,248,000 for a seven-year term. The six agreements are the first of 10 agreements with 10 firms approved to implement the LNG Truck Program. Total funding for the 10 firms will be \$27,432,000 to finance a total of 158 LNG trucks. The Program will be jointly funded by the Port of Los Angeles (POLA) (\$13,528,000), Port of Long Beach (POLB) (\$8,000,000); for a total of \$21,528,000; and the South Coast Air Quality Management District (\$5,904,000), for an overall total of \$27,432,000. The POLB has committed to pay \$8,000,000 for the first year and a total of \$40 million for five years. The POLA has committed to pay \$13,528,000 for the first year and \$8,000,000 per year for four years for a total of \$45,528,000 for five years. The proposed total funding by the POLA and the POLB for the LNG Truck Program will be approximately \$85,528,000. There is no impact on the General Fund; funding for the six agreements will be included and reimbursement from the POLB will be deposited in the Harbor Revenue Fund. Since the Port is bound only by the City Debt Management Policies, the City Financial Policies are not applicable.

TIME LIMIT FILE - APRIL 15, 2008

(LAST DAY FOR COUNCIL ACTION - APRIL 15, 2008)

ITEM NO. (22) - MOTION ADOPTED TO APPROVE COMMITTEES' REPORT RECOMMENDATIONS

Roll Call #13 - Motion (Smith - Parks) Adopted, Ayes (12); Absent: Huizar, Reyes and President Garcetti (3)

[07-0600-S76](#)

PLANNING AND LAND USE MANAGEMENT and BUDGET AND FINANCE COMMITTEES' REPORT relative to a policy to require all City Community Plans to be updated on an eight to ten year cycle - Budget Motion No. 148.

Recommendations for Council action:

1. ADOPT the New Community Plan (NCP) Program update schedule, as shown in the Planning Department's report dated January 2, 2008, and attached to Council file No. 07-0600-S76.

2. ADOPT the proposed NCP Funding Schedule as a budget policy for Fiscal Years 2009-10 through 2013-14, as shown in the Planning Department's report dated January 2, 2008, and attached to Council file No. 07-0600-S76.

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

**Roll Call #5 - Motion (Hahn - Rosendahl) Adopted, Ayes (10); Absent: Cardenas, Greuel, Huizar, Reyes and President Garcetti (5)
(Item Nos. 23-24)**

ITEM NO. (23) - ADOPTED

[07-4027](#)

CD 3

TRANSPORTATION and PUBLIC WORKS COMMITTEES' REPORT relative to authorizing fund transfers and refunding of trip fees to the LNR Property Corporation for Phase IV of a new project located at 21255 Burbank Boulevard.

Recommendations for Council action, pursuant to Motion (Zine - Hahn), SUBJECT TO THE APPROVAL OF THE MAYOR:

1. AUTHORIZE the Los Angeles Department of Transportation (LADOT) to refund a total of \$205,875 from the Warner Center Transportation Improvement Trust, Fund No. 573/Balance Sheet Account 2032, to LNR Property Corporation for an overpayment of Phase IV trip fees for the project at 21255 Burbank Boulevard.
2. AUTHORIZE the LADOT to TRANSFER a total of \$500,000 from the Warner Center Transportation Improvement Trust Fund No. 573/Balance Sheet Account 2032, to the Public Works Trust Fund, Fund No. 834/50, Account 4880- General Improvement Guarantee Deposits.

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

**ITEM NO. (24) - MOTION ADOPTED TO APPROVE COMMUNICATION AND COMMITTEE REPORT
RECOMMENDATIONS - TO THE MAYOR FORTHWITH**

[07-3630](#)

COMMUNICATION FROM CHAIR AND MEMBER PUBLIC SAFETY COMMITTEE and PERSONNEL COMMITTEE REPORT relative to a grant award and renewing position resolution authorities for the Los Angeles Police Department's (LAPD) Homeland Security Preparedness "Archangel" Technical Assistance Program.

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

1. AUTHORIZE the Chief of Police to retroactively accept and execute the 2007-08 Homeland Security Preparedness Technical Assistance Program grant award of \$749,987 from the United States Department of Homeland Security (USDHS) for the period of October 1, 2007 through September 30, 2008.
2. AUTHORIZE the Chief of Police, or designee, to retroactively negotiate and execute the proposed Cooperative Agreement with USDHS for the 2007-08 Archangel grant, subject to the approval of the City Attorney as to form and legality.
3. AUTHORIZE the LAPD to establish appropriations Account No. C534 within LAPD Grant Fund No. 339/70, for the purpose of dispersing funds for travel and training, supplies, services, and other costs.
4. INSTRUCT the LAPD to:
 - a. Submit and deposit all grant reimbursements in LAPD Grant Fund No. 339/70, Revenue Source 4674 and appropriate there from to Fund No. 100/38, Sworn Salaries Account No. 1012 in the amount of \$120,142 for the salary of one Fire Captain II and to Fund No.100/38, Revenue Source 4610 in the amount of \$51,396 for fringe benefits.
 - b. Transfer all remaining Police related expenses from LAPD Grant Fund No. 339/70, Revenue Source 4674 to Fund No. 100/70, Revenue Source 4674.
5. RESOLVE that continued Employment Authority for three Management Analyst II and one Senior Clerk Typist positions in the LAPD for the period January 1, 2008 through September 30, 2008 is APPROVED.
6. AUTHORIZE the LAPD to prepare Controller instructions for any technical adjustments consistent with this action, subject to the approval of the City Administrative Officer (CAO); and, AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund inasmuch as acceptance of the grant does not require the City to provide matching funds. The LAPD will identify available funds within its existing accounts to front fund all grant related expenses. Therefore, the above recommendations comply with City financial policies as one-time revenue will be used to support one-time expenses.

ITEM NO. (25) - CONTINUED TO MARCH 19, 2008

Roll Call #4 - Motion (Smith - Parks) Adopted to Continue, Unanimous Vote (10); Absent: Cardenas, Greuel, Huizar, Reyes and President Garcetti (5)

[07-2079](#)

PLANNING AND LAND USE MANAGEMENT and BUDGET AND FINANCE COMMITTEES' REPORTS relative to a proposed Supplemental Fee Agreement with the Las Lomas Land Company.

A. PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT

Recommendations for Council action, as initiated by Motion (Alarcon - Parks):

1. AUTHORIZE the Planning Department, with the assistance of the City Administrative Officer (CAO), and in consultation with the City Attorney to enter into a Supplemental Fee Agreement with Las Lomas Land Company, for the ongoing and future processing of discretionary actions for land use entitlement applications in connection with its Las Lomas mixed use development, including but not limited to the preparation of an Environmental Impact Report, related technical documents, and other related land use discretionary actions as determined by the Planning Department.
2. REQUEST the CAO to prepare a report to be presented to the Budget and Finance Committee relative to estimates on staff's efforts/cost and commitment to the Las Lomas project which would not be covered by the Supplemental Fee Agreement.

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

B. BUDGET AND FINANCE COMMITTEE REPORT

Recommendation for Council action, as initiated by Motion (Alarcon - Parks):

APPROVE the amended Motion for a Supplemental Fee Agreement with the Las Lomas Land Company for the ongoing and future processing of discretionary actions for land use entitlement applications in connection with its Las Lomas mixed use development only after the City Council makes a public policy decision to approve the Las Lomas project.

Fiscal Impact Statement: The City Administrative Officer (CAO) reports there is no significant fiscal impact in that the work associated with the preparation and negotiation of the supplemental fee agreement with the Las Lomas Land Company will be absorbed by existing City staff. Approval of the recommendations in the CAO report is in compliance with the City's Financial Policies.

Community Impact Statement: The Granada Hills North Neighborhood Council states that on June 6, 2005 the Granada Hills North Neighborhood Council Board agreed that the development would have significant impacts to the quality of life and opposed the Las Lomas Development. This will cause a tremendous increase in the traffic on Balboa Boulevard adding to the existing gridlock. If annexed into the City of Los Angeles they will be able to use the services of DWP and this may cause shortages for existing DWP customers.

[Council may recess to Closed Session, pursuant to Government Code Sections 54956.9(a) and 54956.9(b)(3)(B), to confer with its legal counsel relative to the above matter.]

ITEM NO. (26) - MOTION ADOPTED TO APPROVE COMMITTEES' REPORTS RECOMMENDATIONS

Roll Call #5 - Motion (Hahn - Rosendahl) Adopted, Ayes (10); Absent: Cardenas, Greuel, Huizar, Reyes and President Garcetti (5)

[07-0600-S75](#)

PLANNING AND LAND USE MANAGEMENT and BUDGET AND FINANCE COMMITTEES' REPORTS relative to the Planning Department's implementation schedule for the Centralized Case Condition Clearance and Tracking System (CCCTS) Project - Budget Motion No. 147.

A. PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT

Recommendation for Council action:

ADOPT the findings contained in the Planning Department's report dated January 2, 2008, relative to the CCCTS Project - Budget Motion No. 147.

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

B. BUDGET AND FINANCE COMMITTEE REPORT

Recommendations for Council action:

1. INSTRUCT the Department of City Planning (Planning) to use overtime to complete the identification of cases with unfulfilled case conditions, for input into the CCCTS.
2. INSTRUCT Planning to report back to the Budget and Finance Committee upon completion of the case identification phase of the CCCTS project, with the following information:
 - a. number of cases examined
 - b. number of cases recommended for input into the CCCTS
 - c. estimated cost to input information into the CCCTS

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

Items for Which Public Hearings Have Not Been Held - Items 27-35

(10 Votes Required for Consideration)

ITEM NO. (27) - CONTINUED TO MARCH 26, 2008

Roll Call #1 - Motion (Rosendahl - Perry) Adopted to Continue, Unanimous Vote (10); Absent: Cardenas, Greuel, Huizar, Reyes and President Garcetti (5)

[07-2112](#)

CONTINUED CONSIDERATION OF COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to repealing provisions of the Los Angeles Municipal Code (LAMC) Section 42.15.

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

PRESENT and ADOPT the accompanying ORDINANCE repealing provisions of Subdivision 2 of Subsection (c) of Section 42.15 of the LAMC prohibiting vending of items that are inherently communicative and have nominal utility apart from their communication on public beach lands and adjacent public properties, and repealing portions of Subsection (f) of Section 42.15 of the LAMC pertaining to the regulation of noise.

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.

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

(Continued from Council meeting of February 13, 2008)

**Roll Call #14 - Motion (Perry - Cardenas) Adopted, Ayes (12); Absent: Huizar, Reyes and President Garcetti (3)
(Item Nos. 28-30)**

ITEM NO. (28) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

[08-0231](#)
[07-3805](#)

COMMUNICATIONS FROM THE BOARD OF WATER AND POWER COMMISSIONERS, CITY ADMINISTRATIVE OFFICER (CAO) and CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to the transfer of title to the State of California of easements for highway and other related purposes in property owned by the City (Independence).

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

1. CONCUR with the Board of Water and Power Commissioners action on November 20, 2007, adoption of Resolution No. 008-117, which authorizes execution of a Stipulation for Entry of Judgment and Final Order of Condemnation with the State of California Department of Transportation, to grant easements on Los Angeles Department of Water and Power owned property for highway, access, drainage and temporary construction purposes, located at State Highway 395, in the area of the town of Independence in Inyo County, pursuant to an eminent domain action entitled The People of the State of California v. The City of Los Angeles; Department of Water and Power, et al.
2. PRESENT and ADOPT the accompanying ORDINANCE relative to the approval of transfer of easements and the approval of a Stipulation for Entry of Judgment and Final Order of Condemnation in the case entitled The People of the State of California v. The City of Los Angeles; Department of Water and Power, et al. Case No. S1 CVED 07-44338 (Independence Action).

Fiscal Impact Statement: The CAO reports that approval of the Agreement with the State of California, Department of Transportation (Caltrans) will have no impact on the General Fund. When the transaction is complete, the Department will receive a payment of \$150,900 from Caltrans, which will be deposited into the Water Revenue Fund. Since the Department of Water and Power is only bound by the City Debt Management Policies, the City Financial Policies are not applicable.

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

ITEM NO. (29) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

[08-0232](#)
[07-3806](#)

COMMUNICATIONS FROM THE BOARD OF WATER AND POWER COMMISSIONERS, CITY ADMINISTRATIVE OFFICER (CAO) and CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to the transfer of title to the State of California of easements for highway and other related purposes in property owned by the City (Blackrock).

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

1. CONCUR with the Board of Water and Power Commissioners action on November 20, 2007, adoption of Resolution No. 008-116, which authorizes execution of a Stipulation for Entry of Judgment and Final Order of Condemnation with the State of California Department of Transportation, to grant easements on Los Angeles Department of Water and Power owned property for highway, access and drainage purposes, located at State Highway 395, between the towns of Independence and Big Pine in the area known as the Blackrock area of Inyo County, pursuant to an eminent domain action entitled The People of the State of California v. The City of Los Angeles; Department of Water and Power, et al.
2. PRESENT and ADOPT the accompanying ORDINANCE relative to the approval of transfer of easements and the approval of a Stipulation for Entry of Judgment and Final Order of Condemnation in the case entitled The People of the State of California v. The City of Los Angeles; Department of Water and Power, et al. Case No. S1C VCV 06-41691 (Blackrock Action).

Fiscal Impact Statement: The CAO reports that approval of the Agreement with the State of California, Department of Transportation (Caltrans) will have no impact on the General Fund. When the transaction is complete, the Department will receive a payment of \$48,550 from Caltrans, which will be deposited into the Water Revenue Fund. Since the Department of Water and Power is only bound by the City Debt Management Policies, the City Financial Policies are not applicable.

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

ITEM NO. (30) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

[08-0233](#)
[07-3804](#)

COMMUNICATIONS FROM THE BOARD OF WATER AND POWER COMMISSIONERS, CITY ADMINISTRATIVE OFFICER (CAO) and CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to the transfer of title to the State of California of easements for highway and other related purposes in property owned by the City (Manzanar).

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

1. CONCUR with the Board of Water and Power Commissioners action on November 20, 2007, adoption of Resolution No. 008-115, which authorizes execution of a Stipulation for Entry of Judgment and Final Order of Condemnation with the State of California Department of Transportation, to grant easements on Los Angeles Department of Water and Power owned property for highway, access and temporary construction purposes, located at State Highway 395, south of the town of Independence and adjacent to and north of the Manzanar National Park in Inyo County, pursuant to an eminent domain action entitled The People of the State of California v. The City of Los Angeles; Department of Water and Power, et al.
2. PRESENT and ADOPT the accompanying ORDINANCE relative to the approval of transfer of easements and the approval of a Stipulation for Entry of Judgment and Final Order of Condemnation in the case entitled The People of the State of California v. The City of Los Angeles; Department of Water and Power, et al. Case No. S1 CVCV 07-44087 (Manzanar Action).

Fiscal Impact Statement: The CAO reports that approval of the Agreement with the State of California, Department of Transportation (Caltrans) will have no impact on the General Fund. When the transaction is complete, the Department will receive a payment of \$377,150 from Caltrans, which will be deposited into the Water Revenue Fund. Since the Department of Water and Power is only bound by the City Debt Management Policies, the City Financial Policies are not applicable.

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

**Roll Call #6 - Motion (Perry - Cardenas) Adopted, Ayes (10); Absent: Cardenas, Greuel, Huizar, Reyes and President Garcetti (5)
(Item Nos. 31a-33)**

ITEM NO. (31) - ADOPTED

08-0005-S117

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 19, 2008:

08-0005-S117

CD 11

- a. Property at 11940 West Avon Way (Case No. 146317).
Assessor I.D. No. 4233-020-019

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 17, 2008)

[08-0005-S118](#)

CD 9

- b. Property at 141 West 45th Street (Case No. 7488).
Assessor I.D. No. 5110-001-017

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 5, 2008)

[08-0005-S119](#)

CD 8

- c. Property at 6341 11th Avenue (Case No. 119470).
Assessor I.D. No. 4006-010-018

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

[08-0005-S120](#)

CD 9

- d. Property at 1212 1/2 West Vernon Avenue (Case No. 103198).
Assessor I.D. No. 5017-016-003

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on March 6, 2007)

[08-0005-S121](#)

CD 10

- e. Property at 1321 South Third Avenue (Case No. 14125).
Assessor I.D. No. 5072-026-021

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 29, 2007)

[08-0005-S122](#)

CD 11

- f. Property at 671 Santa Clara Avenue (Case No. 94578).
Assessor I.D. No. 4239-025-033

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 23, 2007)

[08-0005-S123](#)

CD 9

- g. Property at 4011 South Wall Street (Case No. 127043).
Assessor I.D. No. 5113-027-005

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on October 3, 2007)

[08-0005-S124](#)

CD 13

- h. Property at 128 South Normandie Avenue (Case No. 134455).
Assessor I.D. No. 5518-006-011

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

[08-0005-S125](#)

CD 13

- i. Property at 200 South Lake Street (Case No. 132244).
Assessor I.D. No. 5154-008-022

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 6, 2007)

[08-0005-S126](#)

CD 13

- j. Property at 1258 North Commonwealth Avenue (Case No. 44989).
Assessor I.D. No. 5542-023-013

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on October 30, 2007)

ITEM NO. (32) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

[07-0427](#)

COMMUNICATION FROM CHAIR AND MEMBER, AD HOC RECOVERING ENERGY, NATURAL RESOURCES AND ECONOMIC BENEFIT FROM WASTE FOR LOS ANGELES and ENERGY AND ENVIRONMENT COMMITTEES relative to the Phase I Solid Waste Integrated Resources Plan (SWIRP) community outreach.

Recommendations for Council action:

1. NOTE and FILE the June 13, 2007 Bureau of Sanitation (BOS) report relative to the Phase I SWIRP community outreach, inasmuch as the report is submitted for information only and no Council action is necessary.
2. DIRECT the BOS to report to Council in four to six months on the status of the Phase I SWIRP with said report to include a section discussing "lessons learned."

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

ITEM NO. (33) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

[07-3669](#)

CD 8

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 803 West 69th Street.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article VII, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial

conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.

3. ADOPT the City Engineer report dated November 6, 2007 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 803 West 69th Street.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$2,247 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of \$1,800 and a seven percent surcharge in the amount of \$147 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

**Roll Call #15 - Motion (Perry - Parks) Adopted, Ayes (12); Absent: Huizar, Reyes and President Garcetti (3)
(Items 34a-34f)**

ITEM NO. (34) - ADOPTED

[08-0416](#)

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:

[08-0416](#)

CD 8

- a. 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

- b. 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

- c. 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

- d. 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

- e. 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

- f. 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).

ITEM NO. (35) - ADOPTED

Roll Call #16 - Motion (Parks - Hahn) Adopted, Ayes (12); Absent: Huizar, Reyes and President Garcetti (3)

[08-0002-S17](#)

RESOLUTION (PARKS - PERRY - ET AL.) relative to the City's position in connection with County plans to close 11 clinics in Los Angeles County.

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

RESOLVE to include in the City's 2007-08 Federal Legislative Program OPPOSITION to plans to close 11 clinics in Los Angeles County and join the majority of Los Angeles County Supervisors who are also opposed to these plans.

Closed Session - Item 36

ITEM NO. (36) - MEETING HELD - ACTION TAKEN IN CLOSED SESSION

[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.)

(Continued from Council meeting of February 20, 2008)

ITEM NO. (38) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS

Roll Call #7 - Motion (Rosendahl - Perry) Adopted, Ayes (10); Absent: Cardenas, Greuel, Huizar, Reyes and President Garcetti (5)

[07-3869](#)

CD 11

CONTINUED CONSIDERATION OF 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)

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

ITEM NO. ()

[07-2079-S3](#)

MOTION (SMITH – PERRY) relative to funding for community services and support in

Council District 12.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Motion (Wesson - Cardenas) unanimously adopted to excuse Councilmember Smith from Council sessions of February 29, 2008, March 28, 2008 and April 18, 2008 to leave at 12:00 p.m. due to City business.

Upon his request, and without objections, Councilmember Smith was excused to leave at 12:00 p.m. from the Council session of April 11, 2008, April 25, 2008 May 9, 2008, May 16, 2008, May 23, 2008 and May 30, 2008 all due to City business.

Upon her request, and without objections, Councilmember Perry was excused from Council session of Wednesday, March 19, 2008 to leave at 10:30 a.m. due to City business.

Motion (Parks - Rosendahl) unanimously adopted to excuse Councilmember Hahn from Council session of March 14, 2008 to leave at 11:30 a.m. due to City Business.

Motion (Wesson - Cardenas) unanimously adopted to excuse Councilmember Zine from Council session of March 5, 2008 due to City business.

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

Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk

ASSISTANT PRESIDENT PRO TEMPORE OF THE CITY COUNCIL