

## ALL ITEMS FORTHWITH

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

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

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF  
FEBRUARY 29, 2008

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 32

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

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

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### Items Noticed for Public Hearing - Items 1-11

ITEM NO. (1) - CONTINUED TO APRIL 9, 2008

**Roll Call #1 - Motion (Greuel - Rosendahl) Adopted to Continue, Unanimous Vote (11);  
Absent: Parks, Weiss, Zine and President Garcetti (4)**

[05-2608](#)  
CD 2

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCES FIRST  
CONSIDERATION against the proposed installation, improvement and maintenance of the  
Hortense Street and Irvine Avenue Modern Lighting District - A'13-L0670045.

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 ORDINANCES levying the assessments and ordering the work of the above lighting system, in accordance with the 1913 Act and pursuant to Sections 6.1- 6.15 and 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held December 12, 2007)

(Continued from Council meeting of January 9, 2008)

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

**Roll Call #6 - Motion (Hahn - Huizar) Adopted, Ayes (12); Absent: Parks, Zine and President Garcetti (3)**

[07-3900](#)

CD 6

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Hart Street and Laurel Canyon 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 February 13, 2008)

**Roll Call #2 - Motion (Rosendahl - Huizar) Adopted to Continue, Unanimous Vote (11);  
Absent: Parks, Weiss, Zine and President Garcetti (4)  
(Item Nos. 3-9)**

**ITEM NO. (3) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED  
ON MARCH 26, 2008**

[05-2615-S1](#)

CD 2

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

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Whitsett Avenue and Moorpark Street No. 1 Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on January 11, 2008 - Continue hearing and present Ordinance on MARCH 26, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (4) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED  
ON MARCH 26, 2008**

[06-0983](#)

CD 11

HEARING PROTESTS against the proposed improvement and maintenance of the Colby and Nebraska Avenues (Reballot) Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Colby and Nebraska Avenues (Reballot) Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on January 11, 2008 - Continue hearing and present Ordinance on MARCH 26, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (5) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED  
ON MARCH 26, 2008**

[07-4059](#)

CD 10

HEARING PROTESTS against the proposed improvement and maintenance of the Ridgeley Drive and Olympic Boulevard Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Ridgeley Drive and Olympic 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 January 11, 2008 - Continue hearing and present Ordinance on MARCH 26, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (6) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED  
ON MARCH 26, 2008**

[07-4060](#)

CD 11

HEARING PROTESTS against the proposed improvement and maintenance of the Rochester and Federal Avenues Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Rochester and Federal 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 January 11, 2008 - Continue hearing and present Ordinance on MARCH 26, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (7) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED  
ON MARCH 26, 2008**

[07-4061](#)

CD 4

HEARING PROTESTS against the proposed improvement and maintenance of the Kling Street and Lankershim Boulevard Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Kling Street and Lankershim 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 January 11, 2008 - Continue hearing and present Ordinance on MARCH 26, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (8) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED  
ON MARCH 26, 2008**

[07-4062](#)

CD 14

HEARING PROTESTS against the proposed improvement and maintenance of the Eastside LRT Project Segment 4B Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Eastside LRT Project Segment 4B Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on January 11, 2008 - Continue hearing and present Ordinance on MARCH 26, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (9) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED  
ON MARCH 26, 2008**

[07-4138](#)

CD 12

HEARING PROTESTS against the proposed improvement and maintenance of the Balboa Boulevard and Rayen Street Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Balboa Boulevard and Rayen 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 January 11, 2008 - Continue hearing and present Ordinance on MARCH 26, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (10) - PUBLIC HEARING CLOSED - MOTION ADOPTED TO GRANT APPLICATION -  
SEE FOLLOWING**

**Roll Call #3 - Motion (Greuel - Reyes) Adopted to Grant Application, Ayes (11);  
Absent: Parks, Weiss, Zine and President Garcetti (4)**

[08-0236](#)

CD 13

HEARING COMMENTS relative to application for determination of "Public Convenience or Necessity" for alcohol sales for on- and off-site consumption at City Sip retail wine shop and bar located at 2150 West Sunset Boulevard, Los Angeles.

Applicant: City Sip, LLC, c/o Nicole Daddio (Michael Cho, representative)

TIME LIMIT FILE - MARCH 14, 2008

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

(Findings and Council recommendations relative to the above application required)

**ADOPTED**

**MOTION (GREUEL - REYES)**

**Recommendations for Council action:**

1. **DETERMINE** that the issuance of a liquor license at City Sip retail wine shop and bar located at 2150 West Sunset Boulevard will serve the “Public Convenience or Necessity” and will not tend to create a law enforcement problem.
2. **GRANT** the Application for Determination of “Public Convenience or Necessity for the sale of alcoholic beverages for on- and off-site consumption at City Sip retail wine shop and bar located at 2150 West Sunset Boulevard, Los Angeles.
3. **INSTRUCT** the City Clerk to transmit this determination to the State Department of Alcoholic Beverage Control as the required findings under Business and Professions Code Section 23958.4.

**Applicant: City Sip, LLC, c/o Nicole Daddio (Michael Cho, representative)**

**TIME LIMIT FILE - MARCH 14, 2008**

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

**ITEM NO. (11) - PUBLIC HEARING CLOSED - MOTION ADOPTED TO GRANT APPEAL IN FULL -  
SEE FOLLOWING - RECEIVE AND FILE COMMUNICATION**

**Roll Call #12 - Motion (Wesson - LaBonge) Adopted To Grant Appeal, Ayes (12);  
Absent: Alarcon, Hahn and Zine (3)**

[08-0407](#)

CD 10

MITIGATED NEGATIVE DECLARATION and COMMUNICATION FROM MEMBER, PLANNING AND LAND USE MANAGEMENT COMMITTEE, relative to an appeal of Vesting Tentative Tract No. 67880 for property at 751-57 South Windsor Boulevard.

SUBMITS WITHOUT RECOMMENDATION, the recommendations of the Central Area Planning Commission (CAPC):

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. 08-0407 in the custody of the City Clerk, and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT Mitigated Negative Declaration [ENV 2007-3398-MND] filed on September 14, 2007.
2. ADOPT the FINDINGS of the CAPC as the Findings of the Council.

3. RESOLVE TO DENY APPEAL filed by Windsor Village Community Association (R. J. Strotz, Esq., Representative) from the entire decision of the CAPC, and THEREBY APPROVE Vesting Tentative Tract No. 67880 for condominium purposes to permit the merger and re-subdivision of two parcels into one lot totaling 19,421 net square feet in the [Q]R3-1 Zone, for the construction, use and maintenance of a 15-unit residential condominium development with 37 resident parking spaces, including seven guest parking spaces for property at 751-57 South Windsor Boulevard, subject to Conditions of Approval.

Applicant: Bung and Don I. Ko (Ron Cargill, Representative)

Fiscal Impact Statement: The CAPC 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)

## ADOPTED

### MOTION (WESSON - LABONGE)

#### Recommendations for Council action:

1. RESOLVE TO GRANT APPEAL IN FULL filed by Windsor Village Community Association.
2. FIND that:
  - a. The Tentative Tract No. 67880 is not consistent with the Park Mile Specific Plan (see attached).
  - b. The Application was not given to the design review board.
3. DENY Tentative Tract No. 67880.

## Items for Which Public Hearings Have Been Held - Items 12-21

Roll Call #4 - Motion (Wesson - LaBonge) Adopted, Ayes (12); Absent: Parks, Zine and President Garcetti (3)  
(Item Nos. 12-16)

### ITEM NO. (12) - ADOPTED - ORDINANCE OVER TO APRIL 4, 2008

#### [07-1100-S5](#)

PERSONNEL COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to amendment of the Los Angeles Administrative Code (LAAC) to establish a Public Service Purchase Program for members of the Fire and Police Pension Plan.

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

PRESENT the accompanying ORDINANCE amending Chapter 22 of Division 4 of the LAAC to establish a Public Service Purchase Program for members of the Fire and Police Pension Plan.

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.

[Pursuant to Charter Section 1618(b) final adoption cannot occur until at least 30 days after its first presentation to the Council]

(10 VOTES REQUIRED)

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

[07-3643](#)

PERSONNEL COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to providing all full-time City employees who are activated by the armed services of the United States in response to the 2007 California wildfires with the difference between their current City salaries and their military salaries for the duration of their military assignment.

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

PRESENT and ADOPT the accompanying ORDINANCE to provide employees in the City of Los Angeles who are activated as members of the National Guard, Naval Militia or any reserve component of the armed services of the United States as a result of the deployment of military personnel in response to the 2007 wildfires, Operation Fall Blaze, with the difference between their regular City salaries and their military salaries and to ensure the continuation of certain benefits for the duration of their military assignment.

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

#### **ITEM NO. (14) - ADOPTED**

[08-0016](#)

ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to authority to apply for and accept grant funding by the Highway Safety Improvement program to improve the existing roadway grates to bicycle safety grates.

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

1. AUTHORIZE the Director of the Bureau of Sanitation (BOS), or designee, to apply for and accept grant funding; to conduct all negotiations; to provide additional information; and to execute and submit all documents, including, but not limited to, applications, agreements, or amendments subject to the approval of the City Attorney as to form and legality, which may be necessary to securing funding with respect to the California Department of Transportation Highway Safety Improvement Program.



2. APPROVE acceptance of grant funding by the BOS for the upgrading existing roadway grates to bicycle safety grates Citywide beginning July 2007 through October 2008, in the amount not to exceed \$450,000.

Fiscal Impact Statement: The Board of Public Works reports that the bicycle grate upgrade project has been budgeted through the Stormwater Pollution Abatement Fund (SPAF). Receipt of grant funds will replace funds that otherwise will be provided by SPAF. Acceptance of this funding will have no impact on the City's General Fund.

## **ITEM NO. (15) - ADOPTED**

### 08-0215

ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to an agreement with Bentley Systems, Inc. for provision of maintenance services for the MicroStation Software and all other Bentley software tools.

Recommendation for Council action:

CONCUR with Board of Water and Power Commissioners action on January 2, 2008, adoption of Resolution No. 008-148, authorizing the execution of Agreement No. 47722-8 with Bentley Systems, Inc. for software license subscription and maintenance program, training services, and proprietary and non-proprietary professional services in support of the Bentley MicroStation software of three years, with four one-year renewal options, provided that prior Board of Water and Power Commissioners' approval is obtained before any one-year renewable option can be exercised by the Department of Water and Power, in an amount not to exceed \$3,135,716.

Fiscal Impact Statement: The City Administrative Officer reports that the approval of the Agreement with Bentley Systems, Inc. will have no impact on the General Fund. All expenditures for this Agreement will be from the Department's Power Revenue Fund over a seven-year period. Since the Department of Water and Power is only bound by the City Debt Management Policies, the City Financial Policies are not applicable.

TIME LIMIT FILE - MARCH 28, 2008

(LAST DAY FOR COUNCIL ACTION - MARCH 28, 2008)

## **ITEM NO. (16) - ADOPTED**

### 08-0279

ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to an agreement with USA Waste of California, Inc. for the collection and processing of recyclable materials for multi-family residences.

Recommendations for Council action:

1. CONCUR with Board of Public Works action on June 25, 2007, authorizing the execution of an agreement with USA Waste of California, Inc. for a term of five years, with two options to renew for an additional two years each, for the collection and processing of recyclable materials from multi-family residences, subject to City Attorney approval as to form.

2. DIRECT Bureau of Sanitation to report in 30 days on: 1) an analysis on per ton, per unit, per year that is being collected in recyclables; 2) information and/or comparisons of the City's success to other large communities that have embarked on a similar mission; 3) compare what is true data and norms; and 4) how the City is trending towards either meeting or exceeding realistic goals regarding this voluntary effort.

Fiscal Impact Statement: The City Administrative Officer reports that there is no impact to the General Fund as funding for this agreement is available in the Citywide Recycling Trust Fund. Future year funding is subject to the approval of the annual budget by the Mayor and Council. The recommendation contained in this report is consistent with the City's Financial Policies in that ongoing special fund revenues are available and eligible to support this purpose and the continuation of the agreement will be subject to funding on an annual basis as part of the regular budget process.

**ITEM NO. (17) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATION -  
SEE FOLLOWING**

**Roll Call #13 - Motion (Wesson - Perry) Adopted, Ayes (13); Absent: Hahn and Zine (2)**

[07-4161](#)

CD 9

COMMUNICATION FROM THE COMMUNITY REDEVELOPMENT AGENCY relative to the expenditure of up to \$5 million in additional Council District Nine Project Area Low and Moderate Income Housing Funds for the purpose of purchasing multiple sites and associated relocation and clearance activities for the Homeownership Opportunity Sites Program.

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

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

**ADOPTED**

**HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the expenditure of up to an additional \$5 million for the Homeownership Opportunity Sites Program (Program).**

**Recommendation for Council action:**

**AUTHORIZE the expenditure of up to \$5 million of additional Community Redevelopment Agency (CRA) Council District Nine Corridors South of the Santa Monica Freeway Recovery Redevelopment Project Area (CD9RPA) Low and Moderate Income Housing Trust Fund funds, from \$5 million to \$10 million during Fiscal Year 2007-08, to increase the budget for the Program for the CD9RPA, for the purpose of purchasing multiple sites and associated relocation and clearance activities.**

**Fiscal Impact Statement:** The City Administrative Officer reports that there is no impact on the General Fund. The CRA is only bound by the disclosure provisions of the City's Debt Management Policies. Approval of the recommendations will result in the additional expenditure of an amount not to exceed \$5 million of CRA CD9RPA Low and Moderate Income Housing Trust Fund for a total of \$10 million to increase homeownership opportunities for low and moderate income households in the CD9RPA.

**ITEM NO. (18) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT AND COMMUNICATION RECOMMENDATIONS - SEE FOLLOWING**

**Roll Call #18 - Motion (Wesson - Perry) Adopted, Ayes (13); Absent: Hahn and Zine (2)**

[08-0097](#)

COMMUNICATIONS FROM THE OFFICE OF THE MAYOR, COMMUNITY DEVELOPMENT DEPARTMENT, CITY ADMINISTRATIVE OFFICER and CHIEF LEGISLATIVE ANALYST relative to the 2008-12 Housing and Community Development Five-Year Consolidated Plan and 2008-09 Program Year 34 Action Plan.

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

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

**ADOPTED**

**HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT** relative to the 2008-12 Housing and Community Development Five-Year Consolidated Plan (Con Plan) and 2008-09 34th Program Year (PY) Action Plan.

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

**CONCUR** with the recommendations of the Budget and Finance Committee relative to the 2008-12 Con Plan and 2008-09 34th PY Action Plan with the following amendments and additional recommendations:

- a. **Instruct the City Administrative Officer (CAO) and Chief Legislative Analyst (CLA) to make changes to Attachment F in the CAO/CLA Report to be consistent with the changes listed in Attachment F-1 (attached to the Committee report).**
- b. **Instruct the CAO and CLA to make changes to Attachment G in the CAO/CLA Report to be consistent with the changes listed in Attachment G-1 (attached to the Committee report).**

- c. **Modify Recommendation No. 22 of the CAO/CLA report dated February 27, 2008, to state:**

**Instruct the Community Development Department (CDD) and the Los Angeles Housing Department (LAHD), with the assistance of the CAO and the CLA, to revise proposed work plans and staffing plans in conjunction with the 2008-09 Budget to implement a phased budget reduction reflective of the CDBG funding for program, administrative, and planning activities to ensure that the Departments will fully reimburse the General Fund.**

- d. **Add Recommendation No. 31 as follows:**

**INSTRUCT the General Manager, LAHD, or designee, with the assistance of the CAO, to review the Department's Consolidated Plan-related loan portfolio and report to the Mayor and Council within 90 days on existing methods and assumptions for calculating program income and determining alternative approaches for projecting future program income.**

- e. **Add Recommendation No. 32 as follows:**

**REQUEST the Chief Executive Officer, Community Redevelopment Agency (CRA), or designee, with the assistance of the CAO and CDD, to review the Department's Consolidated Plan-related loan portfolio and report to the Mayor and Council within 90 days on existing methods and assumptions for calculating program income and determining alternative approaches for projecting future program income.**

- f. **Add Recommendation No. 33 as follows:**

**INSTRUCT the General Manager, LAHD, or designee, with the assistance of the CAO, to review the Department's Section 108-related loan portfolio and report to the Mayor and Council within 90 days on existing methods and assumptions for calculating impacts and costs to the Consolidated Plan and the General Fund.**

- g. **Add Recommendation No. 34 as follows:**

**INSTRUCT the General Manager, CDD, or designee, with the assistance of the CAO, to review the Department's Section 108-related loan portfolio and report to the Mayor and Council within 90 days on existing methods and assumptions for calculating impacts and costs to the Consolidated plan and the General Fund.**

- h. **Add Recommendation No. 35 as follows:**

**REQUEST the Mayor's Office and INSTRUCT the CAO and CLA to review projects and programs not fully funded in this Plan during the 34th Program Year Midyear Reprogramming process and provide funds to these programs as they become ready.**

- i. **Add Recommendation No. 36 as follows:**

**INSTRUCT the LAHD to:**

- 1) **Monitor program income receipts and report to the Housing, Community and Economic Development Committee no later than September 30, 2008 relative to income received and whether this income will be sufficient to meet projections used to formulate the 34th Program Year CDBG budget.**
  - 2) **Report relative to the relationship of the decline in CDBG program income receipts and the decline in the housing market.**
- j. **Modify the CAO/CLA report dated February 27, 2008, according to Attachments A and B (as provided by the CAO in the Housing, Community and Economic Development Committee meeting held March 5, 2008 and attached to the Committee report).**
  - k. **Instruct the CAO and CLA to report back relative to restoring/identifying funds for Brownfields sites.**
  - l. **Instruct the CRA to report back relative to what sources of funds were looked at to address homeless funding gaps, including but not limited to: program income, general revenue, and un-obligated Assembly Bill 1290 funds.**
  - m. **Instruct the CRA, LAHD, and Los Angeles Homeless Services Authority to enter into a three-way Memorandum of Understanding and work with the CLA and the CAO to identify alternative funding sources to ensure that all City homeless programs are fully funded before April 1, 2008 and report back to the Housing, Community, and Economic Development Committee.**

**Fiscal Impact Statement:** The CAO/CLA report that there is a General Fund impact. The recommendations within its report address the 34th PY Action Plan for 2008-09, which comprises total funds of approximately \$94.7 million from the federal Community Development Block Grant (CDBG), \$46.7 million from HOME Investment Partnerships, \$11.3 million from Housing Opportunities for Persons with AIDS, and \$3.3 million Emergency Shelter Grant. All recommendations are subject to the final award of grant funds by the U.S. Department of Housing and Urban Development.

The 34th PY Action Plan would provide approximately \$36 million to cover filled positions (direct salaries: \$24.8 million, related cost reimbursement: \$11.2 million). It is anticipated that the General Fund would subsidize approximately \$4.6 million in additional costs (direct salaries: \$0.2 million, related cost reimbursement: \$4.4 million) due in part to CDBG cap limitations in Public Services and Administrative and Planning programs. These personnel costs could be reduced by having the departments receiving CDBG funds continue to comply with the Mayor's Managed Hiring Process by keeping unfilled positions vacant in order to reduce anticipated year-end spending deficits.

It should be noted that the ability to reimburse the General Fund for full related costs for CDBG operations has been diminishing over recent years due to decreases in grant entitlements and program income coupled with increased cap rates and obligatory costs. However, the recommendations contained in the CAO/CLA report do not result in any revenue deficits from those projected in the 2007-08 Adopted Budget. The \$4.4 million amount for unreimbursed related cost is also a fluid number as it is solely based on the CAP rate and does not take into account additional positions that may become vacant through the course of the year. Related costs are billed by the Controller generally for filled positions only.

The CAO/CLA note that their report also contains a companion recommendation to utilize \$539,355 in General Fund savings to be used to help pay for LAHD salaries and corresponding related costs.

In light of the City's financial difficulties and the Plan's non-compliance with City Financial Policies which state that the City will limit financial support of grant programs to avoid commitments beyond available funding, it is a policy decision as to whether the General Fund should continue to subsidize related costs. If the City should decide to have the General Fund discontinue subsidizing related costs, the City will need to identify cuts from other programs within the 34th PY Action Plan which could directly impact public services and health benefits.

#### **ADOPTED**

**COMMUNICATION FROM CHAIR AND MEMBER, BUDGET AND FINANCE COMMITTEE** relative to the 2008-12 Housing and Community Development Five-Year Consolidated Plan and Program Year 2008-09 Action Plan for the United States Department of Housing and Urban Development Grants.

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

- 1. APPROVE** the recommendations of the City Administrative Officer (CAO) and Chief Legislative Analyst (CLA), contained in a joint report dated February 27, 2008 (attached to the Committee report), relative to the 2008-12 Housing and Community Development Five-Year Consolidated Plan and Program Year 2008-09 Action Plan for the United States Department of Housing and Urban Development Grants.
- 2. INSTRUCT** the CAO and CLA, in addition to the recommended departmental review and adjustments to address reduced Community Development Block Grant (CDBG) funding, to report back to the Council with recommendations for any structural changes at the Los Angeles Housing Department (LAHD) and the Community Development Department (CDD) that will create ongoing cost savings and efficiencies and to provide this report in time for Council's consideration of the Fiscal Year 2008-09 Budget.
- 3. INSTRUCT** the Community Redevelopment Agency (CRA), relative to proposed CRA funding for City homeless assistance programs to report back to the Council relative to the amount of program costs that will be ineligible for CRA funds.

4. **REQUEST** that the Mayor identify funding to ensure that homeless assistance programs continue uninterrupted should City homeless program costs be determined to be ineligible for proposed CRA funds, inasmuch as it was the Mayor's proposal to use CRA funds for this purpose.
5. **INSTRUCT** the CAO and CLA, and Request the Mayor's Office, to work together to continue to reduce the Consolidated Plan's impact on the General Fund.

**Fiscal Impact Statement:** The CAO and CLA report that the recommendations within this report address the 34th Program Year (PY) Action Plan for 2008-09, which comprises total funds of approximately \$94.7 million from the federal CDBG, \$46.7 million from HOME Investment Partnerships, \$11.3 million from Housing Opportunities for Persons with AIDS, and \$3.3 million Emergency Shelter Grant. All recommendations are subject to the final award of grant funds by the U.S. Department of Housing and Urban Development.

The 34th PY Action Plan would provide approximately \$36 million to cover filled positions (direct salaries: \$24.8 million, related cost reimbursement: \$11.2 million). It is anticipated that the General Fund would subsidize approximately \$4 million in additional costs due in part to CDBG cap limitations in Public Services and Administrative and Planning programs. These personnel costs could be reduced by having the departments receiving CDBG funds continue to comply with the Mayor's Managed Hiring Process by keeping unfilled positions vacant in order to reduce anticipated year-end spending deficits.

It should be noted that the ability to reimburse the General Fund for full related costs for CDBG operations has been diminishing over recent years due to decreases in grant entitlements and program income coupled with increased cap rates and obligatory costs. However, the recommendations contained in this report do not result in any revenue deficits from that projected in the 2007-08 Adopted Budget. The \$4 million amount for unreimbursed related cost is also a fluid number as it is solely based on the CAP rate and does not take into account additional positions that may become vacant through the course of the year. Related costs are billed by the Controller generally for filled positions only.

This report also contains companion recommendation to utilize \$539,355 in General Fund savings to be used to help pay for LAHD salaries and corresponding related costs.

In light of the City's financial difficulties and the Plan's non-compliance with City Financial Policies which state that the City will limit financial support of grant programs to avoid commitments beyond available funding, it is a policy decision as to whether the General Fund should continue to subsidize related costs. If the City should decide to have the General Fund discontinue subsidizing related costs, the City will need to identify cots from other programs within the 34th PY Action Plan which could directly impact public services and health benefits.

**Roll Call #4 - Motion (Wesson - LaBonge) Adopted, Ayes (12); Absent: Parks, Zine and President Garcetti (3)  
(Item Nos. 19-21)**

**ITEM NO. (19) - ADOPTED**

[08-0296](#)

PERSONNEL COMMITTEE REPORT relative to Amendment No. 1 to the 2007-12 Management Employees Unit Memorandum of Understanding (MOU) to reflect the need to Y-rate an employee as part of a reorganization of Airport Department management staff.

Recommendation for Council action:

APPROVE Amendment No. 1 to the 2007-12 Management Employees Unit MOU.

Fiscal Impact Statement: The City Administrative Officer reports that the Y-rate will have no impact on the General Fund.

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

[07-0106](#)

CD 11

GENERAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to amendment to boundaries of Overnight Parking District (OPD) No. 506 between Corinth and Purdue Avenues.

Recommendations for Council action:

1. FIND that the amendment to the boundaries of OPD No. 506, pursuant to Los Angeles Municipal Code (LAMC) Section 80.54, 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, based on testimony by residents at a community meeting held by Council District 11 at the Santa Monica Airport on September 6, 2007, the streets proposed for inclusion within the amended boundaries of OPD No. 506 are experiencing ongoing crime problems associated with parked vehicles which have created a public nuisance.
3. FIND that the street segments proposed for inclusion within the amended boundaries of OPD No. 506 comprise a residential area developed with a mix of single- and multi-family residential dwelling units, whose residents lack adequate off-street parking.
4. ADOPT the accompanying RESOLUTION amending the boundaries of OPD No. 506, pursuant to LAMC Section 80.54, to include both sides of the following street segments in Council District 11 unless indicated otherwise:



- a. Victoria Avenue between Sawtelle Boulevard and Coolidge Avenue
  - b. Sawtelle Boulevard between Charnock Road and Venice Boulevard (west side only)
  - c. Corinth Avenue between Charnock Road and Biona Drive
  - d. Purdue Avenue between Charnock Road and Victoria Avenue (west intersection)
  - e. Purdue Avenue between Victoria Avenue (east intersection) and Biona Drive
  - f. Berryman Avenue between Francis Place and Victoria Avenue
  - g. Butler Avenue between Victoria Avenue and Venice Boulevard
  - h. Francis Place between Purdue and Berryman Avenues
  - i. Regent Street between Purdue Avenue and the dead-end east of Purdue Avenue
  - j. McCune Avenue between Butler and Corinth Avenues
  - k. Biona Drive between Sawtelle Boulevard and the dead-end west of Butler Avenue
5. AUTHORIZE the Los Angeles Department of Transportation (LADOT) to post a “No Parking, 2 AM to 6 AM, District No. 506 Permits Exempt” parking restriction on any of the street segments within OPD No. 506 upon written directions from Council District No. 11, except where parking is currently prohibited at all times in the interest of traffic flow or safety.
  6. FIND that the Los Angeles Police Department should continue to have the primary responsibility for the enforcement of the authorized overnight parking restriction in OPD No. 506, with support from LADOT Parking Enforcement, since the reported problems involve criminal activity.
  7. INSTRUCT the LADOT to initiate the necessary procedures to prepare, issue and collect payments for Overnight Parking Permits from the residents of the new street segments within the amended boundaries of OPD No. 506 in accordance with LAMC Section 80.54, where the following permit conditions will apply:
    - a. Maximum of three Resident Permits per dwelling unit at \$15 each per year.
    - b. Maximum of two Visitor Permits per dwelling unit at \$10 each per four months.
    - c. Maximum of 25 Guest Permits per dwelling unit per day at \$1 each per day. Sales of Guest Permits in excess of 25 per dwelling unit per day require written approval of Council District 11.
  8. DIRECT the LADOT to prepare a Notice of Determination reflecting the Council’s action 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 OPDs with permits for residents and their guests are considered a special service, and the City is entitled to fully recover the costs of administering, posting, maintaining and enforcing these OPDs through the fees charged for permits. At this time, the annual cost of this special service is unknown but it is expected to be somewhat less than the cost of the Preferential Parking Program. Therefore, the City Attorney has recommended that LADOT set the initial OPD permit fees at a level of approximately two-thirds of the current Preferential Parking District permit fees. A cost analysis of the Overnight Parking Program is planned to occur at the end of the 2007-08 Fiscal Year, after the overnight parking program has been in effect for about one year; and the permit fees will be adjusted accordingly based on the results of that analysis. In addition to recovering the full cost of the Overnight Parking Program from permit fees, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the OPD's parking restrictions.

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

### 07-0375

TRANSPORTATION COMMITTEE REPORT relative to the City's participation in High Occupancy Toll (HOT) lane projects on Los Angeles freeways through the US Department of Transportation's (USDOT) Congestion Reduction Demonstration Initiatives grant-funding opportunities.

Recommendations for Council action:

1. NOTE and FILE the February 19, 2008 Los Angeles Department of Transportation (LADOT) report relative to the City's participation in the region's pursuit of HOT lane projects on Los Angeles freeways through the USDOT's Congestion Reduction Demonstration Initiatives grant-funding opportunities, inasmuch as the report is submitted for information only and no Council action is necessary.
2. DIRECT the LADOT to report to Council in regard to the status of utilizing flexible car pool lanes on Los Angeles freeways.

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 22-33**

(10 Votes Required for Consideration)

## **ITEM NO. (22) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION**

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

### 08-0364

COMMUNICATION FROM MEMBER, PLANNING AND LAND USE MANAGEMENT COMMITTEE relative to the Mayor's appointment of Ms. Lilia Esther C. Garcia to the East Los Angeles Area Planning Commission.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Lilia Esther C. Garcia to the East Los Angeles Area Planning Commission for the term ending June 30, 2009, to fill the vacancy created by Patricia Alvarez-Sahagun, who resigned effective December 31, 2007, is APPROVED and CONFIRMED. Ms. Garcia resides in Council District 14. (Current Commission gender composition: M=2; F=2; and vacancy=1)

Ethics Commission Review: Pending

Background Check Review: Pending

TIME LIMIT FILE - MARCH 27, 2008

(LAST DAY FOR COUNCIL ACTION - MARCH 26, 2008)

**Roll Call #7 - Motion (Reyes - Smith) Adopted, Ayes (12); Absent: Parks, Zine and President Garcetti (3)  
(Item Nos. 23-29h)**

**ITEM NO. (23) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS**

[08-0084](#)  
CD 12

MITIGATED NEGATIVE DECLARATION, COMMUNICATION FROM MEMBER, PLANNING AND LAND USE MANAGEMENT COMMITTEE and ORDINANCE FIRST CONSIDERATION relative to the zone change at 22030 West Tulsa 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 in compliance with the California Environmental Quality Act of 1970; 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. 08-0084 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 2007-3025 MND] filed on August 24, 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 ORDINANCE, approved by the NVAPC, effecting a zone change from A2-1 to (T)(Q)RE20-1-K, incident to a three lot subdivision, on a 79,484 net square foot site for property at 22030 West Tulsa Street, subject to Conditions of Approval.

Applicant: Gary and Denise Richards

APCNV 2007-3024 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 - APRIL 10, 2008

(LAST DAY FOR COUNCIL ACTION - APRIL 9, 2008)

**ITEM NO. (24) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS**

[08-0119](#)

CD 15

MITIGATED NEGATIVE DECLARATION, COMMUNICATION FROM MEMBER, PLANNING AND LAND USE MANAGEMENT COMMITTEE, RESOLUTION and ORDINANCE FIRST CONSIDERATION relative to a General Plan Amendment and zone change for property at 11516-18 South Vermont Avenue and 811-45 West 115th Place.

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 in compliance with the California Environmental Quality Act of 1970; 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. 08-0119 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 2005-9188 MND] filed on September 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 South Los Angeles Community Plan from Public Facilities to Medium Density Residential land use designation for the proposed construction, use, and maintenance of a 33-unit condominium project for property at 11516-18 South Vermont Avenue and 811-45 West 115th Place.

Applicant: Mohamad Purnamdari

CPC 2006-2423 GPA ZC

4. PRESENT and ADOPT the accompanying ORDINANCE, approved by the CPC, effecting a zone change from A2-1 to (T)(Q)RD3-1 for the proposed construction, use, and maintenance of a 33-unit condominium project for property at 11516-18 South Vermont Avenue and 811-45 West 115th Place, subject to Conditions of Approval.

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

5. REMOVE the (T) Tentative classification as described in detail on the sheet(s) attached to the Committee report.
6. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.
7. 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.
8. 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 31, 2008

(LAST DAY FOR COUNCIL ACTION - MARCH 28, 2008)

#### **ITEM NO. (25) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS**

[08-0153](#)

CD 7

MITIGATED NEGATIVE DECLARATION, COMMUNICATION FROM MEMBER, PLANNING AND LAND USE MANAGEMENT COMMITTEE and ORDINANCES FIRST CONSIDERATION relative to a zone change and building line removal for property at 12323-35 West Osborne Place.

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 in compliance with the California Environmental Quality Act of 1970; 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. 08-0153 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 2006-0558 MND] filed on April 24, 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 ORDINANCES, approved by the NVAPC, effecting a zone change from RA-1 to (T)(Q)RD1.5-1 and Building Line Removal of a 35-foot building line established by Ordinance No. 109262 for the construction, use, and maintenance of a 37-unit residential condominium project with 83 parking spaces (74 for residents and nine guest parking spaces), 66,102 net square feet for property at 12323-35 West Osborne Place, subject to Conditions of Approval.

Applicant: Hamid Reisi (Oscar Ensafi, Representative)

APCNV 2006-2244 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 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 - APRIL 21, 2008

(LAST DAY FOR COUNCIL ACTION - APRIL 18, 2008)

## **ITEM NO. (26) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS**

[08-0180](#)

CD 12

MITIGATED NEGATIVE DECLARATION, COMMUNICATION FROM MEMBER, PLANNING AND LAND USE MANAGEMENT COMMITTEE and ORDINANCE FIRST CONSIDERATION relative to a zone change at 17768 West Erwin 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 in compliance with the California Environmental Quality Act of 1970; 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. 08-0180 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 2006-4500 MND] filed on September 22, 2006.
2. ADOPT the attached AMENDED FINDINGS, as submitted by the Planning Department, as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the South Valley Area Planning Commission (SVAPC), effecting a zone change, incident to parcel map, from RA-1 to (T)(Q)R1-1 for a maximum new four-parcel, single family development for property at 17768 West Erwin Street, subject to Conditions of Approval.

Applicant: Warren Silverberg (Larry Gray, Representative)

APCSV 2006-4499 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 SVAPC reports that there is no General Fund impact, as administrative costs are recovered through fees.

TIME LIMIT FILE - APRIL 23, 2008

(LAST DAY FOR COUNCIL ACTION - APRIL 23, 2008)

**ITEM NO. (27) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS**

08-0295

CD 2

MITIGATED NEGATIVE DECLARATION, COMMUNICATION FROM MEMBER, PLANNING AND LAND USE MANAGEMENT COMMITTEE and ORDINANCE FIRST CONSIDERATION relative to a zone change at 6244 North Matilija 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 in compliance with the California Environmental Quality Act of 1970; 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. 08-0295 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 2006-3150 MND] filed on June 30, 2006.
2. ADOPT the attached AMENDED FINDINGS, as submitted by the Planning Department, as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the South Valley Area Planning Commission (SVAPC), effecting a Zone Change, incident to parcel map, from RE9-1 to (T)(Q)R1-1 for the proposed maximum new three-parcel, single-family development for property at 6244 North Matilija Avenue, subject to Conditions of Approval.

Applicant: Ted Goldberg (Randolph Heller, Representative)

APCSV 2006-3208 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 - MAY 5, 2008

(LAST DAY FOR COUNCIL ACTION - MAY 2, 2008)

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

[08-0305](#)

CD 11

NEGATIVE DECLARATION, COMMUNICATION FROM MEMBER, PLANNING AND LAND USE MANAGEMENT COMMITTEE and ORDINANCE FIRST CONSIDERATION relative to a zone change for an area generally bounded by Sunset Boulevard to the north, San Vicente Boulevard to the south, South Rockingham Avenue and South 26th Street to the west, and South Canyon View Drive to the east, including the parcels fronting South Rockingham Avenue on the west side of the street (within Brentwood Park).

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 in compliance with the California Environmental Quality Act of 1970; that the 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. 08-0305 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 Negative Declaration [ENV 2007-5139 ND] filed on November 9, 2007.
2. ADOPT the attached AMENDED FINDINGS, as submitted by the Planning Department, as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the City Planning Commission (CPC), effecting a zone change from the existing RA-1 to RE20-1 for an area generally bounded by Sunset Boulevard to the north, San Vicente Boulevard to the south, South Rockingham Avenue and South 26th Street to the west, and South Canyon View Drive to the east, including the parcels fronting South Rockingham Avenue on the west side of the street (within Brentwood Park).

Applicant: City of Los Angeles

CPC 2007-5138 ZC

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

TIME LIMIT FILE - MAY 6, 2008

(LAST DAY FOR COUNCIL ACTION - MAY 6, 2008)

**ITEM NO. (29)- ADOPTED**

[08-0005-S132](#)

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 reports of February 26 and 29, 2008:

[08-0005-S132](#)

CD 14

- a. Property at 3838 West Avenue 41 (Case No. 95055).  
Assessor I.D. No. 5473-007-012

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 1, 2007)

[08-0005-S133](#)

CD 10

- b. Property at 2239 South Crenshaw Boulevard (Case No. 120522).  
Assessor I.D. No. 5061-021-038

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

[08-0005-S134](#)

CD 1

- c. Property at 1263 West Elysian Park Avenue (Case No. 11621).  
Assessor I.D. No. 5406-012-027

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

[08-0005-S135](#)

CD 9

- d. Property at 1330 West 41st Place (Case No. 5709).  
Assessor I.D. No. 5020-004-007

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 10, 2006)

[08-0005-S136](#)

CD 9

- e. Property at 138 East 56th Street (Case No. 13526).  
Assessor I.D. No. 5101-018-023

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 22, 2006)

[08-0005-S137](#)

CD 13

- f. Property at 1616 North Mohawk Street (Case No. 123005).  
Assessor I.D. No. 5423-010-017

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

[08-0005-S138](#)

CD 4

- g. Property at 1626 North Fuller Avenue (Case No. 122055).  
Assessor I.D. No. 5548-009-024

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

[08-0005-S139](#)

CD 12

- h. Property at 17550 West Burbank Boulevard (Case No. 142792).  
Assessor I.D. No. 2254-037-017

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 22, 2008)

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

**Roll Call #11 - Motion (LaBonge - Reyes) Adopted, Ayes (13); Absent: Zine and President Garcetti (2)**

[08-0200](#)

COMMUNICATION FROM CHAIR, ARTS, PARKS, HEALTH AND AGING COMMITTEE relative to implementing outdoor gym areas in the City's parks.

Recommendation for Council action:

INSTRUCT the Department of Recreation and Parks to report to the Arts, Parks, Health and Aging Committee on implementing outdoor gym areas in the City's parks.

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

**ITEM NO. (31) - ADOPTED - SEE FOLLOWING**

**Roll Call #10 - Motion (Perry - Reyes) Adopted, Ayes (12); Absent: Parks, Zine and President Garcetti (3)**

[08-1100](#)

CONSIDERATION OF RESOLUTION relative to certified results of the City of Los Angeles Special Election consolidated with the February 5, 2008 State Presidential Primary Election.

REDUCTION OF TAX RATE AND MODERNIZATION OF COMMUNICATIONS USERS TAX.  
PROPOSITION S.

(City Clerk report to be submitted in Council.)

**ADOPTED**

**MOTION (SMITH - ROSENDAHL)**

**Recommendation for Council action:**

**ADOPT the accompanying RESOLUTION declaring the results of the City of Los Angeles Special Election which was held and consolidated with the February 5, 2008 State Presidential Primary Election.**

**Fiscal Impact Statement: The City Clerk reports that declaring the results of the Special Election is a required processing step and will have no impact on the City of Los Angeles General Fund.**

**Roll Call #7 - Motion (Reyes - Smith) Adopted, Ayes (12); Absent: Parks, Zine and President Garcetti (3)  
(Item Nos. 32-33)**

**ITEM NO. (32) - ADOPTED**

[07-1381](#)

CD 13

CONSIDERATION OF MOTION (GARCETTI - ROSENDAHL) relative to authorizing the Bureau of Engineering to issue a revocable permit in connection with construction of the Blvd6200 Mixed-Use Project in Hollywood.

Recommendation for Council action:

AUTHORIZE the Bureau of Engineering to issue a revocable permit, subject to the applicant satisfying the conditions for issuing such permit, to close, gate, occupy, excavate, and construct permanent structures within the existing public rights of way of the alley south of Hollywood Boulevard between Argyle and El Centro Avenues and those portions of Vista Del Mar and Carlos Avenues lying within the Project Site north of Hollywood Boulevard prior to the recordation of the Final Map for Vesting Tentative Tract Map 67429.

(Public Works Committee waived consideration of the above matter)

**ITEM NO. (33) - ADOPTED**

[07-2079-S3](#)

MOTION (SMITH - PERRY) relative to funding for community services and support in Council District 12.

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

TRANSFER \$50,000 from the Council District 12 Real Property Trust Fund No. 694 to the Council District 12 portion of Council Fund No. 100/28, Account No. 1010 (Salaries - General) for additional Council office services and support to the community in Council District 12.

**MOTION ADOPTED UPON FINDINGS BY COUNCIL THAT THE NEED TO TAKE ACTION AROSE SUBSEQUENT TO THE POSTING OF THE COUNCIL AGENDA FOR WEDNESDAY, MARCH 5, 2008, PURSUANT TO GOVERNMENT CODE SECTION 54954.2(b)(2) AND COUNCIL RULE 23**

**ADOPTED - FORTHWITH**

**Roll Call #14 - Motion (Perry - Rosendahl) Findings on Need to Act - Adopted, Ayes (13);**

**Absent: Hahn and Zine (2)**

**Roll Call #15 - Motion (Perry - Rosendahl) Adopted, Ayes (13);**

**Absent: Hahn and Zine (2)**

**08-0535**

**CD 9**

**MOTION (PERRY - ROSENDAHL) relative to authorizing the City Engineer to accept an initial \$14,000 deposit from Old Church LLC, and any additional funds from Old Church LLC for completion of a Feasibility Review.**

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

- 1. AUTHORIZE the City Engineer to accept an initial \$14,000 deposit from Old Church LLC, and any additional funds from Old Church LLC for completion of the Feasibility Review if the initial deposit is not sufficient, with the understanding that the Bureau of Engineering (BOE) shall incur no schedule delays or costs associated with this review.**
- 2. AUTHORIZE the Department of Public Works, BOE to establish an account within the Engineering Special Services Fund 682/50 entitled, "MSP/MTD - Green Rooftop," for the deposit of private funds to be used for conducting the Feasibility Review.**
- 3. AUTHORIZE the Chief Legislative Analyst to negotiate and execute any necessary agreements to effectuate the intent of the Motion, and make any technical corrections as necessary.**

**MOTION ADOPTED UPON FINDINGS BY COUNCIL THAT THE NEED TO TAKE ACTION AROSE SUBSEQUENT TO THE POSTING OF THE COUNCIL AGENDA FOR WEDNESDAY, MARCH 5, 2008, PURSUANT TO GOVERNMENT CODE SECTION 54954.2(b)(2) AND COUNCIL RULE 23**

**ADOPTED - FORTHWITH**

**Roll Call #16 - Motion (Wesson - Parks) Findings on Need to Act - Adopted, Ayes (13);  
Absent: Hahn and Zine (2)**

**Roll Call #17 - Motion (Wesson - Parks) Adopted, Ayes (13);  
Absent: Hahn and Zine (2)**

**08-0010-S13**

**MOTION (WESSON - PARKS) relative to an offer of reward for information leading to the identification, apprehension and conviction of the person(s) responsible for the death of Jamiel Shaw Jr. on March 2, 2008.**

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

- 1. PROVIDE an offer of reward in the amount of \$50,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Jamiel Shaw Jr. on March 2, 2008.**
- 2. FIND that the subject reward complies with the provisions of Chapter 12, Article 1, Division 19, of the Los Angeles Administrative Code.**
- 3. DIRECT the City Clerk to publish the required notices and/or advertisements to effectuate this reward.**

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

**07-0521**

**MOTION (CARDENAS - HAHN) relative to declaring the 13th Annual Panorama City-Van Nuys Spring Parade on April 27, 2008 a Special Event (fees and costs absorbed by the City = \$1,208).**

**06-3121**

**MOTION (WEISS - ROSENDAHL) relative to declaring the Purim Carnival on March 9, 2008 a Special Event (fees and costs absorbed by the City = \$1,200).**

**08-0537**

**MOTION (ROSENDAHL - GREUEL) relative to declaring the Purim Block Party on March 21, 2008 a Special Event (fees and costs absorbed by the City = \$1,642).**

[07-0603](#)

MOTION (ROSENDAHL - GREUEL) relative to declaring the Fourth Annual Spring Faire on May 17, 2008 a Special Event (fees and costs absorbed by the City = \$2,366).

[07-0601](#)

MOTION (PERRY - REYES) relative to declaring the Seventh Annual Cherry Blossom Festival on April 5-6, 2008 a Special Event (fees and costs absorbed by the City = \$5,000).

[07-1768](#)

MOTION (PERRY - GREUEL) relative to declaring the Heir Street Fair on October 9, 2008 a Special Event (fees and costs absorbed by the City = \$2,420).

[08-0538](#)

MOTION (ROSENAHL for ZINE - SMITH) relative to declaring the LAPD West Valley Community Cleanup Day on March 15, 2008 a Special Event (fees and costs absorbed by the City = \$2,508).

[08-0539](#)

MOTION (PERRY - REYES) relative to declaring the Annual Easter Event on March 21, 2008 a Special Event (fees and costs absorbed by the City = \$3,226).

[08-0540](#)

MOTION (GARCETTI - GREUEL) relative to declaring the Meet the Browns event on March 13, 2008 a Special Event (fees and costs absorbed by the City = none submitted).

[07-3040](#)

MOTION (GARCETTI - LABONGE) relative to declaring the Leather Meets Lace at the Playboy Mansion on October 4, 2008 a Special Event (fees and costs absorbed by the City = \$3,034).

[08-0536](#)

MOTION (HUIZAR - PARKS) relative to funding for community services and support in Council District 14.

[08-0011-S8](#)

MOTION (REYES - PERRY) relative to funding for sidewalk clean up and beautification services in Lincoln Heights.

[07-0600-S77](#)

MOTION (GREUEL - PARKS) relative to amending the Council action relative to the 2007-08 Mid-Year Adjustment and Financial Status Report and Belt Tightening Measures.

[08-0011-S9](#)

MOTION (HUIZAR - PARKS) relative to funding to install a water facilities project in Council District 14.

[08-0534](#)

MOTION (GARCETTI - GREUEL) relative to a Los Angeles Department of Water and Power reception in the City Hall Tom Bradley Room.

[08-0541](#)

MOTION (CARDENAS - PARKS) relative to funding for the preparation for the March 14, 2008 City Hall celebration of Persian New Year.

## **COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS**

Motion (Weiss - Smith) unanimously adopted to excuse Council President Garcetti to leave at 11:45 a.m. from Council Session of Wednesday, March 26, 2008 due to City Business.

Upon his request and without objections, Councilmember Parks was excused to leave at 12:00 p.m. from Council Session of Tuesday, March 18, 2008 due to City Business.

Upon his request and without objections, Councilmember Zine was excused from Council Session of Friday, May 2, 2008 due to City Business.

## **COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:**

[08-0020](#) - Detective III John W. Bagnall

(Perry for Zine - All Councilmembers)

Sergeant II Jerry Tomic

(Perry for Zine - All Councilmembers)

Vivian Ann Gillette

(Perry for Zine - All Councilmembers)

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

[08-0021](#) - Lucille Williams

(Perry)

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

### **Whereupon the Council did adjourn.**

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL