

Los Angeles City Council, **Journal/Council Proceedings**
Friday, **February 8, 2008**
John Ferraro Council Chamber, Room 340, City Hall - 10 am

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

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

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
DATE FEBRUARY 5, 2008

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 30

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 1-12

**Roll Call #3 - Motion (Rosendahl - Smith) Adopted To Continue, Unanimous Vote (13);
Absent: Alarcon and Cardenas (2)
(Item Nos. 1-11)**

**ITEM NO. (1) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON FEBRUARY 29, 2008**

[06-0892-S1](#)

CD 3

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

Recommendation for Council action:

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

(Ordinance of Intention adopted on December 7, 2007 - Continue hearing and present Ordinance on FEBRUARY 29, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (2) - PUBLIC HEARING HELD - CONTUNUE HEARING AND ORDINANCE TO BE PRESENTED
ON FEBRUARY 29, 2008**

[07-1818-S1](#)

CD 11

HEARING PROTESTS against the proposed improvement and maintenance of the Westgate and Idaho Avenues No. 1 Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Westgate and Idaho Avenues 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 December 7, 2007 - Continue hearing and present Ordinance on FEBRUARY 29, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (3) - PUBLIC HEARING HELD - CONTUNUE HEARING AND ORDINANCE TO BE PRESENTED
ON FEBRUARY 29, 2008**

[07-3836](#)

CD 8

HEARING PROTESTS against the proposed improvement and maintenance of the Hyde Park Boulevard and Brynhurst Avenue Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Hyde Park Boulevard and Brynhurst Avenue Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on December 7, 2007 - Continue hearing and present Ordinance on FEBRUARY 29, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (4) - PUBLIC HEARING HELD - CONTUNUE HEARING AND ORDINANCE TO BE PRESENTED
ON FEBRUARY 29, 2008**

[07-3837](#)

CD 3

HEARING PROTESTS against the proposed improvement and maintenance of the Variel Avenue and Victory Boulevard Lighting District.

Recommendation for Council action:

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

(Ordinance of Intention adopted on December 7, 2007 - Continue hearing and present Ordinance on FEBRUARY 29, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (5) - PUBLIC HEARING HELD - CONTUNUE HEARING AND ORDINANCE TO BE PRESENTED
ON FEBRUARY 29, 2008**

[07-3838](#)

CD 11

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

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the La Grange 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 December 7, 2007 - Continue hearing and present Ordinance on FEBRUARY 29, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (6) - PUBLIC HEARING HELD - CONTUNUE HEARING AND ORDINANCE TO BE PRESENTED
ON FEBRUARY 29, 2008**

[07-3839](#)

CD 13

HEARING PROTESTS against the proposed improvement and maintenance of the Fletcher Drive and Avenue 35 Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Fletcher Drive and Avenue 35 Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on December 7, 2007 - Continue hearing and present Ordinance on FEBRUARY 29, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (7) - PUBLIC HEARING HELD - CONTUNUE HEARING AND ORDINANCE TO BE PRESENTED
ON FEBRUARY 29, 2008**

[07-3840](#)

CD 2

HEARING PROTESTS against the proposed improvement and maintenance of the Ethel Avenue and Elkwood Street Lighting District.

Recommendation for Council action:

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

(Ordinance of Intention adopted on December 7, 2007 - Continue hearing and present Ordinance on FEBRUARY 29, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (8) - PUBLIC HEARING HELD - CONTUNUE HEARING AND ORDINANCE TO BE PRESENTED
ON FEBRUARY 29, 2008**

[07-3846](#)

CD 7

HEARING PROTESTS against the proposed improvement and maintenance of the Broadmoor Street and Memory Park Avenue Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Broadmoor Street and Memory Park Avenue Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on December 7, 2007 - Continue hearing and present Ordinance on FEBRUARY 29, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (9) - PUBLIC HEARING HELD - CONTUNUE HEARING AND ORDINANCE TO BE PRESENTED
ON FEBRUARY 29, 2008**

[07-3847](#)

CD 11

HEARING PROTESTS against the proposed improvement and maintenance of the Rennie and Rose Avenues Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Rennie and Rose Avenues Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on December 7, 2007 - Continue hearing and present Ordinance on FEBRUARY 29, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (10) - PUBLIC HEARING HELD - CONTUNUE HEARING AND ORDINANCE TO BE PRESENTED ON FEBRUARY 29, 2008

[07-3850](#)

CD 4

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

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Hatteras 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 December 7, 2007 - Continue hearing and present Ordinance on FEBRUARY 29, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (11) - PUBLIC HEARING HELD - CONTUNUE HEARING AND ORDINANCE TO BE PRESENTED ON FEBRUARY 29, 2008

[07-3851](#)

CD 2

HEARING PROTESTS against the proposed improvement and maintenance of the Tujunga Canyon Boulevard and Hamilton Drive Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Tujunga Canyon Boulevard and Hamilton Drive Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on December 7, 2007 - Continue hearing and present Ordinance on FEBRUARY 29, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (12) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS -
SEE FOLLOWING**

Roll Call #4 - Motion (Perry - Greuel) Adopted, Ayes (13); Absent: Alarcon and Cardenas (2)

[08-0086](#)

COMMUNICATION FROM THE OFFICE OF FINANCE relative to an appeal of the Board of Public Works findings dated October 22, 2007 concerning a Sewer Service Charge refund in the amount of \$4,121.83 for the premises at 22101 Mulholland Drive.

TIME LIMIT ITEM - FEBRUARY 11, 2008

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 8, 2008)

(Energy and Environment 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 Energy and Environment Committee at 213 978-1074.)

ADOPTED

ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to an appeal of the Board of Public Works findings dated October 22, 2007, regarding a Sewer Service Charge refund in the amount of \$4,121.83 for the premises at 22101 Mulholland Drive.

Recommendation for Council action:

CONCUR with the findings of the Board of Public Works, dated October 22, 2007, to: 1) grant Mr. James Lusk's appeal for a residential Sewer Service Charge adjustment for the period of August 4, 2004 to August 4, 2005, which is one year prior to the date of the installation of the sub-meter; and 2) instruct the Bureau of Sanitation to credit the account \$1,152.40.

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

TIME LIMIT FILE – FEBRUARY 11, 2008

(LAST DAY FOR COUNCIL ACTION – FEBRUARY 8, 2008)

Items for Which Public Hearings Have Been Held - Items 13-40

ITEM NO. (13)- ADOPTED AS AMENDED - SEE FOLLOWING

Roll Call #13 - Motion (Reyes - Garcetti) To Adopt As Amended, Ayes (13); Absent: Alarcon and Cardenas (2)

ENVIRONMENTAL IMPACT REPORT, STATEMENT OF OVERRIDING CONSIDERATIONS, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT, RESOLUTION and ORDINANCE FIRST CONSIDERATION relative to a General Plan Amendment, Zone and Height District Change, and appeal on a Site Plan Review and Adjustment for property at 1101 North Main Street; with add areas at 129-135 West College Street, 924 North Spring Street, and 109-1007 North Main Street.

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

1. CERTIFY that the Environmental Impact Report (EIR No. 2005-881-EIR; State Clearing House No. SCH No. 2006-041161) has been completed in compliance with the California Environmental Quality Act, the State Guidelines and the City Guidelines and that the City Council has reviewed the information contained therein and considered it along with other factors related to this project; that this determination reflects the independent judgment of the lead agency, City of Los Angeles; and that the documents constituting the record of proceedings in this matter are located in Council file No. 07-3868 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 Environmental Impact Report.
2. ADOPT the FINDINGS made pursuant to and in accordance with Section 21081 of the Public Resources Code and the Statement of Overriding Considerations prepared by the City Planning Department.
3. ADOPT the FINDINGS of the City Planning Commission (CPC) as the Findings of the Council.
4. ADOPT the accompanying RESOLUTION, as recommended by the Mayor, the CPC, and the Director of Planning, APPROVING the proposed General Plan Amendment to the Central City North Community Plan from Light Manufacturing to the Regional Commercial designation and changes to the Footnotes for the proposed removal of existing industrial uses for the development of a six-story, 75-foot tall, 392,522 square foot residential project on a 137,044 square foot parcel located at 1101 North Main Street; with the add areas at 129-135 West College Street, 924 North Spring Street, and 109-1007 North Main Street.
5. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, effecting a Zone and Height District Change from MR2-1 to [T][Q]C2-2 for the proposed removal of existing industrial uses for the development of a six-story, 75-foot tall, 392,522 square foot residential project on a 137,044 square foot parcel located at 1101 North Main Street, subject to modified [Q] Conditions of Approval as attached to the Committee report.

Applicant: LA Lofts Chinatown, LLC

CPC 2005-1843 GPA ZC HD ZAA SPR

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

6. REMOVE the [T] Tentative classification as described in detail on the sheet(s) attached to the Committee report.
7. ADVISE the applicant of [Q] Qualified classification time limit as described in the Committee report.
8. NOT PRESENT and ORDER FILED the Ordinance approved by the CPC on August 9, 2007.

9. INSTRUCT the Planning Department to update the General Plan and appropriate maps pursuant to this action.
10. 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.
11. 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.
12. RESOLVE TO GRANT APPEAL filed by Robert Pontelle (on behalf of California Drop Forge, Inc.) from the entire decision of the CPC, and THEREBY APPROVE a Site Plan Review and Adjustment to permit reduced side yard setbacks varying between one foot seven inches to three feet ten inches along the west side of the project site, and five feet on the east side of the project for property at 1101 North Main Street; with the add areas located at 129-135 West College Street, 924 North Spring Street, and 109-1007 North Main Street, subject to Conditions of Approval as attached to the Committee report.

TIME LIMIT FILE - FEBRUARY 8, 2008

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 8, 2008)

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

ADOPTED

MOTION (REYES - GARCETTI)

Recommendation for Council action, Subject to the approval of the Mayor:

DISAPPROVE Plan Amendment for Add Area and Footnote No. 12.

**Roll Call #5 - Motion (Rosendahl - Smith) Adopted, Ayes (13); Absent: Alarcon and Cardenas (2)
(Item Nos. 14-30)**

ITEM NO. (14)- ADOPTED

[07-3255](#)

CD 6

ORDINANCE SECOND CONSIDERATION levying the assessments and ordering the maintenance of the Forbes Avenue and Sherman Way Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing closed February 1, 2008)

ITEM NO. (15) - ADOPTED

[07-3254](#)

CD 2

ORDINANCE SECOND CONSIDERATION levying the assessments and ordering the maintenance of the Riverside Drive and Ben Avenue Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing closed February 1, 2008)

ITEM NO. (16) - ADOPTED

[07-3257](#)

CD 1

ORDINANCE SECOND CONSIDERATION levying the assessments and ordering the maintenance of the Cesar E. Chavez Avenue and Figueroa Street Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing closed February 1, 2008)

ITEM NO. (17) - ADOPTED

[04-2525-S1](#)

CD 2

ORDINANCE SECOND CONSIDERATION levying the assessments and ordering the maintenance of the Whitsett Avenue and Kling Street No. 2 (Reballot) Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing closed February 1, 2008)

ITEM NO. (18) - ADOPTED

[07-3256](#)

CD 12

ORDINANCE SECOND CONSIDERATION levying the assessments and ordering the maintenance of the Chatsworth Street and Topanga Canyon Boulevard Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing closed February 1, 2008)

ITEM NO. (19) - ADOPTED

[07-3253](#)

CD 12

ORDINANCE SECOND CONSIDERATION levying the assessments and ordering the maintenance of the Blucher Avenue and Rinaldi Street Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing closed February 1, 2008)

ITEM NO. (20) - ADOPTED

[07-2721-S1](#)

CD 3

ORDINANCE OF INTENTION SECOND CONSIDERATION setting the date of **APRIL 4, 2008** as the hearing date for the maintenance of the Del Valle Street and Ponce Avenue No. 1 Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

(Communication from the Bureau of Street Lighting adopted on February 1, 2008)

ITEM NO. (21) - ADOPTED

[07-4194](#)

CD 4

ORDINANCE OF INTENTION SECOND CONSIDERATION setting the date of **APRIL 4, 2008** as the hearing date for the maintenance of the Fairfax Avenue and Sixth Street Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

(Communication from the Bureau of Street Lighting adopted on February 1, 2008)

ITEM NO. (22) - ADOPTED

[08-0024](#)

CD 9

ORDINANCE OF INTENTION SECOND CONSIDERATION setting the date of **APRIL 4, 2008** as the hearing date for the maintenance of the Ninth and Flower Streets Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

(Communication from the Bureau of Street Lighting adopted on February 1, 2008)

ITEM NO. (23) - ADOPTED

[08-0025](#)

CD 2

ORDINANCE OF INTENTION SECOND CONSIDERATION setting the date of **APRIL 4, 2008** as the hearing date for the maintenance of the Hillhaven Avenue and Apperson Street Lighting District, in accordance with Proposition 218, Articles XIIIC and XIIID of the California Constitution and Government Code Section 53753.

(Communication from the Bureau of Street Lighting adopted on February 1, 2008)

ITEM NO. (24) - ADOPTED

[08-0047](#)

CD 4

ORDINANCE OF INTENTION SECOND CONSIDERATION setting the date of **APRIL 4, 2008** as the hearing date for the maintenance of the Satsuma Avenue and Weddington Street Lighting District, in accordance with Proposition 218, Articles XIIIC and XIIID of the California Constitution and Government Code Section 53753.

(Communication from the Bureau of Street Lighting adopted on February 1, 2008)

ITEM NO. (25) - ADOPTED

[08-0048](#)

CD 11

ORDINANCE OF INTENTION SECOND CONSIDERATION setting the date of **APRIL 4, 2008** as the hearing date for the maintenance of the Abbot Kinney and Venice Boulevards Lighting District, in accordance with Proposition 218, Articles XIIIC and XIIID of the California Constitution and Government Code Section 53753.

(Communication from the Bureau of Street Lighting adopted on February 1, 2008)

ITEM NO. (26) - ADOPTED

[08-0049](#)

CD 10

ORDINANCE OF INTENTION SECOND CONSIDERATION setting the date of **APRIL 4, 2008** as the hearing date for the maintenance of the Wilshire Boulevard and Virgil Avenue Lighting District, in accordance with Proposition 218, Articles XIIIC and XIIID of the California Constitution and Government Code Section 53753.

(Communication from the Bureau of Street Lighting adopted on February 1, 2008)

ITEM NO. (27) - ADOPTED

[08-0050](#)

CD 15

ORDINANCE OF INTENTION SECOND CONSIDERATION setting the date of **APRIL 4, 2008** as the hearing date for the maintenance of the Monitor Avenue and 114th Street Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

(Communication from the Bureau of Street Lighting adopted on February 1, 2008)

ITEM NO. (28) - ADOPTED

[08-0056](#)

CD 9

ORDINANCE OF INTENTION SECOND CONSIDERATION setting the date of **APRIL 4, 2008** as the hearing date for the maintenance of the Grand Avenue and 12th Street Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

(Communication from the Bureau of Street Lighting adopted on February 1, 2008)

ITEM NO. (29) - ADOPTED

[08-0057](#)

CD 11

ORDINANCE OF INTENTION SECOND CONSIDERATION setting the date of **APRIL 4, 2008** as the hearing date for the maintenance of the Stoney Hill Road and Mountaingate Drive Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

(Communication from the Bureau of Street Lighting adopted on February 1, 2008)

ITEM NO. (30) - ADOPTED

[08-0093](#)

CD 2

ORDINANCE OF INTENTION SECOND CONSIDERATION setting the date of **APRIL 4, 2008** as the hearing date for the maintenance of the Whitsett Avenue and Valley Spring Lane No. 1 Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

(Communication from the Bureau of Street Lighting adopted on February 1, 2008)

ITEM NO. (31) - CONTINUED TO FEBRUARY 12, 2008

Roll Call #1 - Motion (Smith - Zine) Adopted To Continue, Unanimous Vote (13); Absent: Alarcon and Cardenas (2)

[07-1212](#)

ORDINANCE SECOND CONSIDERATION amending Subsection (b) of Section 53.15.2 of the Los Angeles Municipal Code to require all dogs and cats within the City of Los Angeles to be spayed or neutered unless the owner has obtained a breeding permit or unless the dog or cat is exempt by reason of one of the listed exemptions and is implanted with an animal identification device and to establish a Spay/Neuter Advisory Committee to advise the Board of Animal Services Commissioners on the impact of the spay/neuter policies on the City's low income residents.

(Public Safety Committee report adopted on February 1, 2008)

ITEM NO. (32) - CONTINUED TO FEBRUARY 13, 2008

Roll Call #2 - Motion (Huizar - Wesson) Adopted To Continue, Unanimous Vote (13); Absent: Alarcon and Cardenas (2)

[07-0071-S6](#)

COMMUNICATION FROM THE HUMAN RELATIONS COMMISSION relative to the Community Advisory Engagement Committee's Gang Intervention Model and definitions.

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

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

Roll Call #5 - Motion (Rosendahl - Smith) Adopted, Ayes (13); Absent: Alarcon and Cardenas (2) (Item Nos. 33-39)

ITEM NO. (33) - ADOPTED

[07-0600-S74](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to prior-year encumbrances and Reserve Fund loans.

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

1. INSTRUCT departments to unencumber prior-year General funds totaling \$10,439,154 as indicated in the "General Funds to be Unencumbered" column of City Administrative Officer (CAO) report Attachment 1 and AUTHORIZE the Controller to revert a total of \$12,418,138 to the Reserve Fund.
2. INSTRUCT departments to report back to the CAO in 60 days with a detailed accounting of additional 2005-06 and 2006-07 encumbrances that may be reverted to the Reserve Fund.

3. ADOPT a policy that Reserve Fund loans, for grants where expenditures are reimbursed only upon submission of invoices, may be approved based on a finding by the CAO that a department does not have available appropriations to pay for grant related expenses.
4. INSTRUCT departments to submit grant reimbursement requests on a quarterly basis, or as soon as permitted by the terms and conditions stipulated in grant agreements, to repay Reserve Fund loans.
5. REQUEST the Controller and the CAO to develop and implement a working procedure to assist departments and special or bond fund administrators to account for expenditures monthly, and to submit, reconcile, and approve invoices quarterly, or on a regular basis, to minimize and reduce the amount and number of Reserve Fund loans for unfunded expenditures at year-end.
6. INSTRUCT the CAO to report back to the Budget and Finance Committee on the following:
 - a. Changes in procedures that will prevent the practice in the future of departments making unnecessary encumbrances.
 - b. A Reserve Fund loan policy that would require departments to determine during the grant evaluation process whether sufficient department appropriations are available to front-fund reimbursable grant related expenses, rather than the current practice of using a Reserve Fund loan as the first option for this purpose.
 - c. \$6.5 million in loans requiring further department research as identified in the CAO's Prior-Year Encumbrances and Reserve Fund loan report; this report is requested within 30 to 60 days and should include a review of special fund loans that have not been reimbursed to the General Fund.
 - d. Status report in 30 to 60 days of the CAO's review of the Controller's audit of the City-wide grant process.
7. AUTHORIZE the CAO to make technical corrections as necessary to those transactions included in this report to implement Mayor and Council intentions.

Fiscal Impact Statement: The CAO reports that early reversion of \$12.4 million in unencumbered funds and \$11.4 million in anticipated loan repayment increases the Reserve Fund balance by approximately \$23.8 million, from \$174.7 million to \$198.5 million.

ITEM NO. (34) - ADOPTED

[07-4113](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to the sale of surplus radio equipment to the California Emergency Mobile Patrol (CEMP).

Recommendations for Council action, pursuant to Motion (Smith - Zine):

1. AUTHORIZE the sale of 25 Motorola Astro Saber vehicle adapter convertacoms, 25 Kenwood TK-790 dual-head public safety mobiles, and 25 TK-890 dual-head public safety mobiles to the CEMP, for the below market price of \$1 each, in accordance with Los Angeles Administrative Code Section 22.547.

2. REQUEST the City Attorney to expedite preparation of the appropriate documents to effectuate the sale and transfer of the above identified surplus equipment at below market price to CEMP.
3. INSTRUCT the City Clerk to inform CEMP [Jerry Volkenant, Post Office Box 924, Reseda, California 91337, (818) 723-9305] that the surplus equipment must be claimed within 60 days from the date of Council approval of the request, at which time it will revert to the City's surplus equipment pool for disposal by the Department of General Services.

Fiscal Impact Statement: The Chief Legislative Analyst reports that the sale of the above mentioned surplus equipment at below market value is consistent with the City's Financial Policies as CEMP is a non-profit organization created specifically to further the work of a City department (Los Angeles Police Department) and is headquartered in the City of Los Angeles. This below market sale will increase the General Fund by \$75.

ITEM NO. (35) - ADOPTED

08-0103

BUDGET AND FINANCE COMMITTEE REPORT relative to the sale of 20 surplus personal computers to LA's Best.

Recommendations for Council action, pursuant to Motion (Garcetti - LaBonge):

1. FIND that LA's Best is eligible to purchase 20 surplus personal computers at below market value of \$1 each in accordance with Los Angeles Administrative Code Section 22.547 (Donation of Surplus City Equipment), as amended by the Council on November 28, 2006, inasmuch as discarding/recycling/transporting the surplus equipment produces a net financial cost to the City which can be documented.
2. APPROVE the sale of 20 surplus personal computers to LA's Best at the below market value of \$1 each, in accordance with LAAC Section 22.547.
3. REQUEST the City Attorney to expedite preparation of the appropriate documents to effectuate the sale and transfer of the above identified surplus equipment at below market price to LA's Best.
4. INSTRUCT the City Clerk to inform LA's Best (Laura Martinez, 200 North Spring Street, Suite M-120, Los Angeles, CA 90012, [213]978-2192) that the surplus computers must be claimed within 60 days from the date of Council approval of the request, at which time it will revert to the city's surplus equipment pool for disposal by the Department of General Services.

Fiscal Impact Statement: The Chief Legislative Analyst reports that the sale of 20 personal computers at below market value is consistent with the City's Financial Policies since discarding, recycling or transporting the equipment produces a net financial cost to the City. This below market sale will increase the General Fund by \$20.

ITEM NO. (36) - ADOPTED

[07-0676](#)

PUBLIC SAFETY COMMITTEE REPORT relative to the performance of the Los Angeles Police Department's (LAPD) Animal Cruelty Task Force.

Recommendation for Council action:

NOTE and FILE Board of Police Commissioners report dated February 28, 2007 (attached to the Council file) relative the performance of the LAPD's Animal Cruelty Task Force.

Fiscal Impact Statement: Not applicable.

ITEM NO. (37) - ADOPTED

[08-0018](#)

PUBLIC SAFETY COMMITTEE REPORT relative to a donation from Found Animals Foundation, Inc., to offset the cost of spaying and neutering of animals taken from City animal care centers by New Hope animal rescue partners.

Recommendations for Council action:

1. AUTHORIZE the Department of Animal Services to accept a donation in the amount of \$160,000 from Found Animals Foundation, Inc., to offset the cost of spaying and neutering of animals taken from City animal care centers by New Hope animal rescue partners.
2. THANK the donor for its generous donation.

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

ITEM NO. (38) - ADOPTED

[07-0938](#)

ENERGY AND ENVIRONMENT and INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEES' REPORT relative to authorization to accept and expend Grant Funds for Alternative Fuel Solid Resources Roll-Off Vehicles.

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

1. AUTHORIZE the Director of the Bureau of Sanitation (BOS) to accept, on behalf of the City, a manufacturer rebate of \$100,000 as part of Mobile Source Air Pollution Reduction Review Committee (MSRC) grant incentive program, to offset a portion of the purchase cost of two Alternative Fuel Solid Resources Roll-Off Vehicles.
2. AUTHORIZE the Controller to deposit the rebate grant receipts to the following BOS account: Revenue Source Code No. 3410, Fund No. 45T (Alternative Fuel Program), Department No. 50.

3. AUTHORIZE the Director of the BOS, or designee, to negotiate and execute, on behalf of the City, all grant contracts, agreements, and amendments with grantor agencies and contractors, as necessary, to fully implement the above BOS project, subject to the approval of the City Attorney as to form and legality.
4. DIRECT the BOS to follow all grant requirements and conditions of the participant agreement.

Fiscal Impact Statement: The Environmental Affairs Department reports that acceptance of the MSRC/South Coast Air Quality Management District grant rebate provides \$100,000 to be used to partially reimburse BOS for the purchase of two clean fuel solid resources roll-off vehicles to be used in green waste operations at the Lopez Canyon Landfill (i.e., rebate of \$50,000 per vehicle). There would be no impact to the General Fund from accepting the grant funds.

ITEM NO. (39) - ADOPTED

[07-0938](#)

ENERGY AND ENVIRONMENT and INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEES' REPORT relative to authorization to accept and expend Grant Funds for Alternative Fuel Infrastructure Program.

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

1. AUTHORIZE the General Manager of the General Services Department (GSD) to accept, on behalf of the City, \$1,750,000 to offset a portion of the cost of construction of five GSD refueling facilities.
2. AUTHORIZE the Controller to deposit the grant receipts to the following GSD Capital Improvement Expenditure Program account: Fund No. 100/54.
3. AUTHORIZE the General Manager of the GSD, or designee, to negotiate and execute, on behalf of the City, all grant contracts, agreements, and amendments with grantor agencies and contractors, as necessary, to fully implement the above GSD project, subject to the approval of the City Attorney as to form and legality.
4. DIRECT the General Manager of the GSD to follow all grant requirements and conditions of the participant agreement.

Fiscal Impact Statement: The Environmental Affairs Department reports that acceptance of the Mobile Source Air Pollution Reduction Review Committee South Coast Air Quality Management District grant provides \$1,750,000 to be used to partially offset development and construction of these new or upgraded natural gas refueling facilities. It demonstrates the City's commitment to the use of alternative fuels and delivers associated air quality benefits. This grant covers new or upgraded natural gas fueling stations at the following facilities: Hollywood (CD 4); East Valley (CD 2); Southeast (CD 9); Van Nuys (CD 6); and Venice (CD 11). There would be no impact to the General Fund from accepting the grant funds.

**ITEM NO. (40) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT AND COMMUNICATION
RECOMMENDATIONS AS AMENDED - SEE FOLLOWING**

**Roll Call #12 - Motion (Huizar - LaBonge) To Adopt As Amended, Ayes (11); Absent: Alarcon, Cardenas,
Hahn and Weiss (4)**

[07-4094](#)

CD 14

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to a Memorandum of Understanding (MOU) with Time Warner Cable concerning the donation of a television studio to the Boyle Heights Technology Youth Center.

Recommendations for Council action, as initiated by Motion (Huizar - Greuel):

1. AUTHORIZE the General Manager, Community Development Department (CDD), to accept, on behalf of the City, the donated equipment, facility upgrades and labor costs, with a total estimated value of \$100,000 from Time Warner Cable for the creation of a television studio at the City-owned Boyle Heights Technology Youth Center, located at 1600 Fourth Street, Los Angeles, CA 90033.
2. INSTRUCT the General Manager, CDD, to:
 - a. Negotiate and execute any agreements necessary to authorize Time Warner Cable to enter and renovate the City-owned facility located at 1600 Fourth Street, Los Angeles, CA 90033, in furtherance of this gift.
 - b. Negotiate and execute a MOU with Time Warner Cable for ongoing operation of a television studio at the Boyle Heights Technology Youth Center including, but not limited to, the following provisions:
 - 1) Roles and responsibilities of Time Warner Cable and the City.
 - 2) Description of ownership of equipment and facility improvements associated with the television studio.
 - c. Include all donated equipment on their Departmental inventory list.
 - d. Thank Time Warner Cable on behalf of the City for this donation.

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

ADOPTED

AMENDING MOTION (HUIZAR - LABONGE)

DELETE Recommendation No. 2 and include the following new recommendation:

2. **INSTRUCT the General Managers, Community Development Department (CDD) and Department of General Services to:**

- a. **Negotiate and execute any agreements necessary to authorize Time Warner Cable to enter and renovate the City-owned facility located at 1600 Fourth Street, Los Angeles CA 90033, in furtherance of this gift.**
- b. **Negotiate and execute a Memorandum of Understanding with Time Warner Cable for ongoing operation of a television studio at the Boyle Heights Technology Youth Center, including, but not limited to the following provisions:**
 - 1) **Roles and responsibilities of Time Warner Cable and the City.**
 - 2) **Description of ownership of equipment and facility improvements associated with the television studio.**
- c. **Include all donated equipment on CDD's Departmental inventory list.**
- d. **Thank Time Warner Cable on behalf of the City for this donation.**

(Information Technology and General Services 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 Information Technology and General Services Committee at 213-978-1071.)

ADOPTED

COMMUNICATION FROM CHAIR, INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE relative to a Memorandum of Understanding (MOU) with Time Warner Cable concerning the donation of a television studio to the Boyle Heights Technology Youth Center.

Recommendations for Council action, as initiated by Motion (Huizar – Greuel):

1. **CONCUR with the recommendations of the Housing, Community and Economic Development Committee relative to various actions concerning the donation of a television studio to the Boyle Heights Technology Youth Center.**
2. **INSTRUCT the Community Development Department to work in cooperation with the Department of General Services and the Information Technology Agency to address any issues or concerns related to their respective departments.**

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 41-51

(10 Votes Required for Consideration)

**Roll Call #6 - Motion (Rosendahl - Smith) Adopted, Ayes (13); Absent: Alarcon and Cardenas (2)
(Item Nos. 41-48f)**

ITEM NO. (41) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS - SET FOR HEARING APRIL 11, 2008

[07-0624](#)

CD 2

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Murietta Avenue and Milbank Street (Reballot) Lighting District.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated January 29, 2008.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **APRIL 11, 2008** as the hearing date for the maintenance of the Murietta Avenue and Milbank Street (Reballot) Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$717.87 will be collected annually starting with tax year 2008-09 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: April 2, 2008)

ITEM NO. (42) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS - SET FOR HEARING APRIL 11, 2008

[08-0254](#)

CD 11

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Sawtelle Boulevard and Iowa Avenue Lighting District.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated January 30, 2008.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **APRIL 11, 2008** as the hearing date for the maintenance of the Sawtelle Boulevard and Iowa Avenue Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$829.53 will be collected annually starting with tax year 2008-09 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: April 2, 2008)

**ITEM NO. (43) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS -
SET FOR HEARING APRIL 11, 2008**

[08-0255](#)

CD 11

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Kiowa and Westgate Avenues Lighting District.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated January 30, 2008.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **APRIL 11, 2008** as the hearing date for the maintenance of the Kiowa and Westgate Avenues Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$213.76 will be collected annually starting with tax year 2008-09 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: April 2, 2008)

**ITEM NO. (44) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS -
SET FOR HEARING APRIL 11, 2008**

[08-0256](#)

CD 14

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Las Colinas Avenue and Ellenwood Drive Lighting District.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated January 30, 2008.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **APRIL 11, 2008** as the hearing date for the maintenance of the Las Colinas Avenue and Ellenwood Drive Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$261.62 will be collected annually starting with tax year 2008-09 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: April 2, 2008)

**ITEM NO. (45) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS -
SET FOR HEARING APRIL 11, 2008**

[08-0257](#)

CD 6

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Friar Street and Tyrone Avenue Lighting District.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated January 30, 2008.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **APRIL 11, 2008** as the hearing date for the maintenance of the Friar Street and Tyrone Avenue Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$325.43 will be collected annually starting with tax year 2008-09 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: April 2, 2008)

**ITEM NO. (46) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS -
SET FOR HEARING APRIL 11, 2008**

[08-0258](#)

CD 2

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Burbank Boulevard and Radford Avenue Lighting District.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated January 30, 2008.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **APRIL 11, 2008** as the hearing date for the maintenance of the Burbank Boulevard and Radford Avenue Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$239.29 will be collected annually starting with tax year 2008-09 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: April 2, 2008)

**ITEM NO. (47) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS -
SET FOR HEARING APRIL 11, 2008**

[08-0259](#)

CD 8

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the 94th Street, Spring Street and Broadway Lighting District.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated January 30, 2008.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **APRIL 11, 2008** as the hearing date for the maintenance of the 94th Street, Spring Street and Broadway Lighting District, in accordance with Proposition 218, Articles XIII C and XIII D of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$247.25 will be collected annually starting with tax year 2008-09 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: April 2, 2008)

ITEM NO. (48) - ADOPTED

[08-0005-S75](#)

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 January 31, 2008:

[08-0005-S75](#)

CD 2

- a. Property at 11831 West Laurelwood Drive (Case No. 100960).
Assessor I.D. No. 2369-027-010

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

[08-0005-S76](#)

CD 13

- b. Property at 321 North Normandie Place (Case No. 139669).
Assessor I.D. No. 5521-034-019

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on December 5, 2007)

[08-0005-S77](#)

CD 14

- c. Property at 6026 East Tipton Way (Case No. 134710).
Assessor I.D. No. 5480-010-004

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on December 27, 2007)

[08-0005-S78](#)

CD 14

- d. Property at 1156 South Grande Vista Avenue (Case No. 26802).
Assessor I.D. No. 5190-012-015

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on September 5, 2006)

[08-0005-S79](#)

CD 14

- e. Property at 560 South Gladys Avenue (Case No. 8640).
Assessor I.D. No. 5147-016-006

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 3, 2005)

[08-0005-S80](#)

CD 1

- f. Property at 1607 West Ingraham Street (Case No. 28039).
Assessor I.D. No. 5142-012-004

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 9, 2007)

**ITEM NO. (49) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS
AS AMENDED - SEE FOLLOWING**

Roll Call #11 - Motion (Smith - Reyes) To Adopt As Amended, Ayes (12); Absent: Alarcon, Cardenas and Hahn (3)

[07-3784](#)

CD 12

MITIGATED NEGATIVE DECLARATION and COMMUNICATION FROM CHAIR, PLANNING AND LAND USE MANAGEMENT COMMITTEE relative to an appeal of a Variance from Q Conditions of Approval and Conditional Use requirements for property at 17901-18145 West Chatsworth Street and 10725-10835 North Zelzah Avenue.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the lead agency in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 07-3784 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 2006-5085 MND] filed on October 27, 2006.
2. ADOPT the FINDINGS of the Chair of the Planning and Land Use Management Committee as the Findings of the Council.
3. RESOLVE TO DENY APPEAL filed by Bill J. and Gertrude Kiapos from the entire determination of the North Valley Area Planning Commission (NVAPC), and THEREBY APPROVE for property at 17901–18145 West Chatsworth Street, and 10725-10835 North Zelzah Avenue in the Granada Hills-Knollwood Plan Area, the following, subject to the proposed modifications to the Conditions of Approval and corrections to the NVAPC findings, as attached and approved by the Committee Chair.
 - a. A Variance from Q conditions to allow 276,000 square feet of floor area in lieu of the maximum 240,000 square feet permitted and modification to the plot plan exhibit.
 - b. A Conditional Use for deviations from Commercial Corner requirements to allow:
 - 1) An expansion of hours of operation beyond 7:00 a.m. to 11 p.m.
 - 2) Less than 50 percent of the ground floor exterior wall, doors and windows fronting on adjacent streets to be transparent, in lieu of the minimum 50 percent required.
 - c. A Director's Determination for shared parking reduction of ten percent for (124 parking spaces) for a minimum of 1,120 total required parking spaces, rather than 1,244 otherwise required.

APCNV 2006-5084 SPE ZV CU ZAD SPR SPP

(The NVAPC disapproved the Exception from the Granada Hills Specific Plan, a Determination of Transitional Height requirements, and Project Permit Compliance; and dismissed the Site Plan review request for this project).

Applicant: FWCA, Granada Village, LLC, Regency Centers
(T.W. Laymen Associates, Representative)

4. 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.
5. 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 - FEBRUARY 8, 2008

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 8, 2008)

ADOPTED

AMENDING MOTION (SMITH - WEISS)

AMENDING Condition A.6 Sustainable Development Practices To Read As Follows:

The applicant shall submit documentation verifying certification by the Leadership in Energy and Environment Design (LEED) rating system for the Kohl's department store building, with the minimum level of "LEED Certified." Prior to issuance of a temporary certificate of occupancy or certificate of occupancy, the applicant shall submit evidence satisfactory to the Planning Department that it is diligently completing all requirements to pursue LEED Certification. Actual LEED Certification is estimated to occur within approximately 60-90 days after occupancy of the building. Within 10 days of receipt of the LEED Certification, the Applicant shall submit a copy of it to the Planning Department.

ITEM NO. (50) - ADOPTED

Roll Call #14 - Motion (Zine - Greuel) Adopted, Ayes (12); Absent: Alarcon, Cardenas and Hahn (3)

06-0230

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

Recommendations for Council action:

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

06-0230

CD 13

- a. MOTION (GARCETTI - PARKS) relative to declaring the 80th Annual Academy Awards Presentation on February 24, 2008 a Special Event (fees and costs absorbed by the City = \$77,129).

08-0266

CD 13

- b. MOTION (GARCETTI - REYES) relative to declaring the Peapod Benefit Concert on February 7, 2008 a Special Event (fees and costs absorbed by the City = \$2,980).

[08-0268](#)

CD 7

- c. MOTION (ALARCON - CARDENAS) relative to declaring the LAPD Valley Traffic Division Safety Fair on May 31, 2008 a Special Event (fees and costs absorbed by the City = none submitted).

[07-0313](#)

CD 5

- d. MOTION (WEISS - GREUEL) relative to declaring the Pan African Film and Art Festival Opening Night Gala on February 7, 2008 a Special Event (fees and costs absorbed by the City = \$1,188).

SUBSTITUTE MOTION ADOPTED IN LIEU OF ORIGINAL MOTION - SEE FOLLOWING

[07-0563](#)

CD 3

- e. MOTION (ZINE - GARCETTI) relative to declaring the Annual Purim Carnival on March 8-9, 2008 a Special Event (fees and costs absorbed by the City = \$6,167).

***Temporary street closures from 6:00 P.M. on March 8, 2008 to 8:00 P.M. on March 9, 2008.**

[06-2967](#)

CD 3

- f. MOTION (ZINE - GARCETTI) relative to declaring the Rotary Club of Woodland Hills Arts and Crafts Faire on June 21-22, 2008 a Special Event (fees and costs absorbed by the City = \$7,148).

ITEM NO. (51) - ADOPTED

Roll Call #6 - Motion (Rosendahl - Smith) Adopted, Ayes (13); Absent: Alarcon and Cardenas (2)

[07-0814](#)

CD 2

MOTION (GREUEL - LABONGE) relative to installing street banners announcing the Neighborhood Council Valley Village.

Recommendations for Council action:

1. APPROVE the street banner program announcing the Neighborhood Council Valley Village, as a "City of Los Angeles Non-Event," for the period of April 1, 2008 to April 1, 2009.
2. APPROVE the content of the street banners for the above specified event.
3. APPROVE the continuation of the street banner installation program, as described above, should unforeseen circumstances change the actual period of the street banner installation.

Item for Which Public Hearing Has Been Held - Item 53

ITEM NO. (53) - ADOPTED

Roll Call #8 - Motion (Smith - Reyes) Adopted, Ayes (13); Absent: Alarcon and Cardenas (2)

[08-0206](#)

CD 12

CONTINUED CONSIDERATION OF CATEGORICAL EXEMPTION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to imposing a temporary prohibition on the issuance of all building and demolition permits within the proposed Balboa Highlands Historic Preservation Overlay Zone (HPOZ) in the Granada Hills-Knollwood Community Plan area.

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 pursuant to Section 15308 of the State's Guidelines, in that it is only a temporary measure to protect the historic and culturally significant buildings in the proposed Balboa Highlands HPOZ area, and therefore is protecting the current environment.
2. ADOPT the February 1, 2008 FINDINGS of the Director of Planning as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, imposing interim regulations on the issuance of all building and demolition permits in a portion of the Granada Hills-Knollwood Community Plan Area within the proposed Balboa Highlands HPOZ generally bounded by Lesette Street, Nanette Street, Jimeno Street, and Darla Avenue.

Applicant: City of Los Angeles

CPC 2008-74 ICO

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.

(URGENCY CLAUSE - 12 VOTES REQUIRED)

RECONSIDERED ITEM NO. 1, CF NO. 07-3385 FROM WEDNESDAY, FEBRUARY 6, 2008 - ADOPTED AS AMENDED - SEE FOLLOWING

Roll Call 9 - Motion (Wesson - Garcetti) Adopted to Reconsider, Ayes (13);
Absent: Alarcon and Cardenas (2)

Roll Call 10 - Motion (Wesson - Garcetti) To Adopt as Amended, Ayes (13);
Absent: Alarcon and Cardenas (2)

[07-3385](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the appointment of Ms. Jacquelyn Dupont-Walker to the Housing Authority of the City of Los Angeles for the term ending ~~June 30, 2014~~ June 6, 2011. (Wesson - Garcetti)

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Dupont-Walker to the Housing Authority of the City of Los Angeles for the term ending ~~June 30, 2011~~ June 6, 2011, to fill the vacancy created by the expiration of Ms. Linda Guthrie's term, is **APPROVED** and **CONFIRMED**. Ms. Dupont-Walker resides in Council District 10. (Current Board gender composition: M=0; F=7) (Wesson - Garcetti)

Ethics Commission Review: Complete

Background Check Review: Pending

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

[07-2625](#)

MOTION (HUIZAR - LABONGE) relative to declaring the Community Fair for Safety event on February 10, 2008 a Special Event (the event sponsor shall reimburse the City for fees and costs associated with this event).

[08-0319](#)

MOTION (HAHN - ROSENDAHL - LABONGE) relative to declaring the Wilmington Certified Farmers' Market on February 28, 2008 to February 26, 2009 a Special Event (fees and costs absorbed by the City = \$30,160).

[06-0341](#)

MOTION (HAHN - LABONGE - ROSENDAHL) relative to declaring the Warren Chappel CME Church block party on February 23, 2008 a Special Event (fees and costs absorbed by the City = \$1,226).

[08-0318](#)

MOTION (GARCETTI - LABONGE) relative to declaring the Legal Marketing Association Reception on March 13, 2008 a Special Event (fees and costs absorbed by the City = \$2,310).

[08-0317](#)

MOTION (GARCETTI - LABONGE) relative to declaring the BEBE Fashion Show on February 13, 2008 a Special Event (the event sponsor shall reimburse the City for fees and costs associated with this event).

[08-0316](#)

MOTION (GARCETTI - LABONGE) relative to declaring the Pre Oscars/Ebony Magazine Event on February 21, 2008 a Special Event (the event sponsor shall reimburse the City for fees and costs associated with this event).

[08-0331](#)

MOTION (GARCETTI - LABONGE) relative to declaring the Global Green Event on February 20, 2008 a Special Event (the event sponsor shall reimburse the City for fees and costs associated with this event).

[08-0329](#)

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

[08-0330](#)

MOTION (PERRY - PARKS) relative to a request for an exemption from the Convention Center fee waiver policy for the Humanitarian Day Conference on June 7, 2008.

[08-0321](#)

MOTION (HUIZAR - LABONGE) relative to installing street banners announcing the Eagle Rock Neighborhood Council Election on March 29, 2008.

[08-0322](#)

MOTION (LABONGE - GARCETTI) relative to the Highland Avenue/Franklin Avenue Street Improvement Project.

[08-0320](#)

MOTION (LABONGE - HUIZAR) relative to the 2009 Guadalajara International Book Fair.

[08-0011-S3](#)

MOTION (HUIZAR - GREUEL) relative to enforcing illegal vending ordinances in Boyle Heights and El Sereno.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

[08-0020](#) - The Golden State Pops Orchestra

(Hahn - LaBonge)

Councilmember Huizar moved, seconded by Councilmember LaBonge, that the Council meeting adjourn, due to the lack of a quorum.

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

Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL