

Los Angeles City Council, **Journal/Council Proceedings**
Wednesday, **March 26, 2008**
John Ferraro Council Chamber, Room 340, City Hall - 10 am

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

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

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
MARCH 19, 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 1-8

**Roll Call #6 - Motion (Rosendahl - Parks) Adopted, Ayes (12); Absent: Hahn, Reyes
and Wesson (3)
(Item Nos. 1-8)**

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

[07-3552](#)

HEARING APPEALS and ORDINANCE FIRST CONSIDERATION relative to the proposed 2008
Annual Weed and Brush Abatement Program.

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

PRESENT and ADOPT the accompanying ORDINANCE authorizing and ordering the removal of
weeds, rubbish, refuse and/or dirt upon streets, sidewalks, parkways on or in front of certain private
properties in the City of Los Angeles, which are a public nuisance as set forth in the 2008 Ordinance
of Intention No. 179347 adopted by the Council on January 9, 2008.

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

[05-2615-S1](#)

CD 2

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Whitsett Avenue and Moorpark Street No. 1 Lighting District.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the 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 March 5, 2008)

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

[06-0983](#)

CD 11

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Colby and Nebraska Avenues (Reballot) Lighting District.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the 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 March 5, 2008)

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

[07-4059](#)

CD 10

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Ridgeley Drive and Olympic Boulevard Lighting District.

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

1. DENY the protests and confirm the assessments.

2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the 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 March 5, 2008)

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

[07-4060](#)

CD 11

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

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the 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 March 5, 2008)

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

[07-4061](#)

CD 4

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

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the 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 March 5, 2008)

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

[07-4062](#)

CD 14

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Eastside LRT Project Segment 4B Lighting District.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the 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 March 5, 2008)

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

[07-4138](#)

CD 12

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

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the 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 March 5, 2008)

Items for Which Public Hearings Have Been Held - Items 9-28

ITEM NO. (9) - ADOPTED

Roll Call #6 - Motion (Rosendahl - Parks) Adopted, Ayes (12); Absent: Hahn, Reyes and Wesson (3)

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT, RESOLUTION and ORDINANCES FIRST CONSIDERATION relative to a General Plan Amendment, zone and height district change and building line removal for property at 13103-225 West Victory Boulevard.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the lead agency in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 08-0512 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 2006-4150 MND] filed on March 23, 2007.
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 Van Nuys-North Sherman Oaks Community Plan from Medium Density land use designation to Neighborhood Commercial land use designation for the demolition of 72 apartment units and construction of a mixed-use project on two master lots, approximately 115,832 net square feet, consisting of two buildings, four stories of approximately 124,900 net square feet of office, retail, health club, and restaurant uses, and 151,000 square feet of residential uses for the construction of 100 condominium units. A total of 890 subterranean parking spaces will be provided for the entire development located at 13103-225 West Victory Boulevard, subject to Conditions of Approval.

Applicant: Dasher Lawless, Inc.

(Jerome Buckmelter, Representative)

CPC 2006-5788 ZC GPA HD BL ZV SPR

4. PRESENT and ADOPT the accompanying ORDINANCES, approved by the CPC, effecting a concurrent zone and height district change from [Q]R3-1XL to (T)(Q)RAS3-1VL and a building line removal of a 15-foot building line on the north side of Victory Boulevard established by Ordinance No. 97446 for the said project located at 13103-225 West Victory Boulevard, subject to Conditions of Approval.

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

5. REMOVE (T) Tentative classification as described in detail on the sheet(s) attached to the Committee report.
6. INSTRUCT the Planning Department to update the General Plan and appropriate maps pursuant to this action.
7. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.

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

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

TIME LIMIT FILE - MAY 13, 2008

(LAST DAY FOR COUNCIL ACTION - MAY 13, 2008)

ITEM NO. (10) - CONTINUED TO APRIL 1, 2008

**Roll Call #1 - Motion (Greuel - Smith) Adopted to Continue, Unanimous Vote (11);
Absent: Hahn, Parks, Reyes and Wesson (4)**

[07-0959](#)

CONTINUED CONSIDERATION OF BUDGET AND FINANCE COMMITTEE REPORT relative to outside counsel expenditures for the period of July through December 2007.

Recommendation for Council action:

NOTE and FILE the City Attorney report relative to outside counsel expenditures for the period of July through December 2007, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

(Continued from Council meeting of March 14, 2008)

**Roll Call #3 - Motion (Zine - Perry) Adopted, Ayes (11); Absent: Hahn, Parks, Reyes and Wesson (4)
(Item Nos. 11-14)**

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

[07-2360](#)

CD 2

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTION relative to the issuance of up to \$7.5 million in Tax-exempt Multi-family Housing Revenue Bonds (Bonds) for the Burns Manor Apartments Project (Project), located at 8155 Foothill Boulevard.

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

1. ADOPT the accompanying RESOLUTION [attached to the Los Angeles Housing Department (LAHD) report dated January 24, 2008) authorizing the issuance of up to \$7,500,000 in Bonds for the development of the Project, located at 8155 Foothill Boulevard.
2. AUTHORIZE the General Manager, LAHD, or designee, to negotiate and execute relevant Bond documents, subject to the review of the City Attorney as to form and legality.

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

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

[08-0154](#)
CD 15

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the Community Redevelopment Agency (CRA) executing a Line of Credit (LOC) Agreement offered by the Port of Los Angeles (POLA), in an aggregate amount not to exceed \$25 million.

Recommendations for Council action:

1. AUTHORIZE the Chief Executive Officer, CRA, or designee, to execute an LOC Agreement offered by the City's POLA, and individual notes and security agreements to draw funds from the LOC, in an aggregate amount not to exceed \$25 million, and execute all other documents as required to effectuate each borrowing, subject to the review of the City Attorney as to form and legality.
2. AMEND the CRA Budget recognizing receipt of the LOC proceeds into budget line item "Development Opportunities" as each draw from the LOC is made.

Fiscal Impact Statement: The City Administrative Officer reports that there is no impact on the City General Fund. The CRA is only bound by the disclosure provisions of the City Debt Management Policies; the City Financial Policies are not applicable to the CRA. The CRA will execute a \$25 million LOC Agreement funded with the POLA's Harbor Revenue Funds.

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

[08-0155](#)
[08-0452](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to authorizing the Community Redevelopment Agency (CRA) to amend existing and enter into Cooperation Agreements with various City departments.

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

APPROVE the recommendations contained within the City Administrative Officer (CAO) report dated March 18, 2008 (attached to the Committee report), with a technical amendment so that Recommendation No. 5(h) reads as follows:

Authorize the Controller to transfer funds from the CRA to the Department of Building and Safety, upon rendering of mutually agreed upon work orders for services performed on individual projects and in accordance with the mutually agreed amount set forth in the project work orders, in an aggregate amount not to exceed \$5 million, into Fund No. 100/08, Revenue 3741 (Revenue from Other Agencies) for reimbursement of direct expenditures provided in proactive code enforcement, and appropriate into Account No. 1010 (Salaries General), Account No. 1090 (Salaries Overtime), Account No. 3310 (Transportation), Account No. 3040 (Contractual Services); or Account No. 4610 (Related Cost Reimbursement from Other Departments for payment of related cost expenditures).

Fiscal Impact Statement: The CAO reports that there is no impact on the General Fund. The City's Financial Policies are not applicable to the CRA. The CRA is only bound by the disclosure provisions of the City's Debt Management Policies. Approval of the recommendations will result in an authorization for expenditure by an additional amount of \$15.1 million, from \$8 million to \$23.1 million, of CRA funds for a total of six Cooperation Agreements with various City departments for as-needed services in support of redevelopment activities for the CRA various project areas.

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

[08-0456](#)

CD 15

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to utilizing Community Development Block Grant (CDBG) funds to upgrade the parking lot at the Watts Labor Community Action Committee (WLCAC), located at 10950 South Central Avenue.

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

1. APPROVE the change in scope for use of CDBG funds allocated to the WLCAC (\$235,000) from establishment of a youth recreational facility to renovation of a parking lot at 10950 South Central Avenue.
2. AUTHORIZE the General Manger, Community Development Department (CDD), to:
 - a. Make any necessary amendments to the Consolidated Plan subject to the determination of funding availability relative to the allocation of CDBG funds to the parking lot renovation at the new location, 10950 South Central Avenue.
 - b. Negotiate and execute a new contract with the WLCAC for the renovation of a parking
 - c. Prepare Controller instructions and/or make any technical adjustments that may be required and are consistent with this action, subject to the approval of the City Administrative Officer (CAO); and authorize the Controller to implement these instructions.

- AUTHORIZE the Controller to establish a new account and transfer appropriations within the Community Development Trust Fund No. 424 as follows:

| | <u>Account</u> | <u>Title</u> | <u>Amount</u> |
|-------|----------------|------------------------|---------------|
| From: | M213 | Matching Grant – WLCAC | \$90,000 |
| | T724 | WLCAC Gym | \$105,000 |
| | V736 | WLCAC Gym | \$40,000 |
| To: | C726 | WLCAC Parking Lot | \$235,000 |

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

ITEM NO. (15) - CONTINUED TO APRIL 23, 2008

**Roll Call #2 - Motion (Huizar - Perry) Adopted to Continue, Unanimous Vote (11);
Absent: Hahn, Parks, Reyes and Wesson (4)**

[08-0499](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the Community Redevelopment Agency's (CRA) implementation of a Construction Careers and Project Stabilization Policy (Policy).

Recommendations for Council action:

- APPROVE the CRA's Policy.
- AUTHORIZE the Chief Executive Officer, CRA, or designee, to negotiate the Local Hiring and Project Labor Agreement (LHPLA) with the Los Angeles/Orange County Building Trades Council to implement the Policy.
- INSTRUCT the CRA to obtain Council approval of the final LHPLA.

Fiscal Impact Statement: The Chief Legislative Analyst reports that there is no impact to the General Fund as a result of these recommendations.

**Roll Call #3 - Motion (Zine - Perry) Adopted, Ayes (11); Absent: Hahn, Parks, Reyes and Wesson (4)
(Item Nos. 16-23)**

ITEM NO. (16) - ADOPTED - FORTHWITH

[07-0497](#)

PERSONNEL COMMITTEE REPORT relative to the re-exemption of one Deputy Superintendent of Building I position in the Department of Building and Safety (DBS) from the Civil Service provisions of the City Charter.

Recommendation for Council action:

APPROVE the re-exemption of one Deputy Superintendent of Building I position in the DBS from the Civil Service provisions of the City Charter, pursuant to Charter Section 1001(b)(1).

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

TIME LIMIT FILE - APRIL 8, 2008

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

ITEM NO. (17) - ADOPTED

[08-0429](#)

[08-0429-S1](#)

[08-0429-S2](#)

PERSONNEL COMMITTEE REPORT relative to the exemption of three Deputy General Manager Airports II positions in the Los Angeles World Airports (LAWA) from the Civil Service provisions of the City Charter.

Recommendation for Council action:

NOTE and FILE the February 21, 2008 memorandum from the Mayor relative to the exemption of three Deputy General Manager Airports II positions in the LAWA, inasmuch as the Mayor submitted an amended memorandum on March 11, 2008 indicating that new information was provided by the LAWA on the current status of the positions requested to be exempted and the February 21, 2008 memorandum is no longer applicable.

Fiscal Impact Statement: Not applicable.

TIME LIMIT FILE - MARCH 26, 2008

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

ITEM NO. (18) - ADOPTED

[08-0586](#)

PERSONNEL COMMITTEE REPORT relative to a six-month extension of Ms. Kellie M. Hawkins' temporary appointment as the Interim Executive Director of the Commission on the Status of Women.

Recommendation for Council action:

RESOLVE that the Mayor's six-month extension of the temporary appointment of Ms. Kellie M. Hawkins as the Interim Executive Director of the Commission on the Status of Women to October 13, 2008, is APPROVED and CONFIRMED.

ITEM NO. (19) - ADOPTED

[08-0587](#)

PERSONNEL COMMITTEE REPORT relative to the exemption of one Deputy General Manager Airports I and three Deputy General Manager Airports II positions in the Los Angeles World Airports (LAWA) from the Civil Service provisions of the City Charter.

Recommendation for Council action:

APPROVE the exemption of the following four positions in the LAWA from the Civil Service provisions of the City Charter, pursuant to Charter Section 1001(b)(1):

- a. One Deputy General Manager Airports I - Operations and Maintenance.
- b. One Deputy General Manager Airports II - LAX Development Planning.
- c. One Deputy General Manager Airports II - Customer Service, Marketing and Public Relations.
- d. One Deputy General Manager Airports II - Comptroller.

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

TIME LIMIT FILE - APRIL 8, 2008

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

ITEM NO. (20) - ADOPTED

[06-2368-S2](#)

CD 10

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an application for a hardship exemption from provisions of the City's Country Club Park Interim Control Ordinance (ICO) for the property at 1118 South Wilton Place.

Recommendations for Council action:

1. GRANT hardship exemption from the City's Country Club Park ICO (Ordinance No. 179285), as noted and as described in the application attached to Council file No. 06-2368-S2, for the proposed addition at the rear of the house with 128 square foot on the first floor to have a dining area and 180 square foot on the second floor to add a laundry room and a half bathroom for the property at 1118 South Wilton Place.
2. ADVISE the applicant that this hardship exemption, if granted by the City Council, is not a permit or license and that any other approvals, permits and licenses required by law must be obtained from the proper agencies.

Applicant: Tae C. Cho (James Kim, Representative)

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

ITEM NO. (21) - ADOPTED

[06-2368-S3](#)

CD 10

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an application for a hardship exemption from provisions of the City's Country Club Park Interim Control Ordinance (ICO) for the property at 1224 Third Avenue.

Recommendations for Council action:

1. GRANT hardship exemption from the City's Country Club Park ICO (Ordinance No. 179285), as noted and as described in the application attached to Council file No. 06-2368-S3, for the proposed addition of a second floor 3,022 square foot, 28 feet, three inches in height to convert four units with no addition of floor area and no exterior work for property at 1224 Third Avenue.
2. ADVISE the applicant that this hardship exemption, if granted by the City Council, is not a permit or license and that any other approvals, permits and licenses required by law must be obtained from the proper agencies.

Applicant: Jae Kuk Noh (James In Kim, Representative)

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

ITEM NO. (22) - ADOPTED - SET FOR HEARING APRIL 23, 2008

[05-1762](#)

CD 9

CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to vacating the alley (portion of) southerly of 45th Street and westerly of Broadway (VAC E1400961).

Recommendations for Council action:

1. FIND that the vacation of the alley (portion of) southerly of 45th Street and westerly of Broadway, is exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(3) of the City of Los Angeles Environmental Guidelines.
2. DIRECT that the street vacation proceedings pursuant to the Public Streets, Highways and Service Easements Vacation Law BE INSTITUTED for the vacation of the public right-of-way indicated below and shown colored blue on Exhibit B of the February 3, 2006 City Engineer report, attached to the Council file:
 - a. A portion of the alley westerly of Broadway from 45th Street to approximately 135 feet southerly thereof.
 - b. The 4-foot wide future alley lying within Lot 31, Walnut Park from 45th Street to approximately 135 feet southerly thereof.

3. AMEND the February 3, 2006 City Engineer report as follows:
 - a. Delete Condition 3(b).
 - b. Delete the text in Condition 4(a) and replace with:

Repair all broken concrete curb, gutter, half roadway pavement and construct a full width concrete sidewalk along the westerly side of Broadway.
 - c. Delete Conditions 4(c) and 4 (d).
 - d. Delete the text in Condition 7 and replace with:

That plot plans be submitted to the Fire Department for their review and approval, as part of the normal "plan check" process for the proposed development.
4. ADOPT the FINDINGS of the City Engineer dated February 3, 2006, as the Findings of the Council.
5. ADOPT the accompanying City Engineer report dated February 3, 2006 to approve the vacation.
6. INSTRUCT the City Clerk to set a public hearing date for **APRIL 23, 2008**.

Fiscal Impact Statement: The City Engineer reports that the petitioner has paid a fee of \$6,420 for the investigation of this vacation request pursuant to Los Angeles Administrative Code (LAAC) Section 7.42. Any deficit fee to recover the cost pursuant to LAAC Section 7.44 may be required of the petitioner. Maintenance of the public easement by City Forces will be eliminated.

ITEM NO. (23) - ADOPTED

[07-1100-S12](#)

RULES AND GOVERNMENT COMMITTEE REPORT relative to options for conducting Los Angeles Municipal Elections.

Recommendations for Council action:

1. INSTRUCT the Chief Legislative Analyst (CLA) to prepare a Resolution for sponsorship of State legislation that would allow for Election Day Registration subject to the following conditions:
 - a. That the same basic voter registration requirements be applied to Election Day registrants as persons registering at other times.
 - b. That the option be offered at each polling place in addition to specified government offices.

- c. That the legislation be adopted as a State mandated program with funding made available to support an additional poll worker dedicated to the Election Day Registration function.
 - d. That the ballots of such voters be processed as provisional ballots.
2. INSTRUCT the CLA to prepare a Resolution for sponsorship of State legislation that would establish a voluntary program to allow persons who serve as poll workers in any Federal, State, or local election in a given calendar year to be excused from jury service for up to one year upon submission of proof of poll worker service.
3. DIRECT the City Clerk to work with the Los Angeles Unified School District (LAUSD) to develop a "system wide" school site program; and REQUEST that the Mayor's Office facilitate the development and coordination of such a program.
4. DIRECT the City Clerk to work with the LAUSD to develop a "system wide" Student Poll Worker program; and REQUEST that the Mayor's Office facilitate the development and coordination of such a program.
5. DIRECT the City Clerk to monitor the Secretary of State voting system certification program and the voting system selection determinations made by the County of Los Angeles and report back to the Council whenever significant developments in those areas occur.
6. INSTRUCT the City Administrative Officer (CAO) to report to the Council in 60 days with an analysis of a return on investment in four scenarios:
 - a. Savings/costs of Instant Runoff Voting (IRV) as a pilot project (i.e. limited to conducting Special Elections to fill vacancies in Council or School Board offices when those elections are not consolidated with existing State or municipal elections) with new machines (i.e. IRV capable voting system) purchased exclusively for that purpose.
 - b. Savings/costs of IRV on a permanent basis (i.e. for all municipal elections) with new machines (i.e. IRV capable voting system) purchased exclusively for that purpose.
 - c. Savings/costs of IRV as a pilot project (i.e. limited to conducting Special Elections to fill vacancies in Council or School Board offices when those elections are not consolidated with existing State or municipal elections) when the City is already purchasing new machines (i.e. IRV capable voting system) and any incremental costs associated with adding the IRV software.
 - d. Savings/costs of IRV on a permanent basis (i.e. for all municipal elections) when the City is already purchasing new machines (i.e. IRV capable voting system) and any incremental costs associated with adding the IRV software.
7. INSTRUCT the CAO to analyze savings/costs of implementing a Vote-By-Mail centered system with voting centers, on either a pilot project or permanent basis, based on the four scenarios as stated above, and report to Council in 60 days.

8. INSTRUCT the CAO to analyze the initial upfront costs of an education campaign to conduct either a Vote By Mail centered or IRV election on either a pilot project or permanent basis and report to the Council in 60 days.
9. REQUEST the City Attorney to review, and report to the Council in 60 days, on whether a ballot measure regarding implementing a pilot program with the intention of moving towards a permanent basis could be drafted in such a way as to require the measure to be placed before the voters only once, rather than twice.
10. REQUEST the City Ethics Commission, with assistance from the City Clerk and CLA, to review what changes in the City's campaign finance laws would need to be made if IRV was implemented, and report to Council in 60 days.

Fiscal Impact Statement: The City Clerk reports that placing Charter amendments before the voters at the November 4, 2008 State General Election to allow for Vote-By-Mail/Voting Centers and/or IRV/Ranked Choice Voting method elections to be used for Special Elections to fill vacancies in City Council or School Board offices would cost approximately \$2.5 to \$3 million in General Fund expenditures. However, if other measures were already being placed before the voters, then the incremental cost of adding these measures would range from \$200,000 to \$300,000. Adoption of the other recommendations contained in this report will not require a General Fund allocation or will be handled within the City Clerk's Fiscal Year 2008-09 municipal election operating budget.

**ITEM NO. (24) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS,
AS AMENDED - SEE FOLLOWING**

**Roll Call #6 - Motion (Greuel - Rosendahl) to Adopt as Amended, Ayes (12); Absent: Hahn, Reyes
and Wesson (3)**

[03-2337-S1](#)

TRANSPORTATION COMMITTEE REPORT relative to authorizing funding for conducting a California Environmental Quality Act/National Environmental Policy Act (CEQA/NEPA) environmental assessment in connection with Phase II of the Wilshire Boulevard Bus-Only Lane Project.

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

1. AUTHORIZE the Los Angeles Department of Transportation (LADOT) to encumber and expend \$200,000 in Proposition C Fund No. 540, Transportation Grant Fund Work Program Account No. C700, payable to the Los Angeles County Metropolitan Transportation Authority for the purpose of conducting the necessary CEQA/NEPA environmental assessment for the Wilshire Boulevard Bus-Only Lane Project.
2. DIRECT the LADOT, Bureau of Engineering, and Bureau of Street Services to report back to Council in 30 days on the progress of the Wilshire Boulevard Bus-Only Lane Project.

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

ADOPTED

AMENDING MOTION (GREUEL - ROSENDAHL)

APPROVE the agreement between the City of Los Angeles and the Los Angeles County Metropolitan Transportation Authority, attached to the Council file; and **AUTHORIZE** the Los Angeles Department of Transportation to execute said agreement.

ADOPTED

AMENDING MOTION (LABONGE - GREUEL)

DIRECT the City Clerk to report back on the number of claims filed against the City for damage to vehicles due to bad road conditions along the north and south sides of Wilshire Boulevard, between Western and Fairfax Avenues.

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

Roll Call #7 - Motion (Greuel - Rosendahl) Adopted, Ayes (12); Absent: Hahn, Reyes and Wesson (3)

[05-0056](#)

TRANSPORTATION COMMITTEE REPORT relative to advertising on City transit buses.

Recommendations for Council action:

1. RECEIVE and FILE the March 3, 2008 Los Angeles Department of Transportation (LADOT) report relative to advertising on City transit buses, inasmuch as the report is submitted for information only and no Council action is necessary.
2. DIRECT the LADOT to report to the Budget and Finance Committee in 30 days relative to:
 - a. Advertising revenues received by the City from advertising on City transit buses
 - b. Advertising revenue from bus "wrap" advertising versus other forms of advertising.

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

ITEM NO. (26) - ADOPTED - TO THE MAYOR FORTHWITH

Roll Call #8 - Motion (Zine - Weiss) Adopted, Ayes (12); Absent: Hahn, Reyes and Wesson (3)

[05-2026-S2](#)

PUBLIC SAFETY and PERSONNEL COMMITTEES' REPORT relative to a supplemental grant award for the Los Angeles Police Department's (LAPD) Law Enforcement Response to Human Trafficking Program.

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

APPROVE the recommendations of the City Administrative Officer (CAO) in the February 29, 2008 report to the Mayor and Council (attached to the Committee report) relative to authorizing the LAPD to retroactively apply for and accept a supplemental grant award in the amount of \$200,000 for the Law Enforcement Response to Human Trafficking, continue employment authority for one Management Analyst II in the LAPD, and related actions.

Fiscal Impact Statement: The CAO reports that the 2007-09 Law Enforcement Response to Human Trafficking Program grant, in conjunction with the 2004 grant has provided the City with a total of \$650,000 to support the continued implementation of the Los Angeles Metropolitan Task Force on Human Trafficking program. The matching requirement of \$250,000 is met using resources already included in the LAPD's Adopted Budget, therefore no additional appropriation is necessary at this time. There is no additional impact on the General Fund. Accepting the grant and approving the CAO's recommendations are in compliance with City financial policies.

(Budget and Finance Committee waived consideration of the above matter)

**Roll Call #3 - Motion (Zine - Perry) Adopted, Ayes (11); Absent: Hahn, Parks, Reyes and Wesson (4)
(Item Nos. 27-28)**

ITEM NO. (27) - MOTION ADOPTED TO APPROVE COMMITTEES' REPORT RECOMMENDATIONS

[08-0343](#)

TRANSPORTATION and INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEES' REPORT relative to proposed Second Amendment to Memorandum of Understanding (MOU) No. C-106796 with the Department of General Services (GSD) to include additional parking facilities.

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

1. AUTHORIZE the General Manager, of Los Angeles Department of Transportation LADOT), to amend the Broxton Lot Group MOU No. C-106796 with the GSD, subject to the approval of the City Attorney as to form and legality, to include parking management services for the following parking facilities:
 - a. Cedros-Dickens Parking Structure (Lot No. 629)
 - b. Robertson-Alden Parking Structure (Lot No. 703)
 - c. Van Nuys Lot Group (Lot Nos. 601, 609, 610, 620, 630, and 631)
2. AUTHORIZE the LADOT to increase the compensation due to the GSD under the amended MOU by \$861,000, from \$725,000 to \$1,586,000.
3. AUTHORIZE the Controller to APPROPRIATE and TRANSFER funding in the specified amounts and from the specified amounts in the Special Parking Revenue Fund No. 363/94 to the specified accounts in the GSD operating budget as follows:

From:

| <u>Fund No.</u> | <u>Account</u> | <u>Title</u> | <u>Amount</u> |
|-----------------|----------------|-----------------------------|---------------|
| 363/94 | 0050 | Contractual Services | \$811,000 |
| 363/94 | 0030 | Maintenance Repair/Lighting | <u>50,000</u> |
| | | Total | \$861,000 |

To:

| <u>Fund No.</u> | <u>Account</u> | <u>Title</u> | <u>Amount</u> |
|-----------------|----------------|---------------------------|---------------|
| 100/40 | 1070 | Salaries, As-Needed | \$625,900 |
| 100/40 | 3040 | Contractual Services | 31,200 |
| 100/40 | 4430 | Uniforms | 4,100 |
| 100/40 | 6020 | Operating Supplies | 32,300 |
| 100/40 | 4300 | Furniture and Equipment | 3,500 |
| 100/40 | 4300 | Other Operating Equipment | <u>50,000</u> |
| | | Subtotal | \$747,000 |

| <u>Revenue Source</u> | <u>Code No.</u> | | |
|-----------------------|-----------------|---------------|-----------|
| 100/40 | 4685 | Related Costs | \$114,000 |
| | | Total | \$861,000 |

Fiscal Impact Statement: The City Administrative Officer (CAO) reports that implementation of the recommendations as contained in the January 28, 2008 CAO report does not impact the General Fund. Funding required for the additional parking management services in 2007-08, as detailed in the proposed amended MOU No. C-106796 between the LADOT and the GSD, is \$861,000 and these funds are available in the 2007-08 Special Parking Revenue Budget. Future year costs, under MOU No. C-106796 will be budgeted in the Special Parking Revenue Fund Budget in future fiscal years.

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

[05-0894-S3](#)

CONTINUED CONSIDERATION OF COMMUNICATION FROM MEMBER, EDUCATION AND NEIGHBORHOODS COMMITTEE and EDUCATION AND NEIGHBORHOODS COMMITTEE REPORTS relative to the Neighborhood Council Review Commission (NCRC) Final Report recommendations.

ADOPTED

A. COMMUNICATION FROM MEMBER, EDUCATION AND NEIGHBORHOODS COMMITTEE

Recommendations for Council action:

1. INSTRUCT the Department of Neighborhood Empowerment (DONE) to prepare and present a reorganization plan for the Department to more effectively support Neighborhood Council activities, relative to the following NCRC recommendation:
 - a. The number of activities of Neighborhood Councils that obstruct participation (e.g. budget work, Brown Act, elections administration, searching for meeting space, clerical support, meeting notification) shall be drastically reduced. With the help of the DONE, Neighborhood Councils shall explore ways to conduct engaging, effective meetings. (Recommendation No. 59 of the NCRC Final Report).
2. INSTRUCT the DONE, with the assistance of the Information Technology Agency (ITA) and the City Administrative Officer (CAO), to report on a fiscal management system for Neighborhood Councils, including guidelines to Neighborhood Councils on the use of funds, relative to the following NCRC recommendation:
 - a. Support from the DONE in the funding program for individual Neighborhood Councils shall be streamlined. (Recommendation No. 68 of the NCRC Final Report).
 - b. The DONE and the ITA should be directed to create an electronic system for fiscal management for Neighborhood Councils, specifically creating financial accountability forms and all other fiscal approval procedures that can be done and approved online. [Recommendation No. 68(a) of the NCRC Final Report].
 - c. The DONE should continue to implement the City Council's policies on funding Neighborhood Councils. The DONE shall continue to inform Neighborhood Councils of guidelines for the use of funds, and to inform Neighborhood Councils about the avoidance of such conflicts of interest as self-dealing by Board members. [Recommendation No. 68(b) of the NCRC Final Report].
3. APPROVE the recommendation that the City shall, within five years, appoint a Commission to examine the progress of the Neighborhood Council system in light of the recommendations of the NCRC. (Recommendation No. 73 of the NCRC Final Report, as amended by Committee action).

Fiscal Impact Statement: None submitted by the Chief Legislative Analyst. The City Administrative Officer has not completed a financial analysis of this report.

Community Impact Statements: The West Hills Neighborhood Council supports the NCRC Recommendation #3. We want to see NCs create NCFs. This is a proper exercise of NC's "advisory" role. NCFs are NOT "legislation" until they are processed and approved by our City's real and only decision makers, our City Council. Mechanisms to prevent conflicts of interest within NC are already in place. Only City Entities file FPPC Form 700s for other, unrelated reasons.

West Hills Neighborhood Council believes that CIS's can be effective means for NCs to deliver their "advice" to the City. NCRC Recommendation #10 streamlines the submission, categorization and retrieval of CIS's. It will improve the efficiency with which CIS's are handled and increase the effectiveness of our CIS's.

West Hills Neighborhood Council supports NCRC Recommendation #73 which proposes "...to reconvene a similar review body within 7 years," or even better, within 5 years. Our NC's, like all City Entities, should be subjected to regular, public review to progressively improve our City's democratic processes from the ground up.

ADOPTED

B. EDUCATION AND NEIGHBORHOODS COMMITTEE REPORT

Recommendations for Council action:

1. INSTRUCT the Department of Neighborhood Empowerment (DONE) to prepare an implementation plan, especially as it relates to grievance procedures, relative to the following NCRC recommendation:
 - a. As long as its primary role remains assistance to Neighborhood Councils, the DONE shall have primary responsibility for the oversight of and implementation of services to the Neighborhood Council system. As part of this role, the DONE shall receive notice of grievances under the system proposed by the NCRC. Oversight and services shall include but not be limited to: education programs, counseling, mediation, promotion of best practices, and voluntary training, the DONE shall also provide focused assistance to Neighborhood Councils experiencing operational and/or functional difficulties. The DONE shall also make recommendations for adjudication to the Board of Neighborhood Commissioners. (Recommendation No. 19 of the NCRC Final Report).
2. INSTRUCT the DONE to submit its budget for these purposes as part of the annual City budget process, relative to the following NCRC recommendation:
 - a. City officials shall consider the budget implications of the DONE providing technical assistance to Neighborhood Councils in such areas as outreach, office space location, accounting, clerical services, and other items, as well as the technical upgrades needed to reach a large constituency of Neighborhood Councils. (Recommendation No. 21 of the NCRC Final Report).
3. INSTRUCT the DONE to report back in 90 days on the status of the Bylaw Modification Project, relative to the following NCRC recommendation:
 - a. The DONE shall undertake a two-year project with the Neighborhood Councils to develop more consistent bylaws in form and structure. The purpose of this project would be to develop bylaws that leave room for creative decisions about governance, while developing recognizable, comparable terms, structures, and definitions. At the end of the project, the DONE shall identify ways for sections of bylaws that should be uniform to be made uniform. (Recommendation No. 39 of the NCRC Final Report).

- b. Neighborhood Councils shall be encouraged to identify a "bylaws volunteer" to work with the DONE on bylaws development so that minimal Board time is spent on bylaws revisions. [Recommendation No. 39(a) of the NCRC Final Report]
- c. The DONE shall create a glossary of common terms and ask Neighborhood Councils to adopt them as part of their bylaws and to update their bylaws to be in compliance with them, in those places where their terms were defined differently. [Recommendation No. 39(b) of the NCRC Final Report].
- d. The DONE shall create and distribute a template that is more standardized, while allowing some flexibility. [Recommendation No. 39(c) of the NCRC Final Report].
- e. The DONE shall help educate Neighborhood Councils that in those situations in which Neighborhood Council bylaws do not accord with City policies, that the City's definition will prevail. The applicability of such City policies does not have to await revisions of bylaws. [Recommendation No. 39(d) of the NCRC Final Report].

Fiscal Impact Statement: None submitted by the Chief Legislative Analyst. The City Administrative Officer has not completed a financial analysis of this report.

ADOPTED

C. EDUCATION AND NEIGHBORHOODS COMMITTEE REPORT

Recommendations for Council action:

1. APPROVE the NCRC Recommendation No. 66, as amended, that each Neighborhood Council should continue to receive equal, annual funding, contingent upon meeting the following requirements for funding:
 - a. Neighborhood Councils produce an Annual Neighborhood Council report as defined by the Department of Neighborhood Empowerment (DONE).
 - b. Neighborhood Councils host a minimum of one "Town Hall" style meeting to provide stakeholders with input on neighborhood budget priorities.
 - c. Neighborhood Councils establish neighborhood budget priorities.
 - d. Neighborhood Councils host a "Town Hall" style meeting when a five percent adjustment is made to a budget item to provide for stakeholder input.
2. APPROVE the following additions and revisions to the "Plan for including Community Impact Statements on Agendas" (Council file No. 02-1482) (Recommendation No. 10 of the NCRC Final Report):
 - a. Formal communications to the City Council (Community Impact Statements) shall be logged by the City Clerk. Neighborhood Councils are encouraged to submit community impact statements via the City Clerk's electronic input system, but they may also be submitted via fax, mail or hand delivery (with proper signature). [Recommendation No. 10(a) of the NCRC Final Report].

- b. The progress of Community Impact Statements through the City system shall be easy to track. [Recommendation No. 10(b) of the NCRC Final Report].
 - c. If not submitted online, Community Impact Statements should include a clearly-identified 100-word summary statement. [Recommendation No. 10(c) of the NCRC Final Report].
 - d. City boards and commissions shall process Community Impact Statements in accordance with the processes established for the City Council. Administrative staff for all City boards and commissions shall be trained in proper handling of community impact statements, including how to process revised or updated statements. [Recommendation No. 10(e) of the NCRC Final Report].
 - e. The DONE shall provide training to Neighborhood Councils on how to submit Community Impact Statements. [Recommendation No. 10(f) of the NCRC Final Report].
- 3. RECEIVE and FILE the NCRC Recommendation No. 10(d), inasmuch as recommendation No. 4 of this report, stated below, supersedes NCRC Recommendation No. 10(d).
 - 4. INSTRUCT the City Clerk to place a Community Impact Statement line on each Committee agenda item, similar to the Fiscal Impact Statement line, where appropriate, and ensure that the same information is transferred to the City Council agenda, where appropriate.
 - 5. AUTHORIZE the City Clerk to discontinue including the first 100-words of Community Impact Statements on Committee and Council agendas and only list the Neighborhood Council names that submit Community Impact Statements, with their respective positions.
 - 6. REQUEST all departments (including proprietary and independent departments), City boards and commissions:
 - a. Include, Community Impact Statements on all reports transmitted to Council.
 - b. Coordinate inclusion of the Community Impact Statement process with the implementation of the NCRC Recommendation No. 5.

Fiscal Impact Statement: The City Clerk reports that, relative to Community Impact Statements, there is no negative fiscal impact to the General Fund; however, there may be a small savings with respect to streamlining efficiencies for the Office of the City Clerk.

(Continued from Council meeting of March 19, 2008)

Items for Which Public Hearings Have Not Been Held - Items 29-38

(10 Votes Required for Consideration)

**Roll Call #6 - Motion (Rosendahl - Parks) Adopted, Ayes (12); Absent: Hahn, Reyes and Wesson (3)
(Item Nos. 29-31)**

**ITEM NO. (29) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS -
SET FOR HEARING MAY 28, 2008**

[08-0597](#)

CD 10

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

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated March 13, 2008.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **MAY 28, 2008** as the hearing date for the maintenance of the Ardmore Avenue and San Marino Street Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$437.10 will be collected annually starting with tax year 2009-10 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: May 21, 2008)

**ITEM NO. (30) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS -
SET FOR HEARING MAY 28, 2008**

[08-0601](#)

CD 7

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

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated March 12, 2008.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **MAY 28, 2008** as the hearing date for the maintenance of the Sepulveda Boulevard and Devonshire Street Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$10,470.89 will be collected annually starting with tax year 2009-10 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: May 21, 2008)

**ITEM NO. (31) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS -
SET FOR HEARING MAY 28, 2008**

[08-0612](#)

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 Fruitland Drive and Vineland 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 March 12, 2008.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **MAY 28, 2008** as the hearing date for the maintenance of the Fruitland Drive and Vineland 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, \$303.10 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: May 21, 2008)

ITEM NO. (32) - WITHDRAWN AND REFERRED TO ARTS, PARKS, HEALTH AND AGING COMMITTEE

**Roll Call #4 - Motion (Rosendahl - LaBonge) Withdrawn, Adopted to Refer, Unanimous Vote (11);
Absent: Hahn, Parks, Reyes and Wesson (4)**

[07-2112](#)

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

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

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

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

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

(Continued from Council meeting of February 27, 2008)

Roll Call #5 - Motion (Smith - Perry) Adopted, Ayes (11); Absent: Hahn, Parks, Reyes and Wesson (4) (Item Nos. 33a-36)

ITEM NO. (33)- ADOPTED

[08-0005-S178](#)

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 March 18, 2008:

[08-0005-S178](#)

CD 13

- a. Property at 1242 North Cahuenga Boulevard (Case No. 78762).
Assessor I.D. No. 5533-005-042

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on March 21, 2007)

[08-0005-S179](#)

CD 14

- b. Property at 617 North Echandia Street (Case No. 129662).
Assessor I.D. No. 5174-003-014

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 21, 2007)

[08-0005-S180](#)

CD 9

- c. Property at 141 East 51st Street (Case No. 96711).
Assessor I.D. No. 5109-004-039

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

[08-0005-S181](#)

CD 9

- d. Property at 253 West 43rd Street (Case No. 121265).
Assessor I.D. No. 5111-014-022

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

[08-0005-S182](#)

CD 1

- e. Property at 5536 East Echo Street (Case No. 155679).
Assessor I.D. No. 5468-027-009

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 12, 2008)

[08-0005-S183](#)

CD1

- f. Property at 3449 North Seco Avenue (Case No. 4822).
Assessor I.D. No. 5446-020-006

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on December 27, 2001)

[08-0005-S184](#)

CD 10

- g. Property at 1757 South Longwood Avenue (Case No. 137514).
Assessor I.D. No. 5067-011-017

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

[08-0005-S185](#)

CD 13

- h. Property at 2710 West Bellevue Avenue (Case No. 154648).
Assessor I.D. No. 5402-008-008

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 13, 2008)

[08-0005-S186](#)

CD 4

- i. Property at 5923 North Willow Crest Avenue (Case No. 44685).
Assessor I.D. No. 2415-014-018

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

[08-0005-S187](#)

CD 5

- j. Property at 5266 North Corteen Place (Case No. 80656).
Assessor I.D. No. 2347-026-024

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on December 21, 2006)

ITEM NO. (34) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

[06-1072](#)

CD 9

COMMUNICATION FROM THE OFFICE OF THE CITY CLERK relative to the Fiscal Year (FY) 2008 Annual Planning Report for the South Los Angeles Industrial Tract Property-Based Business Improvement District (PBID).

Recommendations for Council action:

1. FIND that the FY 2008 Annual Planning Report (see City Clerk report attached to Council file No. 06-1072) for the South Los Angeles Industrial Tract PBID complies with the requirements of the City's Landscaping, Security, Programming, and Maintenance (LSPM) PBID Ordinance.
2. ADOPT the FY 2008 Annual Planning Report for the South Los Angeles Industrial Tract PBID, pursuant to the LSPM PBID Ordinance.

Fiscal Impact Statement: The City Clerk reports that there is no impact to the General Fund associated with this action.

(Jobs, Business Growth and Tax Reform Committee waived consideration of the above matter)

ITEM NO. (35) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

[08-0487](#)

CD 11

CATEGORICAL EXEMPTION and COMMUNICATION FROM THE CITY ENGINEER relative to an offer to dedicate an easement for alley purposes on alley northeasterly of Purdue Avenue northwesterly of Missouri Avenue (Right of Way No. 36000-1677).

Recommendations for Council action:

1. FIND that the offer to dedicate an easement for alley purposes on alley northeasterly of Purdue Avenue northwesterly of Missouri Avenue (Right of Way No. 36000-1677) is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(19) of the City's Environmental Guidelines.

2. AUTHORIZE the Board of Public Works to acquire the easement for alley purposes on alley northeasterly of Purdue Avenue northwesterly of Missouri Avenue (Right of Way No. 36000-1677), as depicted on the Exhibit Map in the February 13, 2008 City Engineer report and attached to the Council file.
3. INSTRUCT the City Clerk to forward a copy of the Council action on this project to the Real Estate Division of the Bureau of Engineering for processing.

Fiscal Impact Statement: The City Engineer reports that a fee of \$1,605 was paid for the processing of this offer to dedicate pursuant to Los Angeles Administrative Code Sections 7.3 and 7.41.1. No additional City Funds are needed.

ITEM NO. (36) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

[08-0488](#)

CD 11

CATEGORICAL EXEMPTION and COMMUNICATION FROM THE CITY ENGINEER relative to an offer to dedicate an easement for alley purposes on Voyage Mall west of Via Donte (Right of Way No. 36000-1666).

Recommendations for Council action:

1. FIND that the offer to dedicate an easement for alley purposes on Voyage Mall west of Via Donte (Right of Way No. 36000-1666) is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(19) of the City's Environmental Guidelines.
2. AUTHORIZE the Board of Public Works to acquire the easement for alley purposes on Voyage Mall west of Via Donte (Right of Way No. 36000-1666), as depicted on the Exhibit Map in the February 19, 2008 City Engineer report and attached to the Council file.
3. INSTRUCT the City Clerk to forward a copy of the Council action on this project to the Real Estate Division of the Bureau of Engineering for processing.

Fiscal Impact Statement: The City Engineer reports that a fee of \$1,605 was paid for the processing of this offer to dedicate pursuant to Los Angeles Administrative Code Sections 7.3 and 7.41.1. No additional City Funds are needed.

ITEM NO. (37) - ADOPTED

Roll Call #9 - Motion (Perry - Parks) Adopted, Ayes (12); Absent: Hahn, Reyes and Wesson (3)

[06-0616](#)

CD 1

MOTION (REYES - GARCETTI) relative to declaring the 2008 Opening Day event on March 31, 2008 a Special Event (fees and costs absorbed by the City = \$4,500).

Recommendation for Council action:

DECLARE the 2008 Opening Day event, sponsored by the Los Angeles Dodgers on March 31, 2008, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.

ITEM NO. (38) - ADOPTED

Roll Call #5 - Motion (Smith - Perry) Adopted, Ayes (11); Absent: Hahn, Parks, Reyes and Wesson (4)

[08-0641](#)

CD 13

MOTION (GARCETTI - LABONGE) relative to funding for street median beautification project.

Recommendations for Council action:

1. UTILIZE \$2,285 in the Pipeline Franchise Revenue portion of Council District 13 Real Property Trust Fund No. 695 to fund the efforts of the Los Angeles Department of Water and Power (LADWP) to install a water meter for a street median beautification project called Ardmore Island.
2. DIRECT the City Clerk to prepare the necessary agreement or other document(s) with the LADWP, or any other agency or organization, as appropriate, in the above amount, for the above purpose, subject to the approval of the City Attorney as to form and legality.
3. AUTHORIZE the Councilmember of Council District 13 to execute the agreement or other document(s) on behalf of the City.
4. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above instructions in order to effectuate the intent of the Motion.

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

[08-0715](#)

MOTION (HUIZAR - ALARCON) relative to declaring the Garvanza Skate Park Celebration on April 19, 2008 a Special Event (fees and costs absorbed by the City = \$1,330).

[08-0716](#)

MOTION (GARCETTI - LABONGE) relative to declaring the NY Detox Restoration Project on March 27, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[08-0717](#)

MOTION (PERRY - HUIZAR) relative to declaring the Steps From Hope event on April 5, 2008 a Special Event (fees and costs absorbed by the City = \$1,035).

[08-0718](#)

MOTION (PARKS - PERRY) relative to declaring the 40th Anniversary Western Roundup on March 30, 2008 a Special Event (fees and costs absorbed by the City = \$3,000).

[08-0010-S18](#)

MOTION (GARCETTI - LABONGE) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Steven Clark.

[08-0011-S10](#)

MOTION (PERRY - SMITH) relative to funding for charter bus program.

[08-0011-S11](#)

MOTION (PERRY - SMITH) relative to funding for transit related neighborhood projects.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon his request and without objections, Councilmember Reyes was excused from Council Session of Tuesday, May 13, 2008 due to Personal Business.

Upon his request and without objections, Councilmember Weiss was excused to arrive at 10:30 a.m. to Council Session of Wednesday, April 23, 2008 due to Personal Business.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

[08-0020](#) - Greg Jamgotchian

(Smith - Cardenas)

Sergeant II Paul S. Mondrell

(Zine - All Councilmembers)

Detective III Stan Nalywaiko

(Garcetti - All Councilmembers)

Christine Essel

(Garcetti - All Councilmembers)

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

[08-0021](#) - Bess Pruner

(LaBonge - Alarcon - All Councilmembers)

Ayes, Alarcon, Cardenas, Greuel, Huizar, LaBonge, Parks, Perry, Rosendahl, Smith, Weiss, Zine and President Garcetti (12); Absent: Hahn, Reyes and Wesson (3).

Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL