

Los Angeles City Council, **Journal/Council Proceedings**
Wednesday, April 16, 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, Huizar, LaBonge, Parks, Perry, Reyes, Weiss, Wesson, Zine and President Garcetti (10); Absent: Cardenas, Greuel, Hahn, Rosendahl and Smith (5).

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
APRIL 11, 2008

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 31

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 for Which Public Hearings Have Been Held - Items 1-8

ITEM NO. (1) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATION - SEE FOLLOWING

Roll Call #7 - Motion (Wesson - Huizar) Adopted, Ayes (10); Absent: Cardenas, Greuel, Hahn, Rosendahl and Smith (5)

[08-0629](#)

COMMUNICATION FROM THE MAYOR relative to the appointment of Mr. Dave Sickler to the Community Redevelopment Agency (CRA) Board of Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Dave Sickler to the CRA Board of Commissioners of the City of Los Angeles for the term ending November 4, 2011, to fill the vacancy created by Mr. John Perez, who resigned on February 14, 2008, is APPROVED and CONFIRMED.

Ethics Commission Review: Complete

Background Check Review: Pending

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

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

ADOPTED

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the appointment of Mr. Dave Sickler to the Community Redevelopment Agency (CRA) Board of Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Sickler to the CRA Board of Commissioners for the term ending November 4, 2011, to fill the vacancy created by the resignation of Mr. John Perez, is APPROVED and CONFIRMED. Mr. Sickler resides in Council District Nine. (Current Board gender composition: M=4; F=3)

Ethics Commission Review: Complete

Background Check Review: Complete

ITEM NO. (2) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATION - SEE FOLLOWING

Roll Call #8 - Motion (Wesson - Huizar) Adopted, Ayes (10); Absent: Cardenas, Greuel, Hahn, Rosendahl and Smith (5)

[08-0722](#)

COMMUNICATION FROM THE MAYOR relative to the appointment of Mr. David Damian Figueroa to the Los Angeles Homeless Services Authority of the City of Los Angeles.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. David Damian Figueroa to the Los Angeles Homeless Services Authority of the City of Los Angeles for the term ending June 30, 2011, to fill the vacancy created by Ms. Rebecca Avila, who resigned on March 24, 2008, is APPROVED and CONFIRMED.

Ethics Commission Review: Pending

Background Check Review: Pending

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

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

ADOPTED

HOUSING, COMMUNITY, AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the appointment of Mr. David Damian Figueroa to the Los Angeles Homeless Services Authority (LAHSA).

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Figueroa to the LAHSA for the term ending June 30, 2011, to fill the vacancy created by the resignation of Ms. Rebecca Avila, is **APPROVED** and **CONFIRMED**. Mr. Figueroa does not reside in the City. (Current Board gender composition: M=3; F=2)

Ethics Commission Review: Pending

Background Check Review: Complete

ITEM NO. (3) - CONTINUED TO APRIL 25, 2008

Roll Call #1 - Motion (LaBonge - Zine) Adopted to Continue, Unanimous Vote (10); Absent: Cardenas, Greuel, Hahn, Rosendahl and Smith (5)

[08-0466](#)

CD 11

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an appeal of Mitigated Negative Declaration (MND) ENV 2007- 4393 MND for property at 12449 Louise Avenue.

Recommendation for Council action:

DENY APPEAL filed by Mary Morrissey-Pine, and others, pursuant to Section 21151 (c) of the Public Resources Code, from the entire decision of the City Planning Commission in adopting ENV 2007-4393 MND in connection with the construction of 25 residential dwelling units, with a height limit of 50 feet, for property at 12449 Louise Avenue, subject to Conditions of Approval.

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.

[Council may recess to Closed Session, pursuant to Government Code Section 54956.9(a) and (b), to confer with, or receive advice from legal counsel regarding pending litigation in the case entitled Louise Apartments LLC v. City of Los Angeles, Los Angeles, Los Angeles Superior Court Case No. BS 113184.]

ITEM NO. (4) - ADOPTED

Roll Call #3 - Motion (Wesson - Perry) Adopted, Ayes (10); Absent: Cardenas, Greuel, Hahn, Rosendahl and Smith (5)

[08-0725](#)

CD 4

MITIGATED NEGATIVE DECLARATION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an appeal of Vesting Tentative Tract No. 69830 for property at 1846 North Cherokee Avenue.

Recommendations for Council action:

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. 08-0725 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT Mitigated Negative Declaration [ENV 2007-4777 - MND] filed on October 25, 2007.
2. ADOPT the FINDINGS of the Central Area Planning Commission as the Findings of the Council.
3. RESOLVE TO DENY APPEAL filed by Sabrina D. Venskus, Esq. (on behalf of various named parties), from the entire decision of the Central Area Planning Commission in sustaining the Deputy Advisory Agency decision, and THEREBY APPROVE Vesting Tentative Tract No. 69830 consisting of a one-lot subdivision to construct a new 15-unit condominium with 37 parking spaces, including seven for guests, on a 9,242 net square foot lot in the [Q]R4-2 zone for property located at 1846 North Cherokee Avenue, subject to Conditions of Approval.

Applicant: Quarters Investment, LLC

VTT 69830-2A

Fiscal Impact Statement: The Central Area Planning Commission reported there is no General Fund impact as administrative costs are recovered through fees.

TIME LIMIT FILE - APRIL 21, 2008

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

ITEM NO. (5) - ADOPTED - TO THE MAYOR FORTHWITH

Roll Call #6 - Motion (Garcetti - Zine) Adopted, Ayes (10); Absent: Cardenas, Greuel, Hahn, Rosendahl and Smith (5)

[08-0002-S1](#)

RULES AND GOVERNMENT COMMITTEE REPORT relative to the City's position on Proposition 98, the California Property Owners and Farmland Protection Act, and Proposition 99, the Homeowners and Private Property Protection Act.

Recommendations for Council action, pursuant to Resolution (Garcetti - Parks), SUBJECT TO THE CONCURRENCE OF THE MAYOR:

1. RESOLVE to include in the City's 2007-08 State Legislative Program OPPOSITION to Proposition 98, the California Property Owners and Farmland Protection Act, a statewide ballot initiative, which would severely limit the City's ability to exercise the power of eminent domain and promote housing affordability.
2. RESOLVE to include in the City's 2007-08 State Legislative Program SUPPORT for Proposition 99, the Homeowners and Private Property Protection Act, which would prohibit local government from acquiring by eminent domain any owner-occupied residence for the purpose of conveying it to a private person.

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

ITEM NO. (6) - CONTINUED TO APRIL 18, 2008

Roll Call #2 - Motion (LaBonge - Zine) Adopted to Continue, Unanimous Vote (10); Absent: Cardenas, Greuel, Hahn, Rosendahl and Smith (5)

[07-4123](#)

TRANSPORTATION COMMITTEE REPORT relative to instructions to City departments in connection with the January 29, 2008 City Council hearing on transportation issues.

Recommendations for Council action:

1. INSTRUCT each City department identified in Attachment A of the March 14, 2008 Chief Legislative Analyst (CLA) report, attached to the Committee report, to report to the Transportation Committee as specified.
2. INSTRUCT the CLA and the City Clerk to coordinate the processing and monitoring of the department responses associated with Attachment A of the March 14, 2008 CLA report as detailed above in Recommendation No. 1
3. AMEND Attachment A of the March 14, 2008 CLA report as follows:
 - a. Delete the text of Instruction 6 and replace with: "Direct the Los Angeles Department of Transportation (LADOT) and Department of City Planning (DCP) to work with the Los Angeles County Metropolitan Transportation Authority to study park-and-ride lots around Metro Red Line stops to encourage the usage of the subway and further explore extending Red Line late operations, with a possible pilot program."
 - b. Delete the text of Instruction 8 and replace with: "Direct the CLA to form a working group that would include LADOT, the Police Commission, DCP, Community Redevelopment Agency and the City Attorney to explore ordinance changes that would allow for the creation of a valet district in Hollywood to deal with various problems associated with the current valet program, such as over-leased valet parking spaces; lack of enforcement; need for more

valet zones; conflicts between multiple valet companies; evening congestion and the lack of coordination between City departments relative to valet activities.”

Fiscal Impact Statement: The CLA reports that there is no impact to the General Fund.

**Roll Call #7 - Motion (Wesson - Perry) Adopted, Ayes (10); Absent: Cardenas, Greuel, Hahn, Rosendahl and Smith (5)
(Item Nos. 7-8)**

ITEM NO. (7) - ADOPTED

[08-0260-S1](#)

TRANSPORTATION COMMITTEE REPORT relative to proposed financial agreement with the Los Angeles County Metropolitan Transportation Authority (Metro) in connection with the Mid-City/Exposition Light Rail Transit Project.

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

1. APPROVE the funding agreement with the Metro in connection with Mid-City/Exposition Light Rail Transit Project, as detailed in Chief Legislative Analyst (CLA) Report No. 08-03-3029 and attached to the Council file, providing a total of \$35 million to the Metro over the following four fiscal years, as follows, subject to the approval of the City Attorney as to form and legality:
 - a. Fiscal Year 2007-08: \$7.7 million
 - b. Fiscal Year 2008-09: \$8.0 million
 - c. Fiscal Year 2009-10: \$9.5 million
 - d. Fiscal Year 2010-11: \$9.8 million
2. DIRECT the Los Angeles Department of Transportation to pay the amounts, as detailed above in Recommendation No. 1, to the Metro from Proposition C Anti-Gridlock Transit Improvement Fund No. 540, Exposition Light Rail Extension Account, upon receipt of an invoice requesting said amount and confirming that the appropriate milestone have been met by Metro, utilizing funds appropriate for this purpose by Council on December 12, 2005 (Council file No. 05-1107).
3. AUTHORIZE the Mayor to sign the agreement on behalf of the City of Los Angeles.
4. AUTHORIZE the Controller to make any necessary technical corrections to Recommendation Nos. 1-3 to implement the intent of this action.

Fiscal Impact Statement: The CLA reports that there is no impact to the General Fund, as this action was previously budgeted in the Proposition C account.

ITEM NO. (8) - MOTION ADOPTED TO APPROVE COMMUNICATION AND COMMITTEE REPORT RECOMMENDATION

[07-0458-S2](#)

COMMUNICATION FROM CHAIR AND MEMBER, PUBLIC SAFETY COMMITTEE, and BUDGET AND FINANCE COMMITTEE REPORT relative to the use of sworn overtime by the Los Angeles Police Department (LAPD) at Los Angeles International Airport (LAX).

Recommendation for Council action:

NOTE and FILE the LAPD report to the Budget and Finance Committee dated February 26, 2008 (attached to the Council file) relative to the use of sworn overtime by the Department at LAX for deployment periods ending July 21, 2007 through December 8, 2007.

Fiscal Impact Statement: Not applicable.

Items for Which Public Hearings Have Not Been Held - Items 9-39

(10 Votes Required for Consideration)

ITEM NO. (9) - ADOPTED

Roll Call #4 - Motion (LaBonge - Huizar) Adopted, Ayes (10); Absent: Cardenas, Greuel, Hahn, Rosendahl and Smith (5)

[08-0005-S228](#)

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 April 8, 2008:

[08-0005-S228](#)

CD 9

- a. Property at 4226 South Woodlawn Avenue (Case No. 129174).
Assessor I.D. No. 5113-03-2025

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 20, 2007)

[08-0005-S229](#)

CD 14

- b. Property at 2755 East Blanchard Street (Case No. 24714).
Assessor I.D. No. 5177-018-013

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on October 31, 2006)

[08-0005-S230](#)

CD 14

- c. Property at 1500 East Pleasant Avenue (Case No. 150988).
Assessor I.D. No. 5174-021-028

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 16, 2008)

[08-0005-S231](#)

CD 9

- d. Property at 425 West 62nd Street (Case No. 8223).
Assessor I.D. No. 6004-038-030

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

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

Roll Call #9 - Motion (Parks - Perry) Adopted, Ayes (10); Absent: Cardenas, Greuel, Hahn, Rosendahl and Smith (5)

[08-0150](#)

CONTINUED CONSIDERATION OF COMMUNICATION FROM CHAIR, AD HOC COMMITTEE ON GANG VIOLENCE AND YOUTH DEVELOPMENT relative to compiling and coordinating reports from various departments regarding gang reduction and youth development programs.

Recommendations for Council action:

1. REQUEST each department to report within 30 to 60 days to the Ad Hoc Committee on Gang Violence and Youth Development as specified in Attachment A (attached to the Ad Hoc Committee Communication).
2. INSTRUCT the Chief Legislative Analyst (CLA) and the City Clerk to coordinate the processing and monitoring of departmental responses associated with Attachment A, as determined by the Ad Hoc Committee on Gang Violence and Youth Development, and further INSTRUCT the CLA to advise the Ad Hoc Committee of any reports that are not submitted prior to the recommended report back due date specified above.
3. REQUEST that the City Attorney report back on the status of gang injunctions, including the removal process, and the availability and posting of the Spanish version of the gang injunction petition removal form on the City's website.

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

(Continued from Council meeting of April 9, 2008)

**Roll Call #4 - Motion (LaBonge - Huizar) Adopted, Ayes (10); Absent: Cardenas, Greuel, Hahn, Rosendahl and Smith (5)
(Item Nos. 11-12)**

ITEM NO. (11) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

[05-1585](#)

CD 9

CONTINUED CONSIDERATION OF COMMUNICATION FROM CHAIR, INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE relative to amending the lease agreement with California Pita in the Los Angeles Mall.

Recommendation for Council action:

AUTHORIZE the Department of General Services (GSD) to amend the lease agreement to provide rent abatement for the operation of the California Pita restaurant located in Space Nine in the Los Angeles Mall, substantially as outlined in the GSD report dated January 31, 2008, attached to the Council file.

Fiscal Impact Statement: The GSD reports that due to the rent credit, the General Fund will receive less rent in Fiscal Year 2007-08 than planned.

(Continued from Council meeting of April 9, 2008)

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

[07-2703](#)

CD 9

CONTINUED CONSIDERATION OF COMMUNICATION FROM CHAIR, INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE relative to a rent credit to Sbarro's Italian Eatery for building improvements at the Los Angeles Mall.

Recommendation for Council action:

AUTHORIZE the Department of General Services (GSD) to reimburse Sbarro's in the amount of up to \$10,000 for the tenant's upgrade to the electrical panel, breaker, and wiring before the point of entry to the unit (inside the City's electrical panel room) as substantially outlined in the GSD report dated January 31, 2008, attached to the Council file.

Fiscal Impact Statement: The GSD reports that the tenant's rent is approximately a minimum of \$2,038 per month. Rent abatement of approximately five months to offset the tenant's costs will reduce revenue to the General Fund by \$10,000.

(Continued from Council meeting of April 9, 2008)

ITEM NO. (13) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

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

[08-0554](#)

CD 6

COMMUNICATION FROM CHAIR, INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE relative to a lease agreement with a coffee franchise for retail space at the Braude Retail Mall.

Recommendation for Council action:

AUTHORIZE the Department of General Services (GSD) to negotiate and execute a new lease with Alexia Cirino, doing business as Daily Grind, to operate a coffee franchise business in Space A in the Braude Retail Mall under the terms and conditions as substantially outlined in the GSD report dated February 28, 2008, attached to the Council file.

Fiscal Impact Statement: The GSD reports that the tenant shall be responsible for all tenant improvements within the vanilla shell that are usual and customary to set up and operate the business. The lease of this space will generate a minimum of \$4,980 per month or \$59,760 annually to the City.

**Roll Call #4 - Motion (LaBonge - Huizar) Adopted, Ayes (10); Absent: Cardenas, Greuel, Hahn, Rosendahl and Smith (5)
(Item Nos. 14-17)**

ITEM NO. (14) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

[08-0581](#)

CD 11

COMMUNICATION FROM CHAIR, INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE relative to a lease agreement for maintaining communication equipment for Police and Fire Department emergency operations on the rooftop of 100 Wilshire Boulevard.

Recommendation for Council action:

AUTHORIZE the Department of General Services (GSD) to negotiate and execute a renewal of the lease for maintaining rooftop communication equipment at 100 Wilshire Boulevard, Santa Monica, California, under the terms and conditions as substantially outlined in the GSD report dated February 28, 2008, attached to the Council file.

Fiscal Impact Statement: The GSD reports that the GSD Leasing Account No. 6030 has sufficient funds budgeted in Fiscal Years 2007-08 and 2008-09 for this lease renewal.

ITEM NO. (15) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

[07-4013](#)

COMMUNICATION FROM CHAIR, PERSONNEL COMMITTEE relative to Amendment No. 1 to Memorandum of Understanding (MOU) No. 15, Service Employees Unit, to provide updated language to the Health/Dental and Family and Medical Leave articles.

Recommendation for Council action:

APPROVE Amendment No. 1 to the Service Employees International Union (SEIU), Local 347, 2007-12 MOU No. 15 (attached to the Council file) to provide updated language to the Health/Dental and Family and Medical Leave articles to conform with City practice and State law and to update address and phone number information for the SEIU Local.

Fiscal Impact Statement: The City Administrative Officer reports that Amendment No. 1 contains language and informational changes only. There is no fiscal impact.

ITEM NO. (16) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

[07-4014](#)

COMMUNICATION FROM CHAIR, PERSONNEL COMMITTEE relative to Amendment No. 1 to Memorandum of Understanding (MOU) No. 14, Service and Crafts Unit, to provide updated language to the Health/Dental and Family and Medical Leave articles.

Recommendation for Council action:

APPROVE Amendment No. 1 to the Service Employees International Union (SEIU), Local 347, 2007-12 MOU No. 14 (attached to the Council file) to provide updated language to the Health/Dental and Family and Medical Leave articles to conform with City practice and State law and to update address and phone number information for the SEIU Local.

Fiscal Impact Statement: The City Administrative Officer reports that Amendment No. 1 contains language and informational changes only. There is no fiscal impact.

ITEM NO. (17) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

[07-4015](#)

COMMUNICATION FROM CHAIR, PERSONNEL COMMITTEE relative to Amendment No. 1 to Memorandum of Understanding (MOU) No. 18, Safety/Security Unit, to provide updated language to the Health/Dental and Family and Medical Leave articles.

Recommendation for Council action:

APPROVE Amendment No. 1 to the Service Employees International Union (SEIU), Local 347, 2007-12 MOU No. 18 (attached to the Council file) to provide updated language to the Health/Dental and Family and Medical Leave articles to conform with City practice and State law and to update address and phone number information for the SEIU Local.

Fiscal Impact Statement: The City Administrative Officer reports that Amendment No. 1 contains language and informational changes only. There is no fiscal impact.

ITEM NO. (18) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

Roll Call #11 - Motion (Zine - Alarcon) Adopted, Ayes (10); Absent: Cardenas, Greuel, Hahn, Rosendahl and Smith (5)

[07-3986](#)

COMMUNICATION FROM CHAIR, PERSONNEL COMMITTEE relative to Amendment Nos. 1 and 2 to Memorandum of Understanding (MOU) No. 04, Equipment Operation and Labor Employees Unit, to provide updated language to the Health/Dental and Family and Medical Leave articles and to provide a Y-rate to a Los Angeles World Airports (LAWA) employee.

Recommendations for Council action:

1. APPROVE Amendment No. 1 to the Service Employees International Union (SEIU), Local 347, 2007-12 MOU No. 04 (attached to the Council file) to provide updated language to the Health/Dental and Family and Medical Leave articles to conform with City practice and State law and to update address and phone number information for the SEIU Local.
2. APPROVE Amendment No. 2, attached to the Council file, to the SEIU, Local 347, 2007-12 MOU No. 04 to provide a Y-rate to a LAWA employee.

Fiscal Impact Statement: The City Administrative Officer reports that Amendment No. 1 contains language and informational changes only. There is no fiscal impact. Amendment No. 2 impacts one employee at LAWA, and there is no cost to the General Fund. The cost to LAWA will be \$4,520.40.

ITEM NO. (19) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

Roll Call #12 - Motion (Weiss - LaBonge) Adopted, Ayes (10); Absent: Cardenas, Greuel, Hahn, Rosendahl and Smith (5)

[06-1576](#)

CD 4

MITIGATED NEGATIVE DECLARATION (MND) and COMMUNICATION FROM CHAIR AND MEMBER, PUBLIC SAFETY COMMITTEE relative to environmental clearance for the Fire Station 82 project.

Recommendations for Council action:

1. FIND on the basis of the whole record that there is no substantial evidence that the Fire Station 82 project located at 5769-77 Hollywood Boulevard will have a significant effect on the environment pursuant to the City's Environmental Guidelines and in compliance with the California Environmental Quality Act; that the MND (BE No. 918-07) reflects the independent judgment of the lead agency, City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 06-1576 in the custody of the City Clerk

and in the files of the Environmental Management Group of the Bureau of Engineering; and, ADOPT the MND (BE 918-07) filed on December 3, 2007.

2. ADOPT the MND (BE 918-07) and Mitigation Monitoring Plan as detailed in the March 7, 2008 Board of Public Works report, attached to the Council file.
3. APPROVE the Fire Station 82 project located at 5769-77 Hollywood Boulevard as detailed in the March 7, 2008 Board report, and attached to the Council file.

Fiscal Impact Statement: The Board of Public Works reports that funding for this project will be from the "Proposition F" General Obligation Bond, approved by the voters in November 2000. This action does not impact the General Fund nor is any appropriation needed for the Board's action.

Community Impact Statement: The Hollywood United Neighborhood Council supports the proposed location for the new Fire Station 82, to be constructed on the northeast corner of Hollywood Boulevard and Van Ness Avenue on property owned by the City of Los Angeles. We also give our conditional support to the proposed training facility/community center on the site of the existing FS82 on Bronson Avenue, provided that the City provide parking spaces open to the public onsite.

Additional Information: Funding for a study of the feasibility of placing above or below ground parking at the Bronson site can be found in the Franklin/Canyon Parking Project

ITEM NO. (20) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

Roll Call #13 - Motion (Zine - Wesson) Adopted, Ayes (10); Absent: Cardenas, Greuel, Hahn, Rosendahl and Smith (5)

[08-0549](#)

COMMUNICATION FROM CHAIR AND MEMBER, PUBLIC SAFETY COMMITTEE relative to amending the Los Angeles Police Department's contract with Motorola, Inc., for Voice Radio Switch and Dispatch Integration.

Recommendation for Council action:

AUTHORIZE the Chief of Police to execute a Second Amendment to the contract (No. C-103981) with Motorola, Inc., for Voice Radio Switch and Dispatch Integration Services for an additional two years, through December 31, 2010, at no additional cost.

Fiscal Impact Statement: The City Administrative Officer reports that the execution of the proposed contract amendment will have no impact on the General Fund and complies with City financial policies in that the proposed amendment will not increase the cost of the existing \$12,800,000 contract with Motorola, the cost of which is paid for by voter approved Special Police Communications/911 System Tax (Proposition M) bond funds.

ITEM NO. (21) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

Roll Call #4 - Motion (LaBonge - Huizar) Adopted, Ayes (10); Absent: Cardenas, Greuel, Hahn, Rosendahl and Smith (5)

[08-0667](#)

COMMUNICATION FROM CHAIR AND MEMBER, PUBLIC SAFETY COMMITTEE relative to the Extreme Heat and Cold Emergency Plan.

Recommendation for Council action:

NOTE and FILE the Emergency Operations Board report relative to the Extreme Heat and Cold Emergency Plan (attached to the Council file).

Fiscal Impact Statement: Not applicable.

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

Roll Call #14 - Motion (Weiss - Wesson) Adopted, Ayes (10); Absent: Cardenas, Greuel, Hahn, Rosendahl and Smith (5)

[08-0668](#)

COMMUNICATION FROM CHAIR AND MEMBER, PUBLIC SAFETY COMMITTEE relative to the Emergency Operations Board (EOB) after action report on the 2007 Southern California wild land fires Emergency Operations Center (EOC) activation.

Recommendation for Council action:

NOTE and FILE the EOB after action report dated February 27, 2008 (attached to the Council file) relative to the 2007 Southern California wild land fires EOC activation.

Fiscal Impact Statement: Not applicable.

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

Roll Call #15 - Motion (Weiss - Parks) Adopted, Ayes (10); Absent: Cardenas, Greuel, Hahn, Rosendahl and Smith (5)

[08-0669](#)

COMMUNICATION FROM CHAIR AND MEMBER, PUBLIC SAFETY COMMITTEE relative to the Emergency Operations Board (EOB) after action report on the 2007 City of Los Angeles Emergency Preparedness Fair.

Recommendation for Council action:

NOTE and FILE the EOB after action report dated February 25, 2008 (attached to the Council file) relative to the 2007 City of Los Angeles Emergency Preparedness Fair.

Fiscal Impact Statement: Not applicable.

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

Roll Call #4 - Motion (LaBonge - Huizar) Adopted, Ayes (10); Absent: Cardenas, Greuel, Hahn, Rosendahl and Smith (5)

[08-0670](#)

COMMUNICATION FROM CHAIR AND MEMBER, PUBLIC SAFETY COMMITTEE relative to the Emergency Operation Board (EOB) after action report relative to the July 28, 2007 Oaks Hills evacuation exercise.

Recommendation for Council action:

NOTE and FILE the EOB after action report dated February 25, 2008 (attached to the Council file) relative to the July 28, 2007 Oaks Hills evacuation exercise.

Fiscal Impact Statement: Not applicable.

ITEM NO. (25) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

Roll Call #16 - Motion (Weiss - Zine) Adopted, Ayes (10); Absent: Cardenas, Greuel, Hahn, Rosendahl and Smith (5)

[08-0671](#)

COMMUNICATION FROM CHAIR AND MEMBER, PUBLIC SAFETY COMMITTEE relative to the City of Los Angeles Tsunami Plan Annex.

Recommendation for Council action:

NOTE and FILE the Emergency Operations Board report relative to the City of Los Angeles Tsunami Plan Annex (attached to the Council file).

Fiscal Impact Statement: Not applicable.

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

Roll Call #17 - Motion (LaBonge - Huizar) Adopted, Ayes (10); Absent: Cardenas, Greuel, Hahn, Rosendahl and Smith (5)

[08-0795](#)

COMMUNICATION FROM THE DEPARTMENT OF RECREATION AND PARKS (DRP) relative to a supplemental agreement with Land Images for as-needed landscape architectural design services.

Recommendations for Council action:

1. APPROVE the proposed Supplemental Agreement, substantially in the form on file in the Board of Recreation and Park Commissioners (Board) Office, to Contract No. 3036 with Land Images, extending the term of the contract by five years for a new total of eleven years and increasing the contract amount by \$500,000 for a total not-to-exceed \$1,100,000, subject to approval of the Mayor, the City Council, and the City Attorney as to form.
2. FIND that the DRP does not have personnel available in its employ with sufficient time or the necessary expertise to undertake these specialized professional tasks in a timely manner, and pursuant to Charter Section 1022, it is more feasible, economical and in the Department's best interest to secure these services by contract.
3. DIRECT the Board Secretary to transmit the proposed Supplemental Agreement to the Mayor in accordance with Executive Directive No.3, and concurrently to the City Attorney for review and approval as to form.
4. AUTHORIZE the Board President and Secretary to execute the above referenced Supplemental Agreement upon receipt of necessary approvals.

Fiscal Impact Statement: The DRP reports that all compensation to the consultant is provided in the funding of each individual project on which the firm works. There will, therefore, be no decrease in revenue or increase in costs to the City's General Fund.

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

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

Roll Call #18 - Motion (Weiss - Reyes) Adopted, Ayes (10); Absent: Cardenas, Greuel, Hahn, Rosendahl and Smith (5)

[08-0659](#)

CD 3

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 17837 West Sherman Way.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970, pursuant to Article VII, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan, pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated March 11, 2008 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 17837 West Sherman Way.

4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$2,386.10 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of \$2,230 and a seven percent surcharge in the amount of \$156.10 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

**Roll Call #4 - Motion (LaBonge - Huizar) Adopted, Ayes (10); Absent: Cardenas, Greuel, Hahn, Rosendahl and Smith (5)
(Item Nos. 28-29)**

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

08-0660
CD 7

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 15148 West Bledsoe Street.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970, pursuant to Article VII, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan, pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated March 11, 2008 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 15148 West Bledsoe Street.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$2,247 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of \$2,100 and a seven percent surcharge in the amount of \$147 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

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

[08-0666](#)

CD 2

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 5761 North Woodman Avenue.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970, pursuant to Article VII, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan, pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated March 11, 2008 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 5761 North Woodman Avenue.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$2,286.10 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of \$2,230 and a seven percent surcharge in the amount of \$156.10 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

ITEM NO. (30) - ADOPTED

Roll Call #19 - Motion (Zine - Weiss) Adopted, Ayes (10); Absent: Cardenas, Greuel, Hahn, Rosendahl and Smith (5)

[08-0727](#)

CONSIDERATION OF RESOLUTION (ZINE - SMITH) relative to calling on Governor Arnold Schwarzenegger to ensure that Sara Jane Olson completes her full sentence in California.

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

RESOLVE that the City calls on Governor Arnold Schwarzenegger to ensure that Sara Jane Olson completes her full sentence in California, and that, if granted parole, Ms. Olson be required to serve her entire parole term in California.

(Rules and Government Committee waived consideration of the above matter)

ITEM NO. (31) - ADOPTED

Roll Call #20 - Motion (Perry - Reyes) Adopted, Ayes (10); Absent: Cardenas, Greuel, Hahn, Rosendahl and Smith (5)

[08-0858](#)

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

Recommendations for Council action:

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

[08-0858](#)

CD 5

- a. MOTION (WEISS - LABONGE) relative to declaring the Manning Avenue Block Party on April 27, 2008 a Special Event (fees and costs absorbed by the City = \$1,188).

[08-0859](#)

CD 13

- b. MOTION (GARCETTI - LABONGE) relative to declaring the Iron Man movie premiere on April 30, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[07-0981](#)

CD 4

- c. MOTION (LABONGE - WEISS) relative to declaring the Holocaust Commemoration at the Los Angeles Holocaust Monument in Pan Pacific Park on May 4, 2008 a Special Event (fees and costs absorbed by the City = \$2,325.18).

[06-0779](#)

CD 5

- d. MOTION (WEISS - SMITH) relative to declaring the Kids4Kids 5k Run and Carnival on April 27, 2008 a Special Event (fees and costs absorbed by the City = \$1,688).

[07-2996](#)

CD 13

- e. MOTION (GARCETTI - LABONGE) relative to declaring the US Weekly event on April 17, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[07-1011](#)

CD 14

- f. MOTION (HUIZAR - HAHN) relative to declaring the Annual March in Honor of Emiliano Zapata on April 13, 2008 a Special Event (fees and costs absorbed by the City = \$10,023).

[08-0872](#)

CD 6

- g. MOTION (CARDENAS - LABONGE) relative to declaring the 2008 Fill-the-Boot Campaign for the Muscular Dystrophy Association on April 11, 2008 a Special Event (fees and costs absorbed by the City = \$1,035).

[08-0884](#)

CD 2

- h. MOTION (GREUEL - LABONGE) relative to declaring the Songkran - Thai New Year Festival on April 12-13, 2008 a Special Event (fees and costs absorbed by the City = \$7,886).

[08-0874](#)

CD 14

- i. MOTION (HUIZAR - LABONGE) relative to declaring the Industrial District Greening Event on April 11, 2008 a Special Event (fees and costs absorbed by the City = \$1,642).

[08-0875](#)

CD 14

- j. MOTION (HUIZAR - LABONGE) relative to declaring the Spanning History, The Bridges of the Los Angeles River on April 13, 2008 a Special Event (fees and costs absorbed by the City = \$1,642).

[08-0876](#)

CD 14

- k. MOTION (HUIZAR - HAHN) relative to declaring the LA vs. WAR Art Exhibit on April 10-13, 2008 a Special Event (fees and costs absorbed by the City = \$8,313).

[06-1418](#)

CD 9

- l. MOTION (PERRY - GREUEL) relative to declaring the 75th Street Block Club Party on July 5, 2008 a Special Event (fees and costs absorbed by the City = \$1,226).

[08-0877](#)

CD 11

- m. MOTION (ROSENDAHL - HUIZAR) relative to declaring the Health and Environmental Fair on April 13, 2008 a Special Event (fees and costs absorbed by the City = \$1,642).

[08-0879](#)

CD 13

- n. MOTION (GARCETTI - PERRY) relative to declaring the Gumball 3000 event on August 9-10, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[08-0880](#)

CD 13

- o. MOTION (GARCETTI - PERRY) relative to declaring the ECO Salon and Spa on April 15, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[08-0881](#)

CD 13

- p. MOTION (GARCETTI - PERRY) relative to declaring the Thai New Year's Day Songkran Festival/LA International Curry Festival/5K Run/Walk on April 13, 2008 a Special Event (fees and costs absorbed by the City = \$16,110).

[08-0882](#)

CD 9

- q. MOTION (PERRY - REYES) relative to declaring the IBM Conference on May 1-2, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[08-0883](#)

CD 9

- r. MOTION (PERRY - REYES) relative to declaring the Cinco de Mayo Block Party on May 3, 2008 a Special Event (fees and costs absorbed by the City = \$1,226).

ITEM NO. (32) - ADOPTED

Roll Call #21 - Motion (LaBonge - Weiss) Adopted, Ayes (10); Absent: Cardenas, Greuel, Hahn, Rosendahl and Smith (5)

[07-0981-S1](#)

CD 4

MOTION (LABONGE - WEISS) relative to declaring the Youth Holocaust Commemoration at the Los Angeles Holocaust Monument in Pan Pacific Park on May 6, 2008 a Special Event (fees and costs absorbed by the City = \$5,000).

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

1. DECLARE the Youth Holocaust Commemoration at the Los Angeles Holocaust Monument in Pan Pacific Park on May 6, 2008, a "Special Event."
2. 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.
3. ACCEPT \$2,146.32 paid by the event organizer and DEPOSIT to Fund No. 100/40, Account No. 1090 (Salaries - Overtime) for Office of Public Safety staffing costs and services associated with the Youth Holocaust Commemoration.

ITEM NO. (33) - ADOPTED

Roll Call #22 - Motion (Reyes - Huizar) Adopted, Ayes (10); Absent: Cardenas, Greuel, Hahn, Rosendahl and Smith (5)

[08-0011-S14](#)

MOTION (REYES - ROSENDAHL) relative to funding for a new public safety program within the Los Angeles Police Department (LAPD) Hollenbeck, Rampart, and Northeast Divisions.

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

1. TRANSFER \$70,558.29 from the Council District One portion of the Street Furniture Revenue Fund No. 43D/50 to the LAPD Fund No. 100/70, Account No. 7340 (Transportation Equipment) for equipment that will enhance public safety through a new public safety program within the LAPD Hollenbeck, Rampart, and Northeast Divisions.
2. AUTHORIZE the Chief Legislative Analyst to make technical corrections or clarifications to the above fund transfer instruction as may be necessary to implement the intent of the Motion.

**Roll Call #4 - Motion (LaBonge - Huizar) Adopted, Ayes (10); Absent: Cardenas, Greuel, Hahn, Rosendahl and Smith (5)
(Item Nos. 34-38)**

ITEM NO. (34) - ADOPTED

[08-0860](#)

MOTION (ALARCON - CARDENAS) relative to declaring the MENDING Hearts Tea Fundraiser a special event.

Recommendations for Council action:

1. DECLARE the MENDING Hearts Tea Fundraiser as a special event.
2. WAIVE all fees, cost and requirements, including Los Angeles Fire Department (LAFD) and Department of Building and Safety fees.
3. DIRECT the Bureau of Street Services (BOSS) to furnish the necessary traffic control devices. These devices will be provided with the understanding that the sponsoring organization will pick up and return to the BOSS and remove any debris following this event.
4. AUTHORIZE the LAFD to provide fire safety inspectors as may be needed for the duration of this event and to waive any fees associated with this action.
5. APPROVE the continuation of the aforementioned department instructions should unforeseen circumstances change the actual date of the special event.

ITEM NO. (35) - ADOPTED

[08-0011-S15](#)

CD 4

MOTION (LABONGE - HUIZAR) relative to funding to produce and distribute DVDs of brush clearance and emergency evacuation information.

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

1. INSTRUCT the Bureau of Street Services (BOSS) to prepare an agreement or other necessary contractual document with the Los Angeles Fire Department (LAFD) for the production and distribution of DVDs regarding brush clearance and emergency evacuation to residents of Council District Four, subject to the approval of the City Attorney as to form and legality. Said agreement or other necessary contractual document shall include, but not be limited to: a description of the work and the estimated completion date for distribution of the DVDs.
2. AUTHORIZE the Councilmember of Council District Four to enter into and execute an agreement or other necessary document with the LAFD for an amount not to exceed \$10,000 for the above work to be performed.
3. AUTHORIZE the Board of Public Works, Office of Accounting and the Controller, as appropriate, to TRANSFER up to \$10,000 from the Council District Four portion of the Street Furniture Revenue Fund No. 43D/50 to Fund No. 100/38 (LAFD), Account No. 6010 for the above specified production and distribution of DVDs to residents of Council District Four.
4. INSTRUCT the BOSS to ensure that the LAFD submits invoices to the Board of Public Works, Office of Accounting of the actual expenditures for the performance of the above work, along with a detailed accounting of the actual expenditures, and return any unspent funds to the BOSS within 30 days of completion of the above work.
5. AUTHORIZE the Chief Legislative Analyst, or designee, to make technical corrections or clarifications as may be necessary to implement the intent of the Motion.

ITEM NO. (36) - ADOPTED

[08-0873](#)

MOTION (CARDENAS - HUIZAR) relative to funding for services associated with an event at the Tom Bradley Towers.

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

APPROPRIATE \$568.54 from the Unappropriated Balance Fund No. 100/58 to the Department of General Services Fund No. 100/40 as follows: \$121.50 to Account No. 1070 (Salaries - As Needed - Parking) and \$447.04 to Account No. 1090 (Salaries - Overtime - Security) for services in connection with the April 9, 2008 Council District Six Meet and Greet for David Nahai at the Tom Bradley Towers. Said funds to be reimbursed to the General Fund by the Norooz Foundation.

ITEM NO. (37) - ADOPTED

[07-1349](#)

CD 9

MOTION (PERRY - CARDENAS) relative to funding for property management and construction services for the Pickle Works Building.

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

1. INSTRUCT the Department of General Services (GSD) to TRANSFER \$21,603 in rent receipts and any additional receipts from the Pickle Works Building, from GSD Trust Fund No. 843/40, Account No. 2200 (Miscellaneous Deposits) to the Transportation Grant Fund No. 655/94, Account No. A570 (First Street Bridge Wide - Pickle Works).
2. AUTHORIZE the Controller to TRANSFER \$1,745,422 within the Transportation Grant Fund No. 655/94, Account No. A570 (First Street Bridge Wide - Pickle Works) to GSD Account No. C140 and APPROPRIATE therefrom to the following accounts within GSD Fund No. 100/40:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1010	Salaries, General	\$ 14,760
1014	Salaries, Construction	\$ 70,235
1070	Salaries, As-Needed	\$ 1,640
1097	Overtime, Construction	\$ 30,000
1100	Hiring Hall	\$ 4,586
1101	Hiring Hall Construction	\$ 525,000
1120	Hiring Hall, Fringe	\$ 1,611
1121	Hiring Hall Fringe Benefits	\$ 183,750
1191	Hiring Hall Overtime	\$ 205,929
3040	Contractual Services	\$ 98,125
3180	Construction Materials and Supplies	\$ 609,786

3. AUTHORIZE the Los Angeles Department of Transportation to transfer cash from the project funding to reimburse the General Fund, on an as-needed basis, upon proper documentation from the GSD and approval of the Bureau of Engineering Program Manager.
4. AUTHORIZE the City Administrative Officer to make technical corrections as necessary to implement the intent of the Motion.

ITEM NO. (38) - ADOPTED

[08-0878](#)

MOTION (GARCETTI - PERRY) relative to a donation to support the City Attorney's Summit on Healthcare Based Child Abuse Reporting.

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

AUTHORIZE the City Attorney to:

- a. Accept the generous donation of \$5,050 from the In-N-Out Burger Corporation to support the City Attorney's Summit on Healthcare Based Child Abuse Reporting.
- b. Thank the donor on behalf of the City.
- c. Deposit the donation into the City Attorney Grant Fund No. 368, Account No. T221.

ITEM NO. (39) - ADOPTED

Roll Call #23 - Motion (LaBonge - Alarcon) Adopted, Ayes (10); Absent: Cardenas, Greuel, Hahn, Rosendahl and Smith (5)

[08-0011-S16](#)

CD 4

MOTION (LABONGE - GARCETTI) relative to funding to develop a document to be included in the Griffith Park Master Plan.

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

TRANSFER \$25,000 from the Council District Four portion of the Street Furniture Revenue Fund No. 43D/50 to the Department of Recreation and Parks Fund No. 302/89, Account No. 809M (Griffith Region Maintenance) to fund the compilation of recommendations into a document that will be considered for inclusion to the final draft of the Griffith Park Master Plan.

Closed Sessions - Items 40-45

ITEM NO. (40) - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

Roll Call #28 - Motion (Parks - Huizar) Adopted, Ayes (10); Absent: Cardenas, Greuel, Hahn, Rosendahl and Smith (5)

[07-3914](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to settlement in the case entitled Rosalinda Munoz, et al., v. City of Los Angeles, et al., Los Angeles Superior Court Case No. SC085617. (This action arises from an incident involving a dangerous condition which occurred on April 15, 2005.)

(Budget and Finance Committee considered the above matter in Closed Session on April 7, 2008.)

ADOPTED

MOTION (PARKS - HUIZAR)

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

1. **AUTHORIZE** the City Attorney to expend \$250,000 in settlement of the case entitled Rosalinda Munoz, et al., v. City of Los Angeles, et al., Los Angeles Superior Court Case No. SC085617, from the Liability Claims Account No. 9770, Fund 100, Department 59.
2. **AUTHORIZE** the City Attorney to draw a demand thereon in said amount payable to the Law Offices of Berglund, Johnson and Sommer and Rosalinda Munoz, Brenda Munoz, Maria Munoz and Araceli Munoz. (Simultaneous with the City's settlement, the Department of Water and Power will pay \$250,000 for a total settlement of \$500,000.)

3. **AUTHORIZE the City Attorney, or designee, to prepare Controller instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer, and AUTHORIZE the Controller to implement the instructions.**

ITEM NO. (41) - RECEIVED AND FILED

**Roll Call #5 - Motion (Parks - Huizar) Adopted, to Receive and File, Unanimous Vote (10);
Absent: Cardenas, Greuel, Hahn, Rosendahl and Smith (5)**

[08-0546](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to the case entitled Sean Gregory v. City of Los Angeles, Los Angeles Superior Court Case No. BC350657. (This case arises out of a Los Angeles Police Department officer's claim of retaliation for taking family bonding leave.)

(Budget and Finance Committee considered the above matter in Closed Session on April 7, 2008.)

ITEM NO. (42) - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

Roll Call #29 - Motion (Parks - Huizar) Adopted, Ayes (10); Absent: Cardenas, Greuel, Hahn, Rosendahl and Smith (5)

[08-0662](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to settlement in the case entitled Lane Sterling v. City of Los Angeles, Workers' Compensation Appeals Board Case Nos. AGO17748, et al.; Claim Nos. 9002-2001-3547, et al. (Applicant alleges he sustained personal injuries during the course and scope of his employment as a police officer with the Los Angeles Police Department.)

(Budget and Finance Committee considered the above matter in Closed Session on April 7, 2008.)

ADOPTED

MOTION (PARKS - HUIZAR)

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

1. **AUTHORIZE the City Attorney to enter into a settlement in the case entitled Lane Sterling v. City of Los Angeles, Workers' Compensation Appeals Board Case Nos. AGO17748, et al.; Claim Nos. 9002-2001-3547, et al., through a Stipulated Award for 99 percent permanent disability or \$158,125.00, plus a life pension thereafter payable at \$150.75 per week.**
2. **AUTHORIZE the City Attorney to execute the Stipulated Award with all appropriate parties for submission to the Workers' Compensation Appeals Board for its award of payment.**

ITEM NO. (43) - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

Roll Call #30 - Motion (Parks - Huizar) Adopted, Ayes (10); Absent: Cardenas, Greuel, Hahn, Rosendahl and Smith (5)

[08-0664](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to settlement in the case entitled Steve Lindner v. City of Los Angeles, Workers' Compensation Appeals Board Case Nos. VNO452298, et al.; Claim Nos. 9002-1968-5551, et al. (Applicant alleges he sustained personal injuries during the course and scope of his employment as a police officer with the Los Angeles Police Department.)

(Budget and Finance Committee considered the above matter in Closed Session on April 7, 2008.)

ADOPTED

MOTION (PARKS - HUIZAR)

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

1. **AUTHORIZE the City Attorney to enter into settlements in the case entitled Steve Lindner v. City of Los Angeles, WCAB Case Nos. VNO452298, et al.; Claim Nos. 9002-1968-5551, et al., through Stipulated Awards as follows:**
 - a. **15 percent permanent disability or \$13,050.00;**
 - b. **82 percent permanent disability or \$122,935.00, plus a life pension thereafter of \$85.04 per week.**
2. **AUTHORIZE the City Attorney to execute Stipulated Awards with all appropriate parties for submission to the Workers' Compensation Appeals Board for its award of payment.**

ITEM NO. (44) - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

Roll Call #31 - Motion (Parks - Huizar) Adopted, Ayes (10); Absent: Cardenas, Greuel, Hahn, Rosendahl and Smith (5)

[08-0498](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to settlement in the case entitled Bryan Flynn v. City of Los Angeles, Workers' Compensation Appeals Board Case No. ANA399697; Claim No. 9003-1999-1043. (Applicant alleges he sustained personal injuries during the course and scope of his employment as a firefighter/paramedic with the Los Angeles Fire Department.)

(Budget and Finance Committee considered the above matter in Closed Session on April 7, 2008.)

ADOPTED

MOTION (PARKS - HUIZAR)

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

1. **AUTHORIZE** the City Attorney to enter into a settlement in the case entitled Bryan Flynn v. City of Los Angeles, Workers' Compensation Appeals Board Case No. ANA399697; Claim No. 9003-1999-1043, through a Stipulated Award for 71 percent permanent disability or \$100,165.00.
2. **AUTHORIZE** the City Attorney to execute the Stipulated Award with all appropriate parties for submission to the Workers' Compensation Appeals Board for its award of payment.

ITEM NO. (45) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

Roll Call #32 - Motion (Parks - Huizar) Adopted, Ayes (10); Absent: Cardenas, Greuel, Hahn, Rosendahl and Smith (5)

[08-0592](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to settlement in the case entitled Mark Katz v. City of Los Angeles, Los Angeles Superior Court Case No. BC365832. (Plaintiff, a Los Angeles Fire Department firefighter, alleges disability discrimination and failure to accommodate his disability.)

(Budget and Finance Committee considered the above matter in Closed Session on April 7, 2008.)

ADOPTED

MOTION (PARKS - HUIZAR)

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

1. **AUTHORIZE** the City Attorney to expend \$332,500 in settlement of the case entitled Mark Katz v. City of Los Angeles, Los Angeles Superior Court Case No. BC365832, as follows:
 - a. \$242,500 from Liability Claims Account 9770, Fund 100, Department 59; and **AUTHORIZE** the City Attorney to draw a demand thereon in said amount payable to Jeffrey C. McIntyre Client Trust Account;
 - b. \$90,000 from the Los Angeles Fire Department Salary Account, Department 38, Fund 100, Account 1012.
2. **AUTHORIZE** the City Attorney, or designee, to prepare Controller instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer, and **AUTHORIZE** the Controller to implement the instructions.

MOTION ADOPTED UPON FINDINGS BY COUNCIL THAT THE NEED TO TAKE ACTION AROSE SUBSEQUENT TO THE POSTING OF THE COUNCIL AGENDA FOR WEDNESDAY, APRIL 16, 2008, PURSUANT TO GOVERNMENT CODE SECTION 54954.2(b)(2) AND COUNCIL RULE 23

ADOPTED - TO THE MAYOR FORTHWITH

Roll Call #24 - Motion (Perry - Parks) Findings on Need to Act - Adopted, Ayes (10); Absent: Cardenas, Greuel, Hahn, Rosendahl and Smith (5)

Roll Call #25 - Motion (Perry - Parks) Adopted, Ayes (10); Absent: Cardenas, Greuel, Hahn, Rosendahl and Smith (5)

08-0535

MOTION (PERRY - PARKS) relative to authorizing the City Engineer to accept \$600,000 from Old Church, LLC for deposit into the Engineering Special Services Fund 682-50 entitled "Main Street Parking/Motor Transport Division (MSP/MTD) - Green Rooftop" for the Proposed Change of Scope to the MSP/MTD project.

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

- 1. AUTHORIZE the City Engineer to accept \$600,000 from Old Church, LLC for deposit into the Engineering Special Services Fund 682-50 entitled "MSP/MTD - Green Rooftop" for the Proposed Change of Scope to the MSP/MTD project no later than April 18, 2008, with a requirement that the remittance from Old Church, LLC shall include a written certification that Old Church, LLC acknowledges and understands the following conditions:**
 - a. Old Church, LLC obtains absolutely no interest in the MSP/MTD facility;**
 - b. The City retains all rights to the MSP/MTD facility, including but not limited to future alterations, improvements and uses;**
 - c. The Los Angeles Police Department will not allow public access to the rooftop;**
 - d. If stamped, complete and final construction drawings by the Engineer of Record, with all necessary approvals and permits, are not received by the Bureau of Engineering (BOE) no later than April 25, 2008, this Proposed Change of Scope becomes null and void, and the City will return any funds provided by Old Church, LLC that have not already been expended in furtherance of the Proposed Change of Scope.**
- 2. AUTHORIZE the BOE to instruct the architect-engineer (DMJM Design) to proceed with architectural/engineering design work prior to the execution of a contract amendment and submit to the BOE stamped, complete and final construction drawings by the Engineer of Record, with all necessary approvals and permits, no later than April 25, 2008, subject to the remittance of \$600,000 by Old Church, LLC.**

3. **AUTHORIZE** the BOE to obtain approval from the Board of Public Works and authorize the BOE to issue an Emergency Change Order to the general contractor (SJ Amoroso) in an amount not to exceed \$300,000, subject to the remittance of \$600,000 by Old Church, LLC.
4. **INSTRUCT** the Municipal Facilities Committee to provide oversight over the Proposed Change of Scope to ensure no schedule delays or costs incurred by the City, subject to the remittance of \$600,000 by Old Church, LLC.

RESOLUTION ADOPTED UPON FINDINGS BY COUNCIL THAT THE NEED TO TAKE ACTION AROSE SUBSEQUENT TO THE POSTING OF THE COUNCIL AGENDA FOR WEDNESDAY, APRIL 16, 2008, PURSUANT TO GOVERNMENT CODE SECTION 54954.2(b)(2) AND COUNCIL RULE 23

ADOPTED - TO THE MAYOR FORTHWITH

Roll Call #26 - Resolution (Parks - Wesson - Perry) Findings on Need to Act - Adopted, Ayes (10); Absent: Cardenas, Greuel, Hahn, Rosendahl and Smith (5)

Roll Call #27 - Resolution (Parks - Wesson - Perry) Adopted, Ayes (10); Absent: Cardenas, Greuel, Hahn, Rosendahl and Smith (5)

08-0002-S53

RESOLUTION (PARKS - WESSON - PERRY) relative to inclusion in the City's 2007-08 State Legislative Program a position to urge the Governor and the State Legislature to marshal the resources of the University of California health care system, to apply their strong leadership and action, to assist in the on-going health care delivery crisis in South Los Angeles and to secure from the Federal Centers for Medicare and Medicaid Services (CMS) a timely renewal of the California Hospital Waiver.

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

RESOLVE to include in the City's 2007-08 State Legislative Program a position to urge the Governor and the State Legislature to marshal the resources of the University of California health care system, as well as to apply their strong leadership and action, to assist in the on-going health care delivery crisis in South Los Angeles and to secure from the Federal CMS a timely renewal of the California Hospital Waiver which is set to expire in 2010.

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

08-0949

CD 1

MOTION (REYES - HUIZAR) relative to declaring the Workers' Memorial Day on April 26, 2008 a Special Event (fees and costs absorbed by the City = \$3,000).

[08-0948](#)

CD 14

MOTION (HUIZAR - PARKS) relative to declaring the 34th Congressional District Student Arts Competition Committee on April 19, 2008 a Special Event (fees and costs absorbed by the City = \$2,910).

[08-0947](#)

CD 14

MOTION (HUIZAR - ALARCON) relative to declaring the Rivers Hotel Tour on April 17, 2008 a Special Event (fees and costs absorbed by the City = \$1,642).

[07-0912](#)

CD 15

MOTION (ALARCON for HAHN - HUIZAR) relative to declaring the Labor Day Parade on September 1, 2008 a Special Event (fees and costs absorbed by the City = \$4,880).

[08-0946](#)

CD 7

MOTION (ALARCON - HUIZAR) relative to declaring the Job and Career Fair on April 26, 2008 a Special Event (fees and costs absorbed by the City = \$384).

[08-0945](#)

CD 9

MOTION (PERRY - PARKS) relative to declaring the 24th Annual Los Angeles Asian Pacific Film Festival on May 8, 2008 a Special Event (fees and costs absorbed by the City = \$500).

[08-0330-S1](#)

CD 9

MOTION (PERRY - GARCETTI) relative to declaring the Annual Humanitarian Day on September 21, 2008 a Special Event (fees and costs absorbed by the City = \$1,226).

[07-1664](#)

CD 9

MOTION (PERRY - REYES) relative to declaring the Denver Avenue Block Club Party on June 21, 2008 a Special Event (fees and costs absorbed by the City = \$1,000).

[08-0330](#)

MOTION (PERRY - PARKS) relative to amending the Council action of February 19, 2008 in connection with the Convention Center Fee waiver for the Humanitarian Day Conference.

COMMENDATORY RESOLUTION ADOPTED IN HONOR OF:

[08-0789](#) - 93rd Anniversary of the Armenian Genocide

(Garcetti - All Councilmembers)

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

[08-0788](#) - Eric Zucker

(Garcetti - All Councilmembers)

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

Whereupon the Council did adjourn.

ATTEST: Karen E. Kalfayan, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL