

Los Angeles City Council, **Journal/Council Proceedings**
Wednesday, **April 30, 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: Cardenas, Greuel, Hahn, Huizar, LaBonge, Perry, Rosendahl, Smith, Wesson and Zine (10); Absent: Alarcon, Parks, Reyes, Weiss and President Garcetti (5).

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
APRIL 25, 2008

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 29

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 1-6

**Roll Call #14 - Motion (LaBonge - Hahn) Adopted, Ordinance Over One Week, Ayes (11); Absent: Alarcon, Parks, Reyes and Zine (4)
(Item Nos. 1-8)**

**ITEM NO. (1) - PUBLIC HEARING CLOSED - NO PROTESTS - ORDINANCE OVER ONE WEEK TO
MAY 7, 2008**

[08-0124](#)
CD 3

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Stagg Street and Oso Avenue 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 maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held April 9, 2008)

**ITEM NO. (2) - PUBLIC HEARING CLOSED - NO PROTESTS - ORDINANCE OVER ONE WEEK TO
MAY 7, 2008**

[08-0125](#)

CD 4

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the La Maida Street and Klump Avenue 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 maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held April 9, 2008)

**ITEM NO. (3) - PUBLIC HEARING CLOSED - NO PROTESTS - ORDINANCE OVER ONE WEEK TO
MAY 7, 2008**

[08-0126](#)

CD 6

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Gloria Avenue and Kittridge 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 maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held April 9, 2008)

**ITEM NO. (4) - PUBLIC HEARING CLOSED - NO PROTESTS - ORDINANCE OVER ONE WEEK TO
MAY 7, 2008**

[08-0127](#)

CD 7

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Roxford Street and De Garmo Avenue 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 maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held April 9, 2008)

ITEM NO. (5) - PUBLIC HEARING CLOSED - NO PROTESTS - ORDINANCE OVER ONE WEEK TO MAY 7, 2008

[08-0128](#)
CD 3

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Elkwood Street and Chimineas Avenue 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 maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held April 9, 2008)

ITEM NO. (6) - PUBLIC HEARING CLOSED - NO PROTESTS - ORDINANCE OVER ONE WEEK TO MAY 7, 2008

[08-0182](#)
CD 15

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the 118th and San Pedro Streets 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 maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held April 9, 2008)

Items for Which Public Hearings Have Been Held - Items 7-19

ITEM NO. (7) - ADOPTED - ORDINANCE OVER ONE WEEK TO MAY 7, 2008

[08-0324](#)
CD 10

NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change for property generally bounded by Fairfax Avenue, Pickford Street, Ogden Drive, and Pico Boulevard within the Wilshire Plan Area.

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 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. 08-0324 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Negative Declaration [ENV 2007-541ND] filed on November 9, 2007.
2. ADOPT the April 18, 2008 FINDINGS of the Director of Planning as modified as the Findings of the Council:

Findings B-2. This condition imposes a 33 feet height limit (strike out 35 feet height limit) for those buildings on the east side of Orange Grove Avenue abutting R2 lots. When combined with the 15-foot yard setback requirement, this standard further reinforces adequate transitions between Medium density lots and abutting lower density lots.

3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, effecting a zone change from [Q]R3-1-O and R3-1-O to [Q]R3-1-O for properties generally bounded by Fairfax Avenue, Pickford Street, Ogden Drive, and Pico Boulevard (The zone change imposes [Q] Qualified Conditions that would apply to the R3 zoned lots within the area and would require a maximum height limit of 35 feet or a maximum height limit of 45 feet, where applicable, provided the project adheres to the urban design standards specified in the [Q] Conditions. The proposed [Q] Conditions also require increased landscaping, building articulation, and yards for new development and are designed to preserve the neighborhood character in the area.) The Planning and Land Use Management Committee approved this project, as amended by Council District 10 as follows:

Height of properties on the east side of Orange Grove Avenue. For those R3 zoned properties on the east side of Orange Grove Avenue abutting R2 zones lots, no building or structure located on the subject property (properties) shall exceed 33 feet in height (strike out 35 feet height limit).

Applicant: City of Los Angeles

CPC 2007-540 ZC

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

4. REMOVE the (T) Tentative classification as described in detail on the sheet(s) attached to the Committee report.
5. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.
6. ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.
7. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.
8. NOT PRESENT and ORDER FILED the Ordinance approved by the City Planning Commission (CPC) on December 13, 2007.

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

Community Impact Statement: None submitted.

TIME LIMIT FILE - MAY 7, 2008

(LAST DAY FOR COUNCIL ACTION - MAY 7, 2008)

ITEM NO. (8) - ADOPTED - ORDINANCE OVER ONE WEEK TO MAY 7, 2008

[08-0382](#)

CD 4

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to restoring the R3-1XL zone for the properties within Subarea 145 as a portion of the Hollywood Community Plan Revision Program, Area II for the Hollywood Community Plan Area.

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

1. ADOPT the April 9, 2008 FINDINGS of the Director of Planning as the Findings of the Council.
2. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, restoring the R3-1XL zone for the properties within Subarea 145, Ordinance No. 165661, as a portion of the Hollywood Community Plan Revision Program, Area II for the Hollywood Community Plan Area. CPC 1986-835 GPC SA 145
3. NOT PRESENT and ORDER FILED the Ordinance approved by the Director of Planning on February 15, 2008.

(EIR certified by Council on December 13, 1988)

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.

Community Impact Statement: None submitted.

TIME LIMIT FILE - MAY 14, 2008

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

ITEM NO. (9) - CONTINUED TO MAY 7, 2008

Roll Call #2 - Motion (Smith - Rosendahl) Adopted to Continue, Unanimous Vote (10); Absent: Alarcon, Parks, Reyes, Weiss and Zine (5)

[08-0529](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to instructing the City Administrative Officer (CAO) to provide details of the full cost of representation by the law firm of Jackson Lewis in the Burton and Tohill case.

Recommendation for Council action, as initiated by Motion (Zine - Rosendahl - Hahn):

INSTRUCT the CAO to provide details, in Closed Session, of the full cost of representation by the law firm of Jackson Lewis in the Burton and Tohill case in which a jury awarded \$1.6 million related to discrimination claims arising from the Tennie Pierce litigation, the process used to select the firm, the services provided to the City by the firm, the arguments made at trial, and whether or not an appeal is likely in this case.

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

Community Impact Statement: None submitted.

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

**Roll Call #1 - Motion (Greuel - Perry) Adopted, Ayes (10); Absent: Alarcon, Parks, Reyes, Weiss and Zine (5)
(Item Nos. 10-12)**

ITEM NO. (10) - ADOPTED

[08-0796](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to the retention of outside counsel to assist the City Attorney's Office in pursuing the collection of delinquent business tax accounts.

Recommendations for Council action:

1. AUTHORIZE the City Attorney to enter into a contingency fee structured contract with the following outside counsel firms:
 - a. Acker, Kowalick and Whipple, LLP
 - b. Jung and Yuen, LLP
 - c. Kneafsey and Tostado, LLP
2. REQUEST the City Attorney to report back in six months on the status of revenue collection efforts by outside counsel and amounts recovered.
3. INSTRUCT the City Administrative Officer (CAO) to report back to the Budget and Finance Committee relative to firms that purchase debt for collection after all other avenues of collection have been exhausted.

Fiscal Impact Statement: The CAO reports that approval of these recommendations are anticipated to benefit General Fund revenue as the department will be recovering revenues otherwise perceived as not being recoverable. The outside counsel law firms have agreed to work on a contingency basis and will only be reimbursed for costs and expenses incurred upon a favorable award for the City of Los Angeles.

Community Impact Statement: None submitted.

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

ITEM NO. (11) - ADOPTED

[08-0925](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to a reappropriation of funds to increase funding for five Attorney Conflicts Panel (ACP) contracts.

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

1. INSTRUCT the City Clerk to disencumber \$753,772 from the ACP Fund from contracts identified in Attachment I to the Committee report, from Fiscal Year (FY) 2001-02, and FY 2002-03 from Fund No. 100/56, Account No.0594.
2. INSTRUCT the Controller to revert the disencumbered total amount of \$753,772 to the Reserve Fund, TRANSFER \$753,772 from the Unappropriated Balance and APPROPRIATE therefrom to the ACP Fund, Fund No. 46T/10, Account No. 0594.
3. AUTHORIZE the Office of the City Administrative Officer (CAO) to execute contract amendments with law firms named below in the cited matters and encumber funds totaling \$785,530.20 within the ACP Fund No. 46T/10, for the following ACP contracts, subject to the review and approval by the City Attorney:
 - a. \$700,000 for Amendment No. 2 to Contract No. 112962 for the firm Jackson, Lewis, LLP for the case entitled Burton and Tohill v. City;

- b. \$93,500 for Amendment No. 9 to Contract No. 101193 for the firm Ballard, Rosenberg, Golper and Savitt, LLP for the case entitled Aronsohn v. City;
 - c. \$64,000 for Amendment No. 4 to Contract No. 109147 for the firm Jackson, Lewis, LLP for the case entitled Chavez v. City;
 - d. \$25,000 for Amendment No. 3 to Contract No. 110696 for the firm Gascou, Hopkins, LLP for the case entitled Horwitz v. City;
 - e. \$3,030.20 for Amendment No. 2 to Contract No. 109944 for the firm Ropers, Majeski, Kohn and Bentley for the case entitled O'Connell v. City.
4. REQUEST the Controller to prepare instructions for any necessary technical adjustments, subject to the approval of the CAO, and AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports that the recommendations contained in this report will have no additional impact on the General Fund. The requested amount of \$753,772 will be deducted from General City Purposes funds approved for FY 2000-01, FY 2001-02, and FY 2002-03. The proposed amendments are in compliance with the City's Financial Policies in that budgeted funds would be used to support the ACP program.

Community Impact Statement: None submitted.

ITEM NO. (12) - ADOPTED

08-0647

ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to increasing the bonding amount for sewer contractors and provisions for "sewer saddle" construction.

Recommendations for Council action:

1. APPROVE modifications to Los Angeles Municipal Code Sections 64.15.1(b).1,2 and 64.20(c), that would increase the bonding amount required of sewer contractors from \$1,000 as follows: increased to \$10,000 through June 30, 2009; increased to \$20,000 from July 1, 2009 through June 30, 2011; increased to \$25,000 from July 1, 2011 through June 30, 2012; and thereafter, adjusted annually based on the Consumer Price Index beginning July 1, 2012.
2. REQUEST the City Attorney to prepare and present an ordinance, consistent with the draft ordinance included as an attachment to the Board of Public Works report dated April 23, 2007 (attached to Council file), and to also include the additional bonding provisions as indicated above.

Fiscal Impact Statement: The City Administrative Officer reports that there is no impact on the General Fund. The recommendations comply with City Financial Policies in that the costs of City resources associated with inspection and/or construction work for sewer house connections are recovered from applicable sewer connection charges and permit fees.

Community Impact Statement: None submitted.

ITEM NO. (13) - ADOPTED

Roll Call #8 - Motion (Hahn - Perry) Adopted, Ayes (11); Absent: Alarcon, Parks, Reyes and Zine (4)

[06-1244](#)

CD 15

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTION relative to a Cooperation Agreement between the Community Redevelopment Agency (CRA) and the Department of Cultural Affairs (DCA) for improvements and a technical study related to the Warner Grand Theater (Theater).

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

1. ADOPT the accompanying joint RESOLUTION [Attachment A of the City Administrative Officer (CAO) report dated April 1, 2008] making specified findings pursuant to Health and Safety Code Section 33445 of California Redevelopment Law related to the expenditure of CRA Pacific Corridor Redevelopment Project Area (PCRPA) Tax Increment funds for improvements to the City-owned Theater, located at 478 West Sixth Street, San Pedro
2. AUTHORIZE the Chief Executive Officer, CRA, or designee, to:
 - a. Negotiate and execute a Cooperation Agreement with the DCA, in the amount of \$175,000, to fund disability access, life safety improvements, and a Final Improvements Study (FI Study) for the Theater for a five-year term and take such other actions as may be necessary to implement the Cooperation Agreement (significantly replicated as to form from CRA Contract No. 502973 provided in Attachment B of the CAO report dated April 1, 2008), subject to the review of the City Attorney as to form and legality.
 - b. Amend CRA Fiscal Year 2007-08 Budget and Work Program to transfer \$175,000 of PCRPA Tax Increment funds from budgeted line item "Response to Development Opportunities" to budgeted line item "Commercial Facilities and Programs" to execute a Cooperation Agreement with the DCA for said improvements to the Theater.
 - c. Prepare Controller instructions and/or make any technical adjustments that may be consistent and required by this action, subject to the approval of the CAO, and authorize the Controller to implement these instructions.
3. AUTHORIZE the General Manager, DCA, or designee, to execute the proposed Cooperation Agreement with the CRA for the provision of disability access, life safety improvements, and the FI Study for the Theater for a five-year term and take such other actions as may be necessary to implement the Cooperation Agreement (significantly replicated as to form from CRA Contract No. 502973 provided in Attachment B of the CAO report dated April 1, 2008), subject to the review of the City Attorney as to form and legality.
4. AUTHORIZE the Controller to TRANSFER funds from the CRA to the DCA, or designee, upon rendering of services performed in the proposed Cooperation Agreement, in an aggregate amount not to exceed \$175,000, for expenditures related to improvements to the Theater.

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 \$175,000 for public improvements to the Warner Grand Theater. The recommendations are in compliance with the City's Financial Policies in that a one-time expenditure of a General Fund department will be an adjunct to a one-time source of funds from the CRA.

Community Impact Statement: None submitted.

**Roll Call #1 - Motion (Greuel - Perry) Adopted, Ayes (10); Absent: Alarcon, Parks, Reyes, Weiss and Zine (5)
(Item Nos. 14-17)**

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

[08-0958](#)
CD 1

COMMUNICATION FROM THE LOS ANGELES HOUSING DEPARTMENT relative to a Loan Agreement with the New Generation Fund LLC and associated program guidelines.

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

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

ADOPTED

HOUSING, COMMUNITY, AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to executing a Loan Agreement to implement the New Generation Fund (NGF) Program and related actions.

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

1. **AUTHORIZE** the General Manager, Los Angeles Housing Department (LAHD), or designee, to:
 - a. **Negotiate and execute a Loan Agreement with the New Generation LLC, a wholly owned subsidiary of Enterprise Community Partners (ECP) (formerly known as the Enterprise Foundation), to provide acquisition and predevelopment loans for affordable rental and homeownership units through the NGF Program and will utilize \$10 million in General Fund monies appropriated to the Affordable Housing Trust Fund (AHTF) as a loan loss guarantee reserve for a period of 10 years, in substantial conformance with the terms identified in the documents attached to the LAHD transmittal dated April 14, 2008, subject to the review of the City Attorney as to form and legality.**

- b. Prepare Controller instructions and make any necessary technical adjustments consistent with the Mayor and Council action in this matter, subject to the approval of the City Administrative Officer (CAO), and request the Controller to implement those instructions.
2. INSTRUCT the General Manager, LAHD, or designee, to include as part of all report backs to the Council and Mayor on the AHTF Program an NGF Program Fund Management report to include a status on the uses of the City Funds, including interest accrued and fees paid and/or collected, information on loan commitments issued, repayments updates, project profiles and a development status by Council District, and an update of loan default activity.
3. REQUEST the Controller to disburse \$10,000,000 from Fund 44G/43, AHTF, Account No. C618, New Generation Fund, upon proper written demand of the General Manager, LAHD, or designee.

Fiscal Impact Statement: The CAO reports that there is no additional General Fund impact. The recommendations comply with City Financial Policies in that an allocation of \$10 million in General Fund monies was previously appropriated to the AHTF for the purpose of supporting the NGF Program as a loan loss guarantee reserve. The City is only obligated to contribute up to the previously approved amount of \$10 million.

Community Impact Statement: None submitted.

ITEM NO. (15) - ADOPTED

[06-1854-S5](#)

CD 13

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an application for a hardship exemption from provisions of the City's Echo Park Interim Control Ordinance (ICO) for the property at 1625 West Sunset Boulevard.

Recommendations for Council action:

1. GRANT hardship exemption from the City's Echo Park ICO (Ordinance No. 178454), as noted and as described in the application attached to Council file No. 06-1854-S5, for the proposed erection of an exterior sign 10 x 27 feet for property at 1625 West Sunset Boulevard.
2. ADVISE the applicant that this hardship exemption, if granted by the City Council, is not a permit or license and that any other approvals, permits and licenses required by law must be obtained from the proper agencies.

Applicant: Simon Sabri

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

Community Impact Statement: None submitted.

ITEM NO. (16) - ADOPTED

07-2015

CD 13

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an analysis of 2400 block of Silver Lake Boulevard for possible zoning or building envelope restrictions.

Recommendations for Council action, as initiated by Motion (Garcetti - LaBonge):

1. APPROVE the February 22, 2008, Planning Department report and recommendation relative to maintaining the existing Medium Residential/R3-1VL general plan land use designation and zoning, but initiating [Q] conditions which institute building envelope restrictions and design guidelines to ensure that potential new development is consistent with adjacent low-medium residential neighborhood.
2. INSTRUCT the Planning Department to initiate a public process to develop the associated [Q] conditions and report to the Council in six months.

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

Community Impact Statement: None submitted.

ITEM NO. (17) - ADOPTED

08-0509

CD 1

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to establishing a Supplemental Use District (SUD) in the geographical area generally bounded by First Street on the north, Third Street on the south, Boylston on the west, and Beaudry on the east.

Recommendation for Council action, pursuant to Motion (Reyes - Zine):

DIRECT the Planning Department to initiate proceedings and prepare the necessary maps and report to establish a SUD, as delineated in Los Angeles Municipal Code Section 12.32 S (Supplemental Use Districts) in the geographical area generally bounded by First Street on the north, Third Street on the south, Boylston on the west, and Beaudry on the east; and that Planning Department present their report to the Planning and Land Use Management Committee for its review and consideration.

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

Community Impact Statement: None submitted.

**Roll Call #3 - Motion (Hahn - Huizar) Adopted to Continue, Unanimous Vote (10); Absent: Alarcon, Parks, Reyes, Weiss and Zine (5)
(Item Nos. 18-19)**

ITEM NO. (18) - CONTINUED TO MAY 7, 2008

[06-0867-S1](#)

TRADE, COMMERCE AND TOURISM COMMITTEE REPORT relative to the 2007 Los Angeles International Airport (LAX) Master Plan Mitigation Monitoring and Reporting Program, Traffic Generation, and Aviation Activity Analysis.

Recommendation for Council action:

NOTE and FILE Los Angeles World Airports report to Council dated February 1, 2008 and 2007 Annual Progress Reports (attached to the Council file) relative to the LAX Master Plan Mitigation Monitoring and Reporting Program, Traffic Generation, and Aviation Activity Analysis.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (19) - CONTINUED TO MAY 7, 2008

[06-1292-S2](#)

TRADE, COMMERCE AND TOURISM COMMITTEE REPORT relative to the 2007 Annual Progress Report on the Community Benefits Agreement of the Los Angeles International Airport (LAX) Master Plan.

Recommendation for Council action:

NOTE and FILE Los Angeles World Airports report to Council dated February 5, 2008 and 2007 Annual Progress Report (attached to the Council file) on the Community Benefits Agreement of the LAX Master Plan.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

Items for Which Public Hearings Have Not Been Held - Items 20-34

(10 Votes Required for Consideration)

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

Roll Call #5 - Motion (LaBonge - Huizar) Adopted, Ayes (11); Absent: Alarcon, Parks, Reyes and Zine (4)

[08-0673](#)

COMMUNICATION FROM THE MAYOR relative to the appointment of Mr. Marc T. Little to the Commission for Children, Youth and Their Families.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Marc T. Little to the Commission for Children, Youth and Their Families for the following two terms is APPROVED and CONFIRMED:

- a. Term ending June 30, 2008
- b. The subsequent term ending June 30, 2012

Mr. Little will fill the vacancy created by Reverend John Bakas, who resigned on February 8, 2008. Mr. Little resides in Council District 14. (Current Commission composition: M = 3; F = 12)

Background Check Review: Complete

Ethics Commission Review: Pending

TIME LIMIT FILE - MAY 5, 2008

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

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

**Roll Call #6 - Motion (Huizar - LaBonge) Adopted, Ayes (11); Absent: Alarcon, Parks, Reyes and Zine (4)
(Item Nos. 21-22)**

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

[08-0928](#)

COMMUNICATION FROM THE COUNCIL PRESIDENT relative to the appointment of Mr. Brian Johnson to the Quality and Productivity Commission.

Recommendation for Council action:

RESOLVE that the Council President's appointment of Mr. Brian Johnson to the Quality and Productivity Commission, is APPROVED and CONFIRMED. Mr. Brian Johnson resides in Council District Four. (Current Board gender composition: M = 7; F = 8).

Ethics Commission Review: Pending

TIME LIMIT FILE - MAY 31, 2008

(LAST DAY FOR COUNCIL ACTION - MAY 31, 2008)

(Audits and Governmental Efficiency Committee waived consideration of the above matter)

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

[08-0929](#)

COMMUNICATION FROM THE COUNCIL PRESIDENT relative to the appointment of Mr. Ed P. Young to the Quality and Productivity Commission.

Recommendation for Council action:

RESOLVE that the Council President's appointment of Mr. Ed P. Young to the Quality and Productivity Commission, is APPROVED and CONFIRMED. Mr. Ed P. Young resides in Council District 3. (Current Board gender composition: M = 7; F = 8).

Ethics Commission Review: Pending

TIME LIMIT FILE - MAY 31, 2008

(LAST DAY FOR COUNCIL ACTION - MAY 31, 2008)

(Audits and Governmental Efficiency Committee waived consideration of the above matter)

ITEM NO. (23) - ADOPTED

Roll Call #4 - Motion (Perry - Smith) Adopted, Ayes (10); Absent: Alarcon, Parks, Reyes, Weiss and Zine (5)

[08-0005-S253](#)

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 22, 2008:

[08-0005-S253](#)

CD 6

- a. Property at 7934 North Woodman Avenue (Case No. 32354).
Assessor I.D. No. 2214-026-176

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

[08-0005-S254](#)

CD 6

- b. Property at 7934 North Woodman Avenue (Case No. 8579).
Assessor I.D. No. 2214-026-176

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

[08-0005-S255](#)

CD 9

- c. Property at 855 West 41st Drive (Case No. 108366).
Assessor I.D. No. 5019-003-005

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

[08-0005-S256](#)

CD 6

- d. Property at 8070 North Langdon Avenue (Case No. 130703).
Assessor I.D. No. 2654-037-019

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

[08-0005-S257](#)

CD 10

- e. Property at 2523 South Cloverdale Avenue (Case No. 123349).
Assessor I.D. No. 5043-003-023

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

[08-0005-S258](#)

CD 15

- f. Property at 616 East 109th Street (Case No. 140362).
Assessor I.D. No. 6071-003-008

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on March 26, 2008)

[08-0005-S259](#)

CD 8

- g. Property at 1813 1/2 West 65th Street (Case No. 141338).
Assessor I.D. No. 6016-005-015

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

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

Roll Call #7 - Motion (Perry - Rosendahl) Adopted, Ayes (11); Absent: Alarcon, Parks, Reyes and Zine (4)

[07-2342](#)

COMMUNICATION FROM CHAIR, INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE relative to the feasibility of using Integrated Pest Management (IPM) for all City facilities.

Recommendation for Council action, pursuant to Motion (Greuel - Smith):

INSTRUCT the Department of General Services to report back in 90 days on the feasibility of using IPM for all City facilities.

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

Community Impact Statement: None submitted.

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

Roll Call #9 - Motion (Smith - Perry) Adopted, Ayes (11); Absent: Alarcon, Parks, Reyes and Zine (4)

[08-0855](#)

COMMUNICATION FROM CHAIR, PERSONNEL COMMITTEE relative to the re-exemption of one Special Investigator II position in the Controller's Office.

Recommendation for Council action:

RECEIVE and FILE the April 3, 2008 Mayor memorandum relative to the re-exemption of one Special Investigator II position in the Controller's Office, pursuant to Charter Section 1001(b)(1), inasmuch as the Controller has requested that the re-exemption be withdrawn until the Controller is ready to fill the vacancy.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

TIME LIMIT FILE - APRIL 30, 2008

(LAST DAY FOR COUNCIL ACTION - APRIL 30, 2008)

**Roll Call #10 - Motion (Wesson - Perry) to Adopt Substitute Motion, Ayes (11); Absent: Alarcon, Parks, Reyes and Zine (4)
(Item Nos. 26-27)**

ITEM NO. (26) - SUBSTITUTE MOTION ADOPTED IN LIEU OF COMMUNICATION - SEE FOLLOWING - FORTHWITH

[08-1005](#)

CDs 1, 6, 8, 9 & 10

COMMUNICATION FROM THE COMMUNITY REDEVELOPMENT AGENCY (CRA) and RESOLUTION relative to various actions concerning the State of California Housing and Community Development Proposition 1C Transit Oriented Development Program authorizing the submittal of two land acquisition applications for First Street and Boyle Avenue and Crenshaw and Exposition Boulevards and the execution of a Memorandum of Understanding with the Department of Public Works for Blossom Plaza, MacArthur Park Metro Apartments, and Bethany Square Senior Apartments.

Recommendation for Council action:

APPROVE the recommendations contained within the CRA report dated April 17, 2008 (attached to the Council file).

Fiscal Impact Statement: The CRA reports that there is no fiscal impact to the City's General Fund.

Community Impact Statement: None submitted.

(Housing, Community and Economic Development Committee waived consideration of the above matter)

ADOPTED

SUBSTITUTE MOTION (WESSON - PERRY)

Recommendation for Council action:

SUBSTITUTE the following recommendations for Recommendations 1, 2, 3, 4 and 5 contained in the Community Redevelopment Agency (CRA) report:

- 1. Approve the action of the CRA Board to adopt respective resolutions that authorize the submittal of the applications, acceptance and execution of an award of Proposition 1C Transit Oriented Development Housing proceeds from the State of California Department of Housing and Community Development (HCD) for land acquisition along the transit corridors in the total amount of \$6 million, at:**
 - a. First and Boyle Streets (\$3 million)**
 - b. Crenshaw and Exposition Boulevards (\$3 million)**
- 2. Authorize the CRA Chief Executive Officer, or designee, to execute all necessary agreements with the HCD upon award of land acquisition, subject to HCD terms and conditions.**
- 3. Instruct the CRA to report at the time of grant award(s) relative to:**
 - a. Results of each application submitted.**
 - b. Recommended budget authority to accept funds and implement each funded activity.**
- 4. Instruct the CRA to:**
 - a. Negotiate a final agreement with the Department of Public Works, Bureau of Engineering, to allow the CRA to manage any awards granted by the HCD and collaborate with the developer applicants to meet the objectives stated in the grant agreement relative to the following projects:**
 - i. Blossom Plaza (\$3.18 million)**
 - ii. MacArthur Park Metro Apartments (\$725,000)**
 - iii. Bethany Square Senior Apartments (\$700,000)**
 - b. Report to the Council for authority to execute the final agreement with the Bureau of Engineering upon the notification of grant award.**

ITEM NO. (27) - SUBSTITUTE MOTION ADOPTED IN LIEU OF COMMUNICATION - SEE FOLLOWING - FORTHWITH

[08-1006](#)

CDs 1, 8, 10 & 14

COMMUNICATION FROM THE COMMUNITY REDEVELOPMENT AGENCY (CRA) and RESOLUTION relative to various actions concerning the State of California Housing and Community Development Proposition 1C Program authorizing the submittal of five infill infrastructure grant program applications for the Chinatown Yale Street Qualified Infill Linkage, Central Avenue Historic Corridor Infill Area, Figueroa Corridor Qualified Infill Area, Crenshaw Corridor Infill Infrastructure Area, and Blythe Street Qualified Infill Area Projects.

Recommendation for Council action:

APPROVE the recommendations contained within the CRA's report dated April 17, 2008 (attached to the Council file).

Fiscal Impact Statement: The CRA reports that there is no fiscal impact to the City's General Fund.

Community Impact Statement: None submitted.

(Housing, Community and Economic Development Committee waived consideration of the above matter)

ADOPTED

SUBSTITUTE MOTION (WESSON - PERRY)

Recommendation for Council action:

SUBSTITUTE the following recommendations for Recommendations 1, 2 and 3 contained in the Community Redevelopment Agency (CRA) report:

- 1. Approve the action of the CRA Board to adopt respective resolutions that authorize the submittal of the applications, acceptance and execution of an award of Proposition 1C Infill Infrastructure Grant Program funds from the State of California Department of Housing and Community Development (HCD) for the following:**
 - a. Central Avenue Historic Corridor Qualified Infill Area Project (\$30 million)**
 - b. Linking South Los Angeles to Downtown - Figueroa Corridor Qualified Infill Area Project (\$30 million)**
 - c. Blythe Street Qualified Infill Area Project (\$4,241,920)**
 - d. Crenshaw/Mid-City Corridors Infill Infrastructure Area Project (\$10 million)**
- 2. Authorize the CRA Chief Executive Officer, or designee, to execute grant agreements upon award with HCD and to take any other actions necessary to accept the grants.**
- 3. Adopt a Resolution to authorize the General Manager, Los Angeles Housing Department (LAHD), or designee, and the Chair, Housing, Community and Economic Development Committee, or designee, to submit, accept and execute an award of Proposition 1C Infill**

Infrastructure Grant Program funds from the State of California HCD Department for the Westlake Recover Redevelopment Qualified Infill Area, for which \$10,006,573 is requested.

4. Instruct the CRA and the LAHD to report to Council at the time of grant award(s) to:
 - a. Provide the result of each application submitted.
 - b. Request the necessary budget authorities to accept funds and implement each funded activity.
 - c. Receive authorization to commit funds according to the purposes outlined in each application.

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

Roll Call #4 - Motion (Perry - Smith) Adopted, Ayes (10); Absent: Alarcon, Parks, Reyes, Weiss and Zine (5)

[08-0739](#)

CD 7

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

Recommendations for Council action:

1. FIND that the FY 2008 Annual Planning Report (attached to the City Clerk report dated March 27, 2008) for the Sylmar 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 Sylmar 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.

Community Impact Statement: None submitted.

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

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

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

[08-0962](#)

CD 13

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

Recommendations for Council action:

1. FIND that the FY 2008 Annual Planning Report (attached to the City Clerk report dated April 17, 2008) for the Hollywood Entertainment District PBID complies with the requirements of Section 36600 et seq. of the California Streets and Highways Code (State Law).
2. ADOPT the FY 2008 Annual Planning Report for the Hollywood Entertainment District PBID, pursuant to the State Law.

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

Community Impact Statement: None submitted.

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

ITEM NO. (30) - ADOPTED - TO THE MAYOR FORTHWITH

Roll Call #4 - Motion (Perry - Smith) Adopted, Ayes (10); Absent: Alarcon, Parks, Reyes, Weiss and Zine (5)

[07-3724](#)

CONSIDERATION OF MOTION (SMITH - ZINE) relative to the receipt of National Emergency Grant (NEG) funds from the Southern California Wildfires Cleanup and Restoration Project.

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

1. AUTHORIZE the General Manager of the Community Development Department (CDD), or designee, to accept on behalf of the City additional funding of \$400,000 from the NEG for the period November 1, 2007 through June 30, 2008 from the State of California Employment Development Department for the "Southern California Wildfires Cleanup and Restoration Project".
2. APPROVE using \$26,507 of the \$400,000 NEG grant funds to provide CDD staff support through June 30, 2008.
3. AUTHORIZE the General Manager of CDD, or designee, to negotiate and extend and/or execute new contracts and/or contract amendments for the wildfires mitigation program for the period November 1, 2007 through June 30, 2008.
4. AUTHORIZE the General Manager of CDD, or designee, to prepare such Controller's instructions as are necessary to implement the intent of this Motion and/or to make necessary technical adjustments, subject to review by the City Administrative Officer; and further AUTHORIZE that the Controller implement such instructions to:
 - a. Receive from the State within the Workforce Investment Act Trust Fund No. 44A/22 an additional sum of \$400,000 for a new total of \$1,170,460.
 - b. Add to the account and appropriate within the Workforce Investment Act Trust Fund No. 44A/22, as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
C216	WIA National Emergency Grant	\$400,000

c. Transfer appropriations within the Workforce Investment Act Trust Fund No. 44A/22, as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
From: C216	WIA National Emergency Grant	\$26,507
To: C122	Community Development Dept	\$18,803
C299	Related Costs	\$ 7,704

d. Increase appropriations within Fund No. 100/22, as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1010	Salaries – General	\$17,165
6010	Office and Admin Expense	\$737
6030	Leasing	\$901

e. Expend funds upon presentation of documentation and proper demand of the General Manager of the CDD, or designee.

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

ITEM NO. (31) - ADOPTED

Roll Call #12 - Motion (Huizar - LaBonge) Adopted, Ayes (11); Absent: Alarcon, Parks, Reyes and Zine (4)

[07-1125](#)

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:

[07-1125](#)

CD 14

- a. MOTION (HUIZAR - HAHN) relative to declaring the Kids Day Fair on April 26, 2008 a Special Event (fees and costs absorbed by the City = \$1,642).

[07-1257](#)

CD 13

- b. MOTION (GARCETTI - GREUEL) relative to declaring the Festival of Childhood 2008 on April 26, 2008 a Special Event (fees and costs absorbed by the City = \$1,642).

[07-1086](#)

CD 13

- c. MOTION (GARCETTI - GREUEL) relative to declaring the Hollywood Life 10th Annual Awards on April 27, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[07-1254](#)

CD 13

- d. MOTION (GARCETTI - GREUEL) relative to declaring the ARTWATER: A Celebration of Music and Art Festivals in Atwater Village on April 26, 2008 a Special Event (fees and costs absorbed by the City = \$5,529).

[08-1014](#)

CD 12

- e. MOTION (SMITH - PERRY) relative to declaring the First Lutheran Christian School of Northridge's Spring Carnival on April 24-27, 2008 a Special Event (fees and costs absorbed by the City = \$45,000).

[08-1015](#)

CD 2

- f. MOTION (GREUEL - LABONGE) relative to declaring the Matilija Block Party 2008 on July 4, 2008 a Special Event (fees and costs absorbed by the City = \$3,845).

[08-1016](#)

CD 5

- g. MOTION (WEISS - GREUEL) relative to declaring the Annual Royal Woods Neighborhood Block Party on May 4, 2008 a Special Event (fees and costs absorbed by the City = \$1,188).

[06-0934](#)

CD 8

- h. MOTION (PARKS - PERRY) relative to declaring the Scotch Child Care Center's Fourth Annual Trike-a-Thon on April 26, 2008 a Special Event (fees and costs absorbed by the City = \$1,758).

[08-1017](#)

CD 2

- i. MOTION (GREUEL - LABONGE) relative to declaring the St. Patrick's Parish Fiesta on April 26-27, 2008 a Special Event (fees and costs absorbed by the City = \$7,599).

[08-1018](#)

CD 8

- j. MOTION (PARKS - PERRY) relative to declaring the Ecological Justice Day of Awakening on April 26, 2008 a Special Event (fees and costs absorbed by the City = \$1,758).

[08-1021](#)

CD 11

- k. MOTION (ROSENDAHL - PARKS) relative to declaring the Venice Garden and Home Tour on May 3, 2008 a Special Event (fees and costs absorbed by the City = \$1,310).

[06-0487](#)

CD 11

- l. MOTION (ROSENDAHL - PARKS) relative to declaring the Wild Wild, Southwest Extravaganza on May 3, 2008 a Special Event (fees and costs absorbed by the City = \$3,496).

[08-1022](#)

CD 11

- m. MOTION (ROSENDAHL - PARKS) relative to declaring the Westchester Fourth of July Parade on July 4, 2008 a Special Event (fees and costs absorbed by the City = \$4,318).

[08-1023](#)

CD 4

- n. MOTION (LABONGE - PARKS) relative to declaring the City of Hope's Comprehensive Cancer Center's Annual 10K and 5K on August 2, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

**Roll Call #4 - Motion (Perry - Smith) Adopted, Ayes (10); Absent: Alarcon, Parks, Reyes, Weiss and Zine (5)
(Item Nos. 32-34)**

ITEM NO. (32) - ADOPTED

[08-1013](#)

MOTION (PERRY - GARCETTI) relative to funding for the Los Angeles African American Women's Public Policy Institute (LAAAWPPI) Reception.

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

APPROPRIATE \$776.68 from the Unappropriated Balance Fund No. 100/58 to the Department of General Services Fund No. 100/40, as follows: \$162 to Account No. 1070 (Salaries - As-Needed) and \$614.68 to Account No. 1090 (Salaries - Overtime) for services in connection with the April 24, 2008 Council District Nine LAAAWPPI Reception in the City Hall Rotunda. Said funds to be reimbursed to the General Fund by LAAAWPPI.

ITEM NO. (33) - ADOPTED

[08-0011-S18](#)

CD 4

MOTION (LABONGE - PARKS) relative to funding for transit related neighborhood projects.

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

1. TRANSFER \$70,000 from the Council District Four portion of the Street Furniture Revenue Fund No. 43D/50 to Council Fund No. 100/28, Account No. 1010 (Salaries - General) to provide funding for any aspect of efforts involving transit related projects, sidewalk projects, curb/sidewalk improvements, beautification projects needed to improve conditions for public transit patrons, and all expenses relating or incidental thereto in Council District Four.
2. AUTHORIZE the Chief Legislative Analyst, or designee, to make any technical corrections or clarifications as may be necessary to implement the intent of the Motion.

ITEM NO. (34) - MAPS AND BONDS APPROVED - CITY ENGINEER'S REPORTS ADOPTED

[08-1036](#)

et al.

FINAL MAPS in the various Council Districts.

Recommendation for Council action:

APPROVE the Final Maps and ADOPT the City Engineer Reports as detailed in the various listed Council files, including bonds, agreements, contracts and other related issues as specified:

[08-1036](#)

CD 13

- a. FINAL MAP OF TRACT NO. 63043 for property located at 147 North Berendo Street lying westerly of Berendo Street and southerly of Council Street.
(Bond No. C-113222)
(Quimby Fee: \$61,464)
Applicants: Belmont Group, LLC
Reynaldo T. De Rama

FORTHWITH

[08-1037](#)

CD 11

- b. FINAL MAP OF TRACT NO. 68500 for property located at 4133 and 4151 Redwood Avenue lying westerly of Redwood and northerly of Maxella Avenue.
(Bond No. C-113223)
(Quimby Fee: \$107,088)
Applicants: CLD Marina, LLC and R2 Lofts, LLC
Jeff Stuart Voorheis

[08-1038](#)

CD 15

- c. PARCEL MAP L.A. NO. 2005-1681 for property located at 241 East 118th Street lying northerly of 118th Street and westerly of San Pedro Street.
(Bond No. C-113319)
(Quimby Fee: \$5,936)
Applicants: Robert and Shea Fragoso
Bernuce Broughton
EBE Associates Inc.

[08-1043](#)

CD 1

- d. FINAL MAP OF TRACT NO. 65617 for property located at 3061 West 12th Place lying northerly of 12th Place and easterly of Western Avenue.
(Bond No. C-113320)
(Quimby Fee: \$244,160)
Applicants: Yi & KIM, LLC
TKIM Associates

Items Called Special

Motions for Posting and Referral

Councilmembers' Requests for Excuse from Attendance at Council Meetings

Closed Sessions - Items 35-36

ITEM NO. (35) - MEETING HELD - ACTION TAKEN IN CLOSED SESSION

[08-0890](#)

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 Saul Baltierrez v. City of Los Angeles, Los Angeles Superior Court Case No. NC041938. (This case involves a personal injury which occurred on October 19, 2005.)

(Budget and Finance Committee considered the above matter in Closed Session on April 21, 2008.)

ITEM NO. (36) - MEETING HELD - MOTIONS ADOPTED IN OPEN SESSION - SEE FOLLOWING - TO THE MAYOR FORTHWITH

Roll Call #13 - Motion (LaBonge - Smith) Adopted in Open Session, Ayes (11); Absent: Alarcon, Parks, Reyes and Zine (4)

[08-0895](#)

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 Matthew Kaplan and Penny Ziers v. City of Los Angeles, Los Angeles Superior Court Case No. BC315635. (This case involves an inverse condemnation claim concerning 7277 Woodrow Wilson Drive in Council District Four.)

(Budget and Finance Committee considered the above matter in Closed Session on April 21, 2008.)

ADOPTED

MOTION (LABONGE - SMITH)

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

1. **APPROVE** the settlement as recommended by the City Attorney for a total sum of \$1,482,723, and **AUTHORIZE** the City Attorney to draw and execute the necessary documents to implement the settlement, including executing a settlement agreement and the escrow documents to acquire fee simple title to the subject property at 7277 Woodrow Wilson Drive.
2. **AUTHORIZE** that title to said property be ordered taken by the City of Los Angeles through an escrow to be opened at Stewart Title Insurance Company and **AUTHORIZE** the General Manager, Department of General Services, to accept the deed on behalf of the City.
3. **AUTHORIZE** the City Attorney to draw the necessary demand payable to Stewart Title Insurance Company in the amount of \$1,172,723 from the City Attorney Liability Claims Account No. 9770, Department 59, so that the settlement can be implemented and escrow funded to acquire the property.
4. **AUTHORIZE** the City Attorney to draw the necessary demand in the amount of \$310,000 payable to Matthew Kaplan, Penny Ziers, The Law Offices of Timothy R. Lee and the Law Offices of Blurn\Collins LLP from the City Attorney Liability Account No. 9770, Fund 100, Department 59.
5. **INSTRUCT** the City Attorney and General Manager, Department of General Services, to ensure that upon the sale of said property, that the funds are returned to the General Fund.

ADOPTED

MOTION (LABONGE - SMITH)

Recommendation for Council action:

INSTRUCT the Department of General Services to work on recovering costs associated with the settlement and future sale of the property at 7277 Woodrow Wilson Drive and assign a caretaker to the property while it is vacant.

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

[06-1370](#)

CD 6

MOTION (CARDENAS - HUIZAR) relative to declaring the Annual Carnival 2008 on June 21-22, 2008 a Special Event (fees and costs absorbed by the City = \$600).

[07-2677](#)

CD 4

MOTION (LABONGE - HUIZAR) relative to declaring the 17th Annual Emergency Preparedness Fair on September 13, 2008 a Special Event (fees and costs absorbed by the City = \$1,180).

[06-1148](#)

CD 4

MOTION (LABONGE - HUIZAR) relative to declaring the Annual Hope Walk-A-Thon/Hands for Hope/Hope Walk on June 14, 2008 a Special Event (fees and costs absorbed by the City = \$4,846).

[07-1441](#)

CD 13

MOTION (GARCETTI - LABONGE) relative to declaring the MusiCares Map Fund Benefit Concert on May 9, 2008 a Special Event (fees and costs absorbed by the City = \$4,814).

[07-1253](#)

CD 14

MOTION (HUIZAR - LABONGE) relative to declaring the State Street Recreation Center's Little League Baseball Opening Day on May 3, 2008 a Special Event (fees and costs absorbed by the City = \$1,642).

[07-1385](#)

CD 14

MOTION (HUIZAR - LABONGE) relative to declaring the LAC + USC Cinco de Mayo Fiesta on May 2, 2008 a Special Event (fees and costs absorbed by the City = \$1,349).

[08-1101](#)

CD 14

MOTION (HUIZAR - CARDENAS) relative to declaring the East Los Angeles Occupational Center's Cinco de Mayo Celebration on May 1, 2008 a Special Event (fees and costs absorbed by the City = \$1,330).

[08-1102](#)

CD 13

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

[08-1103](#)

CD 13

MOTION (GARCETTI - LABONGE) relative to declaring the Opening of a New Movie at the El Capitan on May 5, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[08-1104](#)

CD 9

MOTION (PERRY - WESSON) relative to declaring the Sixth Year Anniversary on May 8, 2008 a Special Event (fees and costs absorbed by the City = \$1,226).

[08-1105](#)

CD 13

MOTION (GARCETTI - LABONGE) relative to declaring the Employee Appreciation Day on May 7, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[08-1106](#)

CD 14

MOTION (HUIZAR - GARCETTI) relative to declaring the Immigrants' Rights March on May 1, 2008 a Special Event (fees and costs absorbed by the City = none submitted).

[08-1107](#)

CD 5

MOTION (WEISS - WESSON) relative to declaring the Running with the Bulls Cinco De Mayo on May 5, 2008 a Special Event (fees and costs absorbed by the City = \$512).

[08-1108](#)

MOTION (HAHN - GARCETTI) relative to asserting jurisdiction over the April 25, 2008 Board of Airport Commissioners action in connection with the approval of a contract award for architectural, engineering, planning, and design services.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Motion (Rosendahl - Zine) unanimously adopted to excuse Councilmember Smith to leave at noon from the Council sessions of Friday, May 2, 2008 and Friday, June 6, 2008 due to personal business.

Upon his request, and without objections, Councilmember Smith was excused to leave at noon from all the Friday Council sessions from May 9, 2008 through December 12, 2008 due to personal business.

COMMENDATORY RESOLUTION ADOPTED IN HONOR OF:

[08-0789](#) - Congratiation Or Ami
(60th Anniversary of Modern State of Israel)

(Zine - All Councilmembers)

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

[08-0788](#) - Ester G. Soriano

(Cardenas - All Councilmembers)

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

Whereupon the Council did adjourn.

ATTEST: Karen E. Kalfayan, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL