

Los Angeles City Council, **Journal/Council Proceedings**

Friday, May 2, 2008

Van Nuys City Hall, 14410 Sylvan Street, Van Nuys, CA 91401 - 10 am

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

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

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

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - NONE

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

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

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### **Items Noticed for Public Hearing - Items 1-7**

**Roll Call #10 - Motion (Greuel - Rosendahl) Adopted, Ordinance Over One Week, Ayes (10); Absent: Parks, Perry, Wesson, Zine and President Garcetti (5)  
(Item Nos. 1-2)**

**ITEM NO. (1) - PUBLIC HEARING CLOSED - ORDINANCE OVER TO MAY 9, 2008**

[07-0624](#)  
CD 2

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Murietta Avenue and Milbank Street (Reballot) Lighting District.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the 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 11, 2008)

**ITEM NO. (2) - PUBLIC HEARING CLOSED - ORDINANCE OVER TO MAY 9, 2008**

[08-0254](#)

CD 11

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Sawtelle Boulevard and Iowa 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 11, 2008)

**Roll Call #4 - Motion (Rosendahl - Greuel) Adopted, Ordinance Over One Week, Ayes (11); Absent: Parks, Perry, Zine and President Garcetti (4) (Item Nos. 3-7)**

**ITEM NO. (3) - PUBLIC HEARING CLOSED - ORDINANCE OVER TO MAY 9, 2008**

[08-0255](#)

CD 11

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

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the 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 11, 2008)

**ITEM NO. (4) - PUBLIC HEARING CLOSED - ORDINANCE OVER TO MAY 9, 2008**

[08-0256](#)

CD 14

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Las Colinas Avenue and Ellenwood Drive 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 11, 2008)

**ITEM NO. (5) - PUBLIC HEARING CLOSED - ORDINANCE OVER TO MAY 9, 2008**

[08-0257](#)

CD 6

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Friar Street and Tyrone 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 11, 2008)

**ITEM NO. (6) - PUBLIC HEARING CLOSED - ORDINANCE OVER TO MAY 9, 2008**

[08-0258](#)

CD 2

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Burbank Boulevard and Radford 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 11, 2008)

**ITEM NO. (7) - PUBLIC HEARING CLOSED - ORDINANCE OVER TO MAY 9, 2008**

[08-0259](#)

CD 8

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the 94th Street, Spring Street and Broadway 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 11, 2008)

**Items for Which Public Hearings Have Been Held - Items 8-15**

**Roll Call #2 - Motion (Rosendahl - LaBonge) Adopted, Ayes (10); Absent: Hahn, Parks, Perry, Zine and President Garcetti (5)  
(Item Nos. 8-10)**

**ITEM NO. (8) - ADOPTED**

[06-1459](#)

AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE REPORT relative to lessons learned from vendor services reviewed.

Recommendation for Council action:

NOTE and FILE the Controller's report, dated June 15, 2006, relative to lessons learned from vendor services reviewed.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

**ITEM NO. (9) - ADOPTED**

[06-2237](#)

AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE REPORT relative to the City of Los Angeles Cost Allocation Plan 30 for Department Administration and Support and Compensated Time Off audit report for the Fiscal Year ended June 30, 2006.

Recommendation for Council action:

NOTE and FILE the Simpson and Simpson audit report of the City of Los Angeles Cost Allocation Plan 30 for Department Administration and Support and Compensated Time Off for the Fiscal Year ended June 30, 2006, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

## ITEM NO. (10) - ADOPTED

### 07-3004

AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE REPORT relative to the City of Los Angeles Cost Allocation Plan (CAP) 29 for City Overhead and Fringe Benefit Costs for Fiscal Year 2006-07.

Recommendation for Council action:

NOTE and FILE the Controller report relative to the City of Los Angeles CAP 29 for City Overhead and Fringe Benefit Costs for Fiscal Year 2006-07, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

## ITEM NO. (11) - ADOPTED AS AMENDED - TO THE MAYOR FORTHWITH - SEE FOLLOWING

**Roll Call #9 - Motion (Rosendahl - Greuel) to Adopt as Amended, Ayes (10); Absent: Parks, Perry, Wesson, Zine and President Garcetti (5)**

### 05-1358

BUDGET AND FINANCE COMMITTEE REPORT relative to the Joint Powers of Verification Unit (JPVU) Grant - Ninth and 10th Year.

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

1. AUTHORIZE the City Attorney, or designee, to submit the grant award agreement in the amount of \$1,368,074 for the ninth year (\$684,037) and 10th year (\$684,037) funding of the JPVU grant to the County of Los Angeles (County) and AUTHORIZE the City Attorney, or designee, to accept the grant award.
2. APPROVE the proposed contract between the City and the County for the JPVU in the amount of \$1,368,074 for the period of July 1, 2007 through June 30, 2009, subject to the approval of the City Attorney as to form and AUTHORIZE the City Attorney, or designee, to execute the contract.
3. AUTHORIZE the Controller to establish Appropriation Account No. C501 - Fringe Benefits, within Fund No. 368 (City Attorney Grant Fund), Department 12, in the amount of \$51,864.

4. AUTHORIZE the City Attorney to reimburse the General Fund for \$51,864 for fringe benefits upon receipt of grant reimbursements.
5. REQUEST the City Attorney to submit invoices to the County on a monthly basis to ensure that the General Fund is reimbursed in a timely manner.
6. RECOGNIZE that the General Fund is subsidizing \$133,138 of the program costs for the 07-08 program year, with the potential subsidy of \$133,138 for the 2008-09 program year.
7. REQUEST the City Attorney and City Administrative Officer (CAO) to open discussions with the County and State in an attempt to obtain a greater allocation to fully fund the program's expenditures in future years and eliminate the City's \$133,138 contribution for the 2008-09 program year.
8. INSTRUCT the CAO and REQUEST the City Attorney to work with the State to remain in compliance with the JPVU mandates while staying within the allotted grant allocation.
9. AUTHORIZE the City Attorney, or designee, to prepare Controller 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 total cost of the 2007-09 JPVU is \$1,634,350, of which \$1,368,074 (\$684,037 for 2007-08 and \$684,037 for 2008-09) will be reimbursed by the County. The General Fund will subsidize \$133,138 of the program costs for the 07-08 program year, with an additional potential subsidy of \$133,138 of the program costs for the 08-09 program year. The recommendations in this report are in compliance with the City's Financial Policies as the City is receiving the maximum reimbursement available from the grant and Council is recognizing the \$226,276 as the potential total General Fund subsidy.

Community Impact Statement: None submitted.

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

## **ADOPTED**

### **AMENDING MOTION (ROSENDAHL for PARKS - GREUEL)**

#### **Recommendation for Council action:**

**AUTHORIZE the Controller to transfer \$280,000 from Fund No. 100/12, Account No. 1010 - Salaries, General to Fund No. 100/12, Account No. 1020 - Salaries, Grant Reimbursed to provide temporary cashflow to the JPVU to meet payroll until grant funding is received.**

**ITEM NO. (12) - ADOPTED**

**Roll Call #2 - Motion (Rosendahl - LaBonge) Adopted, Ayes (10); Absent: Hahn, Parks, Perry, Zine and President Garcetti (5)**

[08-0828](#)

CD 1

CONTINUED CONSIDERATION OF HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to amending the Disposition and Development Agreement (DDA) with Pico Union Housing Corporation (PUHC) to modify the Schedule of Performance and provide up to \$100,000 of AB 1290 funds for the Pico Union Economic Development and Empowerment Center located at 1115-29 South Alvarado Street.

Recommendation for Council action:

AUTHORIZE the Chief Executive Officer, Community Redevelopment Agency (CRA), or designee, subject to the review of the City Attorney as to form and legality, to execute an amendment to the DDA with PUHC to:

- a. Extend the time of performance through April 1, 2009.
- b. Modify the DDA terms regarding the impound account.
- c. Amend the FY 2008 CRA Budget and World Program to transfer \$100,000 of AB 1290 funds to the budgeted line item "mixed use."

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

Community Impact Statement: None submitted.

(Continued from Council meeting of April 25, 2008)

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

**Roll Call #12 - Motion (Cardenas - Hahn) Adopted, Ayes (10); Absent: Parks, Perry, Wesson, Zine and President Garcetti (5)**

[08-0002-S34](#)

RULES AND GOVERNMENT COMMITTEE REPORT relative to the City's position on SB 1204 (Denham) which amends the Political Reform Act of 1974 to allow electronic filing of Form 700.

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

RESOLVE to include in the City's 2007-08 State Legislative Program SUPPORT for SB 1204 (Denham) which amends the Political Reform Act of 1974 to allow electronic filing of Form 700.

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

Community Impact Statement: None submitted.

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

**Roll Call #5 - Motion (Huizar - Alarcon) Adopted, Ayes (11); Absent: Parks, Perry, Zine and President Garcetti (4)**

[08-0002-S38](#)

RULES AND GOVERNMENT COMMITTEE REPORT relative to the City's position on HR 76 (Baca) which urges the establishment of a national holiday for Cesar E. Chavez.

Recommendations for Council action, pursuant to Resolution (Alarcon - Huizar - Cardenas - Reyes - Garcetti - Perry), SUBJECT TO THE CONCURRENCE OF THE MAYOR:

1. RESOLVE to include in the City's 2007-08 Federal Legislative Program SUPPORT for HR 76 (Baca) which urges the establishment of a national holiday for Cesar E. Chavez.
2. RESOLVE that the Council agrees to join with the Cesar E. Chavez National Holiday coalition and in so doing become an active partner alongside Latino, labor, civil rights, interfaith, and other organizations, leaders, elected officials, and celebrities who are working together to insure that the legacy of Cesar E. Chavez is recognized, celebrated and emulated throughout our nation.
3. RESOLVE that the City is proud to join as part of the first nationwide action in over 60 cities in 30 states that are calling for a Cesar E. Chavez national holiday on the occasion of Cesar Chavez' birthday March 31, 2008.
4. RESOLVE that the City calls on the U.S. Congress and President Bush to establish an official federal holiday and day of service, learning and action for Cesar E. Chavez on his birthday, March 31.
5. RESOLVE that the City calls on all people in the City of Los Angeles to celebrate the life of Cesar E. Chavez by engaging in service, learning and community actions that represent his legacy on his birthday, March 31, and all the year through.

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

Community Impact Statement: None submitted.



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

**Roll Call #2 - Motion (Rosendahl - LaBonge) Adopted, Ayes (10); Absent: Hahn, Parks, Perry, Zine and President Garcetti (5)**

[08-0195](#)

RULES AND GOVERNMENT COMMITTEE REPORT relative to the City's position on provisions of the Recovery Rebates and Economic Stimulus for the American People Act of 2008, HR 5140 (Pelosi).

Recommendation for Council action:

RECEIVE and FILE Chief Legislative Analyst (CLA) report dated February 15, 2008, and Resolution (Alarcon - Garcetti - Wesson) relative to support for provisions of the Recovery Rebates and Economic Stimulus for the American People Act of 2008, HR 5140 (Pelosi), inasmuch as the bill has been passed and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

**Items for Which Public Hearings Have Not Been Held - Items 16-29**

(10 Votes Required for Consideration)

**Roll Call #3 - Motion (Wesson - Smith) Adopted, Ordinance Over One Week, Ayes (10); Absent: Hahn, Parks, Perry, Zine and President Garcetti (5)  
(Item Nos. 16-20)**

**ITEM NO. (16) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS -  
ORDINANCE OVER TO MAY 9, 2008**

[08-0888](#)

CD 7

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

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated April 9, 2008.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **JULY 2, 2008** as the hearing date for the maintenance of the Polk Street and Eldridge Avenue Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$638.08 will be collected annually starting with tax year 2009-10 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: June 23, 2008)

**ITEM NO. (17) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS -  
ORDINANCE OVER TO MAY 9, 2008**

[08-1027](#)

CD 13

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

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated April 23, 2008.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **JULY 2, 2008** as the hearing date for the maintenance of the Vine and Selma Avenues Lighting District, in accordance with Proposition 218, Articles XIIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$2,810.29 will be collected annually starting with tax year 2009-10 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: June 23, 2008)

**ITEM NO. (18) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS -  
ORDINANCE OVER TO MAY 9, 2008**

[08-1028](#)

CD 2

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

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated April 23, 2008.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **JULY 2, 2008** as the hearing date for the maintenance of the Moorpark Street and Laurelgrove Avenue Lighting District, in accordance with Proposition 218, Articles XIIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$569.12 will be collected annually starting with tax year 2009-10 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: June 23, 2008)

**ITEM NO. (19) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS -  
ORDINANCE OVER TO MAY 9, 2008**

[08-1029](#)

CD 2

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

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated April 22, 2008.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **JULY 2, 2008** as the hearing date for the maintenance of the Riverside Drive and Coldwater Canyon Avenue Lighting District, in accordance with Proposition 218, Articles XIII C and XIII D of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$1,031.53 will be collected annually starting with tax year 2009-10 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: June 23, 2008)

**ITEM NO. (20) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS -  
ORDINANCE OVER TO MAY 9, 2008**

[08-1030](#)

CD 2

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

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated April 18, 2008.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **JULY 2, 2008** as the hearing date for the maintenance of the Helen Avenue and Wicks Street Lighting District, in accordance with Proposition 218, Articles XIII C and XIII D of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$303.09 will be collected annually starting with tax year 2009-10 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: June 23, 2008)

**Roll Call #3 - Motion (Wesson - Smith) Adopted, Ayes (10); Absent: Hahn, Parks, Perry, Zine and President Garcetti (5)  
(Item Nos. 21a-22)**

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

08-0005-S260

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 24, 2008:

08-0005-S260

CD 9

- a. Property at 1228 East 43rd Place (Case No. 10057).  
Assessor I.D. No. 5115-035-019

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 25, 2006)

08-0005-S261

CD 10

- b. Property at 5833 West Venice Boulevard (Case No. 127126).  
Assessor I.D. No. 5069-006-005

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

08-0005-S262

CD 13

- c. Property at 2551 West Avenue 31 (Case No. 35727).  
Assessor I.D. No. 5457-014-002

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 4, 2007)

[08-0005-S263](#)

CD 8

- d. Property at 1717 West 80th Street (Case No. 98231).  
Assessor I.D. No. 6034-001-016

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

[08-0005-S264](#)

CD 9

- e. Property at 1637 East 42nd Street (Case No. 147193).  
Assessor I.D. No. 5116-014-018

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on March 19, 2008)

[08-0005-S265](#)

CD 13

- f. Property at 246 North Lake Street (Case No. 132236).  
Assessor I.D. No. 5157-020-006

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 24, 2008)

**ITEM NO. (22) - SUBSTITUTE MOTION ADOPTED IN LIEU OF ORIGINAL MOTION - SEE FOLLOWING**

[08-0940](#)

CD 13

CONSIDERATION OF MOTION (GARCETTI - PERRY) relative to authorizing the issuance of a permit to allow a street cut to facilitate the installation of a gas line at 1224 and 1226 Manzanita Avenue.

Recommendations for Council action:

1. AUTHORIZE the Bureau of Street Services to issue a permit to allow a street cut at 1224 and 1226 Manzanita Avenue to facilitate the installation of a gas line by the Gas Company without the requirement of resurfacing the entire block from curb-to-curb, as would be required under Section 62.06 of the Los Angeles Municipal Code.
2. DIRECT that the applicant be required to repair and resurface the cut area in accordance with the requirements of the Bureau of Street Services.

(Public Works Committee waived consideration of the above matter)

**ADOPTED**

**SUBSTITUTE MOTION (GREUEL for GARCETTI - LABONGE)**

**Recommendations for Council action:**

1. **AUTHORIZE** the Bureau of Engineering to issue a permit to allow a street cut at 1224 and 1226 Manzanita Avenue to facilitate the installation of a gas line by the Gas Company without the requirement of resurfacing the entire block from curb-to-curb, as would otherwise be required under Section 62.06 of the Los Angeles Municipal Code.
2. **REQUIRE** that the applicant repair and resurface the cut area in accordance with the requirements of the Bureau of Street Services.

**ITEM NO. (23) - CONTINUED TO MAY 7, 2008**

**Roll Call #1 - Motion (Huizar - Cardenas) Adopted to Continue, Unanimous Vote, Ayes (10); Absent: Hahn, Parks, Perry, Zine and President Garcetti (5)**

[08-0002-S30](#)

CONSIDERATION OF RESOLUTION (HUIZAR - CARDENAS) relative to the City's position on AB 2077 (Fuentes), English Learner Assessment Act.

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

RESOLVE to include in the City's 2007-08 State Legislative Program SUPPORT for AB 2077 (Fuentes), English Learner Assessment Act, which would ensure testing of English Learners before the start of the next school year and would require the release of sample questions for enhanced instruction.

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

**ITEM NO. (24) - ADOPTED**

**Roll Call #7 - Motion (Rosendahl - Alarcon) Adopted, Ayes (10); Absent: Parks, Perry, Wesson, Zine and President Garcetti (5)**

[08-0002-S50](#)

CONSIDERATION OF RESOLUTION (ROSENDAHL - ALARCON) relative to the City's position on the California Prevention of Farm Animal Cruelty Act.

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

RESOLVE to include in the City's 2007-08 State Legislative Program SUPPORT for the California Prevention of Farm Animal Cruelty Act, which would prohibit the restrictive confinement of farm animals.

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

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

**Roll Call #11 - Motion (Rosendahl - Greuel) Adopted, Ayes (10); Absent: Parks, Perry, Wesson, Zine and President Garcetti (5)**

[05-0789](#)

CD 4

CONSIDERATION OF LOS ANGELES DEPARTMENT OF TRANSPORTATION (LADOT) REPORT and RESOLUTION relative to renewal and boundary amendment of Temporary Preferential Parking District (PPD) No. 101 adjacent to the Vista Theatre at Sunset Drive and Hillhurst Avenue.

Recommendations for Council action:

1. FIND that the renewal and amendment to the boundaries of Temporary PPD No. 101, pursuant to Los Angeles Municipal code (LAMC) Section 80.58.d, is exempt from the California Environmental Quality Act (CEQA) under the General Exemption (Article II, Section 1 of the 2002 Los Angeles City CEQA Guidelines).
2. FIND that the parking problem that led to the establishment and subsequent renewals of Temporary PPD No. 101 near the Vista Theatre at Sunset Drive and Hillhurst Avenue in Council District Four still exists, and that no permanent solution has been found.
3. ADOPT the attached Resolution renewing Temporary PPD No. 101 for 12 more months, until May 18, 2009, pursuant to Section 80.58.d of the LAMC.
4. DIRECT the LADOT to prepare a Notice of Exemption reflecting Council's action under Recommendation No. 1 and file such notice with the City and County Clerks within five working days of the Council's action.

Fiscal Impact Statement: The LADOT reports that revenue from the sale of permits will cover the additional costs of implementing, administering, and enforcing Temporary PPD No. 101. Furthermore, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the PPD's parking restrictions.

Community Impact Statement: None submitted.

**(Transportation Committee waived consideration of the above matter)**

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

**Roll Call #8 - Motion (Rosendahl - Greuel) Adopted, Ayes (10); Absent: Parks, Perry, Wesson, Zine and President Garcetti (5)**

[07-1227](#)

CD 2

CONSIDERATION OF LOS ANGELES DEPARTMENT OF TRANSPORTATION (LADOT) REPORT and RESOLUTION relative to renewal and boundary amendment of Temporary Preferential Parking District (PPD) No. 75 on two blocks near Carpenter Avenue and Ventura Boulevard.

Recommendations for Council action:

1. FIND that the renewal and amendment to the boundaries of Temporary PPD No. 75, pursuant to Los Angeles Municipal code (LAMC) Section 80.58.d, is exempt from the California Environmental Quality Act (CEQA) under the General Exemption (Article II, Section 1 of the 2002 Los Angeles City CEQA Guidelines).
2. FIND that the parking problem that led to the establishment of Temporary PPD No. 75 on five blocks near Carpenter Avenue and Ventura Boulevard in Council District Two still exists for two of those blocks, and that no permanent solution has been found.
3. ADOPT the attached Resolution amending the boundaries of Temporary PPD No. 75 and renewing the PPD for 12 more months, until May 5, 2009, pursuant to Section 80.58.d of the LAMC.
4. DIRECT the LADOT to discontinue permit sales to the residents of the following blocks that have been deleted from Temporary PPD No. 75 for failure to comply with the City Council's Rules for Preferential Parking Districts related to minimum permit sales requirements:
  - a. Carpenter Avenue between Laurelwood Drive and the alley south of Ventura Boulevard
  - b. Laurelwood Drive between Carpenter Avenue and Carpenter Court
  - c. Carpenter Avenue between Laurelwood Drive and Sunshine Terrace
5. DIRECT the LADOT to prepare a Notice of Exemption reflecting Council's action under Recommendation No. 1 and file such notice with the City and County Clerks within five working days of the Council's action.

Fiscal Impact Statement: The LADOT reports that revenue from the sale of permits will cover the additional costs of implementing, administering, and enforcing Temporary PPD No. 75. Furthermore, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the PPD's parking restrictions.

Community Impact Statement: None submitted.

**(Transportation Committee waived consideration of the above matter)**



**ITEM NO. (27) - ADOPTED**

**Roll Call #13 - Motion (Smith - Reyes) Adopted, Ayes (10); Absent: Parks, Perry, Wesson, Zine and President Garcetti (5)**

08-1045

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:

08-1045

CD 12

- a. MOTION (SMITH - ZINE) relative to declaring the Fire Station No. 87 Grand Opening on May 3, 2008 a Special Event (fees and costs absorbed by the City = \$1,648).

08-1066

CD 15

- b. MOTION (HAHN - GREUEL) relative to declaring the Certified Farmers Market on the Fridays of May 2, 2008 to May 4, 2009 a Special Event (fees and costs absorbed by the City = \$16,072).

08-1047

CD 15

- c. MOTION (HAHN - GREUEL) relative to declaring the Concert in the Park on May 9, 2008 a Special Event (fees and costs absorbed by the City = \$4,886).

08-1048

CD 15

- d. MOTION (HAHN - GREUEL) relative to declaring the L.A. Wood on May 17, 2008 a Special Event (fees and costs absorbed by the City = \$914).

06-0614

CD 1

- e. MOTION (REYES - HUIZAR) relative to declaring the Cinco de Mayo Parade on May 3, 2008 a Special Event (fees and costs absorbed by the City = \$4,000).

08-1049

CD 8

- f. MOTION (PARKS - LABONGE) relative to declaring the dedication of Bishop J. Bernard Hackworth Square on May 4, 2008 a Special Event (fees and costs absorbed by the City = \$1,500).

[08-1050](#)

CD 5

- g. MOTION (WEISS - WESSON) relative to declaring the Opening Night of the Los Angeles Asian Pacific Film Festival on May 1, 2008 a Special Event (fees and costs absorbed by the City = \$1,188).

[07-1222](#)

CD 5

- h. MOTION (WEISS - WESSON) relative to declaring the 18th Annual Warner Walk on May 2, 2008 a Special Event (fees and costs absorbed by the City = \$1,118).

[08-1051](#)

CD 5

- i. MOTION (WEISS - WESSON) relative to declaring the Clothing Giveaway on May 4, 2008 a Special Event (fees and costs absorbed by the City = \$1,188).

[08-1052](#)

CD 11

- j. MOTION (ROSENDAHL - WESSON) relative to declaring the Art in the Afternoon event on May 4, 2008 a Special Event (fees and costs absorbed by the City = \$2,830).

**ITEM NO. (28) - ADOPTED**

**Roll Call #3 - Motion (Wesson - Smith) Adopted, Ayes (10); Absent: Hahn, Parks, Perry, Zine and President Garcetti (5)**

[08-1046](#)

MOTION (GARCETTI - ZINE) relative to a reception for the Affirmative Action Association for Women on August 14, 2008.

Recommendation for Council action:

INSTRUCT the City Clerk to place on the Council Agenda for July 1, 2008 or as soon thereafter as possible, the following item, SUBJECT TO THE APPROVAL OF THE MAYOR:

APPROPRIATE \$624 from the Unappropriated Balance Fund No. 100/58 to the General Services Fund No. 100/40, as follows: \$373 to Account No. 1090 (Salaries - Overtime) and \$251 to Account No. 1070 (Salaries - As-Needed) for services in connection with the August 14, 2008 Council District 13 special reception for the Affirmative Action Association for Women in the City Hall Tom Bradley Room - said funds to be reimbursed to the General Fund by the Affirmative Action Association for Women.

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

**Roll Call #14 - Motion (Smith - LaBonge) Adopted, Ayes (10); Absent: Parks, Perry, Wesson, Zine and President Garcetti (5)**

08-0011-S19

MOTION (SMITH - ZINE) relative to using Street Furniture Revenue funds for community projects in Council District 12.

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

1. AUTHORIZE the Department of Public Works, Bureau of Street Services to grade and place mulch in the medians.
2. TRANSFER and APPROPRIATE \$5,541 in the Council District 12 portion of the Street Furniture Revenue Fund to Street Service Fund No. 100/86, Account No. 1090 (Salaries - Overtime) to cover the costs of grading and the placement of mulch on the medians starting at the 10300 block of Melvin Avenue.
3. AUTHORIZE the Chief Legislative Analyst, or designee, to make technical corrections or revisions as may be necessary to implement the intent of the Motion.

**Item for Which Public Hearing Has Been Held - Item 30**

**ITEM NO. (30) - ADOPTED - ORDINANCE OVER TO MAY 9, 2008**

**Roll Call #6 - Motion (Reyes - Greuel) Adopted, Ordinance Over One Week, Ayes (10); Absent: Parks, Perry, Wesson, Zine and President Garcetti (5)**

08-0453

CD 2

CONTINUED CONSIDERATION OF MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT, ORDINANCE FIRST CONSIDERATION and AMENDING MOTION (GREUEL - REYES) relative to a zone change appeal for property at 7525 and 7535 North Ethel Avenue.

A. PLANNING AND LAND USE MANAGEMENT (PLUM) COMMITTEE REPORT

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and in compliance with the California Environmental Quality Act; 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. 08-0453 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV 2007-3850 MND] filed on September 14, 2007.

2. ADOPT the April 16, 2008 FINDINGS of the Director of Planning as the Findings of the Council.
3. RESOLVE TO GRANT IN PART/DENY IN PART APPEAL filed by Ethel Investment Group c/o Murray Siegel (Robert B. Lamishaw, JPL Zoning Services, Inc., Representative), from part of the determination of the North Valley Area Planning Commission (NVAPC), and THEREBY APPROVE a zone change Ordinance from [Q]P-1 and CM-1 to (T)(Q)CM-1, for the construction of a new 12,400 square foot office/light manufacturing building for 10 tenants that will be two stories, with a maximum height of 27 feet, with 98 parking spaces on a 90,809 square foot site that is improved with an existing 22,500 square foot, one story, concrete light industrial/office building to remain for property at 7525 and 7535 North Ethel Avenue, subject to Conditions of Approval as modified by the PLUM Committee, and attached to the Ordinance.

Applicant: Murray Siegel, Ethel Investment Group

APCNV 2007-3849 ZC

4. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning on behalf of the NVAPC, effecting a zone change from [Q]P-1 and CM-1 to (T)(Q)CM-1 for the construction of a new 12,400 square foot office/light manufacturing building for 10 tenants that will be two stories, with a maximum height of 27 feet, with 98 parking spaces on a 90,809 square foot site that is improved with an existing 22,500 square foot, one story, concrete light industrial/office building to remain for property at 7525 and 7535 North Ethel Avenue, subject to Conditions of Approval, as modified by the PLUM Committee, and attached to the Ordinance to include the following:
  - a. Hours of Operation. All hours of operation for all occupants in the new building (Building B) shall be limited to 7:00 a.m. until 10 p.m. Monday through Saturday; and closed on Sundays and legal holidays (See Condition No. 20).
  - b. Deliveries. Deliveries shall be limited to 7:00 a.m. until 4:00 p.m., Monday through Saturdays only. (Condition No. 22).
  - c. Parking Wall. Delete the condition requiring a six-foot solid decorative masonry wall adjacent to residential use and/or zones to be constructed if no such wall exists.
5. REMOVE (T) Tentative classification as described in detail on the sheet(s) attached to the Committee report.
6. INSTRUCT the Planning Department to update the General Plan and appropriate maps pursuant to this action.
7. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.
8. ADVISE the applicant that, pursuant to the California State 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 recover the cost of such monitoring.

9. ADVISE the applicant that pursuant to State and 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.
10. NOT PRESENT and ORDER FILED the Ordinance approved by the NVAPC on January 3, 2008.

B. AMENDING MOTION (GREUEL - REYES)

Recommendations for Council action:

1. AMEND Council file No. 08-0453 condition No. 20(21) to read "Hours of operation for all occupants in the new building (Building B) and the existing building (Building A) shall be limited to 7:00 a.m. until 10:00 p.m. Monday through Saturday; and closed on Sundays and legal holidays, provided, however, that such hours of operation shall apply only to leases entered into after the date when this zone change becomes effective."
2. REINSTATE condition No. 26 that was deleted at PLUM and add language that asks to preserve the mature landscaping where possible.

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

**TIME LIMIT FILE - MAY 5, 2008**

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

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

[08-1130](#)

CD 13

MOTION (WESSON for GARCETTI - LABONGE) relative to declaring the Desperate Housewives Event on May 4, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[08-1129](#)

CD 13

MOTION (WESSON for GARCETTI - LABONGE) relative to declaring the Women's Night Out/Honoring Sharon Stone on May 3, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[08-1139](#)

CD 14

MOTION (HUIZAR - CARDENAS) relative to declaring the Cinco De Mayo Celebration on May 3-4, 2008 a Special Event (fees and costs absorbed by the City = \$31,484).

[08-1131](#)

CD 13

MOTION (GREUEL for GARCETTI - LABONGE) relative to declaring the Starbucks Van on April 8-9, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[08-1128](#)

CD 13

MOTION (GREUEL for GARCETTI - LABONGE) relative to declaring the Big Sunday's Flea Market on May 4, 2008 a Special Event (fees and costs absorbed by the City = \$1,118).

[07-1735](#)

CD 2

MOTION (GREUEL - ROSENDAHL) relative to declaring the Sunland Tujunga July 4th Parade on July 4, 2008 a Special Event (fees and costs absorbed by the City = \$3,905).

[08-1132](#)

CD 1

MOTION (REYES - HUIZAR) relative to declaring the Chinatown Service Center Neighborhood Barbecue on May 3, 2008 a Special Event (fees and costs absorbed by the City = \$1,000).

[07-0803](#)

CD 11

MOTION (ROSENDAHL - GREUEL) relative to declaring the Mar Vista Farmers' Market on every Sunday from July 6, 2008 - June 28, 2009 a Special Event (fees and costs absorbed by the City = \$78,477).

[08-1137](#)

CD 7

MOTION (ALARCON - CARDENAS) relative to declaring the Ritchie Valens May Festival on May 10, 2008 a Special Event (fees and costs absorbed by the City = \$974).

[08-0010-S23](#)

MOTION (REYES - HUIZAR) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Juan Carlos Renteria.

[08-0010-S22](#)

MOTION (ALARCON - CARDENAS - WEISS) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the suspected arson at the Church of the Nazarene and at the Arleta Assembly of God.

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

[06-0189](#)

CD 10

RESOLUTION (WESSON - LABONGE) relative to extending the provisions of an interim control ordinance relative to property located within the Wilshire Community Plan.

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

[08-0788](#) - Grusha Patterson-Mills

(Rosendahl)

Beth Virginia Evelyn

(Rosendahl)

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

**Whereupon the Council did adjourn.**

ATTEST: Karen E. Kalfayan, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL