

Los Angeles City Council, **Journal/Council Proceedings**
Wednesday, **May 7, 2008**
John Ferraro Council Chamber, Room 340, City Hall - 10 am

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

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

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
MAY 2, 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 1-2

**Roll Call #1 - Motion (Greuel - Reyes) Adopted, Ayes (10); Absent: Hahn, Huizar, Parks, Rosendahl and President Garcetti (5)
(Item Nos. 1-2)**

ITEM NO. (1) - PUBLIC HEARING CLOSED - CITY ENGINEER INSTRUCTED TO PROCEED

[07-1130](#)

CD 2

HEARING PROTESTS against the proposed vacation of the alley northerly of Riverside Drive between Ben and Gentry Avenues (VAC E1401046).

(Public Works Committee report adopted on April 9, 2008)

ITEM NO. (2) - PUBLIC HEARING CLOSED - CITY ENGINEER INSTRUCTED TO PROCEED

[07-0186](#)

CD 3

HEARING PROTESTS against the proposed vacation of the Canoga Avenue (portion of easterly side) from Wyandotte Street to approximately 285 feet northerly thereof (VAC E1401034).

(Public Works Committee report adopted on April 9, 2008)

Items for Which Public Hearings Have Been Held - Items 3-26

ITEM NO. (3) - ADOPTED AS AMENDED - SEE FOLLOWING

Roll Call #5 - Motion (Weiss - Smith) to Adopt as Amended, Ayes (11); Absent: Hahn, LaBonge, Parks and President Garcetti (4)

[08-0744](#)

PUBLIC SAFETY COMMITTEE REPORT and COMMUNICATION FROM THE EXECUTIVE EMPLOYEE RELATIONS COMMITTEE relative to the appointment of Mr. James G. Featherstone as the General Manager of the Emergency Management Department (EMD).

A. PUBLIC SAFETY COMMITTEE REPORT

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. James G. Featherstone as the permanent General Manager of EMD, effective ~~*May 1, 2008~~, **April 30, 2008**, is APPROVED and CONFIRMED. ***(Weiss - Smith)**

Ethics Commission Review: Pending

TIME LIMIT FILE - MAY 16, 2008

(LAST DAY FOR COUNCIL ACTION - MAY 16, 2008)

B. COMMUNICATION FROM THE EXECUTIVE EMPLOYEE RELATIONS COMMITTEE (EERC)

Recommendation for Council action:

RESOLVE that the salary rate of pay for the position of permanent General Manager, EMD shall BE ESTABLISHED, as recommended by the Mayor and approved by the EERC. The effective date of the permanent appointment will be April 30, 2008.

(Council may recess to Closed Session, pursuant to Government Code 54957.6, relative to the above salary recommendation)

MOTION (WEISS - SMITH)

ADOPTED

Recommendation for Council action:

RESOLVE that the salary rate of pay for the position of permanent General Manager, EMD shall BE ESTABLISHED, as recommended by the Mayor and approved by the EERC. The effective date of the permanent appointment will be April 30, 2008.

ITEM NO. (4) - ADOPTED - ORDINANCE OVER TO MAY 14, 2008

Roll Call #6 - Motion (Reyes - Rosendahl) Adopted, Ayes (11); Absent: Hahn, LaBonge, Parks and President Garcetti (4)

[08-0736](#)

CD 11

NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to establishing the Lincoln Boulevard Community Design Overlay District and zone change for certain parcels lying along Lincoln Boulevard.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the 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. 08-0736 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 2007-1541 ND] filed on April 20, 2007.
2. ADOPT the FINDINGS of the City Planning Commission (CPC) as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the CPC, establishing the boundaries of the Lincoln Boulevard Community Design Overlay District (CDO), including approval of zoning map boundaries and related zone changes from C2-1 to [Q]C2-1-CDO, [Q]C2-1 to [Q]C2-1-CDO, C4-OX-2D to [Q]C4-OX-2D-CDO, M1-1 to [Q]M1-1-CDO, [Q]M1-1 to [Q]M1-1-CDO, M2-1 to [Q]M2-1-CDO, P-1 to [Q]P-CDO, [Q]P-1 to [Q]P-1-CDO, [Q]PF-1XL to [Q]PF-1XL-CDO, PF to [Q]PF-CDO, [T][Q]RAS4-1 to [T][Q]RAS4-1-CDO; for properties along Lincoln Boulevard on the portion bounded by the Santa Monica - Los Angeles City boundary to the north and the Marina Expressway to the south.

Applicant: City of Los Angeles

CPC 2006-3786-CDO-ZC

4. ADVISE the applicant of permanent "Q" Qualified classification time limit as described in the Committee report.

Fiscal Impact Statement: The Planning Department reports that there is a General Fund impact, as administrative costs resulting from implementation are not recovered through fees.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JUNE 25, 2008

(LAST DAY FOR COUNCIL ACTION - JUNE 25, 2008)

ITEM NO. (5) - ADOPTED - ORDINANCE OVER TO MAY 14, 2008

Roll Call #3 - Motion (Reyes - LaBonge) Adopted, Ayes (10); Absent: Hahn, Huizar, Parks, Rosendahl and President Garcetti (5)

[07-3056](#)

PUBLIC SAFETY COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to provisions for the collection of fees for methane gas detection system plan checks, final acceptance inspections, and a certification program for independent methane gas detection system testers.

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

1. PRESENT and ADOPT the accompanying ORDINANCE amending various Sections of the Los Angeles Municipal Code to include provisions for the collection of fees for methane gas detection system plan check, final acceptance inspections, and a certification program for independent methane gas detection system testers.
2. INSTRUCT the Los Angeles Fire Department (LAFD) to report back within 30 days with a detailed plan on the certification program for independent methane gas detection system testers/inspectors.
3. INSTRUCT the Department of Building and Safety, using existing staff at its one-stop centers, to begin collecting these new fees on the effective date of the ordinance.

Fiscal Impact Statement: The City Administrative Officer reports that this action will not impact the General Fund. The above recommendations are consistent with City financial policies in that the LAFD anticipates receiving reimbursement on a full-cost recovery basis for the special services provided.

Community Impact Statement: None submitted.

ITEM NO. (6) - CONTINUED TO MAY 21, 2008

Roll Call #12 - Motion (Perry - Reyes) Adopted to Continue, Ayes (11); Absent: Hahn, LaBonge, Parks and President Garcetti (4)

[07-0332](#)

CD 9

EXEMPTION, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT and BUDGET AND FINANCE COMMITTEES' REPORT, RESOLUTION and ORDINANCE FIRST CONSIDERATION, relative to establishing a Community Taxing District (CTD); amending the Los Angeles Municipal Code (LAMC) to provide an offset of the Parking Occupancy Tax Remittance Requirement for any Parking Property Operator that has paid special taxes levied by a CTD; and, various actions and agreements related to the Hotel and Public Parking Structure portion of the Grand Avenue Project.

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

1. PRESENT and ADOPT the accompanying ORDINANCE amending Section 21.15.7 of Article 1.15, Chapter II of the LAMC to provide an offset of the Parking Occupancy Tax Remittance Requirement for any parking property operator that has paid special taxes levied by a CTD.
2. ADOPT the accompanying RESOLUTION OF INTENTION to establish a CTD relative to the Grand Avenue Project.
3. FIND that the approval of the Resolution of Intention to establish a CTD is exempt from the California Environmental Quality Act (CEQA) pursuant to Article II, Section 2(i) of the Los Angeles CEQA Guidelines, and that no additional environmental clearance is required under State CEQA Guidelines.
4. APPROVE the implementation Agreement between the City of Los Angeles and the Grand Ave. L.A. LLC, a Delaware limited liability company (Developer) [Attachment A of the Chief Legislative Analyst (CLA) report dated April 10, 2008] concerning the Grand Avenue Project hotel and parking structure, and authorize the Mayor to execute said agreement.
5. AUTHORIZE the City Administrative Officer (CAO), with the consent of the CLA and the City Attorney, to negotiate and execute additional non-material changes to the agreement as necessary.
6. INSTRUCT the City Clerk to:
 - a. Publish a notice by May 8, 2008, or on an alternate date given by the CAO, of a Public Hearing concerning formation of the CTD to take place on June 10, 2008, or on an alternate date given by the CAO, at 10:00 a.m. during the regularly scheduled Council meeting.
 - b. Set an agenda item for a Public Hearing on the Council agenda for June 10, 2008, or on an alternate date given by the CAO, to include the adoption of an Ordinance of Formation for the Proposed CTD No.2 (Grand Avenue Project).
7. APPROVE, by ratification, the Deposit and Reimbursement Agreement (Attachment C of the CLA report dated April 10, 2008), which has been entered into by the City and the Developer.
8. APPROVE the Funding Agreement (Attachment D of the CLA report dated April 10, 2008) that among the City, the CTD, the Developer, and U.S. Bank National Association, as Paying Agent, is in substantially final form, and AUTHORIZE the CAO, on behalf of the City and the CTD, to execute the Funding Agreement, with such non-material changes as the CAO, with the approval of the City Attorney, deems necessary, when the CTD has been formed.

Fiscal Impact Statement: The CLA reports that the Grand Avenue Project is estimated to generate over \$227.9 million in various General Fund revenue over 20 years. The Grand Avenue Project hotel would retain up to a present value \$60.5 million in Transient Occupancy Tax, a General Fund revenue source, for up to 20 years. The Grand Avenue Project would also retain an approximate gross value of \$5.5 million Parking Occupancy Tax, a General Fund revenue source, over the course of up to 10 years which would then be repaid.

Community Impact Statement: None submitted.

**Roll Call #3 - Motion (Reyes - LaBonge) Adopted, Ayes (10); Absent: Hahn, Huizar, Parks, Rosendahl and President Garcetti (5)
(Item Nos. 7-13)**

ITEM NO. (7) - ADOPTED

[08-0124](#)

CD 3

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

(Public hearing closed on April 30, 3008)

ITEM NO. (8) - ADOPTED

[08-0125](#)

CD 4

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

(Public hearing closed on April 30, 3008)

ITEM NO. (9) - ADOPTED

[08-0126](#)

CD 6

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

(Public hearing closed on April 30, 3008)

ITEM NO. (10) - ADOPTED

[08-0127](#)

CD 7

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

(Public hearing closed on April 30, 3008)

ITEM NO. (11) - ADOPTED

[08-0128](#)

CD 3

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

(Public hearing closed on April 30, 3008)

ITEM NO. (12) - ADOPTED

[08-0182](#)

CD 15

ORDINANCE SECOND CONSIDERATION levying the assessments and ordering the maintenance of the 118th and San Pedro Streets Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public hearing closed on April 30, 3008)

ITEM NO. (13) - ADOPTED

[08-0324](#)

CD 10

ORDINANCE SECOND CONSIDERATION, 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.

(Planning and Land Use Management Committee report adopted on April 30, 2008)

ITEM NO. (14) - REFERRED BACK TO PLANNING AND LAND USE MANAGEMENT COMMITTEE

**Roll Call #2 - Motion (Reyes - LaBonge) Adopted to Withdraw and Refer, Unanimous Vote (10);
Absent: Hahn, Huizar, Parks, Rosendahl and President Garcetti (5)**

[08-0382](#)

CD 4

ORDINANCE SECOND CONSIDERATION 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.

(Planning and Land Use Management Committee report adopted on April 30, 2008)

ITEM NO. (15) - ADOPTED

Roll Call #3 - Motion (Reyes - LaBonge) Adopted, Ayes (10); Absent: Hahn, Huizar, Parks, Rosendahl and President Garcetti (5)

[08-0604](#)

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to amending Senior Service Contracts to close out Fiscal Year (FY) 2006-07 and a contract name change.

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

1. AUTHORIZE the General Manager, Department of Aging (Aging), or designee, to:
 - a. Negotiate and execute closeout contract amendments to FY 2006-07 Title III & VII Older Americans Act and Prop A Programs that require technical closeout adjustments and to reflect actual expenditures and service levels by allowing identified program savings to cover over serving among specific service programs.
 - b. Amend existing FY 2007-08 contracts to reflect legal name changes for the following agencies: "Wise Senior Services" to "Wise and Healthy Aging."
 - c. Negotiate and execute Amendment Number 1 of Contract Number C-112219 to change the name of "Wise Senior Services" to "Wise and Healthy Aging."
 - d. Prepare Controller instructions for any technical adjustments that are consistent with Mayor and Council actions, subject to the approval of the City Administrative Officer, and authorize the Controller to implement these instructions.
2. DISBURSE funds to the contractors upon submission of proper demand from the General Manager, Aging, or designee.

Fiscal Impact Statement: Aging reports that the above recommendations will have no effect on the General Fund. This request complies with the City's financial policy. Aging's proposed actions will reimburse the agencies that over-served and overspent.

Community Impact Statement: None submitted.

ITEM NO. (16) - RECEIVE AND FILE

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

[08-0529](#)

CONTINUED CONSIDERATION OF 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.]

(Continued from Council meeting of April 30, 2008)

**Roll Call #3 - Motion (Reyes - LaBonge) Adopted, Ayes (10); Absent: Hahn, Huizar, Parks, Rosendahl and President Garcetti (5)
(Item Nos. 17-26)**

ITEM NO. (17) - ADOPTED

[06-1757](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the results of the New Markets Tax Credit (NMTC) Application.

Recommendation for Council action:

RECEIVE and FILE the Community Development Department and Community Redevelopment Agency report dated February 28, 2008 (attached to the Council file), relative to the results of the NMTC Application, 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. (18) - ADOPTED

[07-2511](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to executing a contract with the Economic Roundtable (Contractor) in an amount not to exceed \$500,000 for an Affordable Housing Benefit Fee Study (Study).

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

1. APPROVE the results of the Request for Qualifications (RFQ) for a Study, as conducted by the Los Angeles Housing Department (LAHD) and the Los Angeles Department of City Planning (Planning).

2. AUTHORIZE the General Manager, LAHD, or designee, to:
 - a. Negotiate a contract with the highest scoring proposer, the Contractor, a non-profit public benefit corporation, to conduct a Study for an amount not to exceed \$500,000 (as detailed in the LAHD transmittal dated January 18, 2008), for a period of one year, effective from the date of contract execution, with two one-year renewal options, in substantial conformance with the pro forma contract included as Attachment Two of the City Administrative Officer (CAO) report dated April 18, 2008, and subject to the following: a) availability of funds; b) contractor performance; c) approval of the City Attorney as to form and legality; and, d) review and approval of the Department of Public Works, Bureau of Contract Administration, as to compliance with applicable City requirements.
 - b. Prepare Controller instructions and make any technical adjustments as needed and consistent with the actions pertaining to these actions, subject to the approval of the CAO, and authorize the Controller to implement the instructions.
3. AUTHORIZE the Controller to expend funds as payment to the Contractor from Fund No. 44G, Affordable Housing Trust Fund, Account No. C202, Affordable Housing Fee Study contractual services, in an amount not to exceed \$500,000, upon proper demand of the General Manager, LAHD, or designee.
4. INSTRUCT the General Manager, LAHD, or designee, to submit the negotiated contract to Council for its review and approval prior to execution.

Fiscal Impact Statement: The CAO reports that there is no additional impact to the General Fund. These recommendations approve the results of a Study RFQ that was conducted by the LAHD and Planning. In addition, the LAHD is authorized to execute a contract with the highest scoring proposer for an amount not to exceed \$500,000, utilizing previously approved General Funds allocated to the Affordable Housing Trust Fund for this purpose. These recommendations comply with City Financial Policies because dedicated funding sources will fully fund the contract commitment and any subsequent contract extensions will be contingent on the identification of additional funding.

Community Impact Statement: None submitted.

ITEM NO. (19) - ADOPTED

[08-0804](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the Los Angeles Housing Department (LAHD) Annual Progress Report on the implementation of the City of Los Angeles' Housing Element (1998-2005).

Recommendation for Council action:

NOTE and FILE the LAHD Annual Progress Reports dated April 1 and April 23, 2008, relative to the implementation of the City of Los Angeles' Housing Element (1998-2005), inasmuch as the reports are submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (20) - ADOPTED

[08-0810](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to Rent Adjustment Commission Quarterly Reports for periods beginning October 1, 2006, and ending December 31, 2007.

Recommendation for Council action:

NOTE and FILE five Rent Adjustment Commission Quarterly Reports for periods beginning October 1, 2006, and ending December 31, 2007, inasmuch as the reports are submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (21) - ADOPTED

[08-0922](#)

CDs 3 & 7

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the selection of service providers for the Human Services Delivery System Family Development Network (FDN) Program in the San Fernando Valley.

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

1. APPROVE the results of the 2008 Request for Proposals process for FDN programs in the San Fernando Valley thereby approving the selection of the Lead Agencies as service providers:
 - a. New Economics for Women: Canoga Park, South San Fernando Valley
 - b. Youth Policy Institute, Inc.: Pacoima, North San Fernando Valley
 - c. Youth Speak, Pacoima: North San Fernando Valley
2. AUTHORIZE the General Manager, Community Development Department (CDD), or designee, to:
 - a. Negotiate and execute contracts with each of the three proposed organizations for the FDN Program, subject to the initial or renewed certification of each organization as a Community Based Development Organization (CBDO), and the review of the City Attorney as to form and legality.

- b. Negotiate and execute contracts with the three proposed organizations with funding from the Community Development Block Grant and the Community Services Block Grant in an amount not to exceed \$700,000 each and with respective contract terms of 11 months, retroactive to May 1, 2008, and ending on March 31, 2009, with an option to extend for two additional one-year terms based on funding availability and other conditions as described in the RFP and City contracting requirements, subject to the review of the City Attorney as to form and legality.
3. INSTRUCT the General Manager, CDD, or designee, to:
 - a. Report to Council on the progress of the evaluation of the CDD's Human Services Delivery System as requested by Council in Council file No. 07-1657 and provide recommendations for change.
 - b. Prepare any Controller instructions that may be required and are consistent with the Mayor and Council action on this matter, subject to the approval of the City Administrative Officer (CAO).
4. AUTHORIZE the Controller to implement instructions upon proper demand from the General Manager, CDD, or designee.

Fiscal Impact Statement: The CAO reports that there is no impact on the General Fund. Funding in an amount not to exceed \$700,000 per Lead Agency is provided in the Human Services Delivery Program allocation in the 34th Year (2008-09) Consolidated Plan and in the Community Services Block Grant. The recommendations comply with City Financial Policies in that ongoing federal and state grant awards would be available to fund three Family Development Network Lead Agencies in the San Fernando Valley, subject to certification as CBDOS.

Community Impact Statement: None submitted.

ITEM NO. (22) - ADOPTED

[07-2244](#)

CD 1

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to a Request for Proposal (RFP) for analysis of sustainability enhancements funded by the California Pollution Control Financing Authority Grant in conjunction with the Environmental Impact Report (EIR) for the Cornfield-Arroyo Seco Specific Plan.

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

1. APPROVE the Planning Department's recommendation relative to the content of the RFP, and grant permission to release the RFP.
2. APPROVE the selection of the firm ARUP as the recommended consultant for the Cornfield-Arroyo Seco Specific Plan EIR.

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 Committee report.

Community Impact Statement: None submitted.

ITEM NO. (23) - ADOPTED

[08-0500](#)

CD 4

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to a zone change at 715-31 South Curson Avenue.

Recommendations for Council action:

1. ADOPT the FINDINGS of the Planning and Land Use Management Committee, as prepared by the Director of Planning, as the Findings of the Council.
2. DISAPPROVE the zone change from [Q]R3-1 to (T)(Q)C4-1, recommended by Central Area Planning Commission action on December 11, 2007, for the proposed demolition of an existing office building and the construction of a three story building with office space and a coffee shop with a two-level subterranean garage for property at 715-31 South Curson Avenue.
3. NOT PRESENT and ORDER FILED the Ordinance effecting a zone change from [Q]R3-1 to (T)(Q)C4-1 for the proposed demolition of an existing office building and the construction of a three story building with office space and a coffee shop with a two-level subterranean garage for property at 715-31 South Curson Avenue.

Applicant: GTAM Special Realty, OPCO, LLC
David Moss, Representative

APCC 2006-6208 ZC ZAA

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

Community Impact Statement: None submitted.

ITEM NO. (24) - ADOPTED

[06-0867-S1](#)

CONTINUED CONSIDERATION OF 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.

(Continued from Council meeting of April 30, 2008)

ITEM NO. (25) - ADOPTED

[06-1292-S2](#)

CONTINUED CONSIDERATION OF 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.

(Continued from Council meeting of April 30, 2008)

ITEM NO. (26) - ADOPTED

[07-0541-S2](#)

TRADE, COMMERCE AND TOURISM COMMITTEE REPORT relative to the development of a timeline and plan for implementing the additional mitigation measures outlined in Exhibit A of the Los Angeles International Airport (LAX) Stipulated Settlement Agreement.

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

NOTE and FILE Los Angeles World Airports report to Council dated April 11, 2008 (attached to the Council file) on the development of a timeline and plan for implementing the additional mitigation measures outlined in Exhibit A of the LAX Stipulated Settlement Agreement.

Fiscal Impact Statement: Not applicable.

Community Impact Statement submitted: None submitted.

Items for Which Public Hearings Have Not Been Held - Items 27-40

(10 Votes Required for Consideration)

ITEM NO. (27) - ADOPTED AS AMENDED - TO THE MAYOR FORTHWITH - SEE FOLLOWING

Roll Call #8 - Motion (Hahn - Smith) to Adopt as Amended, Ayes (10); Absent: Hahn, Huizar, Parks, Rosendahl and President Garcetti (5)

[07-1278](#)

CD 15

COMMUNICATION FROM THE OFFICE OF THE CITY CLERK and ORDINANCE FIRST CONSIDERATION relative to the formation of a proposed property and business improvement district to be called Historic Waterfront District (San Pedro) Property Business Improvement District (BID).

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

1. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION to establish the Historic Waterfront District (San Pedro) BID.
2. FIND that:
 - a. The petitions submitted on behalf of the proponents of the proposed Historic Waterfront District (San Pedro) BID are signed by property owners who will pay more than fifty (50) percent of the assessments proposed to be levied.
 - b. All parcels that will have a special benefit conferred upon them and upon which an assessment would be imposed are those as identified in the Management District Plan.
3. ADOPT the preliminary Report of the City Clerk, the Management District Plan, and the Engineer's Report, attached to the Council file.
4. FIND that in accordance with Article XIID of the California Constitution, and based on the facts and conclusion contained in the attached Engineer's Report that:
 - a. The assessment levied on each parcel within the proposed District is proportionate to the special benefit derived from the improvements and activities that are to be provided.
 - b. There are no general benefits to be separated from the special benefits conferred on each parcel within the proposed District.
 - c. No assessment imposed on any parcel exceeds the reasonable cost of the proportional special benefit conferred on that parcel.
5. AUTHORIZE the City Clerk, upon establishment of the District, to prepare, execute and administer a contract between the City of Los Angeles and a non-profit corporation for the administration of the District's programs.

6. DIRECT the City Clerk to comply, with the notice, protest, and hearing procedures prescribed in the Proposition 218 Omnibus Implementation Act (California Government Code, Section 53750 et seq.).
7. REQUEST the City Attorney, with the assistance of the City Clerk, to prepare an enabling Ordinance establishing the Historic Waterfront District (San Pedro) BID for Council consideration at the conclusion of the required public hearing.

Fiscal Impact Statement: The City Clerk reports that assessments levied on the 39 City-owned properties controlled by the City of Los Angeles within the District to be paid from the General Fund total \$301,892.24 for the first year of the District. The one Community Redevelopment Agency property will not impact the General Fund. Funding is available in the BID Trust Fund No. 659 to pay the General Fund share of assessments for the first operating year. City Clerk administrative expenses will be charged to the proposed District and will be recovered from assessments collected. The amount of recoverable costs for the first year of the proposed District's operations is estimated to be \$19,500 or two percent of the proposed District's estimated first-year assessment revenue. If the District's assessments are not placed on the County's annual property tax rolls, an additional one percent for processing of direct billing by the City Clerk's office will apply.

Community Impact Statement: None submitted.

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

AMENDING MOTION (HAHN - CARDENAS)

Recommendations for Council action:

1. **ALLOCATE up to \$81,250 from the Business Improvement District (BID) Trust Fund No. 659, as available, to the San Pedro Property Owners Alliance, the 501(c)3 non-profit corporation that will administer the BID, in order to allow for the implementation of BID's management district plan programs on September 1, 2009, and subject to terms and conditions as described in the City's business improvement district Policy documents to be used for professional consulting services, including to collect, categorize and interpret data; to design and conduct interviews with business and property owners; to develop focus group activities, questionnaires and surveys; to organize meetings and prioritize community needs, to identify and organize key stakeholders; to produce cost estimates for service delivery; to develop alternative assessment district boundaries and formulas; to prepare all required reports and comments; to create a nonprofit service provider, as necessary; and to generally coordinate the entire process for establishment of proposed Historic Waterfront District (San Pedro) Property Business Improvement District.**
2. **INSTRUCT and AUTHORIZE to prepare, process and execute any documents with the San Pedro Property Owners Alliance, or any other agency or organization, in the above amount, for the above purpose subject to the approval of the City Attorney as to form and legality, and to levy the prorated assessments and bill the parcel owners/stakeholders for the 2008 assessments upon the effective date of the Ordinance of Establishment of the Historic Waterfront District (San Pedro) Business Improvement District.**

3. **AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above instructions in order to effectuate the intent of this Motion.**

**Roll Call #4 - Motion (LaBonge - Smith) Adopted, Ayes (10); Absent: Hahn, Huizar, Parks, Rosendahl and President Garcetti (5)
(Item Nos. 28a - 34)**

ITEM NO. (28) - ADOPTED

[08-0005-S268](#)

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 29, 2008:

[08-0005-S268](#)

CD 13

- a. Property at 1004 North Ardmore Avenue (Case No. 76348).
Assessor I.D. No. 5537-018-024

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 3, 2007)

[08-0005-S269](#)

CD 2

- b. Property at 10836 Roycroft Street (Case No. 140982).
Assessor I.D. No. 2544-011-023

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 17, 2008)

[08-0005-S270](#)

CD 10

- c. Property at 2071 South Burnside Avenue (Case No. 149671).
Assessor I.D. No. 5063-018-023

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 28, 2008)

ITEM NO. (29) - ADOPTED - SEE FOLLOWING

[07-2877-S3](#)

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER relative to the 2007-08 Fourth Construction Projects Report.

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

APPROVE the recommendations of the City Administrative Officer (CAO) contained in the CAO report dated April 18, 2008, attached to the Council file, relative to the 2007-08 Fourth Construction Project Report.

Fiscal Impact Statement: The CAO reports that transfers and appropriations totaling \$14,937,179.83 are recommended. Of this amount, \$4,354,674 is for transfers and appropriations to the General Services Department, \$3,088,498.83 to the Capital Improvement Expenditure Program, \$1,056,000 to the Park and Recreational Sites and Facilities Fund, and \$6,438,007 for staff cost reimbursements. All transfers and appropriations are based on existing funds, reimbursements or revenues. There is no additional impact to the General Fund.

Community Impact Statement: None submitted.

(Public Works and Budget and Finance Committees waived consideration of the above matter)

ADOPTED

MOTION (LABONGE - SMITH)

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

APPROVE the recommendations of the City Administrative Officer (CAO) contained in the CAO report dated April 18, 2008, attached to the Council file, relative to the 2007-08 Fourth Construction Project Report.

ITEM NO. (30) - ADOPTED

[08-0658](#)

CD 6

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 7255-57 North Kester Avenue.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article VII, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated March 11, 2008 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 7255-57 North Kester Avenue.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

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

ITEM NO. (31) - ADOPTED

[08-0867](#)

CD 3

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 22470 West Sueno Road.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article VII, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated April 4, 2008 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 22470 West Sueno Road.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$1,926 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of \$1,800 and a seven percent surcharge in the amount of \$126 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

ITEM NO. (32) - ADOPTED

[08-0868](#)

CD 7

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 11458-78 North Eldridge Avenue.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article VII, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated April 4, 2008 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 11458-78 North Eldridge Avenue.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$2,033 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of \$1,900 and a seven percent surcharge in the amount of \$133 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

ITEM NO. (33) - ADOPTED

[08-0869](#)

CD 4

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 11049 West Magnolia Boulevard.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article VII, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated March 12, 2008 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 11049 West Magnolia Boulevard.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

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

ITEM NO. (34) - ADOPTED

[08-0661](#)
CD 6

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 6639 North Blucher Avenue.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article VII, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated March 11, 2008 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 6639 North Blucher Avenue.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

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

**Roll Call #9 - Motion (Hahn - Cardenas) Adopted, Ayes (12); Absent: LaBonge, Parks and President Garcetti (3)
(Item Nos. 35-36)**

ITEM NO. (35) - ADOPTED

[07-3491](#)

CONSIDERATION OF MOTION (HAHN - CARDENAS) relative to determining the best mechanism to respond to repeated incidents of noise complaints about roosters and other birds.

Recommendations for Council action:

1. DIRECT the Department of Animal Services to report to Council on the practicality of having its officers address noise complaints related to roosters and other birds in the same way it currently handles complaints about barking dogs.
2. REQUEST that the City Attorney report to Council on the best mechanism to respond to repeated incidents of noise complaints from roosters and other birds, including the possibility of revoking any permits that might be issued to owners.

(Public Safety Committee waived consideration of the above matter)

ITEM NO. (36) - ADOPTED

[07-3492](#)

CONSIDERATION OF MOTION (HAHN - CARDENAS) relative to restricting the ownership of roosters to one per property within the city of Los Angeles.

Recommendations for Council action:

REQUEST the City Attorney to:

- a. Prepare and present an ordinance restricting the ownership of roosters to one per property within the city of Los Angeles, subject to the following exceptions:
 - 1) Any person or entity already having a valid permit for one or more roosters (e.g. petting zoos) should continue to keep and maintain those roosters as long as they have a valid permit.
 - 2) A producer, director, or other person in authority in a film, television or other media production, should be able to apply for and receive a permit from the City allowing a rooster or roosters to enter and remain in the city for the limited purpose of being used in a film, television or other entertainment production; said rooster or roosters shall be removed from the city at the completion of each workday once filming ceases for the day or night.
 - 3) Persons who having a legitimate and lawful reason to keep up to three roosters on their premises and can satisfy the City that said roosters will not cause significant nuisances to their neighbors should be allowed to apply for a permit from the Department of Animal Services.
 - 4) Anyone who owns up to three roosters as pets at the time of enactment of this ordinance should be allowed to apply for a "grandfathering" permit, which would allow them to retain these specific pets for the remainder of their natural lives, providing that such pet roosters are micro-chipped for permanent identification and are maintained in accordance with other sections of the Municipal Code governing the possession of fowl within residential zones of the city.
- b. Prepare a recommendation for an appropriate penalty for a violation of the proposed new law.

(Public Safety Committee waived consideration of the above matter)

ITEM NO. (37) - ADOPTED

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

[08-1084](#)

CD 14

CONSIDERATION OF MOTION (HUIZAR - CARDENAS) relative to establishment of a special fund to be known as the "Council District 14 Public Benefits Trust Fund."

Recommendation for Council action:

REQUEST the City Attorney to prepare and present an ordinance to create a special trust fund to be known as the "Council District 14 Public Benefits Trust Fund," for the receipt, retention and disbursement of gifts, contributions, bequests and City fund appropriations for the support of police and community activities within Council District 14.

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

ITEM NO. (38) - ADOPTED

Roll Call #7 - Motion (Huizar - Reyes) Adopted, Ayes (12); Absent: LaBonge, Parks and President Garcetti (3)

[08-0002-S30](#)

CONTINUED 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)

(Continued from Council meeting of May 2, 2008)

ITEM NO. (39) - ADOPTED

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

[08-0002-S59](#)

CONSIDERATION OF RESOLUTION (PARKS - WESSON) relative to the City's position on reappropriating the balance of the appropriation provided for in the Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Fund.

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

ADOPT the accompanying RESOLUTION to include in the City's 2007-08 State Legislative Program, SPONSORSHIP and/or SUPPORT of any legislation and/or administrative action which would reappropriate to the City the balance of the appropriation provided for in the Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Fund, (1) Item No. 3790-102-0005, Budget Act of 2000 (Ch. 52, Stats. 2000), (a) 80.25 - Recreational Grants, (5) Murray-Hayden Grants, (q) City of Los Angeles: Community Build Youth Center, as reappropriated by Item 3790-492-0005(3), Budget Act of 2007 (Chs. 171 and 172, Stats. 2007) to allow the City to liquidate these funds by June 30, 2010.

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

Roll Call #10 - Motion (Smith - Weiss) Adopted, Ayes (10); Absent: LaBonge, Parks and President Garcetti (5)

ITEM NO. (40) - ADOPTED

06-1370

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

Recommendations for Council action:

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

06-1370

CD 6

- a. 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

- b. 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

- c. 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

- d. 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

- e. 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

- f. 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

- g. 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

- h. 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

- i. 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

- j. 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

- k. 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

- l. 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

- m. 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).

MOTION ADOPTED UPON FINDINGS BY COUNCIL THAT THE NEED TO TAKE ACTION AROSE SUBSEQUENT TO THE POSTING OF THE COUNCIL AGENDA FOR WEDNESDAY, MAY 7, 2008, PURSUANT TO GOVERNMENT CODE SECTION 54954.2(b)(2) AND COUNCIL RULE 23

ADOPTED - FORTHWITH

Roll Call #13 - Motion (Smith - Perry) Findings on Need to Act - Adopted, Ayes (10); Absent: Greuel, LaBonge, Parks, Rosendahl and President Garcetti (5)

Roll Call #14- Motion (Smith - Perry) Findings on Need to Act - Adopted, Ayes (10); Absent: Greuel, LaBonge, Parks, Rosendahl and President Garcetti (5)

ADOPTED

MOTION (SMITH - PERRY)

[08-0987](#)

MOTION (SMITH - PERRY) relative to amending the Joint Exercise Powers Agreement (JPA) between the City and County of Los Angeles to create a Joint City/County Local Enforcement Agency for the Sunshine Canyon Landfill to reflect technical changes to the JPA adopted by the Los Angeles County Board of Supervisors on May 6, 2008.

Recommendation for Council action:

AMEND the JPA as follows:

Under JPA Section 2.01, the sentence that states:

The Public Director shall have experience dealing with public policy, legal/regulatory matters, and environmental issues related to waste disposal and landfill management.

Change to:

The Public Director shall be a registered civil engineer licensed in California with professional experience dealing with public policy, legal/regulatory matters, and environmental issues related to waste disposal and landfill management.

JPA Section 2.09, the title that states:

Funding and Compensation of Directors. To Be Determined

Change to:

Compensation of Directors.

And add to the Section:

The SCL-LEA shall pay an allowance of \$75.00 to each director per meeting of the Board that the Director attends. In addition, when required to travel in the performance of his or her duties, each director shall be reimbursed by the SCL-LEA for all necessary travel expenses, including transportation, meals and lodging, in accordance with the then current applicable provisions of Chapter 5.40 of Title 5 of the Los Angeles County Code, as amended from time to time.

Under JPA Section 4.06, the sentence that states:

The SCL-LEA may procure general liability insurance, as the Board shall approve. Language needs to be reviewed by the CEO/Risk Management and City/Risk Management. TBD

Change to:

The SCL-LEA may procure general liability insurance, pollution liability insurance and other forms of insurance, as the Board shall approve.

Under JPA Section 5.02, the sentence that states:

Any and all funds designated for the operation of the SCL-LEA, shall be maintained by the Auditor-Controller and Treasurer in an independent interest bearing trust account or fund.

Delete the word: independent

Under JPA Section 5.04, the sentence that states: For any given quarterly period of the SCL-LEA's fiscal year the Treasurer of the SCL-LEA will render an accounting of expenses.

Change to:

For any given quarterly period of the SCL-LEA's fiscal year the Auditor- Controller of the SCL-LEA will render an accounting of expenses.

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

[07-0808](#)

CD 3

MOTION (ZINE - SMITH) relative to declaring the Second Annual Dads' Day Dash on June 14, 2008 a Special Event (fees and costs absorbed by the City = \$4,486).

[07-1856](#)

CD 9

MOTION (PERRY - REYES) relative to declaring the 50th Annual Obon Carnival on July 12-13, 2008 a Special Event (fees and costs absorbed by the City = \$5,741).

[08-1167](#)

CD 9

MOTION (PERRY - CARDENAS) relative to declaring the Educational Jamboree 2008 on June 7, 2008 a Special Event (fees and costs absorbed by the City = \$2,000).

[08-1168](#)

CD 13

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

[07-1902](#)

CD 11

MOTION (ROSENDAHL - WEISS) relative to declaring the 31st Annual Wellesley Avenue Fourth of July Block Party on July 4, 2008 a Special Event (fees and costs absorbed by the City = \$3,343).

[08-1170](#)

CD 13

MOTION (PERRY for GARCETTI - CARDENAS) relative to declaring the Atwater Village Annual Community Day on May 10, 2008 a Special Event (fees and costs absorbed by the City = \$4,262).

[08-1166](#)

MOTION (PERRY - REYES) relative to a request for an exemption from the Convention Center fee waiver policy for the Staff Training Meeting on June 27, 2008.

[08-0010-S24](#)

MOTION (WESSON - WEISS) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Emily Grisby on February 15, 2008.

[08-0011-S22](#)

MOTION (PERRY for GARCETTI - GREUEL) relative to funding for Silver Lake Meadow Project schematic designs.

[08-1165](#)

RESOLUTION (GREUEL for GARCETTI - ALARCON) relative to declaring May 18 - 24, 2008 Classified School Employees' Week.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Motion (Rosendahl - Zine) unanimously adopted to excuse Councilmember LaBonge to arrive at 11:00 am for the Council session of Tuesday, May 20, 2008 due to City Business.

Motion (Rosendahl - Zine) unanimously adopted to excuse Councilmember LaBonge to leave at noon from Council session of Wednesday, May 28, 2008 due to City Business.

Motion (Rosendahl - Zine) unanimously adopted to excuse Councilmember Reyes to arrive at 11:30 am for the Council session of Wednesday, June 11, 2008 due to City Business.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

[08-0789](#) - Todd Clark (Garcetti - Rosendahl)

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

[08-0788](#) - Stan Arinsberg

(Rosendahl - Hahn)

JoAnn Miller

(Perry - All Councilmembers)

Lilian Mathews

(Perry for Parks - All Councilmembers)

Henry O.T. Davis

(Perry for Parks)

David H. Whidden

(Zine)

Whereupon the Council did adjourn.

ATTEST: Karen E. Kalfayan, CITY CLERK

By

Council Clerk

PRESIDENT PRO TEMPORE OF THE CITY COUNCIL