

Los Angeles City Council, **Journal/Council Proceedings**
Tuesday, **May 13, 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, Greuel, Hahn, Huizar, LaBonge, Perry, Reyes, Rosendahl, Smith and Zine (10); Absent: Cardenas, Parks, Weiss, Wesson and President Garcetti (5).

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
May 7, 2008

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - NONE

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

ITEM NO. (1) - PUBLIC HEARING CLOSED - ORDINANCE OVER TO MAY 20, 2008

Roll Call #1 - Motion (Huizar - LaBonge) Adopted, Unanimous Vote (11); Absent: Parks, Weiss, Wesson and President Garcetti (4)

[07-0652](#)

CDs 4 & 13

HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to levying the Los Feliz Village Business Improvement District (District) special assessment for the District's seventh fiscal year (operating year) beginning on January 1, 2008 through December 31, 2008.

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

1. HEAR PROTESTS against the proposed levying of the special assessment for the District's 2008 fiscal year, pursuant to Section 36524 of the California Streets and Highways Code.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the special assessment for the District's 2008 fiscal year, if a majority protest, as defined by Section 36525 of the California Streets and Highways Code is found not to exist.
3. APPROVE the Los Feliz Village Business Improvement District Advisory Board for the District's 2008 fiscal year.

4. AUTHORIZE the City Clerk, subject to City Attorney approval, to prepare, execute and administer a contract between the City and the Los Feliz Village Business Improvement District Corporation, the nonprofit service provider for administration of the District.
5. REQUEST the Controller to provide, if necessary and if available, an advance against the District's assessment revenue, in an amount not to exceed \$20,362.50 (representing 25 percent of the anticipated assessment revenue for the District's 2008 fiscal year), to the District.

Fiscal Impact Statement: The City Clerk reports that direct costs for department administration of the District program for its 2008 fiscal year will be recovered from the assessments collected. The amount of recoverable City costs to be charged to the District will be \$4,887, representing five percent of the District's anticipated assessment revenue for its 2008 fiscal year, plus an additional one percent for departmental costs associated with the direct billing of District stakeholders. There are no assessments to be paid for City-owned properties located within the boundaries of the District. Therefore, there is no impact on the General Fund.

(Pursuant to Council adoption of Ordinance No.179749 on March 19, 2008.)

(Public Hearing Held on April 8, 2008)

ITEM NO. (2) - PUBLIC HEARING CLOSED - CONTINUED TO JUNE 3, 2008

Roll Call #6 - Motion (Greuel - Rosendahl) Adopted to Continue, Unanimous Vote (11); Absent: Parks, Weiss, Wesson and President Garcetti (4)

[03-2753](#)

CD 2

HEARING PROTESTS relative to the proposed sewer improvement for the project entitled, Cartwright Avenue (near Valerio Street) - A'11-SZC11356 (Assessment Sewer Improvement).

Recommendation for Council action:

HEARING PROTESTS against the proposed sewer improvement under 1911 Act and the Los Angeles Administrative Code Sections 6.1-6.5 for the project entitled, Cartwright Avenue (near Valerio Street) Improvement, in accordance with Proposition 218, Articles XIIC and XIID of the California Code and Government Code Sections 50078.6, 54954.6 and 54960.1.

(Ordinance of Intention adopted on March 14, 2008 - Continue to JUNE 3, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

Items for Which Public Hearings Have Been Held - Items 3-9

ITEM NO. (3) - ADOPTED - FORTHWITH

Roll Call #5 - Motion (Reyes - Alarcon) Adopted, Ayes (11); Absent: Parks, Weiss, Wesson and President Garcetti (4)

[08-0821](#)

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the appointment of Ms. Veronica Padilla to the North Valley Area Planning Commission.

Recommendation for Council action:

RESOLVE that the appointment of Ms. Veronica Padilla to the North Valley Area Planning Commission for the term ending June 30, 2012 is APPROVED and CONFIRMED. Ms. Padilla will fill the vacancy created by Melrita Evans Fortson, who resigned effective February 22, 2008. Ms. Padilla resides in Council District Six. (Current Commission gender composition: M=4; F=0; vacancy=1)

Ethics Commission Review: Complete

Background Check Review: Pending

Community Impact Statement: None submitted.

TIME LIMIT FILE - MAY 22, 2008

(LAST DAY FOR COUNCIL ACTION - MAY 21, 2008)

**Roll Call #2 - Motion (Huizar - LaBonge) Adopted, Ayes (11); Absent: Parks, Weiss, Wesson and President Garcetti (4)
(Item Nos. 4-5)**

ITEM NO. (4) - ORDINANCE OVER TO MAY 20, 2008

[04-1090](#)

CD 7

ORDINANCE FIRST CONSIDERATION relative to the proposed sewer improvement for the project entitled, La Mesa Street (near El Dorado Avenue) - A'11-SZC11400 (Assessment Sewer Improvement).

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 proposed sewer improvement under the 1911 Act and the Los Angeles Administrative Code Sections 6.1-6., in accordance with Proposition 218, Articles XIIC and XIID of the California Code and Government Code Section 53753.

(Public Hearing closed April 22, 2008)

ITEM NO. (5) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS - SEE FOLLOWING

[07-1276-S1](#)

CD 14

COMMUNICATIONS FROM THE COMMUNITY REDEVELOPMENT AGENCY and CITY ADMINISTRATIVE OFFICER relative to executing a Fourth Amendment to a Cooperation Agreement in the amount of \$525,000 for a three-year period with the Department of Public Works, Office of Community Beautification, to administer and operate a Clean-up and Beautification Program within the Adelante Eastside Redevelopment Project.

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

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

ADOPTED

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to executing a Fourth Amendment to a Cooperation Agreement with the Board of Public Works(BPW), Office of Community Beautification (OCB), to administer and operate a Clean-up and Beautification Program (Program) within the Adelante Eastside Redevelopment Project Area (AERPA).

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

1. **AUTHORIZE** the Chief Executive Officer (CEO), Community Redevelopment Agency (Agency), or designee, to execute the Fourth Amendment to the Cooperation Agreement (Agency Contract No. 502549) with the BPW, OCB, for the Los Angeles Conservation Corps(LACC) Program and increase compensation by an amount not to exceed \$525,000, from \$638,400 to \$1,163,400, and to retroactively extend the Agreement term for a three-year period, from April 1, 2008, to March 31, 2011, for the continuation of the Program on Cesar Chavez Avenue in the AERPA, subject to the review of the City Attorney as to form and legality, and the Department of Public Works, Bureau of Contract Administration, for compliance with Agency contracting requirements.
2. **AUTHORIZE** the BPW to recognize the receipt of funds in the amount of \$525,000 from the Agency and to make appropriations in the same amount for the Program in the AERPA.

3. **REQUEST** the Controller, upon proper demand of the CEO, Agency, or designee, to transfer funds, in an amount not to exceed \$525,000, from the Agency Work Objective EA2990 to the BPW, into Fund No. 100, Department 74, Account No. 3040 (Contractual Services) for reimbursement of direct expenditures provided in community beautification in the AERPA.
4. **AUTHORIZE** the City Administrative Officer (CAO) to prepare Controller instructions and/or to make any technical adjustments that may be consistent with this action, and request that the Controller implement said instructions and/or adjustments.

Fiscal Impact Statement: The CAO reports that there is no impact on the General Fund. The City's Financial Policies are not applicable to the Agency. The Agency is only bound by the disclosure provisions of the City's Debt Management Policies. Approval of the recommendations will result in the expenditure of \$525,000 in the Agency's AERPA Assembly Bill (AB) 1290 funds over a three-year period for the continuation of the Cesar Chavez Avenue Beautification Program.

Community Impact Statement: None submitted.

ITEM NO. (6) - ADOPTED AS AMENDED - SEE FOLLOWING

Roll Call #11 - Motion (Perry - Reyes) to Adopt as Amended, Ayes (11); Absent: Parks, Weiss, Wesson and President Garcetti (4)

[08-1031](#)
CD 9

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTION relative to an environmental action and the transfer of floor area rights (TFAR) for the proposed Park Fifth Mixed Residential, Hotel, and Commercial Development (Project) located at 428-40 South Olive Street and 431-45 South Hill Street.

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

1. **ADOPT** the accompanying RESOLUTION [Attachment A of the Chief Legislative Analyst (CLA) report dated April 29, 2008], certifying the Final Environment Impact Report for the Project located at 428-40 South Olive Street and 431-45 South Hill Street.
2. **APPROVE** a TFAR Application and Transfer Plan (Attachment B of the CLA report dated April 29, 2008) for the Project to consist of a residential project of 1,286,792 square feet, pursuant to Article 4.5 of Chapter 1 of the Los Angeles Municipal Code (TFAR Ordinance) and Section 512.5 of the City Center Redevelopment Plan by approving the Community Redevelopment Agency (CRA) Board of Commissioner Memorandum dated April 17, 2008 (attached to the Council file), the Public Benefits Plan and Transfer Plan for the Park Fifth Mixed Use Development to consist of a 76-story tower and a 44-story tower mix-use development including 790 residential units, a 212 room hotel, retail and restaurant space, and, terminate the existing Owner Participation Agreement on the property upon approval of the TFAR Application and Transfer Plan for the Project.

3. INSTRUCT the Chief Executive Officer, CRA, or designee, to report back in six months (180 days) with a status of the improvements and funding for the development of Pershing Square Park.

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

Community Impact Statement: None submitted.

ADOPTED

AMENDING MOTION (PERRY - REYES)

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

AMEND to include additional new language to recommendation No. 2, as follows:

- 2a. Regarding the allocation of Public Benefit Funds, instruct the Chief Executive Officer, Community Redevelopment Agency, or designee, to:
 1. Allocate \$2.5 million to Skid Row Housing Trust for the development of retail space and subterranean parking at the New Genesis Project located at 452 S. Main Street.
 2. Review the development plans for the New Genesis Project and use of the Public Benefit Funds prior to any allocation of funds.
 3. Transmit the development plans of the New Genesis Project to the Downtown Los Angeles Neighborhood Council for review prior to any allocation of funds.

**Roll Call #2 - Motion (Huizar - LaBonge) Adopted, Ayes (11); Absent: Parks, Weiss, Wesson and President Garcetti (4)
(Item Nos. 7-8)**

ITEM NO. (7) - ADOPTED

[08-0978](#)

CD 12

CATEGORICAL EXEMPTION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an appeal on Conditional Use Conditions for property at 6100 Lindley Avenue.

Recommendations for Council action, as initiated by Motion (Zine for Smith - Rosendahl), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. FIND that this action is categorically exempt from the California Environmental Quality Act, pursuant to Article III, Class 1, Category 22 of the City's the City Environmental Guidelines.
2. ADOPT the FINDINGS of the South Valley Area Planning Commission (SVAPC) as the Findings of the Council.

3. ADOPT the April 16, 2008 actions of the SVAPC, with the exception of the SVAPC's approval of Condition No. 9 (access gate) for property at 6100 Lindley Avenue.
4. RESOLVE TO GRANT AND DENY IN PART APPEAL filed by Evan Levi, Levi Family Trust (Lee Ambers, Representative), from part of the decision of the SVAPC, and THEREBY SUSTAIN the action of the Zoning Administrator in imposing certain Conditions in connection with the continued operation, use and maintenance of a 19,575 square foot, five classroom preschool and kindergarten at 6100 North Lindley Avenue, subject to Conditions of Approval as modified by the SVAPC, and as further modified by the Planning and Land Use Management Committee to delete Condition No. 9 (access gate), as shown in the attachment to the Committee report for property at 6100 Lindley Avenue.

Applicant: Evan Levi, Levi Family Trust

ZA 2007-0187 CU ZV-1A

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

Community Impact Statement: Yes*
Against Proposal: Tarzana Neighborhood Council

*Please click on the Council file No. hyperlink to view the whole context of the Community Impact Statement. Hard copies are available in the City Clerk's Office.

TIME LIMIT FILE - MAY 13, 2008

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

[On April 22, 2008, the City Council adopted Motion (Zine for Smith - Rosendahl), asserting jurisdiction, pursuant to Charter Section 245, over the SVAPC's action relative to Condition No. 9.]

ITEM NO. (8) - ADOPTED

[08-1010](#)

ADMINISTRATIVE EXEMPTION and TRADE, COMMERCE AND TOURISM COMMITTEE REPORT relative to amending Los Angeles World Airports (LAWA) contract with Hall & Foreman, Inc., for professional services for the completion of the Reversion of Acreage Subdivision Project at the Los Angeles/Palmdale Regional Airport.

Recommendations for Council action:

1. FIND that the proposed Third Amendment is exempt from the requirements of the California Environmental Quality Act (CEQA), as provided by Article II, Section 2(i) of the City's CEQA Guidelines.

2. APPROVE the proposed Third Amendment to LAWA Contract (No. DA-4025) with Hall & Foreman, Inc., extending the contract term for one additional year and increasing the contract amount by \$118,775 for a total amount not to exceed \$928,775 for subdivision planning and engineering professional services for the completion of the reversion of acreage subdivision project entitled "Palmdale Parcel Map No. 24419" at the Los Angeles/Palmdale Regional Airport.
3. CONCUR with the Board of Airport Commissioners' action of April 21, 2008, Resolution No. 23546, authorizing the Executive Director, LAWA, to execute the proposed Third Amendment with Hall & Foreman, Inc.

Fiscal Impact Statement: The City Administrative Officer reports that this action will not impact the General Fund. Approval of the proposed contract amendment will increase the contract amount by an additional \$118,775, thereby increasing total contract funding to an amount not to exceed \$928,775. Since LAWA is only bound by City debt management policies, City financial policies are not applicable.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JUNE 23, 2008

(LAST DAY FOR COUNCIL ACTION - JUNE 20, 2008)

ITEM NO. (9) - ADOPTED AS AMENDED - SEE FOLLOWING

Roll Call #10 - Motion (Reyes - Huizar) to Adopt as Amended, Ayes (11); Absent: Parks, Weiss, Wesson and President Garcetti (4)

[04-1880](#)

BUDGET AND FINANCE, PERSONNEL and PLANNING AND LAND USE MANAGEMENT COMMITTEES' REPORTS relative to additional staffing for the Northeast Los Angeles Interim Control Ordinance.

A. BUDGET AND FINANCE COMMITTEE

Recommendations for Council action:

1. CONCUR with the recommendation of the Personnel Committee to note and file the City Administrative Officer (CAO) report relative to a Planning Department request for additional staffing to implement the Northeast Los Angeles Interim Control Ordinance, dated November 28, 2006, inasmuch as the Planning Department has indicated that the work has been absorbed by a Planning Associate within existing resources to staff the project.
2. CONCUR with the recommendation of the Personnel Committee to note and file the CAO report relative to a Five-Year History of Position Authorities Granted to the Department of City Planning for Short-Term Projects, dated June 5, 2007, inasmuch as the report is submitted for information only and no further Council action is necessary.
3. INSTRUCT the Planning Department to:

- a. Facilitate the Department's fee study aimed at achieving full cost recovery for City services dealing with the planning process.
- b. Create an Enterprise Fund for the receipt of fee revenues, to aid the Department in its budgetary process.

Fiscal Impact Statement: The CAO reports that adoption of these recommendations will have no fiscal impact and complies with the City's Financial Policies.

Community Impact Statement: None submitted.

B. PERSONNEL COMMITTEE REPORT

Recommendations for Council action:

1. NOTE and FILE the City Administrative Officer (CAO) report relative to a Planning Department request for additional staffing to implement the Northeast Los Angeles Interim Control Ordinance dated November 28, 2006, inasmuch as the Planning Department has indicated that the work has been absorbed by a Planning Associate within existing resources to staff the project.
2. NOTE and FILE the CAO report relative to a Five-Year History of Position Authorities Granted to the Department of City Planning for Short-Term Projects, dated June 5, 2007, 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.

C. PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT

Recommendations for Council action:

1. INSTRUCT the City Administrative Officer (CAO) to report back to Council on additional staffing for the Northeast Los Angeles Interim Control Ordinance, inasmuch as the resolution authority for the position expired on June 30, 2007.
2. NOTE and FILE the June 5, 2007, CAO report relative to a Five-Year History of Position Authorities Granted to the Department of City Planning for Short-Term Projects, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: The CAO reports that adoption of these recommendations will have no fiscal impact and complies with the City's Financial Policies.

Community Impact Statement: None submitted.

ADOPTED

AMENDING MOTION (CARDENAS - REYES)

Recommendation for Council action:

INCLUDE in the 2008-09 Proposed Budget a request for employment authority for one unfunded position of City Planner in the City Planning Department.

Items for Which Public Hearings Have Not Been Held - Items 10-23

(10 Votes Required for Consideration)

**Roll Call #3 - Motion (Alarcon - Cardenas) Adopted, Ayes (11); Absent: Parks, Weiss, Wesson and President Garcetti (4)
(Item Nos. 10-13)**

ITEM NO. (10) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS - ORDINANCE OVER TO MAY 20, 2008

[06-2245](#)

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 Strathern Street and Fulton Avenue (Reballot) 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 May 1, 2008.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **JULY 11, 2008** as the hearing date for the maintenance of the Strathern Street and Fulton Avenue (Reballot) 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, \$893.34 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: July 2, 2008)

ITEM NO. (11) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS - ORDINANCE OVER TO MAY 20, 2008

08-1079

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 Victory Boulevard and Longridge 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 28, 2008.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **JULY 11, 2008** as the hearing date for the maintenance of the Victory Boulevard and Longridge 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, \$138.72 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: July 2, 2008)

ITEM NO. (12) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS - ORDINANCE OVER TO MAY 20, 2008

08-1080

CD 11

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the National Boulevard and Federal 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 28, 2008.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **JULY 11, 2008** as the hearing date for the maintenance of the National Boulevard and Federal 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, \$138.72 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: July 2, 2008)

**ITEM NO. (13) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS -
ORDINANCE OVER TO MAY 20, 2008**

[08-1119](#)

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 Chandler Boulevard and Morella 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 May 1, 2008.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **JULY 11, 2008** as the hearing date for the maintenance of the Chandler Boulevard and Morella Avenue Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$303.10 will be collected annually starting with tax year 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: July 2, 2008)

**Roll Call #3 - Motion (Alarcon - Cardenas) Adopted, Ayes (11); Absent: Parks, Weiss, Wesson and President Garcetti (4)
(Item Nos. 14a -14b)**

ITEM NO. (14) - ADOPTED

[08-0005-S277](#)

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 May 5, 2008:

[08-0005-S277](#)

CD 10

- a. Property at 2008 South Holt Avenue (Case No. 151921).
Assessor I.D. No. 4302-027-004

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 9, 2008)

[08-0005-S278](#)

CD 11

- b. Property at 12763 West Mitchell Avenue (Case No. 165026).
Assessor I.D. No. 4236-019-021

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 9, 2008)

**Roll Call #3 - Motion (Alarcon - Cardenas) Adopted, Ayes (11); Absent: Parks, Weiss, Wesson and President Garcetti (4)
(Item Nos. 15-16)**

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

[06-2371](#)

CD 4

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

Recommendations for Council action:

1. FIND that the FY 2008 Annual Planning Report (attached to the City Clerk report dated April 24, 2008) for the Larchmont Village PBID complies with the requirements of Section 36600 et seq. of the California Streets and Highways Code (State Law).
2. ADOPT the FY 2008 Annual Planning Report for the Larchmont Village PBID, pursuant to the State Law.

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

Community Impact Statement: None submitted.

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

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

[08-0814](#)

CD 8

COMMUNICATION FROM THE BOARD OF PUBLIC WORKS (BPW) relative to a proposed sole-source contract with RA-DA Design and Architecture for the design of the South Los Angeles Animal Shelter Project at 6000 South Saint Andrews Place.

Recommendation for Council action:

AUTHORIZE the President or two Commissioners of the BPW to execute a sole-source contract with RA-DA Design and Architecture for the design of the South Los Angeles Animal Shelter Project at 6000 South Saint Andrews Place for the sum of \$1.1 million and a term of five years.

Fiscal Impact Statement: The BPW reports that there is no direct impact to the General Fund. Funding for this contract shall come from the General Obligation Bonds- Animal Shelter Construction Funds.

Community Impact Statement: None submitted.

(Public Works Committee waived consideration of the above matter)

ITEM NO. (17) - REFERRED TO THE TRANSPORTATION COMMITTEE

Roll Call #7 - Motion (Cardenas - Greuel) Adopted to Refer, Unanimous Vote (11); Absent: Parks, Weiss, Wesson and President Garcetti (4)

[08-0002-S27](#)

COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST relative to the City's position on AB 2018 (Fuentes) that would require a study to analyze the potential for additional transit services in the Northeast San Fernando Valley.

Recommendation for Council action, as initiated by Resolution (Cardenas - Alarcon), SUBJECT TO THE CONCURRENCE OF THE MAYOR:

ADOPT the accompanying RESOLUTION to include in the City's 2007-08 State Legislative Program SUPPORT of AB 2018 (Fuentes) that would require the California Department of Transportation, in conjunction with local transportation agencies, to conduct a study that analyzes the potential for additional transit services in the Northeast San Fernando Valley, and implements the recommended solutions; and SEEK AMENDMENT to include an appropriation of funds to conduct the study.

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

ITEM NO. (18) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION - TO THE MAYOR FORTHWITH

Roll Call #8 - Motion (LaBonge - Hahn) Adopted, Ayes (11); Absent: Parks, Weiss, Wesson and President Garcetti (4)

[08-0002-S29](#)

COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST and RESOLUTION (LABONGE - HAHN) relative to the City's position on HR 3232 (Delahunt), the Travel Promotion Act of 2007.

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

ADOPT the accompanying RESOLUTION to include in the City's 2007-08 Federal Legislative Program SUPPORT of HR 3232 (Delahunt), the Travel Promotion Act of 2007, which would establish a non-profit agency designed to promote and provide useful information about travel to the United States.

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

ITEM NO. (19) - ADOPTED - FORTHWITH

Roll Call #3 - Motion (Alarcon - Cardenas) Adopted, Ayes (11); Absent: Parks, Weiss, Wesson and President Garcetti (4)

[08-1020](#)

CD 8

CONSIDERATION OF MOTION (PARKS - WESSON - PERRY) relative to naming the intersection at West Adams Boulevard and Cimarron Street as "Gertrude Baines Square."

Recommendations for Council action:

1. NAME the intersection at West Adams Boulevard and Cimarron Street as "Gertrude Baines Square."
2. DIRECT the Los Angeles Department of Transportation to erect permanent ceremonial street signs as detailed above in Recommendation No. 1.

(Public Works Committee waived consideration of the above matter)

**Roll Call #9 - Motion (Perry - Smith) Adopted, Ayes (11); Absent: Parks, Weiss, Wesson and President Garcetti (4)
(Item Nos. 20a -20p)**

ITEM NO. (20) - ADOPTED

[08-1156](#)

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:

[08-1156](#)

CD 13

- a. MOTION (ZINE for GARCETTI - GREUEL) relative to declaring the AFI Life Achievement Award: A Tribute to Warren Beatty on June 12, 2008 a Special Event (fees and costs absorbed by the City = \$6,886).

[08-1155](#)

CD 13

- b. MOTION (ZINE for GARCETTI - GREUEL) relative to declaring the Hancock Event on June 30, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[08-1157](#)

CD 8

- c. MOTION (PARKS - PERRY) relative to declaring the 58th Anniversary of Dianetics Event on May 10, 2008 a Special Event (fees and costs absorbed by the City = \$3,000).

[07-1304-S1](#)

CD 9

- d. MOTION (PERRY - REYES) relative to declaring the Asian and Pacific Islander American Heritage Month on May 9-28, 2008 a Special Event (fees and costs absorbed by the City = none submitted).

[08-1158](#)

CD 9

- e. MOTION (PERRY - PARKS) relative to declaring the Pregame Party on May 3, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

SUBSTITUTE MOTION ADOPTED

[06-0322](#)

CD 8

- f. MOTION (PARKS - LABONGE) relative to declaring the 20th Annual LALA Mardi Gras Festival on May 10, 2008 a Special Event (fees and costs absorbed by the City = \$16,939).

ADOPTED - SUBSTITUTE MOTION (ALARCON for PARKS - HAHN)

Recommendations for Council action:

1. **DECLARE** the "20th Annual LALA Mardi Gras Festival " a Special Event, and City departments be requested to waive all fees and costs, except insurance and application requirements.
2. **DIRECT** the Event Sponsor to fulfill the insurance requirements of the City by contacting the Bureau of Street Services - Street Use Inspection Division at 213/847-6000 to obtain, and complete, the necessary insurance forms, upon adoption of this Motion by the City Council.
3. **DIRECT** the Bureau of Street Services to furnish traffic control devices, if necessary. These devices will be provided with the understanding that the sponsoring organization will pick up and return them to the Bureau, and remove any debris following this event.
4. **DIRECT** the Department of Transportation to post "Temporary No Stopping" signs and provide traffic control personnel.
5. **DIRECT** the Los Angeles Police Department to patrol the perimeter around Audubon Middle School during this celebration.

6. AUTHORIZE the Chief Legislative Analyst, or designee, to make technical corrections or clarifications as may be necessary to implement the intent of this Motion.

[08-1154](#)

CD 2

- g. MOTION (GREUEL - ALARCON) relative to declaring the Burnet Avenue Block Party on June 8, 2008 a Special Event (fees and costs absorbed by the City = \$2,087).

[08-1153](#)

CD 3

- h. MOTION (ZINE - ROSENDAHL) relative to declaring the Melody Acres Avenue Block Party on May 18, 2008 a Special Event (fees and costs absorbed by the City = \$1,642).

[07-1895](#)

CD 3

- i. MOTION (ZINE - ROSENDAHL) relative to declaring the Llano Drive Block Party on September 6, 2008 a Special Event (fees and costs absorbed by the City = \$2,676).

[08-1152](#)

CD 12

- j. MOTION (SMITH - ROSENDAHL) relative to declaring the Whole Children, Whole Planet Expo on May 17-18, 2008 a Special Event (fees and costs absorbed by the City = \$2,824).

[08-1149](#)

CD 1

- k. MOTION (REYES - PERRY) relative to declaring the Memorial Day-A Veteran's Remembrance Ceremony on May 24, 2008 a Special Event (fees and costs absorbed by the City = \$3,000).

[06-1369](#)

CD 14

- l. MOTION (HUIZAR - HAHN) relative to declaring the Juneteenth Celebration on June 18, 2008 a Special Event (fees and costs absorbed by the City = \$2,160).

[08-1148](#)

CD 14

- m. MOTION (HUIZAR - HAHN) relative to declaring the L.A. Presbyterian Church's Love Fest Event on May 10, 2008 a Special Event (fees and costs absorbed by the City = \$4,463).

[07-1530](#)

CD 15

- n. MOTION (HAHN - LABONGE) relative to declaring the Croatian Independence event on May 25, 2008 a Special Event (fees and costs absorbed by the City = \$1,226).

[07-1251](#)

CD 15

- o. MOTION (HAHN - LABONGE) relative to declaring the Saint Peter and Paul Annual Fiesta on May 16-18, 2008 a Special Event (fees and costs absorbed by the City = \$3,480).

[07-2080](#)

CD 2

- p. MOTION (GREUEL - HUIZAR) relative to declaring the 2008 Fourth of July Family Fireworks Festival on July 4, 2008 a Special Event (fees and costs absorbed by the City = \$7,112).

**Roll Call #3 - Motion (Alarcon - Cardenas) Adopted, Ayes (11); Absent: Parks, Weiss, Wesson and President Garcetti (4)
(Item Nos. 21-23)**

ITEM NO. (21) - ADOPTED - FORTHWITH

[08-0011-S20](#)

CD 8

MOTION (PARKS - PERRY) relative to funding for the printing of the Exposition Park Map and Brochure.

Recommendations for Council action:

1. INSTRUCT and AUTHORIZE the Board of Public Works, Office of Accounting to issue payment in the amount of \$9,201.25 from the Council District Eight portion of the Street Furniture Revenue Fund No. 43D/50, to Cartifact, Inc., upon receipt of an invoice from Cartifact, Inc., for services rendered in the printing of the Exposition Park Map and Brochure.
2. AUTHORIZE the Chief Legislative Analyst to make any technical corrections or clarifications as may be necessary to effectuate the intent of the Motion.

ITEM NO. (22) - ADOPTED

[08-0011-S21](#)

CD 9

MOTION (PERRY - PARKS) relative to funding for various transit-related neighborhood projects and ongoing services in Council District Nine.

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

1. TRANSFER \$6,500 from the Council District Nine portion of the Street Furniture Revenue Fund No. 43D/50, to the General City Purposes Fund No. 100/56, Account No. 0709 (CD 9 Community Services), to provide additional funding for various transit-related neighborhood projects and ongoing services in Council District Nine.
2. AUTHORIZE the Chief Legislative Analyst, or designee, to make technical corrections or clarifications as may be necessary to implement the intent of the Motion.

ITEM NO. (23) - MAP APPROVED - CITY ENGINEER REPORT ADOPTED

[08-1175](#)

CD 13

FINAL MAP OF PARCEL MAP L.A. NO. 2006-0168 for property located at 5400 West Lexington Avenue lying southerly of Lexington Avenue and easterly of Hollywood Freeway.
(Approve Subdivision Improvement Agreement and Contract with attached security documents)
(ADOPT City Engineer Report)
(ADOPT Bond No. C-113328)
(Quimby Fee: \$20,928)
Applicants: Mercedes Godines
Emad Ashamalla

Veto Message from the Mayor - Item 24

ITEM NO. (24) - CONTINUED TO MAY 20, 2008

Roll Call #13 - Motion (Reyes - LaBonge) Adopted to Continue, Unanimous Vote (11); Absent: Parks, Weiss, Wesson and President Garcetti (4)

[08-0854](#)

MAYOR'S VETO MESSAGE disapproving Council's action of April 25, 2008 to transfer \$210,000 from the Unappropriated Balance/Reserve for Economic Uncertainties and to authorize the City Attorney to enter into contracts with nine law firms to assist in the May 1 litigation.

PURSUANT TO CHARTER SECTION 341(b)
10 VOTES REQUIRED TO OVERRIDE MAYOR'S VETO

[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]

Items for Which Public Hearings Have Not Been Held - Items 25-26

(10 Votes Required for Consideration)

ITEM NO. (25) - ADOPTED

Roll Call #4 - Motion (Alarcon - Cardenas) Adopted, Ayes (11); Absent: Parks, Weiss, Wesson and President Garcetti (4)

[08-1127](#)

CD 1

CONSIDERATION OF RESOLUTION (REYES - HUIZAR) relative to the designation of the Chinatown neighborhood as a Preserve America Neighborhood.

Recommendations for Council action:

1. RESOLVE to support the application of the Friends of the Chinese American Museum for the designation of the Chinatown neighborhood as a Preserve America Neighborhood.
2. RESOLVE to honor and celebrate the Chinatown community's heritage, promote the use of its historic assets for economic development and community revitalization, and encourage people to experience and appreciate local historic resources through education and heritage tourism programs.

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

ITEM NO. (26) - MAP APPROVED - CITY ENGINEER REPORT ADOPTED

Roll Call #12 - Motion (Perry - Rosendahl) Adopted, Ayes (11); Absent: Parks, Weiss, Wesson and President Garcetti (4)

[08-1184](#)

CD 9

FINAL MAP OF TRACT NO. 62006 for property located at 948-50 South Figueroa, lying easterly of Figueroa Street and northerly of Olympic Boulevard.

(Approve Subdivision Improvement Agreement and Contract with attached security documents)

(ADOPT City Engineer Report)

(ADOPT Bond No. C-113329)

(Quimby Fee: \$48,832)

Applicants: L.A. Southpark High-Rise, L.P.
Psomas

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

[08-1221](#)

MOTION (GREUEL - LABONGE) relative to declaring the Babcock Avenue Cleaning Sale on May 24, 2008 a Special Event (fees and costs absorbed by the City = \$2,829).

[06-1262](#)

MOTION (GREUEL - LABONGE) relative to declaring the Colfax World Fair on May 31, 2008 a Special Event (fees and costs absorbed by the City = \$2,251).

[08-1218](#)

MOTION (GREUEL - LABONGE) relative to declaring the Oakwood Green Fair on May 18, 2008 a Special Event (fees and costs absorbed by the City = \$1,218).

[08-1219](#)

MOTION (GREUEL for GARCETTI - LABONGE) relative to declaring the Kung Fu Panda movie premiere on June 1, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[06-1194](#)

MOTION (GREUEL for GARCETTI - REYES) relative to declaring the 31st Annual Lotus Festival on July 11-13, 2008 a Special Event (fees and costs absorbed by the City = \$64,963).

[08-1205](#)

MOTION (ZINE - ROSENDAHL) relative to declaring the 18th Annual Barry Wolfe Grand Prix on May 25, 2008 a Special Event (fees and costs absorbed by the City = \$9,786).

[08-1206](#)

MOTION (ZINE - ROSENDAHL) relative to declaring the Arthritis Foundation Walk on May 18, 2008 a Special Event (fees and costs absorbed by the City = \$4,700).

[07-0866](#)

MOTION (ROSENDAHL - SMITH) relative to declaring the Technology Fair on May 18, 2008 a Special Event (fees and costs absorbed by the City = \$1,642).

[07-1461](#)

MOTION (ROSENDAHL - SMITH) relative to declaring the 29th Anniversary of Venice Art Walk and Auctions on May 18, 2008 a Special Event (fees and costs absorbed by the City = \$14,174).

[08-1207](#)

MOTION (SMITH - ROSENDAHL) relative to declaring the Olympic Day on May 23, 2008 a Special Event (fees and costs absorbed by the City = \$1,642).

[08-1208](#)

MOTION (HAHN - LABONGE) relative to declaring the National Maritime Day on May 22, 2008 a Special Event (fees and costs absorbed by the City = \$1,214).

[08-1209](#)

MOTION (HUIZAR - ALARCON) relative to declaring the Reaching Out in the Summertime Event on May 17, 2008 a Special Event (fees and costs absorbed by the City = \$1,642).

[08-1217](#)

MOTION (HUIZAR - ALARCON) relative to declaring the Fifth Annual Peace and Unity Concert Series on June 22, 2008 a Special Event (fees and costs absorbed by the City = \$5,178).

[08-1220](#)

MOTION (GREUEL for GARCETTI - REYES) relative to declaring the El Centro Del Pueblo Family Resource Fair on June 14, 2008 a Special Event (fees and costs absorbed by the City = \$1,642).

[07-1736](#)

MOTION (SMITH - ROSENDAHL) relative to declaring the Shepherd of the Hills Fourth of July Spectacular on July 4, 2008 a Special Event (fees and costs absorbed by the City = \$17,374).

[08-0976](#)

MOTION (PERRY - ZINE) relative to amending previous Council action in connection with the May 14, 2008 Department on Disability event.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon his request, and without objections, Councilmember Zine was excused from Council session of May 19, 2008 due to City business.

Motion (Huizar - Hahn) unanimously adopted to excuse Councilmember Zine from Council session of May 20, 2008 due to City business.

Upon his request, and without objections, Councilmember LaBonge was excused from Council session of June 20, 2008 due to City business.

Upon his request, and without objections, Councilmember LaBonge was excused from Council session of October 10, 2008 due to personal business.

Upon his request, and without objections, Councilmember Alarcon was excused from Council session of May 19, 2008 due to City business.

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

[08-0788](#) - Larry Richardson

(Hahn - Rosendahl - All Councilmembers)

Danton Burroughs

(Zine)

Bob McCord

(Zine - Greuel)

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

Whereupon the Council did adjourn.

ATTEST: Karen E. Kalfayan, CITY CLERK

By

Council Clerk

PRESIDENT PRO TEMPORE