

Los Angeles City Council, **Journal/Council Proceedings**
Tuesday, **May 20, 2008**
John Ferraro Council Chamber, Room 340, City Hall - 10 am

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

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

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
May 14, 2008

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 24

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

Veto Message from the Mayor - Item 1

ITEM NO. (1) - CONTINUED TO MAY 27, 2008

Roll Call #1 - Motion (Reyes - Smith) Adopted to Continue, Unanimous Vote (10); Absent: Alarcon, LaBonge, Parks, Wesson and Zine (5)

[08-0854](#)

CONTINUED CONSIDERATION OF 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]

(Continued from Council meeting of May 13, 2008)

Items Noticed for Public Hearing - Items 2-16

Roll Call #2 - Motion (Huizar - Perry) Adopted, Ordinance over to , Ayes (10); Absent: Alarcon, LaBonge, Parks, Wesson and Zine (5)
(Item Nos. 2-6)

ITEM NO. (2) - PUBLIC HEARING CLOSED - ORDINANCE OVER TO MAY 27, 2008

[07-3462-S1](#)

CD 7

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Osborne Place and Osborne Street No. 1 Lighting District.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held April 29, 2008)

ITEM NO. (3) - PUBLIC HEARING CLOSED - ORDINANCE OVER TO MAY 27, 2008

[07-3462-S2](#)

CD 7

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Osborne Place and Osborne Street No. 2 Lighting District.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held April 29, 2008)

ITEM NO. (4) - PUBLIC HEARING CLOSED - ORDINANCE OVER TO MAY 27, 2008

[08-0326](#)

CD 6

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Hart Street and Gloria Avenue Lighting District.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held April 29, 2008)

ITEM NO. (5) - PUBLIC HEARING CLOSED - ORDINANCE OVER TO MAY 27, 2008

[08-0368](#)

CD 3

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Amigo Avenue and Bassett Street Lighting District.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held April 29, 2008)

ITEM NO. (6) - PUBLIC HEARING CLOSED - ORDINANCE OVER TO MAY 27, 2008

[08-0369](#)

CD 5

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Noeline Avenue and Lovett Place Lighting District.

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

1. FIND that a majority protest exists in the Street Lighting Maintenance Assessment District and therefore the assessment cannot be enacted.
2. PRESENT and ADOPT the accompanying ORDINANCE abandoning all proceedings relating to the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).
3. INSTRUCT the Director, Bureau of Street Lighting, to assure that the streetlights are not installed or are removed from service if previously installed.

(Public Hearing held April 29, 2008)

**Roll Call #3 - Motion (Huizar - Perry) Adopted to Continue, Unanimous Vote (10); Absent: Alarcon, LaBonge, Parks, Wesson and Zine (5)
(Item Nos. 7-11)**

**ITEM NO. (7) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON JUNE 10, 2008**

[07-1749](#)

CD 2

HEARING PROTESTS against the proposed improvement and maintenance of the Magnolia Boulevard and Ben Avenue No. 1 Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Magnolia Boulevard and Ben Avenue No. 1 Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on March 18, 2008 - Continue hearing and present Ordinance on JUNE 10, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (8) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON JUNE 10, 2008**

[08-0094-S1](#)

CD 2

HEARING PROTESTS against the proposed improvement and maintenance of the Kester Avenue and Burbank Boulevard No. 1 Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Kester Avenue and Burbank Boulevard No. 1 Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on March 18, 2008 - Continue hearing and present Ordinance on JUNE 10, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (9) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON JUNE 10, 2008**

[08-0501](#)

CD 13

HEARING PROTESTS against the proposed improvement and maintenance of the Temple and Robinson Streets Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Temple and Robinson Streets Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on March 18, 2008 - Continue hearing and present Ordinance on JUNE 10, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (10) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON JUNE 10, 2008**

[08-0502](#)

CD 6

HEARING PROTESTS against the proposed improvement and maintenance of the Ben Avenue and Keswick Street Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Ben Avenue and Keswick Street Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on March 18, 2008 - Continue hearing and present Ordinance on JUNE 10, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (11) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON JUNE 10, 2008**

[08-0503](#)

CD 4

HEARING PROTESTS against the proposed improvement and maintenance of the Rowena and Hyperion Avenues Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Rowena and Hyperion Avenues Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on March 18, 2008 - Continue hearing and present Ordinance on JUNE 10, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**Roll Call #4 - Motion (Weiss - Smith) Adopted, Ayes (10); Absent: Alarcon, LaBonge, Parks, Wesson and Zine (5)
(Item Nos. 12-16)**

ITEM NO. (12) - PUBLIC HEARING CLOSED - LIEN CONFIRMED

[08-0209](#)

CD 15

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of barricading all openings, cleaning and fencing of the lot, and rebarricading all openings with metal barricades at 10714 South Gorman Avenue. (Lien: \$20,351.65)

ITEM NO. (13) - RECEIVED AND FILED - INASMUCH LIEN HAS BEEN PAID

[08-0210](#)

CD 3

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of barricading all openings, cleaning and fencing of the lot, and graffiti abatement at 7601 North Gazette Avenue. (Lien: \$18,094.44)

ITEM NO. (14) - PUBLIC HEARING CLOSED - LIEN CONFIRMED

[08-0212](#)

CD 12

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of barricading all openings, cleaning and fencing of the lot, and graffiti abatement at 16321 West Nordhoff Street. (Lien: \$9,313.64)

ITEM NO. (15) - PUBLIC HEARING CLOSED - LIEN CONFIRMED

[08-0213](#)

CD 5

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of barricading all openings, cleaning and fencing of the lot, and graffiti abatement at 2072 North Roscomare Road (Lien: \$8,683.65)

ITEM NO. (16) - PUBLIC HEARING CLOSED - LIEN CONFIRMED AS AMENDED - SEE FOLLOWING

[08-0328](#)

CD 6

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of barricading all openings, cleaning and fencing of the lot at 13225 West Bryson Street. (Lien: \$395.13)

ADOPTED

AMENDING MOTION (CARDENAS - REYES)

Recommendation for Council action:

REDUCE the Building and Safety assessment to cover the costs of barricading all openings, cleaning and fencing of the lot at 13225 West Bryson Street from \$395.13 to \$191.56, inasmuch as a partial payment has been received.

Items for Which Public Hearings Have Been Held - Items 17-31

ITEM NO. (17) - ADOPTED AS AMENDED - SEE FOLLOWING

Roll Call #7 - Motion (Hahn - Reyes) Adopted, Ayes (10); Absent: Alarcon, LaBonge, Parks, Wesson and Zine (5)

[08-1159](#)

EDUCATION AND NEIGHBORHOODS COMMITTEE REPORT relative to the appointment of Mr. BongHwan Kim as the General Manager of the Department of Neighborhood Empowerment (DONE).

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. BongHwan Kim as the permanent General Manager of the DONE, effective May 1, 2008, is APPROVED and CONFIRMED. (Interim appointment expires on May 26, 2008).

Ethics Commission Review: Pending

Community Impact Statement: None submitted.

TIME LIMIT FILE - JUNE 21, 2008

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

ADOPTED

AMENDING MOTION (REYES - PERRY)

INSTRUCT the Department of Neighborhood Empowerment to report back on how to engage ESL classes in the Neighborhood Council process.

**Roll Call #5 - Motion (Hahn - Reyes) Adopted, Ayes (10); Absent: Alarcon, LaBonge, Parks, Wesson and Zine (5)
(Item Nos. 18-31)**

ITEM NO. (18) - ADOPTED - ORDINANCE OVER TO MAY 27, 2008

[08-0805](#)

CD 15

NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to establishing boundaries of the San Pedro Community Design Overlay District for certain areas on both sides of Pacific Avenue.

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. 08-0805 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 2007-4058 ND] filed on November 9, 2007.
2. ADOPT the FINDINGS of the City Planning Commission as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE establishing boundaries of the San Pedro Community Design Overlay District on both sides of Pacific Avenue generally between Fourth Street and Ninth Street and extending east to Harbor Boulevard, and the western side of Harbor Boulevard from Seventh Street to Swinford Street.

Applicant: City of Los Angeles

CPC 2007-4053 ZC-CDO

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 - JULY 1, 2008

(LAST DAY FOR COUNCIL ACTION - JULY 1, 2008)

ITEM NO. (19) - ADOPTED

[07-0652](#)

CDs 4 & 13

ORDINANCE SECOND CONSIDERATION 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.

[Motion (Huizar - LaBonge) adopted on May 13, 2008]

ITEM NO. (20) - ADOPTED

[04-1090](#)

CD 7

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

ITEM NO. (21) - ADOPTED

[06-2245](#)

CD 2

ORDINANCE OF INTENTION SECOND CONSIDERATION 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 XIII C and XIII D of the California Constitution and Government Code Section 53753.

(Communication from the Bureau of Street Lighting adopted on May 13, 2008)

ITEM NO. (22) - ADOPTED

[08-1079](#)

CD 2

ORDINANCE OF INTENTION SECOND CONSIDERATION 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.

(Communication from the Bureau of Street Lighting adopted on May 13, 2008)

ITEM NO. (23) - ADOPTED

[08-1080](#)

CD 11

ORDINANCE OF INTENTION SECOND CONSIDERATION 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.

(Communication from the Bureau of Street Lighting adopted on May 13, 2008)

ITEM NO. (24) - ADOPTED

[08-1119](#)

CD 2

ORDINANCE OF INTENTION SECOND CONSIDERATION 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 XIII C and XIII D of the California Constitution and Government Code Section 53753.

(Communication from the Bureau of Street Lighting adopted on May 13, 2008)

ITEM NO. (25) - ADOPTED

[08-0672](#)

ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to a proposed agreement with Power Engineers, Inc. (EPI) for the preparation of an Environmental Impact Statement (EIS) and an Environmental Impact Report (EIR) for the proposed Barren Ridge-Castaic Transmission Project.

Recommendation for Council action:

CONCUR with the Board of Water and Power Commissioners' action on March 18, 2008, Resolution No. 008-184, authorizing the execution of Agreement No. 47765-8 with EPI, to provide for the completion of an environmental analysis and preparation of an EIS/EIR for the proposed Barren Ridge-Castaic Transmission Project.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the Barren Ridge-Castaic Transmission Project, Board Resolution No. 008-184, will not impact the General Fund. Therefore, the City's Financial Policies are not applicable. The estimated contract cost for the joint EIS/EIR is \$3.5 million, which has been incorporated in the Department's multiple-year expenditure plan capital budget.

Community Impact Statement: None submitted.

TIME LIMIT FILE - MAY 20, 2008

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

ITEM NO. (26) - ADOPTED

[08-0630](#)

CD 12

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the review of the Northridge Community Plan.

Recommendations for Council action, pursuant to Motion (Smith - Wesson):

1. INSTRUCT the Planning Department to begin a review of the area of the Northridge Community Plan lying east of the California State University Northridge (CSUN), generally bounded by the east side of Zelzah, the south side of Lassen, the east side of White Oak Avenue and the north side of Plummer for the purpose of formulating a specific plan to determine how best to accommodate the current and future increases in population and demand on services; and that the exact boundaries of the area be covered by the Northridge Specific Plan be determined by planning staff based on relevance.
2. INSTRUCT the Planning Department to work with a working group, to be appointed by the Councilmember of the 12th District, that will include residents in the area, a representative from the Neighborhood Council, and a representative from the CSUN.

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

Community Impact Statement: None submitted.

ITEM NO. (27) - ADOPTED

[08-0630-S1](#)

CD 12

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to initiating an Interim Control Ordinance to prohibit new development projects in the area being studied in the Northridge Community Plan.

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

INSTRUCT the Planning Department to prepare a draft ordinance initiating the process for an Interim Control Ordinance to prohibit new development projects in the area being studied in the Northridge Community Plan, until the Northridge Specific Plan is completed.

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

Community Impact Statement: None submitted.

ITEM NO. (28) - ADOPTED

[08-0705](#)

CD 14

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and RESOLUTION relative to a correction to the Community Plan Update for the Boyle Heights Community Plan (Subarea 4).

Recommendations for Council action:

1. ADOPT the March 17, 2008 FINDINGS of the Director of Planning as the Findings of the Council.
2. ADOPT the accompanying RESOLUTION as recommended by the Mayor, the City Planning Commission and the Director of Planning APPROVING the proposed General Plan Amendment to establish the land use designation of Highway Oriented and Limited Commercial for privately owned commercial properties currently zoned C2-1 correcting the Community Plan Update for the Boyle Heights Community Plan at 1054, 1056, and 1058 North Cummings Street and 2040, 2042, 2044, 2046, 2048, 2050, 2056, 2060, 2064, 2066, 2068, and 2072 East Marengo Street (Subarea 4).

CPC 94-0210 CPU

3. INSTRUCT the Planning Department to update the General Plan and appropriate maps pursuant to this action.

Fiscal Impact Statement: None submitted by the Director of Planning. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JUNE 9, 2008

(LAST DAY FOR COUNCIL ACTION - JUNE 6, 2008)

ITEM NO. (29) - ADOPTED

[08-0957](#)

CD 15

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to a Department of Building and Safety funding request to remodel the San Pedro Construction Services Center.

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

1. APPROVE funding in the amount of \$217,535.06 from the Construction Services Trust Fund No. 438/50, for the Department of General Services for costs associated with the remodeling of the San Pedro Construction Services Center.
2. TRANSFER \$217,535.06 from the Construction Services Trust Fund No. 438/50 to the Department of General Services Fund No. 100/40 accounts as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1014	Construction Salaries	\$ 75,000.00
1097	Construction Salaries Overtime	\$ 10,000.00
3180	Construction Materials and Supplies	\$132,535.06

3. AUTHORIZE the City Administrative Officer (CAO) to make technical corrections as necessary.

Fiscal Impact Statement: The CAO reports that approval of this request will have no significant impact on the General Fund. There are sufficient funds in the Construction Services Fund to fund this request. The recommended expenditures are in compliance with the City Financial Policies in that collected surcharges on permits will be used to support this one-time expenditure associated with the Construction Services Centers.

Community Impact Statement: None submitted.

ITEM NO. (30) - ADOPTED

[08-0988](#)
CD 9

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the inclusion of the Aoyama Tree located at 135 North Central Avenue in the list of Historic-Cultural Monuments.

Recommendations for Council action:

1. ADOPT the FINDINGS of the Cultural Heritage Commission (CHC) as the Findings of the Council.
2. APPROVE the recommendation of the CHC relative to the inclusion of the Aoyama Tree located at 135 North Central Avenue in the list of Historic-Cultural Monuments.

Applicant: Deanna Matsumoto, Little Tokyo Historical Society
Owner: City of Los Angeles

CHC 2008-47 HCM

Fiscal Impact Statement: The CHC reports that such designation in and of itself has no fiscal impact. Future applications for permits may cause minimal administrative costs.

Community Impact Statement: None submitted.

TIME LIMIT FILE - MAY 21, 2008

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

ITEM NO. (31) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS

[07-1586-S1](#)

PUBLIC WORKS COMMITTEE REPORT relative to a proposed sixth amendment to Contract No. C-92010 with FilmLA, Inc. (FilmLA) for film permitting and coordination services.

Recommendations for Council action:

1. INSTRUCT the City Administrative Officer (CAO) to execute the sixth amendment to Contract No. C-92010 with FilmLA to extend the contract term for a period of six months with two 90-day options to extend the contract substantially as detailed in the May 8, 2008 CAO report, attached to the Committee report.
2. AUTHORIZE the CAO to negotiate and execute adjustments to the language in the sixth amendment as detailed in the May 8, 2008 CAO report, attached to the Committee report, provided they are consistent with the intent of the Council, are reviewed by the City Attorney, and result in no incremental cost to the City General Fund.

Fiscal Impact Statement: The CAO reports that approval of the recommendations, as detailed above in Recommendation Nos. 1-2, is consistent with the City Financial Policies. This will extend the existing contract with FilmLA for six months, with two additional 90-day options, resulting in a total annual cost not to exceed \$572,000. Funds are provided in the Mayor's Proposed 2008-09 General City Purposes Budget.

Community Impact Statement: None submitted.

Items for Which Public Hearings Have Not Been Held - Items 32-42

(10 Votes Required for Consideration)

**Roll Call #6 - Motion (Smith - Hahn) Adopted, Ayes (10); Absent: Alarcon, LaBonge, Parks, Wesson and Zine (5)
(Items Nos. 32a-32f)**

ITEM NO. (32) - ADOPTED

[08-0005-S292](#)

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 12, 2008:

[08-0005-S292](#)

CD 6

- a. Property at 14707 West Sylvan Street (Case No. 158653).
Assessor I.D. No. 2241-007-024

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

[08-0005-S293](#)

CD 15

- b. Property at 1715 South Cabrillo Avenue (Case No. 9973).
Assessor I.D. No. 7462-003-030

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 10, 2006)

[08-0005-S294](#)

CD 1

- c. Property at 836 Laguna Avenue (Case No. 110056).
Assessor I.D. No. 5404-022-025

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

[08-0005-S295](#)

CD 10

- d. Property at 701 South Gramercy Drive (Case No. 151364).
Assessor I.D. No. 5092-028-026

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on March 27, 2008)

[08-0005-S296](#)

CD 13

- e. Property at 1006 North Mariposa Avenue (Case No. 141808).
Assessor I.D. No. 5538-002-030

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 3, 2008)

[08-0005-S297](#)

CD 11

- f. Property at 1316 East Appleton Way (Case No. 136956).
Assessor I.D. No. 4244-025-033

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on March 11, 2008)

**Roll Call #6 - Motion (Smith - Hahn) Adopted, Ayes (10); Absent: Alarcon, LaBonge, Parks, Wesson and Zine (5)
(Item Nos. 33-39)**

ITEM NO. (33) - ADOPTED

[08-0005-S298](#)

CD 6

RESOLUTION relative to termination of the rent reduction for the property at 11906 West Runnymede Street.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION recommending the rent reduction for the Rent Escrow Account Program (REAP), Case No. 166068, concerning all units EXCEPT Unit 7, on the property located at 11906 West Runnymede Street be TERMINATED, inasmuch as the owner(s) have corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the Los Angeles Housing Department's report of May 12, 2008.

ITEM NO. (34) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

[04-1428](#)

CD 15

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION TO VACATE relative to the vacation of F Street between Lakme Avenue and the alley easterly of Broad Avenue (VAC E1400913).

Recommendations for Council action:

1. REAFFIRM the FINDINGS of February 24, 2006, that the vacation of F Street between Lakme Avenue and the alley easterly of Broad Avenue, is exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(3) of the City of Los Angeles Environmental Guidelines.
2. REAFFIRM the FINDINGS of February 24, 2006, that this vacation is in substantial conformance with the General Plan pursuant to Section 556 of the Los Angeles City Charter.
3. PRESENT and ADOPT the accompanying RESOLUTION TO VACATE NO. 08-1400913 for the vacation of F Street between Lakme Avenue and the alley easterly of Broad Avenue.
4. INSTRUCT the City Clerk to transmit, following Council adoption, Resolution to Vacate No. 08-1400913 to the Land Development Group of the Bureau of Engineering for recordation of said Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: None submitted by the City Engineer. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

ENVIRONMENTAL WORK COMPLETED FOR THIS PROJECT

ITEM NO. (35) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

[08-1072](#)

CD 2

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 12537 Sherman Way.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article VII, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated April 8, 2008 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 12537 Sherman Way.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$2,247 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. (36) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

[08-1073](#)

CD 2

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 11951 Riverside Drive.

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 8, 2008 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 11951 Riverside Drive.

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

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

ITEM NO. (37) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

[08-1133](#)

CD 9

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 118-22 East 16th Street.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article VII, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated April 29, 2008 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 118-22 East 16th Street.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

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

ITEM NO. (38) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

[08-1135](#)

CD 9

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 454 East Fourth Street.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article VII, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated April 29, 2008 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 454 East Fourth Street.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

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

ITEM NO. (39) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

[08-1136](#)

CD 9

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 460 East Fourth Street.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article VII, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated April 29, 2008 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 460 East Fourth Street.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

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

**Roll Call #8 - Motion (Huizar - Perry) Adopted, Ayes (10); Absent: Alarcon, LaBonge, Parks, Wesson and Zine (5)
(Items Nos. 40a-40o)**

ITEM NO. (40) - ADOPTED

[08-1221](#)

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:

[08-1221](#)

CD 2

- a. 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](#)

CD 2

- b. 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](#)

CD 2

- c. 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](#)

CD 13

- d. 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](#)

CD 13

- e. 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](#)

CD 3

- f. 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](#)

CD 3

- g. 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](#)

CD 11

- h. 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](#)

CD 11

- i. 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](#)

CD 12

- j. 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](#)

CD 15

- k. 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](#)

CD 14

- l. 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](#)

CD 14

- m. 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](#)

CD 13

- n. 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](#)

CD 12

- o. 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).

**Roll Call #6 - Motion (Smith - Hahn) Adopted, Ayes (10); Absent: Alarcon, Labonge, Parks, Wesson and Zine (5)
(Item Nos. 41-42)**

ITEM NO. (41) - ADOPTED

[08-0976](#)

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

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

AMEND the April 29, 2008 Council action authorizing the Department on Disability to use the Tom Bradley Room in the City Hall Tower on May 14, 2008 to hold its "Diversity of Presentation Event," as follows:

APPROPRIATE \$55.88 from the Unappropriated Balance Fund No. 100/58 to the General Services Fund No. 100/40, as follows: \$55.88 to Account No. 1090 (Salaries-Overtime) for services in connection with the May 14, 2008, "Diversity of Presentation Event" in the Tom Bradley Tower - said funds to be reimbursed to the General Fund by the Southern California Employment Roundtable.

ITEM NO. (42) - ADOPTED

[08-1245](#)

MOTION (ROSENDAHL - HUIZAR) relative to asserting jurisdiction over the May 7, 2008 West Los Angeles Area Planning Commission action relative to a project at 444 Surfview.

Recommendations for Council action:

1. ASSERT jurisdiction, pursuant to Section 245 of the Los Angeles City Charter, over the May 7, 2008 West Los Angeles Area Planning Commission action relative to a project at 444 Surfview, as detailed in the Motion.
2. REFER the matter, upon assertion of jurisdiction, to the Planning and Land Use Management Committee for further review.

TIME LIMIT FILE - MAY 20, 2008

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

10 VOTES REQUIRED

Item for Which Public Hearing Has Not Been Held - Item 43

(10 Votes Required for Consideration)

ITEM NO. (43) - ADOPTED

Roll Call #9 - Motion (Rosendahl - Garcetti) Adopted, Ayes (10); Absent: Alarcon, LaBonge, Parks, Wesson and Zine (5)

08-0002-S74

RESOLUTION (GARCETTI - ROSENDAHL - PERRY - GREUEL) relative to the city's position on issuing marriage licenses to same-sex couples in light of the recent California Supreme Court ruling.

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, SUPPORT for any action by the Los Angeles County Board of Supervisors and the Los Angeles County Registrar Recorder's Office to immediately, or soon as legally possible, begin issuing marriage licenses to same-sex couples in light of the May 15, 2008 California Supreme Court ruling entitled: In re Marriage Cases (S147999) which legalizes same-sex marriage in California.

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

08-1290

MOTION (GARCETTI - HUIZAR) relative to declaring the Comedy Helps End Dependence on May 17, 2008 a Special Event (fees and costs absorbed by the City = \$2,715).

08-1289

MOTION (WEISS - ROSENDAHL) relative to declaring the Summer Celebration on June 8, 2008 a Special Event (fees and costs absorbed by the City = \$1,150).

08-1288

MOTION (WEISS - ROSENDAHL) relative to declaring the Annual Castle Heights Place Block Party on June 1, 2008 a Special Event (fees and costs absorbed by the City = \$1,200).

07-1327

MOTION (WEISS - GREUEL) relative to declaring the Day of Unity on May 23, 2008 a Special Event (fees and costs absorbed by the City = \$1,188).

06-2179

MOTION (PERRY - SMITH) relative to declaring the Third Annual LA Weekly Detour Festival on October 4, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[08-0010-S25](#)

CD 2

MOTION (GREUEL - WEISS) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the hate based attack on a 59 year-old male on April 12, 2008.

[08-1287](#)

CD 11

MOTION (ROSENDAHL - SMITH) relative to authorizing the Bureau of Street Services (BOSS) to execute a month-to-month contract with Mariposa Horticultural Enterprises, Inc. (Mariposa).

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Motion (Smith - Perry) unanimously adopted to excuse Councilmember Garcetti to leave at 12:30 p.m. from Council session of June 11, 2008 due to City business.

Motion (LaBonge - Weiss) unanimously adopted to excuse Councilmember Perry to leave at 11:30 p.m. from Council session of June 3, 2008 due to City business.

Upon his request, and without objections, Councilmember Weiss was excused from Council sessions of August 12, 2008, August 13, 2008 and August 15, 2008 due to personal business.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

[08-0789](#) - Karen L. Sisson

(Garcetti - All Councilmembers)

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

[08-0788](#) - Dr. Sol Nudelman

(Garcetti)

Christine Glazier

(Garcetti)

Dallas Jones

(Perry for Wesson)

Sean Humpries

(Perry for Wesson)

China Earthquake Victims

(LaBonge - All Councilmembers)

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

Whereupon the Council did adjourn.

ATTEST: Karen E. Kalfayan, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL