

Los Angeles City Council, **Journal/Council Proceedings**
Wednesday, **May 14, 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, Hahn, Huizar, LaBonge, Perry, Smith, Weiss, Wesson, Zine and President Garcetti (10); Absent: Cardenas, Greuel, Parks, Reyes and Rosendahl (5).

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
MAY 9, 2008

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 28

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 1-5

**ITEM NO. (1) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED
ON JUNE 4, 2008**

**Roll Call #5 - Motion (Rosendahl - Perry) Adopted to Continue for Ballot Tabulation Results,
Unanimous Vote (13); Absent: Parks and Reyes (2)**

[07-2033](#)
CD 11

HEARING PROTESTS against the proposed improvement and maintenance of the Mildred and Boone Avenues (Reballot) Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Mildred and Boone Avenues (Reballot) 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 14, 2008 - Continue hearing and present Ordinance on JUNE 4, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

Roll Call #1 - Motion (Rosendahl - Greuel) Adopted to Continue for Ballot Tabulation Results, Unanimous Vote (13); Absent: Greuel and Reyes (2) (Item Nos. 2-5)

ITEM NO. (2) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED ON JUNE 4, 2008

[08-0423](#)

CD 2

HEARING PROTESTS against the proposed improvement and maintenance of the Moorpark Street and Kraft Avenue Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Moorpark Street and Kraft Avenue 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 14, 2008 - Continue hearing and present Ordinance on JUNE 4, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (3) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED ON JUNE 4, 2008

[08-0424](#)

CD 4

HEARING PROTESTS against the proposed improvement and maintenance of the Serrano Avenue and Clinton Street Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Serrano Avenue and Clinton 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 14, 2008 - Continue hearing and present Ordinance on JUNE 4, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (4) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED ON JUNE 4, 2008

[08-0425](#)

CD 7

HEARING PROTESTS against the proposed improvement and maintenance of the Bromont Avenue and Brand Boulevard Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Bromont Avenue and Brand Boulevard 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 14, 2008 - Continue hearing and present Ordinance on JUNE 4, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (5) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED ON JUNE 4, 2008

[08-0463](#)

CD 3

HEARING PROTESTS against the proposed improvement and maintenance of the Gonzales and Weller Drives Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Gonzales and Weller Drives 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 14, 2008 - Continue hearing and present Ordinance on JUNE 4, 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 6-22

ITEM NO. (6) - ADOPTED AS AMENDED - ORDINANCE OVER TO MAY 21, 2008 - SEE FOLLOWING

Roll Call #6 - Motion (Perry - Rosendahl) to Adopt as Amended, Ayes (12); Noes: LaBonge (1); Absent: Parks and Reyes (2)

[06-0705-S1](#)

AD HOC COMMITTEE ON HOMELESSNESS REPORT and ORDINANCE FIRST CONSIDERATION relative to homeless patient dumping and adding Section 41.60 to the Los Angeles Municipal Code (LAMC) to regulate the transport of discharged hospital patients.

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

PRESENT and ADOPT the accompanying ORDINANCE to add Section 41.60 to the LAMC to regulate the transport of discharged hospital patients.

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

Community Impact Statement: None submitted.

ADOPTED

MOTION (SMITH - PERRY)

Recommendation for Council action:

REQUEST the City Attorney to write to the appropriate federal agencies to get clarification in writing with respect to Medicare/Medicaid payments to hospitals.

ITEM NO. (7) - ADOPTED - ORDINANCE OVER TO MAY 21, 2008

Roll Call #3 - Motion (Perry - LaBonge) Adopted, Ordinance Over to May 21, 2008 , Ayes (11); Noes: Alarcon (1); Absent: Greuel, Parks and Reyes (3)

[08-0377](#)

ENERGY AND ENVIRONMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to the transfer of surplus money from the Power Revenue Fund of the Los Angeles Department of Water and Power (LADWP) to the City's Reserve Fund during Fiscal Year (FY) 2007-08.

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

1. CONCUR with the Board of Water and Power Commissioners' action on February 8, 2008, Resolution No. 008-160, authorizing the transfer of \$182,003,900 from the Power Revenue Fund to the City during FY 2007-08.
2. PRESENT and ADOPT the accompanying ORDINANCE authorizing the transfer of \$182,003,900 from the Power Revenue Fund of the LADWP to the City's Reserve Fund during FY 2007-08.

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

Community Impact Statement: None submitted.

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

**Roll Call #2 - Motion (Perry - Wesson) Adopted, Ayes (12); Absent: Greuel, Parks and Reyes (3)
(Item Nos. 8-10)**

ITEM NO. (8) - ADOPTED

[08-0773](#)

CD 11

NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to establishing the Downtown Westchester Community Design Overlay (CDO) District and zone change.

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. 08-0773 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 2007-3277-ND] filed on November 9, 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 Downtown Westchester CDO District for various locations in downtown Westchester generally covering properties with commercial plan designations along Sepulveda Boulevard between Los Angeles International Airport and 84th Place, bounded to the west by Sepulveda Westway and the east by Sepulveda Eastway, La Tijera Boulevard and Kittyhawk Avenue, and establishing [Q] conditions to be imposed upon parcels within the Downtown Westchester CDO District.

Applicant: City of Los Angeles

CPC 2006-3276-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 26, 2008

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

ITEM NO. (9) - ADOPTED

08-0780

CD 6

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT, RESOLUTION and ORDINANCE FIRST CONSIDERATION relative to General Plan Amendment and zone change for property at 6853-59 North Hazeltine Avenue and three City-initiated Added Areas within the Van Nuys-North Sherman Oaks Community Plan.

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 Mitigated Negative Declaration reflects the independent judgment of the lead agency in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 08-0780 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV 2006-3585-MND-REC] filed on September 21, 2007.
2. ADOPT the FINDINGS of the City Planning Commission (CPC) as the Findings of the Council.
3. ADOPT the accompanying RESOLUTION, as recommended by the Mayor, CPC and the Director of Planning, APPROVING the proposed General Plan Amendment to the Van Nuys-North Sherman Oaks Community Plan from Low Medium I Density Residential to Low Medium II Density Residential for the applicant site at 6853-59 North Hazeltine Avenue and for three City-initiated Added Areas at 6845 North Hazeltine Avenue (Add Area No. 1); 6861-65 North Hazeltine Avenue (Add Area No. 2); and 6907-09 1/2 North Hazeltine Avenue.

Applicant: Grigory Adjian

CPC-2006-3798-GPA-ZC

4. PRESENT and ADOPT the accompanying ORDINANCE, approved by the CPC, effecting a zone change for the applicant site from R1-1 and [Q]RD1.5-1 to [T][Q]RD1.5-1 for the proposed construction of 18 residential condominium units located at 6853-59 North Hazeltine Avenue, subject to Conditions of Approval.
5. ADVISE the applicant of permanent "Q" Qualified classification time limit as described in the Committee report.
6. INSTRUCT the Planning Department to update the General Plan and appropriate maps pursuant to this action.
7. ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.
8. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.

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

Community Impact Statement: None submitted.

TIME LIMIT FILE - JUNE 11, 2008

(LAST DAY FOR COUNCIL ACTION - JUNE 11, 2008)

ITEM NO. (10) - ADOPTED

[08-0885](#)

CD 2

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change for property located at the north side of Kling Street and approximately 200 feet west of the intersection of Radford Avenue and Kling Street.

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

1. ADOPT the April 2, 2008 FINDINGS of the Director of Planning as the Findings of the Council.
2. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, effecting a zone change from R1-1 to R3-1 on a property located at the north side of Kling Street and approximately 200 feet west of the intersection of Radford Avenue and Kling Street (11925 West Kling Street).

Applicant: Dan Zacharias, Yale Partners, Ltd.

CPC 14340

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

Community Impact Statement: None submitted.

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

Roll Call #7 - Motion (LaBonge - Rosendahl) to Adopt as Amended, Ayes (13); Absent: Parks and Reyes (2)

[07-4171](#)

ARTS, PARKS, HEALTH AND AGING and BUDGET AND FINANCE COMMITTEES' REPORT, RESOLUTION and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to the proposed 2008-09 Proposition K assessment.

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

1. ADOPT the City Engineer's report for the 2008-09 Proposition K assessment [Attachment 10 of the L.A. for Kids Steering Committee (Steering Committee) report dated March 3, 2008 contained in Council file No. 07-4171].

2. ADOPT the accompanying RESOLUTION of Intention to levy an assessment authorized by Proposition K, pursuant to the Landscaping and Lighting Act of 1972 (Attachment 11).
3. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION to levy an assessment authorized by Proposition K, pursuant to the Landscaping and Lighting Act of 1972 (Attachment 12).
4. INSTRUCT the City Clerk to publish notice by ~~JUNE 2, 2008~~ ***MAY 23, 2008** of a public hearing to take place on ~~JUNE 13, 2008~~ ***JUNE 4, 2008**, at 10:00 A.M. during the regular Council meeting. *(LaBonge - Smith)
5. INSTRUCT the City Clerk to set an agenda item for public hearing on the Council agenda for ~~JUNE 13, 2008~~ ***JUNE 4, 2008** to include the following actions:
 - a. With respect to the projects in List 1 of Attachment 7:
 - 1) FIND THAT each of these projects is STATUTORILY OR CATEGORICALLY exempt from the California Environmental Quality Act (CEQA) under the particular State and City CEQA Guidelines.
 - 2) DIRECT the Department of Recreation and Parks (DRP) and/or the Bureau of Engineering (BOE) to prepare Notice(s) of Exemption or Notice(s) of Determination reflecting Council's actions and file such notices with the City and County Clerks within five working days of the City Council's final action confirming the 2008-09 Assessment and Engineer's Report.
 - b. With respect to the projects in List 2 of Attachment 7:

FIND THAT these projects are exempt from the CEQA under State CEQA Guidelines section 15262 and Article II, Section 2.d of the City CEQA Guidelines because the City Council's action is not subject to the CEQA. The City Council's action is not an approval of a project which may cause a physical change in the environment, but instead is in the nature of a feasibility and planning study for a project which is not being approved at this time.
 - c. With respect to the projects in List 3 of Attachment 7:

ACKNOWLEDGE that the City Council's action is exempt from the CEQA under Article II, Section 2.i, because the underlying project has already been evaluated and processed in accordance with the City CEQA Guidelines.
 - d. With respect to the projects in List 4 of Attachment 7:
 - 1) REVIEW and CONSIDER the Negative Declaration/Mitigated Negative Declaration.
 - 2) CERTIFY that the Negative Declaration/Mitigated Negative Declaration has been prepared in accordance with the CEQA, and ADOPT it.

- 3) ADOPT all the mitigation measures described in the Mitigated Negative Declaration as part of the Council's approval of the Proposition K assessment and ADOPT the mitigation monitoring program prepared to ensure that the mitigation measures will be implemented.
 - 4) FIND that with imposition of the mitigation measures, there will remain no significant impacts.
 - 5) INSTRUCT the DRP and the BOE to prepare a Notice of Determination and file with the City and County Clerks within five working days of the City Council's approval.
- e. With respect to the projects in List 5 of Attachment 7:
- FIND that those are projects that may be considered for funding after CEQA compliance. No further action is required at this time.
- f. ADOPT the ordinance prepared and transmitted by the City Attorney, confirming the assessments and approving the assessment diagram for fiscal year 2008-09.
- g. INSTRUCT the City Engineer to record a Notice of Assessment with the County Recorder.
- h. INSTRUCT the Controller to set up accounts for the 2008-09 Proposition K assessment in the following funds pursuant to instructions to be provided by the City Administrative Officer: Proposition K Projects Fund No. 43K, Proposition K Maintenance Fund No. 43L, and Proposition K Administration Fund No. 43M.
- i. APPROVE the 2008-09 Expenditure Plan and the Five Year Plan for the LA for Kids Program as set forth in Attachments 1, 2, 3, 4 and 6.
- j. INSTRUCT the Information Technology Agency to prepare and transmit the necessary computer tape or compact disk, as appropriate, to the County containing the assessment levy information confirmed by the City Council for Fiscal Year 2008-09 for each parcel in the District.
- k. AUTHORIZE the City Engineer to do the following:
- 1) Negotiate and execute grant contracts with competitive grant applicants in the Five Year Plan for 2008-09, excluding projects from the DRP and Bureau of Street Lighting, subject to approval of the City Attorney.
 - 2) Negotiate and execute service and maintenance agreements with competitive grant applicants recommended for funding in the Five Year Plan for the term required in the LA for Kids Program Request for Proposals, excluding projects from the DRP and Cultural Affairs Department, subject to approval of the City Attorney.

Fiscal Impact Statement: The Steering Committee reports that the Adoption of an Ordinance and Resolution of Intention to levy the Proposition K: L.A. for Kids Assessment for fiscal year 2008-09 indicates the Council's intention to levy assessments totaling \$25 million to acquire and construct park and recreational facilities. The assessment can only be used for capital improvements, acquisition of land, administration, and maintenance. Operating costs, including staffing, associated with recreational programming are to be provided from the operating budgets of City departments or other entities. The DRP estimates that the cost for the additional operating and maintenance expenses associated with the Five Year Plan, is approximately \$12 million in 2008 dollars, over the next five years.

DRP's \$12 million cost estimate includes \$5 million for operating expenses and \$7 million for maintenance expenses. The \$5 million in estimated costs for operating expenses, over the next five years, are costs that would impact the General Fund, since Proposition K monies cannot be used for such expenses. A significant part of the \$7 million in estimated costs for maintenance expenses, over the next five years can potentially be financed by Proposition K monies. For example, this report recommends a \$1.3 million maintenance award in Proposition K monies for DRP 2007-08 maintenance costs. This funding recommendation almost completely offsets DRP's annual projected maintenance expenses, which average \$1.4 million, based on the department's five-year cost projection of \$7 million.

The Steering Committee has been provided construction budget estimates for all projects anticipated to be funded in Year 12 (2008-09) by the BOE. The Bureau reports that Proposition K funds, in combination with other funds where available, are sufficient to complete construction and meet all Proposition K obligations, without having an impact on the General Fund for Fiscal Year 2008-09.

Community Impact Statement: None submitted.

**Roll Call #2 - Motion (Perry - Wesson) Adopted, Ayes (12); Absent: Greuel, Parks and Reyes (3)
(Item Nos. 12-22)**

ITEM NO. (12) - ADOPTED

[08-0736](#)

ORDINANCE SECOND CONSIDERATION, approved by the City Planning Commission, 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.

(Planning and Land Use Management Committee report adopted on May 7, 2008)

ITEM NO. (13) - ADOPTED

[07-3056](#)

ORDINANCE SECOND CONSIDERATION 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.

(Public Safety Committee report adopted on May 7, 2008)

ITEM NO. (14) - ADOPTED - FORTHWITH

[07-2045](#)

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to approval of a contractor, Para Los Niños, to operate and manage the Joy Picus Child Care Center.

Recommendations for Council action:

1. APPROVE the Commission for Children, Youth and Their Families' (CCYF) award of the contract to Para Los Niños for the operation and management of the Joy Picus Child Care Center and authorization of the Executive Director for the CCYF, or his designee, to negotiate and execute a contract with Para Los Niños to operate and manage the Joy Picus Child Care Center for an amount not to exceed \$175,000 for a term of one year, with an option to extend the term for one additional year, subject to availability of funds, and subject to review and approval by the Mayor, pursuant to Executive Directive No.3.
2. INSTRUCT the City Administrative Officer (CAO) to identify a funding source to ensure full funding for the contract with Para Los Niños for Fiscal Year (FY) 2008-09, and for the option to extend the term for one additional year.

Fiscal Impact Statement: The CCYF reports that the First and Broadway Trust Fund (F&B Trust Fund) has been the sole funding source for the Center since 2003. The F&B Trust Fund, established by Ordinance No. 167125 in July 1991, was intended to be used solely for child care related purposes. Revenues from this fund were derived from income received by the City from parking operations on property at First and Broadway that the City owned jointly with the State and County. The City will soon no longer have an ownership interest in that property and thus will not receive future income from this property. This fund subsidy will be exhausted at the end of FY 08-09, raising various City-wide policy questions. This issue has been formally raised as part of CCYF's FY 08-09 budget proposal. In preparation for the upcoming budget hearings, the CCYF is in the process of completing an informal comparative analysis of other similar government-provided child care centers. This analysis will be offered to help inform the policy direction the Council and Mayor will need to decide upon regarding the future of providing this employee benefit.

Since a source of funds has not yet been identified to replace the F&B Trust Fund, the proposed contract would be for an initial term of one year, beginning on July 1, 2008, and for an amount not to exceed \$175,000. The contract will include an option to extend the term for one additional year, subject to availability of funds, and subject to the review and approval of the Council and the Mayor. Currently, only \$141,000 is available for the FY 2008-09 contract. The CCYF staff is coordinating efforts with the staff at the Controller's office and the CAO researching the viability of existing funds.

Community Impact Statement: None submitted.

ITEM NO. (15) - ADOPTED - TO THE MAYOR FORTHWITH

08-0778

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to various actions regarding mid-year financial adjustments to Senior Services contracts for Fiscal Year (FY) 2007-08.

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 contract amendments to FY 2007-08 Senior Services' contracts, through the redistribution of funds and revised contractors' allocations identified in Attachments 2 through 11 of the Aging report dated March 26, 2008 attached to Council file No. 08-0778, subject to the review and approval of the City Attorney as to form and legality.
 - b. Allocate \$17,360 in Aging Trust Funds to the Title III-C2 program contractors for the delivery of 2,480 meals on Thanksgiving Day, November 2007 at the rate of \$7.00 per meal as shown in Attachment 4.
 - c. Allocate One-Time-Only funds allocated under the different Older Americans Act Title III programs, and distribute among the various service providers as shown in Attachments 2 through 11.
 - d. Amend the contractors' units of service to reflect funding changes in the amendments.
 - e. Authorize the Controller to disburse funds to the recommended service providers upon submission of proper demand from the General Manager of Aging.
 - f. Approve the FY 2007-08 Area Plan Budget Revision No. 1 in Attachment 1 that will reflect the funding increase.
 - g. Approve the FY 2007-08 State of California, Department of Aging, Standard Agreement No. AP-0708-25 Amendment No.1 in Attachment 12 that will reflect the funding increase.
2. AUTHORIZE the Controller to:
 - a. Adjust the appropriations within the Area Plan for the Aging Title III Fund No. 395, as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
C102	Aging	\$269,260
C201	Social Services III B FY 07-08	100,738
C300	Congregate Meals III C1 FY 07-08	224,476
C400	Home Delivered Meals III C2 FY 07-08	75,722
C500	Preventive Health III D FY 07-08	12,425
C501	Medication Management III D	(1,774)
C900	Family Caregiver Support Prog. III E	<u>131,720</u>
	Total	\$812,567

- b. Increase the appropriations with Fund No. 100/02 and transfer funds (Revenue Source Code 4867) on an as needed basis, as follows:

	<u>Fund</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
From:	395	C102	Aging	\$269,260
To:	100/02	2120	Printing & Binding	33,000
	100/02	6010	Office & Admin Expense	<u>236,260</u>
			Total	\$269,260

- c. Increase the appropriations within the Title VII Older Americans Act Fund No. 564, as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
C201	Ombudsman Program FY 07-08	\$8,873
C300	Elder Abuse Program FY 07-08	<u>2,404</u>
	Total	\$11,277

- d. Decrease the appropriations with the Ombudsman Initiative Program Fund No. 46 V, as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
C201	Ombudsman Initiative Program	\$(13,921)

3. AUTHORIZE the General Manager to prepare Controller's instructions and any necessary technical adjustments that are consistent with the Mayor and Council actions, subject to the approval of the City Administrative Officer, and AUTHORIZE the Controller to implement those instructions.

Fiscal Impact Statement: Aging reports that the above recommendations only involve the redistribution of existing budgeted Title III Grant funds, the allocation of Aging Trust funds, and One-Time-Only funds. There is no additional impact to the City General Fund.

Community Impact Statement: None submitted.

ITEM NO. (16) - ADOPTED

[06-0568](#)

CD 13

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to executing an amendment to an Exclusive Negotiating Agreement (ENA) with the Homewood Foundation (Developer) for the development of Museum of Motion Pictures (Project).

Recommendation for Council action:

AUTHORIZE the Chief Executive Officer, Community Redevelopment Agency (CRA) or designee, to execute a First Amendment to the ENA with the Developer, effective retroactively from September 3, 2007, through December 31, 2008, with two 90-day options to extend administratively, subject to the review of the City Attorney as to form and legality and the Department of Public Works, Bureau of Contract Administration, for adherence to certain CRA contracting standards as approved by Council.

Fiscal Impact Statement: The City Administrative Officer reports that there is no impact on the City General Fund. The CRA is only bound by the City Debt Management Policies; the City Financial Policies are not applicable to the CRA. Approval of the recommendation would allow the CRA to extend the ENA period with the Developer to provide CRA staff sufficient time to finalize documents and obtain entitlements to begin development of the proposed Project in the Hollywood Redevelopment Project Area.

Community Impact Statement: None submitted.

ITEM NO. (17) - ADOPTED

[07-1277-S2](#)

CD 9

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the status of the Community Enhancement Corporation's (Developer) efforts to obtain financing for the Angelus Funeral Home Project (Project) located at 976-1010 East Jefferson Boulevard.

Recommendation for Council action:

NOTE and FILE the Community Redevelopment Agency's (CRA) report dated April 16, 2008, relative to the status of the Developer's efforts to obtain financing for the Project located at 976-1010 East Jefferson Boulevard, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: The CRA reports that there is no fiscal impact to the City's General Fund, as a result of this action.

ITEM NO. (18) - ADOPTED

[08-0965](#)

CD 11

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to preparing studies associated with an economic development effort of the Century Boulevard Corridor.

Recommendation for Council action, pursuant to Motion (Rosendahl - Parks):

REQUEST the Community Redevelopment Agency to prepare certain studies of the area bounded by La Cienega Boulevard, Sepulveda Boulevard, 104th Street, and Arbor Vitae Street to determine whether the creation of a survey area would be appropriate and report back to the Council in 180 days.

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. (19) - ADOPTED

[08-1012](#)

CD 7

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to waiving a loan pay-down requirement, converting a loan to a 40-year residual receipts permanent loan, and substituting operating grant funds for tenant rent as an acceptable form of project revenue for Penny Lane (PL).

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

INSTRUCT and AUTHORIZE the General Manager, Los Angeles Housing Department, or designee, subject to City Attorney review, to:

- a. Waive the \$74,521 loan pay-down requirement.
- b. Convert the entire \$314,055 loan, plus interest owed to date, to a 40-year residual receipts permanent loan in the total amount of \$504,341.48 (current estimate but subject to change at the closing of the loan).
- c. Allow PL to substitute operating grant funds for tenant rent as an acceptable form of project revenue to be collected as required in the proposed permanent loan agreement.

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. (20) - ADOPTED

[08-0813](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to a contract with Managed Career Solutions Inc. (MCS), in an amount not to exceed \$180,000, for the 2007-08 Los Angeles Business Assistance Program (LABAP), Growth Business Component in the Food Production and Distribution Industry.

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

1. APPROVE the recommended program operator, MCS, for the Growth Business Component (Food Production and Distribution Industry) of the 2008-09 LABAP.
2. AUTHORIZE the General Manager, Community Development Department, or designee, to:
 - a. Negotiate and execute contract documents with MCS in an amount not to exceed \$142,590 and a retroactive term of one-year from April 1, 2008, through March 31, 2009, with options to renew for two additional one-year terms, subject to the review of the City Attorney as to form and legality, and in compliance with City contracting policies.
 - b. Prepare Controller instructions and/or make any technical adjustments 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), and authorize the Controller to implement the instructions.
3. AUTHORIZE the Controller to expend funds in an amount not to exceed \$142,590 from Account No. E243 within the Community Development Trust Fund No. 424, LABAP Growth Industry Business Assistance Centers for expense related to MCS.

Fiscal Impact Statement: The CAO reports that there is no impact on the General Fund. The recommendations in this report are in compliance with City Financial Policies in that federal grant funds derived from the City's Consolidated Plan support the LABAP. Funding is provided from a \$1.4 million Community Development Block Grant allocation to the LABAP in the 34th Year (2008-09) Consolidated Plan, of which \$142,590 is allocated to the Growth Business component.

Community Impact Statement: None submitted.

ITEM NO. (21) - ADOPTED

[08-0927](#)

CD 2

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the inclusion of the Lydecker Hilltop House located at 3820 Buena Park Drive 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 Lydecker Hilltop House located at 3820 Buena Park Drive in the list of Historic-Cultural Monuments.

Applicant/Owner: Melissa and Jason Burks

CHC 2007-5948 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 - JUNE 4, 2008

(LAST DAY FOR COUNCIL ACTION - JUNE 4, 2008)

ITEM NO. (22) - ADOPTED

[08-0989](#)

CD 5

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the inclusion of the UCLAN-Crest Theater located at 1262 South Westwood Boulevard 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 UCLAN-Crest Theater located at 1262 South Westwood Boulevard in the list of Historic-Cultural Monuments.

Applicant/Owner: Friends of UCLAN/Reel Cinema/Robert Bucksbaum

CHC 2008-125 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 - JUNE 18, 2008

(LAST DAY FOR COUNCIL ACTION - JUNE 18, 2008)

Items for Which Public Hearings Have Not Been Held - Items 23-30

(10 Votes Required for Consideration)

ITEM NO. (23) - ADOPTED - SEE FOLLOWING

Roll Call #12 - Motion (LaBonge - Perry) Adopted, Ayes (13); Absent: Parks and Reyes (2)

[08-1078](#)

COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to approval of the Settlement Agreement and Mutual Release pertaining to the Salt River Project Agricultural Improvement and Power District.

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

PRESENT and ADOPT the accompanying ORDINANCE approving the Settlement Agreement and Mutual Release among the City of Los Angeles, Salt River Project Agricultural Improvement and Power District, Arizona Public Service Company, Nevada Power Company, Tucson Electric Power Company, the United States of America, and Peabody Western Coal Company for resolution and settlement of all disputes pertaining to the matter entitled Salt River Project Agricultural Improvement and Power District, et al. v. Peabody Western Coal Company, Maricopa County Superior Court, State of Arizona, Case No. CV1996-017309 and any related arbitration (pending litigation).

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

(Energy and Environment Committee waived consideration of the above matter)

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

ADOPTED

MOTION (LABONGE - PERRY)

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

PRESENT and ADOPT the accompanying ORDINANCE approving the Settlement Agreement and Mutual Release among the City of Los Angeles, Salt River Project Agricultural Improvement and Power District, Arizona Public Service Company, Nevada Power Company, Tucson Electric Power Company, the United States of America, and Peabody Western Coal Company for resolution and settlement of all disputes pertaining to the matter entitled Salt River Project Agricultural Improvement and Power District, et al. v. Peabody Western Coal Company, Maricopa County Superior Court, State of Arizona, Case No. CV1996-017309 and any related arbitration (pending litigation).

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

(Energy and Environment Committee waived consideration of the above matter)

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

ITEM NO. (24) - ADOPTED

Roll Call #4 - Motion (Perry - Hahn) Adopted, Ayes (12); Absent: Greuel, Parks and Reyes (3)

[08-0005-S279](#)

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 6, 2008:

[08-0005-S279](#)

CD 11

- a. Property at 11742 West Culver Boulevard (Case No. 135324)
Assessor I.D. No. 4218-004-031

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 10, 2008)

[08-0005-S280](#)

CD 13

- b. Property at 114 South New Hampshire Avenue (Case No. 127885)
Assessor I.D. No. 5518-031-019

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on December 27, 2007)

[08-0005-S281](#)

CD 13

- c. Property at 917 1/2 North Parkman Avenue (Case No. 144689)
Assessor I.D. No. 5426-019-011

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 20, 2008)

[08-0005-S282](#)

CD 10

- d. Property at 4034 South Nicolet Avenue (Case No. 33242)
Assessor I.D. No. 5030-016-007

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on July 13, 2006)

[08-0005-S283](#)

CD 13

- e. Property at 502 North Berendo Street (Case No. 49170)
Assessor I.D. No. 5520-006-010

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

[08-0005-S284](#)

CD 13

- f. Property at 1034 North Bonnie Brae Street (Case No. 149773)
Assessor I.D. No. 5404-002-018

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 30, 2008)

[08-0005-S285](#)

CD 15

- g. Property at 322 East Imperial Highway (Case No. 132778)
Assessor I.D. No. 6083-005-011

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 31, 2008)

ITEM NO. (25) - ADOPTED

Roll Call #8 - Motion (LaBonge - Greuel) Adopted, Ayes (13); Absent: Parks and Reyes (2)

[08-0793](#)

COMMUNICATION FROM CHAIR, ARTS, PARKS, HEALTH AND AGING COMMITTEE relative to various actions regarding the City's 2008-09 AIDS Prevention Program.

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

1. AUTHORIZE the Executive Director, Department on Disability (DOD), to negotiate and execute Agreements with the respective agencies and for the respective funding amounts identified in Attachment I of the DOD report dated March 26, 2008 contained in Council file No. 08-0793, total funding of \$885,355, contractual term of performance April 1, 2008 to March 31, 2009, relative to the City's 2008-09 AIDS Prevention Program, and subject to approval by the City Attorney as to form and legality.
2. AUTHORIZE the Executive Director, DOD, to negotiate and execute Agreements with the two respective agencies, \$21,000 each, as identified in Attachment II of the DOD transmittal dated March 26, 2008 contained in Council file No. 08-0793, contractual term of performance March 1, 2008 to February 28, 2009, subject to approval by the City Attorney as to form and legality.
3. AUTHORIZE the DOD to execute small dollar valued contracts, Authorizations for Expenditures or Memoranda of Understandings for technical assistance grants under \$5,000 to fund AIDS prevention, education and awareness projects funded from the \$719,045 of the AIDS Policy and Planning Program.

4. AUTHORIZE the DOD to prepare Controller instructions and/or make any technical adjustments that may be required and are consistent with this action, subject to the approval of the City Administrative Officer, and AUTHORIZE the Controller to implement these instructions.

Fiscal Impact Statement: The DOD reports that there is no impact on the City's General Fund. The 2008-09 AIDS Prevention Program of \$885,355 and the two HIV Counseling and Testing Agreements, \$21,000 each, are comprised entirely of Community Development Block Grant funds approved by the 34th Program Year (2008-09) Consolidated Plan.

Community Impact Statement: None submitted.

ITEM NO. (26) - ADOPTED

Roll Call #9 - Motion (Smith - Rosendahl) Adopted, Ayes (13); Absent: Parks and Reyes (2)

07-0808

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

Recommendations for Council action:

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

07-0808

CD 3

- a. 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

- b. 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

- c. 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

- d. 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

- e. 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

- f. 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).

ITEM NO. (27) - ADOPTED

Roll Call #10 - Motion (Perry - Huizar) Adopted, Ayes (13); Absent: Parks and Reyes (2)

[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.

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

1. FIND that the Staff Training Meeting event, sponsored by YWCA/Los Angeles Job Corps, serves a public purpose in that it will provide valuable training to staff who will provide services and advocacy to women and girls in Los Angeles.
2. AUTHORIZE the General Manager, Convention Center, to make an exception to the Council's Convention Center waiver policy by waiving a maximum of \$1,302.96 in room rental fees for this event.

ITEM NO. (28) - ADOPTED

Roll Call #4 - Motion (Perry - Hahn) Adopted, Ayes (12); Absent: Greuel, Parks and Reyes (3)

[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.

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

1. PROVIDE an offer of reward in the amount of \$50,000 for information leading to the identification, apprehension and conviction of the person(s) responsible for the death of Emily Grisby on February 15, 2008.

2. FIND that the subject reward complies with the provisions of Chapter 12, Article 1, Division 19, of the Los Angeles Administrative Code.
3. DIRECT the City Clerk to publish the required notices and/or advertisements to effectuate this reward.

ITEM NO. (29) - SUBSTITUTE MOTION ADOPTED IN LIEU OF ORIGINAL MOTION - SEE FOLLOWING

Roll Call #11 - Motion (Garcetti - Perry) Adopted, Ayes (13); Absent: Parks and Reyes (2)

[08-0011-S22](#)

CD 13

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

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

1. INSTRUCT the Bureau of Street Services (BOSS) to prepare an agreement or other necessary document with Mia Lehrer and Associates for the drafting of schematic designs for the Silver Lake Meadow Project, subject to the approval of the City Attorney as to form and legality. Said agreement or other necessary document shall include, but not be limited to, a detailed description of the work to be performed and the estimated completion date of such services.
2. AUTHORIZE the Councilmember of Council District 13 to enter into and execute an agreement or other necessary document with Mia Lehrer and Associates for an amount not to exceed \$18,000 for the above work to be performed.
3. AUTHORIZE the Board of Public Works, Office of Accounting and the Controller, as appropriate, to transfer up to \$18,000 from the Council District 13 portion of the Street Furniture Revenue Fund No. 43D/50 for the above work to be performed.
4. INSTRUCT the BOSS to ensure that Mia Lehrer and Associates submits to the Board of Public Works, Office of Accounting, a detailed accounting of the actual expenditures for the performance of the above work and return any unspent funds to the BOSS within 30 days of work completion.
5. AUTHORIZE the Chief Legislative Analyst, or designee, to make technical corrections or clarifications as may be necessary to implement the intent of the Motion.

ADOPTED

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

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

1. **INSTRUCT** the Bureau of Street Services (BOSS) to prepare an agreement or other necessary document with Mia Lehrer and Associates for the drafting of schematic designs for the Silver Lake Meadow Project, subject to the approval of the City Attorney as to form and legality. Said agreement or other necessary document shall include, but not be limited to, the following: A detailed description of the work to be performed and the estimated completion date of such services.
2. **AUTHORIZE** the Councilmember of Council District 13 to enter into and execute an agreement or other necessary document with Mia Lehrer and Associates for an amount not to exceed \$18,000 for the above work to be performed.
3. **AUTHORIZE** the Board of Public Works, Office of Accounting and the Controller, as appropriate, to **TRANSFER** up to \$18,000 from the Council District 13 portion of the Street Furniture Revenue Fund No. 43D/50, to Fund No. 100/28 (Council), Account No. 3040 (Contractual Services), for the above work to be performed.
4. **INSTRUCT** the BOSS to ensure that Mia Lehrer and Associates submits to the Board of Public Works, Office of Accounting, a detailed accounting of the actual expenditures for the performance of the above work and return any unspent funds to the BOSS within 30 days of completion of the above work.
5. **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. (30) - ADOPTED

Roll Call #4 - Motion (Perry - Hahn) Adopted, Ayes (12); Absent: Greuel, Parks and Reyes (3)

[08-1165](#)

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

Recommendations for Council action:

1. RESOLVE to RECOGNIZE the contribution of the classified professionals who provide quality education in the State of California and the Los Angeles Unified School District.
2. RESOLVE to DECLARE May 18-24, 2008 Classified School Employees' Week.

Items Called Special

Motions for Posting and Referral

Councilmembers' Requests for Excuse from Attendance at Council Meetings

Closed Session - Item 31

Roll Call #12 - Motion (LaBonge - Perry) Adopted, Ayes (13); Absent: Parks and Reyes (2)

ITEM NO. (31) - ADOPTED IN OPEN SESSION - SEE FOLLOWING

[08-1078](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to settlement in the case entitled Salt River Project Agricultural Improvement and Power District, et al. v. Peabody Western Coal Company, Maricopa County Superior Court, State of Arizona, Case No. CV1996-017309. (This case involves a pending contract dispute among the co-owners of the Navajo Generating Station and its coal supplier, Peabody Western Coal Company, regarding the payment of certain expenses.)

(Energy and Environment Committee considered the above matter in Closed Session on May 6, 2008.)

ADOPTED

MOTION (LABONGE - PERRY)

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

APPROVE the settlement of the above entitled case in the amount of approximately \$26 million to be paid by the Department of Water and Power over approximately 19 years as part of its share of the obligation.

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

[08-1235](#)

CD 4

MOTION (LABONGE - HUIZAR) relative to declaring the Women's Club Block Party on May 17, 2008 a Special Event (fees and costs absorbed by the City = \$1,856).

[08-1236](#)

CD 14

MOTION (HUIZAR - LABONGE) relative to declaring the 61st Annual Memorial Day Observance on May 26, 2008 a Special Event (fees and costs absorbed by the City = \$4,472).

[07-1409](#)

CD 5

MOTION (WEISS - LABONGE) relative to declaring the 37th Annual Los Angeles Police-Celebrity Golf Tournament on May 17, 2008 a Special Event (fees and costs absorbed by the City = \$2,950).

[07-1637](#)

CD 11

MOTION (ROSENDAHL - GREUEL) relative to declaring the Venice Japanese American Community Festival on June 21-22, 2008 a Special Event (fees and costs absorbed by the City = \$5,444).

[08-1241](#)

CD 11

MOTION (ROSENDAHL - GREUEL) relative to declaring the 79th Street Memorial Day Block Party on May 26, 2008 a Special Event (fees and costs absorbed by the City = \$1,642).

[08-1242](#)

CD 10

MOTION (WESSON - ROSENDAHL) relative to declaring the Community Bazaar on May 17, 2008 a Special Event (fees and costs absorbed by the City = \$6,271).

[07-1491](#)

CD 5

MOTION (WEISS - ROSENDAHL) relative to declaring the It's a SORO World on June 1, 2008 a Special Event (fees and costs absorbed by the City = \$3,000).

[08-1243](#)

CD 3

MOTION (ZINE - ROSENDAHL) relative to declaring the Annual St. Mary's Assyrian Church of the East Food Festival on May 17-18, 2008 a Special Event (fees and costs absorbed by the City = \$2,931).

[08-1244](#)

CD 7

MOTION (ALARCON - CARDENAS) relative to declaring the Hansen Hills Entrance Sign dedication ceremony on May 17, 2008 a Special Event (fees and costs absorbed by the City = \$2,200).

[08-1237](#)

CD 14

MOTION (HUIZAR - HAHN) relative to installing street banners announcing the First Annual El Sereno Concert and Fireworks Show.

[08-1238](#)

CD 14

MOTION (HUIZAR - HAHN) relative to installing street banners announcing the Second Annual Boyle Heights Concert and Fireworks Show.

[08-1247](#)

MOTION (LABONGE - HUIZAR) relative to authorizing the Community Development Department use of the City Hall Tom Bradley Room.

[08-1248](#)

MOTION (LABONGE - HUIZAR) relative to a Tax Equity and Fiscal Responsibility Act of 1982 (TEFRA) hearing and related actions for a bond issuance.

[08-1239](#)

MOTION (GREUEL - ZINE) relative to funding for security cameras to reduce criminal activity in Council District Two.

[08-1240](#)

MOTION (WEISS - SMITH) relative to funding to acquire a T3 personal electric mobility vehicle for the West Los Angeles Community Police Station.

[08-1232](#)

MOTION (LABONGE - ROSENDAHL) relative to waiving street widening and/or street dedication requirements associated with the athletic field improvement project at John Marshall High School.

[08-0011-S23](#)

MOTION (LABONGE - GARCETTI) relative to funding to install US flags along the Glendale-Hyperion Viaduct Bridge.

[08-0011-S24](#)

MOTION (WEISS - ROSENDAHL) relative to funding for sidewalk treatment in the Westwood Village area.

[08-1246](#)

MOTION (HAHN - PERRY for PARKS - WESSON) relative to a briefing regarding alleged incidents at Foshay Learning Center and Markham Middle School.

[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.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Motion (Hahn - Cardenas) unanimously adopted to excuse Councilmember Huizar from Council session of Tuesday, June 3, 2008 due to Personal Business.

Upon his request, and without objections, Councilmember LaBonge was excused from Council sessions of August 5, 6, and 8, 2008, due to Personal Business.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

[08-0020](#) - Angelina M. Colclasure

(Hahn)

Whereupon the Council did adjourn.

ATTEST: Karen E. Kalfayan, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL