

Los Angeles City Council, **Journal/Council Proceedings**
Tuesday, **June 17, 2008**
John Ferraro Council Chamber, Room 340, City Hall - 10 am

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

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

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
June 11, 2008

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 21

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

**Roll Call #8 - Motion (Hahn - Wesson) Adopted, Ayes (12); Absent: Huizar, Smith and Zine (3)
(Item Nos. 1-3)**

ITEM NO. (1) - PUBLIC HEARING CLOSED - ORDINANCE ADOPTED

[07-2792](#)
CD 12

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Homezell and Valley Flores Drives (Reballot) Lighting District.

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

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

(Public Hearing held May 27, 2008)

ITEM NO. (2) - PUBLIC HEARING CLOSED - ORDINANCE ADOPTED

[08-0524](#)

CD 3

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Farralone Avenue and Burbank Boulevard (Reballot) Lighting District.

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

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

(Public Hearing held May 27, 2008)

ITEM NO. (3) - PUBLIC HEARING CLOSED - ORDINANCE ADOPTED

[08-0526](#)

CD 2

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Clybourn Avenue and Keswick 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 May 27, 2008)

ITEM NO. (4) - CONTINUED TO JULY 1, 2008

Roll Call #3 - Motion (Perry - Greuel) Adopted to Continue, Unanimous Vote (10); Absent: Huizar, Parks, Reyes, Smith and Zine (5)

[08-0527](#)

CD 8

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Royal Street from 32nd Street to Jefferson Boulevard 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 May 27, 2008)

**Roll Call #8 - Motion (Hahn - Wesson) Adopted, Ayes (12); Absent: Huizar, Smith and Zine (3)
(Item Nos. 5-7)**

ITEM NO. (5) - PUBLIC HEARING CLOSED - ORDINANCE ADOPTED

[08-0578](#)
CD 2

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Valmont Street and Marcus Avenue 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 May 27, 2008)

ITEM NO. (6) - ADOPTED - TO THE MAYOR FORTHWITH

[07-2361](#)

BUDGET AND FINANCE and JOBS, BUSINESS GROWTH AND TAX REFORM COMMITTEES' REPORT and ORDINANCE FIRST CONSIDERATION relative to amending sections of the Los Angeles Municipal Code (LAMC) to make minor changes to the Business Tax Ordinance including increases in certain fees and penalties.

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

PRESENT and ADOPT the accompanying ORDINANCE amending certain sections of the LAMC to improve the overall administration of the business tax code.

Fiscal Impact Statement: None submitted by the Office of Finance. 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. (7) - PUBLIC HEARING CLOSED - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION, AS AMENDED - ORDINANCE ADOPTED - TO THE MAYOR FORTHWITH - SEE FOLLOWING

[06-0600-S26](#)

COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to amending Chapter VIII, Section 89.60 of the Los Angeles Municipal Code (LAMC) to update the civil parking penalties applicable to parking violations in the City of Los Angeles.

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

PRESENT and ADOPT the accompanying ORDINANCE amending Chapter VIII, Section 89.60 of the LAMC to update the civil parking penalties applicable to parking violations in the City of Los Angeles.

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.

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

ADOPTED

AMENDING MOTION (LABONGE - ALARCON)

Recommendation for Council action:

DIRECT the Los Angeles Department of Transportation to report back within 30 days on a proposal to establish a stolen vehicle recovery fund to reimburse impoundment fee victims of such crimes, to be funded with a \$1 increase in parking fines.

ITEM NO. (8) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

Roll Call #1 - Motion (Rosendahl - Perry) Adopted, Ayes (10); Absent: Huizar, Parks, Reyes, Smith and Zine (5)

[07-0600-S7](#)

COMMUNICATION FROM THE BOARD OF FIRE COMMISSIONERS relative to the modification of the method of fee calculation and increase of the high-rise building annual inspection and permit fees.

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

ADOPT the recommendations of the Los Angeles Fire Department (LAFD), as shown in the attached LAFD report dated April 9, 2008, relative to modification of the method of fee calculation and increase of the high-rise building annual inspection and permit fees.

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

Community Impact Statement: None submitted.

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

Items for Which Public Hearings Have Been Held - Items 9-18

ITEM NO. (9) - ADOPTED - FORTHWITH

Roll Call #6 - Motion (Greuel - Weiss) Adopted, Ayes (10); Absent: Huizar, Parks, Reyes, Smith and Zine (5)

[07-0153](#)

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the Mayor's reappointment of Mr. David P. White to the Central Area Planning Commission.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Mr. David P. White to the Central Area Planning Commission for the new term ending June 30, 2013, is APPROVED and CONFIRMED. Mr. White resides in Council District 10. (Current Commission gender composition: M=4; F=1)

Ethics Commission Review: Pending

Background Check Review: Pending

Community Impact Statement: None submitted.

TIME LIMIT FILE - JUNE 27, 2008

(LAST DAY FOR COUNCIL ACTION - JUNE 27, 2008)

ITEM NO. (10) - ADOPTED - TO THE MAYOR FORTHWITH

Roll Call #7 - Motion (Hahn - LaBonge) Adopted, Ayes (12); Absent: Huizar, Smith and Zine (3)

[08-0735](#)

ADMINISTRATIVE EXEMPTION, TRADE, COMMERCE AND TOURISM COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to Clean Air Action Plan (CAAP) and Infrastructure Fee for the Port of Los Angeles to effect various new provisions requiring concession agreements, the Clean Truck Fee (CTF), and exemption for alternative fuel trucks.

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

1. FIND that permanent order No. 6956 to amend Port of Los Angeles Tariff No. 4, Section 20 will not affect the physical environment and as such, the proposed activities are exempt from the requirements of the California Environmental Quality Act (CEQA) as provided by Sections 15273 and 15061(b) (3) of the State CEQA Guidelines.
2. CONCUR with the Board of Harbor Commissioners action on March 20, 2008, approving Permanent Board Order No. 6956 amending the Port of Los Angeles Tariff No. 4, Section 20 CAAP and Section 21 Infrastructure Fee to effect various new provisions requiring concession agreements, the CTF, and exemption for alternative fuel trucks.
3. PRESENT and ADOPT the accompanying ORDINANCE approving Permanent Board Order No. 6950 amending the Port of Los Angeles Tariff No. 4, Section 20 CAAP and Section 21 Infrastructure Fee to effect various new provisions requiring concession agreements, the CTF, and exemption for alternative fuel trucks.

Fiscal Impact Statement: The Board of Harbor Commissioners reports that approval of the proposed tariff amendments will not have a serious financial impact on the Port. The financial impacts of adopting the Clean Truck and Infrastructure fees were cited in materials the Board considered in previously approving both fees. These included costs associated with the funding of the Truck Funding Program, the establishment and monitoring of a Concession Plan, the Truck Funding Plan, the Procurement Assistance Program and the Business Outreach Programs. There will also be initial and ongoing costs to establish and oversee the Concessionaire Program, the truck and driver database, and the RFID system. A percentage of the CTF revenue collected by the Port will be set aside and are expected to cover a large percentage of these costs. In addition there will be costs associated with the Scrap Truck Buyback Program. The Scrap Truck Buyback Program will be funded by Port funds.

Community Impact Statement: None submitted.

ITEM NO. (11) - ADOPTED - TO THE MAYOR FORTHWITH

Roll Call #9 - Motion (Hahn - Rosendahl) Adopted, Ayes (12); Absent: Huizar, Smith and Zine (3)

[08-0886](#)

ADMINISTRATIVE EXEMPTION, TRADE, COMMERCE AND TOURISM COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to establishing a Port Infrastructure Cargo Fee (ICF) which would assign and collect a portion of the cost of intermodal transportation system projects in the Port area.

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

1. FIND that permanent order No. 6950 to amend Port of Los Angeles Tariff No. 4 will not affect the physical environment and as such, the proposed activities are exempt from the requirements of the California Environmental Quality Act (CEQA) as provided by Sections 15273 and 15061(b) (3) of the State CEQA Guidelines.
2. CONCUR with the Board of Harbor Commissioners action on January 14, 2008, approving Permanent Board Order No. 6950 amending the Port of Los Angeles Tariff No. 4, by establishing a Port ICF which would assign and collect a portion of the cost of intermodal transportation system projects in the Port area.
3. PRESENT and ADOPT the accompanying ORDINANCE approving Permanent Board Order No. 6950 amending the Port of Los Angeles Tariff No. 4, by establishing a Port ICF which would assign and collect a portion of the cost of intermodal transportation system projects in the Port area.

Fiscal Impact Statement: The Board of Harbor Commissioners reports that the Harbor Department will likely incur various administrative and operational costs to collect and administer the ICF. These costs will be covered by ICF revenue.

Community Impact Statement: None submitted.

**Roll Call #2 - Motion (Greuel - Alarcon) Adopted, Ayes (10); Absent: Huizar, Parks, Reyes, Smith and Zine (5)
(Item Nos. 12-18)**

ITEM NO. (12) - ADOPTED

[08-1084](#)

ORDINANCE SECOND CONSIDERATION amending the Los Angeles Administrative Code to establish the Council District 14 Public Benefits Trust Fund.

(Budget and Finance Committee Report adopted on June 10, 2008)

ITEM NO. (13) - ADOPTED - FORTHWITH

[07-4171](#)

ORDINANCE SECOND CONSIDERATION relative to the proposed 2008-09 Proposition K assessment.

[Motion (LaBonge - Reyes) adopted on June 10, 2008]

ITEM NO. (14) - ADOPTED

[08-1212](#)

CD 5

MITIGATED NEGATIVE DECLARATION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an appeal on Tentative Tract (TT) No. 70003 for property at 1333 Beverly Green Drive.

Recommendations for Council action:

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. 08-1212 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV 2007-4887-MND] filed on November 30, 2007.
2. ADOPT the FINDINGS as modified by the West Los Angeles Area Planning Commission (WLAAPC) as the Findings of the Council.
3. RESOLVE TO DENY APPEAL filed by Michele Mendelsohn from the entire decision of the WLAAPC and THEREBY APPROVE TT No. 70003 composed of one-lot for a new maximum four-unit residential condominium in the [Q]RD2-1VL-0 zone for the property at 1333 Beverly Green Drive, subject to Conditions of Approval.

Applicant: Gila and Emmanuel Sabet

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

Community Impact Statement: None submitted.

TIME LIMIT FILE - JUNE 17, 2008

(LAST DAY FOR COUNCIL ACTION - JUNE 17, 2008)

ITEM NO. (15) - ADOPTED

[08-1383](#)

CD 5

FINAL ENVIRONMENTAL IMPACT REPORT, STATEMENT OF OVERRIDING CONSIDERATIONS and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to appeals filed on Parcel Map AA 2006-8876-PMLA for property located at 3900 North Stansbury Avenue.

Recommendations for Council action:

1. CERTIFY that the Final Environmental Impact Report (EIR No. 2004-7171-EIR; State Clearing House No. 2005011055) has been completed in compliance with the California Environmental Quality Act, the State Guidelines and the City Guidelines and that the Council has reviewed the information contained therein and considered it along with other factors related to this project; that this determination reflects the independent judgment of the lead agency City of Los Angeles; and that the documents constituting the record of proceedings in this matter are located in Council file No.08-1383 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 EIR No. 2004-7171-EIR; State Clearing House No. 2005011055.
2. ADOPT the FINDINGS made pursuant to and in accordance with Section 21081 of the Public Resources Code and the Statement of Overriding Considerations prepared by the City Planning Department.
3. ADOPT the FINDINGS of the Planning and Land Use Management Committee, as modified and attached to the Council file, as the Findings of the Council.
4. RESOLVE TO GRANT IN PART/DENY IN PART APPEALS filed by Buckley School, Larry W. Dougherty (Cindy Starrett, Esq/David Goldberg, Esq/David Thompson, Latham & Watkins, LLP, Representatives); Arnold Newman, Ph.D; and Sherman Oaks Homeowners Association, c/o Vivian Gumbiner (Vivian Gumbiner/ Ellen Vukovich, Representatives) from the decision of the Advisory Agency relative to Parcel Map AA-2006-8876-PMLA for a maximum new two-parcel development involving the enhancement of the Buckley School at 3900 North Stansbury Avenue, subject to Conditions of Approval, as modified by the Planning and Land Use Management Committee and attached to the Committee report.

Applicant: Buckley School, Larry W. Dougherty

AA-2006-8876 PMLA-1A(3)

[On June 3, 2008, pursuant to Charter Section 245, the Council adopted Motion (Weiss - Huizar) asserting jurisdiction over the May 22, 2008, City Planning Commission's action related to a Parcel Map (AA 2006-8876-PMLA-1A (3); ENV-2004-7171-EIR), and requested that the Planning and Land Use Management Committee review the conditions placed on the Parcel Map].

Fiscal Impact Statement: None submitted by the Planning Department Advisory Agency. 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 24, 2008

(LAST DAY FOR COUNCIL ACTION - JUNE 24, 2008)

ITEM NO. (16) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATION

[08-0334](#)

PUBLIC SAFETY COMMITTEE REPORT relative to a notice of submission of an application by the Mayor for the Fiscal Year 2008 Grants to Encourage Arrest Policies and Enforcement of Protection Orders Program grant.

Recommendation for Council action:

NOTE and FILE the communication from the Mayor relative to a notice of submission of an application for the Fiscal Year 2008 Grants to Encourage Arrest Policies and Enforcement of Protection Orders Program grant from the United States Department of Justice Office on Violence Against Women.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (17) - ADOPTED

08-0839-S1

ADMINISTRATIVE EXEMPTION and TRADE, COMMERCE AND TOURISM COMMITTEE REPORT relative to a Memorandum of Agreement (MOA) under the Port of Los Angeles Air Quality Mitigation Incentive Program (AQMIP) with Catalina Channel Express, Inc.

Recommendations for Council action:

1. FIND that the proposed activity is exempt from the requirements of the California Environmental Quality Act (CEQA) as provided by Article 2(f) and Article III, Class 1(32) of the City's CEQA Guidelines.
2. APPROVE the accompanying MOA No. 2642 with Catalina Channel Express, Inc. (attached to the Council file) for the distribution of Air Quality Mitigation Funds in the amount of \$75,200 and for a term of five years, for the replacement of two marine auxiliary engines on the Catalina Jett ferry boat.

Fiscal Impact Statement: The City Administrative Officer reports that this action will not impact the General Fund. The proposed agreement is one of 23 agreements approved under AQMIP, with a total funding of \$9,175,636. Since the Harbor Department is only bound by City debt management policies, City financial policies are not applicable. Funding will be provided from the Harbor Revenue Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JULY 21, 2008

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

ITEM NO. (18) - ADOPTED

08-1314

ADMINISTRATIVE EXEMPTION and TRADE, COMMERCE AND TOURISM COMMITTEE REPORT relative to amending Los Angeles World Airports (LAWA) contract with Lochard Corporation for continued design and development, implementation and maintenance of a new aircraft and noise monitoring and management system.

Recommendations for Council action:

1. FIND that this action is exempt from the requirements of the California Environmental Quality Act (CEQA) as provided by Article II, Section 2.f of the Los Angeles City CEQA Guidelines.
2. APPROVE the First Amendment to the contract (No. DA-4028) with Lochard Corporation to extend the term for three years, increase the contract amount by \$781,760, and modify the scope of work for continued design and development, implementation and maintenance of a new aircraft and noise monitoring and management system for Los Angeles International (LAX), Ontario, and Van Nuys Airports.
3. CONCUR with the Board of Airport Commissioners action on May 19, 2008 authorizing the Executive Director, LAWA, to execute the First Amendment to the contract with Lochard Corporation.

Fiscal Impact Statement: The Board of Airport Commissioners reports this action will not impact the General Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JULY 21, 2008

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

Items for Which Public Hearings Have Not Been Held - Items 19-29

(10 Votes Required for Consideration)

ITEM NO. (19) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS - ORDINANCE ADOPTED - TO THE MAYOR FORTHWITH

Roll Call #8 - Motion (Hahn - Wesson) Adopted, Ayes (10); Absent: Huizar, Parks, Reyes, Smith and Zine (5)

[07-1803](#)

CD 12

COMMUNICATION FROM THE OFFICE OF THE CITY CLERK and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to the reconfirmation procedure for the merchant-based Chatsworth Business Improvement District (BID).

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

1. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION confirming the Chatsworth BID Annual Report and levying an annual assessment for the Chatsworth BID's seventh operating year, June 1, 2008 to May 31, 2009.
2. DIRECT the City Clerk to schedule, prepare, publish, and mail the public hearing notice, as required by the provisions of Section 36500 et seq. of the California Streets and Highways Code.

3. INSTRUCT the City Clerk, subject to approval by the City Attorney as to form and legality, to prepare an enabling Ordinance levying the special assessment for the Chatsworth BID's seventh operating period beginning June 1, 2008 to May 31, 2009.
4. AUTHORIZE the City Clerk, subject to City Attorney approval, to prepare, execute, and administer a contract between the City and the Chatsworth B.I.D., Inc. to administer the Chatsworth BID, if the Ordinance reconfirming the BID is adopted.
5. AUTHORIZE the Controller to provide, if necessary and available, an advance against the Chatsworth BID 2008/2009 assessment revenue in the amount of \$26,985 representing 25 percent of the anticipated BID revenue receipts, to the Chatsworth BID, Inc., if the Ordinance reconfirming the BID is adopted.

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

Community Impact Statement: None submitted.

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

ITEM NO. (20) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS - TO THE MAYOR FORTHWITH

Roll Call #10 - Motion (Perry - Rosendahl) Adopted, Ayes (12); Absent: Huizar, Smith and Zine (3)

[07-1099](#)

CDs 9 &14

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

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

1. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION to establish the Historic Downtown Los Angeles BID.
2. FIND that:
 - a. The petitions submitted on behalf of the proponents of the proposed Historic Downtown Los Angeles BID are signed by property owners who will pay more than fifty (50) percent of the assessments proposed to be levied.
 - b. All parcels that will have a special benefit conferred upon them and upon which an assessment would be imposed are those as identified in the Management District Plan.
3. ADOPT the Preliminary Report of the City Clerk, the Management District Plan, and the Engineer's Report, attached to the Council file.
4. FIND that in accordance with Article XIID of the California Constitution, and based on the facts and conclusion contained in the attached Engineer's Report that:

- a. The assessment levied on each parcel within the proposed District is proportionate to the special benefit derived from the improvements and activities that are to be provided.
 - b. There are no general benefits to be separated from the special benefits conferred on each parcel within the proposed District.
 - c. No assessment imposed on any parcel exceeds the reasonable cost of the proportional special benefit conferred on that parcel.
5. AUTHORIZE the City Clerk, upon establishment of the District, to prepare, execute and administer a contract between the City of Los Angeles and a non-profit corporation for the administration of the District's programs.
 6. DIRECT the City Clerk to comply, with the notice, protest, and hearing procedures prescribed in the Proposition 218 Omnibus Implementation Act (California Government Code, Section 53750 et seq.).
 7. REQUEST the City Attorney, with the assistance of the City Clerk, to prepare an enabling Ordinance establishing the Historic Downtown Los Angeles BID for Council consideration at the conclusion of the required public hearing.

Fiscal Impact Statement: The City Clerk reports that assessments levied on the one City-owned property controlled by the City of Los Angeles within the District to be paid from the General Fund total \$5,481.41 for the first year of the District. Funding is available in the BID Trust Fund No. 659 to pay the General Fund share of assessments for the first operating year.

Community Impact Statement: None submitted.

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

**Roll Call #4 - Motion (Perry - Rosendahl) Adopted, Ayes (10); Absent: Huizar, Parks, Reyes, Smith and Zine (5)
(Item Nos. 21a-21e)**

ITEM NO. (21) - ADOPTED

[08-0005-S357](#)

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 June 9, 2008.

[08-0005-S357](#)

CD 8

- a. Property at 3138 West 43rd Place (Case No.104082).
Assessor I.D. No. 5023-010-016

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

[08-0005-S358](#)

CD 8

- b. Property at 3138 West 43rd Place (Case No. 157447).
Assessor I.D. No. 5023-01-0016

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

[08-0005-S359](#)

CD 6

- c. Property at 7302 North Tujunga Avenue (Case No. 101895).
Assessor I.D. No. 2315-021-012

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 30, 2007)

[08-0005-S360](#)

CD 14

- d. Property at 120 South Boyle Avenue (Case No. 150941).
Assessor I.D. No. 5174-018-023

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 22, 2008)

[08-0005-S361](#)

CD 4

- e. Property at 1523 North Rendall Place (Case No. 125178).
Assessor I.D. No. 5425-018-014

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 29, 2007)

ITEM NO. (22) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

Roll Call #11 - Motion (Perry - Rosendahl) Adopted, Ayes (12); Absent: Huizar, Smith and Zine (3)

[07-1099](#)

CDs 9 & 14

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

Recommendations for Council action:

1. FIND that the FY 2008 Annual Planning Report (attached to the City Clerk report dated June 2, 2008) for the Historic Downtown Los Angeles PBID complies with the requirements of Section 36600 et seq. of the California Streets and Highways Code (State Law).

2. ADOPT the FY 2008 Annual Planning Report for the Historic Downtown Los Angeles PBID, pursuant to the State Law.

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

Community Impact Statement: None submitted.

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

ITEM NO. (23) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

Roll Call #4 - Motion (Perry - Rosendahl) Adopted, Ayes (10); Absent: Huizar, Parks, Reyes, Smith and Zine (5)

[08-0002-S67](#)

COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST and RESOLUTION (PERRY - ROSENDAHL) relative to the City's position on SB 1341 (Padilla) which would expand the scope for use of California Work Opportunity and Responsibility to Kids (CalWORKs) Homeless Assistance Grants.

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 SB 1341 (Padilla) which would expand the scope of purposes for which (CalWORKs) Homeless Assistance Grant recipients may use personal savings to include costs associated with rental housing.

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

**Roll Call #12 - Motion (Hahn - Cardenas) Adopted, Ayes (11); Absent: Huizar, Parks, Smith and Zine (4)
(Item Nos. 24a-24h)**

ITEM NO. (24) - ADOPTED

[08-1515](#)

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:

[08-1515](#)

CD 13

- a. MOTION (GARCETTI - GREUEL) relative to declaring the Soapnet Night Before Party on June 19, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[08-1516](#)

CD 13

- b. MOTION (GARCETTI - GREUEL) relative to declaring the Subway Restaurant Promotion on June 16, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[08-1517](#)

CD 11

- c. MOTION (ROSENDAHL - SMITH) relative to declaring the Croydon Avenue Fourth of July Block Party on July 4, 2008 a Special Event (fees and costs absorbed by the City = \$2,351).

[07-1263](#)

CD 10

- d. MOTION (WESSON - SMITH) relative to declaring the L.A. Works Day on June 14, 2008 a Special Event (fees and costs absorbed by the City = \$3,092).

[07-2056](#)

CD 10

- e. MOTION (WESSON - SMITH) relative to declaring the 28th Street Fourth of July Block Party on July 4, 2008 a Special Event (fees and costs absorbed by the City = \$1,642).

[08-1417](#)

CD 12

- f. MOTION (SMITH - WESSON) relative to declaring the Councilman Greig Smith's Movie Under the Stars event on June 14, 2008 a Special Event (fees and costs absorbed by the City = \$989).

[08-1519](#)

CD 11

- g. MOTION (ROSENDAHL - SMITH) relative to declaring the Venice Eco-Fest 2008 on June 28, 2008 a Special Event (fees and costs absorbed by the City = \$9,781).

[08-1520](#)

CD 11

- h. MOTION (ROSENDAHL - SMITH) relative to declaring the Fourth of July Linnie Canal Downwind Regatta, Rubber Duckie Race and Community Barbeque/Potluck on July 4, 2008 a Special Event (fees and costs absorbed by the City = \$1,826).

**Roll Call #4 - Motion (Perry - Rosendahl) Adopted, Ayes (10); Absent: Huizar, Parks, Reyes, Smith and Zine (5)
(Item Nos. 25-26)**

ITEM NO. (25) - ADOPTED

08-0010-S29

MOTION (ROSENDAHL for WEISS - ZINE) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for vandalizing the Beth Israel Synagogue on several occasions last fall and again in January of 2008.

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

1. PROVIDE an offer of reward in the amount of \$20,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for vandalizing the Beth Israel Synagogue on several occasions last fall and again in January of 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. (26) - ADOPTED

08-0641

CD 13

MOTION (GARCETTI - GREUEL) relative to funding from the Pipeline Franchise Revenue portion of the Real Property Trust Fund for installation of a water meter for the Ardmere Median Project.

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

1. TRANSFER \$2,285 in the Pipeline Franchise Revenue portion of the Council District 13 Real Property Trust Fund No. 693 to the Department of Water and Power Fund No. 705/98, Account No. 0000, said funds to be used for the installation of a water meter for the Ardmere Median Project.
2. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above fund transfer instructions in order to effectuate the intent of the Motion.

**Roll Call #13 - Motion (Alarcon - Reyes) Adopted, Ayes (11); Absent: Huizar, Parks, Smith and Zine (4)
(Item Nos. 27-28)**

ITEM NO. (27) - ADOPTED

06-2714

CD 7

MOTION (ALARCON - GREUEL) relative to funding from the Lopez Canyon Community Amenities Trust Fund to support the 2008 Fourth of July community celebrations at Hansen Dam.

Recommendations for Council action:

1. RESOLVE that \$25,000 in the Lopez Canyon Landfill Community Amenities Trust Fund No. 531/14, Account No. L32, be utilized to fund any aspect of the 2008 Fourth of July community celebrations at Hansen Dam, including general operating expenses.
2. DIRECT the City Clerk to prepare the necessary document(s) and/or agreement(s) with Fourth of July Celebration at Hansen Dam, Inc. or any other agency or organization, as appropriate, in the above amount, for the above purpose, subject to the approval of the City Attorney as to form and legality, if needed; and, AUTHORIZE the Councilmember of the District or the City Clerk individually to execute such agreement of other document(s) on behalf of the City, if needed.
3. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above instructions in order to effectuate the intent of the Motion.

ITEM NO. (28) - ADOPTED - FORTHWITH

[08-1326](#)

MOTION (PERRY - GARCETTI) relative to the Proposition K - LA for Kids Grant Agreement between the City of Los Angeles and the Community Redevelopment Agency (CRA) for the CRA - Venice Hope Outdoor Athletic Court and Lighting Project.

Recommendation for Council action:

AMEND the Council action of May 28, 2008 (Council file No. 08-1326) relative to the Proposition K - LA for Kids Grant Agreement between the City of Los Angeles and the CRA for the CRA - Venice Hope Outdoor Athletic Court and Lighting Project to approve any action that the CRA Board of Commissioners may take to authorize negotiation and execution of this agreement.

ITEM NO. (29) - ADOPTED

Roll Call #4 - Motion (Perry - Rosendahl) Adopted, Ayes (10); Absent: Huizar, Parks, Reyes, Smith and Zine (5)

[08-1518](#)

RESOLUTION (REYES - HUIZAR) relative to accepting a grant from the California Integrated Waste Management Board in the amount of \$59,204.

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

ADOPT the accompanying RESOLUTION authorizing the General Manager, Department of Recreation and Parks, or designee, to accept the Tire-Derived Project Grant funds from the California Integrated Waste Management Board in the amount of \$59,204 and to execute the grant agreement.

ITEM NO. (30) - REFERRED TO RULES AND GOVERNMENT AND TRADE, COMMERCE & TOURISM COMMITTEE'S

Roll Call #5 - Motion (Cardenas - Wesson) Adopted to Refer, Unanimous Vote (10); Absent: Huizar, Parks, Reyes, Smith and Zine (5)

08-0002-S84

CONTINUED CONSIDERATION OF RESOLUTION (CARDENAS - SMITH) relative to the City's position on the Burbank-Glendale-Pasadena Airport Authority's proposal to adopt a mandatory curfew for all landings and takeoffs at Bob Hope Airport.

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

ADOPT the accompanying RESOLUTION to: a) include in the City's 2007-08 Federal Legislative Program OPPOSITION to the Burbank-Glendale-Pasadena Airport Authority's proposal to adopt a mandatory curfew that would prohibit all landings and takeoffs from 10:00 p.m. through 6:59 a.m. at Bob Hope Airport; and, b) REQUEST both Los Angeles World Airports and the Burbank-Glendale-Pasadena Airport Authority to work together to find common and effective methods by which net reductions in airport noise impacts can be achieved for all residents of the Los Angeles metropolitan and regional areas.

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

MOTION ADOPTED UPON FINDINGS BY COUNCIL THAT THE NEED TO TAKE ACTION AROSE SUBSEQUENT TO THE POSTING OF THE COUNCIL AGENDA FOR TUESDAY, JUNE 17, 2008, PURSUANT TO GOVERNMENT CODE SECTION 54954.2(b)(2) AND COUNCIL RULE 23

ADOPTED - FORTHWITH

Roll Call #14 - Motion (Perry - LaBonge) Findings on Need to Act - Adopted, Ayes (11); Absent: Huizar, Parks, Smith and Zine (4)

Roll Call #15 - Motion (Perry - LaBonge) Adopted, Ayes (11); Absent: Huizar, Parks, Smith and Zine (4)

08-1600

MOTION (PERRY - LABONGE) relative to asserting jurisdiction over the June 4, 2008, Board of Recreation and Parks Commissioners action relative to Pershing Square.

- 1. ASSERT jurisdiction over the June 4, 2008, Board of Recreation and Parks Commissioners action to approve a General Manager's Report No. 08-152 relative to Pershing Square - Allocation of Zone Change/Park Fees for Palm Court Improvements.**
- 2. REFER this matter to the Arts, Parks, Health and Aging Committee.**

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

07-1801

MOTION (GREUEL - ALARCON) relative to declaring the Dubnoff Center Graduation and Award Ceremony on June 19, 2008 a Special Event (fees and costs absorbed by the City = \$1,642).

07-2053

MOTION (ROSENDAHL - WESSON) relative to declaring the Halderman Street Fourth of July Block Party on July 4, 2008 a Special Event (fees and costs absorbed by the City = \$1,642).

08-1595

MOTION (ROSENDAHL - WESSON) relative to declaring the Lyceum Avenue Fourth of July Block Party on July 4, 2008 a Special Event (fees and costs absorbed by the City = \$1,642).

07-1950

MOTION (WESSON for PARKS - PERRY) relative to declaring the Fifth Annual Celebration of Juneteenth National Freedom Day on June 19, 2008 a Special Event (fees and costs absorbed by the City = \$2,776).

08-1596

MOTION (GARCETTI - LABONGE) relative to declaring the Maiden Voyage Anniversary Events on July 5,12,19 and 26, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

07-2852

MOTION (GARETTI - LABONGE) relative to declaring the Precious Cheese Feast of San Gennaro, Los Angeles on September 25-28, 2008 a Special Event (fees and costs absorbed by the City = \$46,757).

08-1597

MOTION (GARCETTI - LABONGE) relative to declaring the Pilot Valet Program at the Cinerama Dome Parking Garage on June 19 to July 13, 2008 a Special Event (fees and costs absorbed by the City = \$3,256).

07-2379

MOTION (GARCETTI - LABONGE) relative to declaring the Larry King Square Dedication on July 10, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and cost associated with this event).

08-1598

MOTION (ROSENDAHL - WESSON) relative to declaring the Goddard Avenue Block Party on July 4, 2008 a Special Event (fees and costs absorbed by the City = \$1,642).

08-1599

MOTION (ROSENDAHL - GREUEL) relative to authorizing the Department on Disability use of the City Hall Tom Bradley Room for a special meeting.

[08-1593](#)

MOTION (PERRY - WESSON) relative to funding for services provided by the Department of General Services for the Los Angeles Association of Black Personnel Scholarship Gala hosted by Council District Nine.

[08-1594](#)

MOTION (CARDENAS - WESSON - PERRY) relative to providing information to residents on the new digital television transition (DTV) mandate, including the availability of federal vouchers.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Motion (Greuel - LaBonge) unanimously adopted to excuse Councilmember Reyes from Council session of June 24, 2008, due to City business.

Motion (Reyes - Greuel) unanimously adopted to excuse Councilmember Cardenas from Council session of July 25, 2008 due to City business.

Upon his request, and without objection, Councilmember Huizar was excused from the Council session of August 1, 2008 due to Personal business.

Upon his request, and without objection, Councilmember Rosendahl was excused from the Council session of September 2-5, 2008 due to City business.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

[08-0789](#) - Jeanne Otake (Greuel - LaBonge)

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

08-0788 - Maria Graciela Bernal	(Garcetti)
James Richardson Maurer	(Garcetti - All Councilmembers)
Victor Franco Sr.	(Hahn - All Councilmembers)
Tim Russert	(LaBonge - All Councilmembers)
Mary Ann Mitchell	(Perry)
Adriana Vazquez	(Reyes - Garcetti)

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

Whereupon the Council did adjourn.

ATTEST: Karen E. Kalfayan, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL