

Los Angeles City Council, **Journal/Council Proceedings**  
Wednesday, **June 18, 2008**  
John Ferraro Council Chamber, Room 340, City Hall - 10 am

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

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

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF  
JUNE 13, 2008

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 34

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PUBLIC TESTIMONY ON NON-AGENDA ITEMS AT THE CALL OF THE CHAIR -  
An opportunity for public testimony was provided.

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ROLL CALL NUMBER (#) - INDICATES THE ORDER IN WHICH THE ITEMS WERE ACTED  
UPON DURING THE COUNCIL MEETING

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### **Items Noticed for Public Hearing - Items 1-3**

**Roll Call #4 - Motion (Wesson - Greuel) Adopted, Ordinance Over One Week, Ayes (10); Absent: Alarcon, Huizar, LaBonge, Smith and Weiss (5) (Item Nos. 1-3)**

**ITEM NO. (1) - PUBLIC HEARING CLOSED - ORDINANCE OVER ONE WEEK TO JUNE 25, 2008**

[08-0597](#)

CD 10

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Ardmore Avenue and San Marino Street 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 28, 2008)

**ITEM NO. (2) - PUBLIC HEARING CLOSED - ORDINANCE OVER ONE WEEK TO JUNE 25, 2008**

[08-0601](#)

CD 7

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Sepulveda Boulevard and Devonshire 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 28, 2008)

**ITEM NO. (3) - PUBLIC HEARING CLOSED - ORDINANCE OVER ONE WEEK TO JUNE 25, 2008**

[08-0612](#)

CD 2

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Fruitland Drive and Vineland Avenue Lighting District.

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

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

(Public Hearing held May 28, 2008)

## Items for Which Public Hearings Have Been Held - Items 4-20

Roll Call #9 - Motion (LaBonge - Greuel) Adopted, Ayes (10); Absent: Alarcon, Huizar, Smith, Weiss and Wesson (5)  
(Item Nos. 4-5)

### ITEM NO. (4) - ADOPTED

[06-2890](#)

PERSONNEL COMMITTEE REPORT relative to the reappointment of Ms. Rocio L. Cordoba to the Commission on the Status of Women.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Ms. Rocio L. Cordoba to the Commission on the Status of Women for the new term ending June 30, 2013 is APPROVED and CONFIRMED. Ms. Cordoba resides in Council District 14. (Current Commission gender composition: M=0; F=7)

Community Impact Statement: None submitted.

TIME LIMIT FILE - JUNE 30, 2008

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

### ITEM NO. (5) - ADOPTED

[07-3776](#)

PERSONNEL COMMITTEE REPORT relative to the reappointment of Ms. Francille R. Wilson to the Commission on the Status of Women.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Ms. Francille R. Wilson to the Commission on the Status of Women for the new term ending June 30, 2013 is APPROVED and CONFIRMED. Ms. Wilson resides in Council District 10. (Current Commission gender composition: M=0; F=7)

Community Impact Statement: None submitted.

TIME LIMIT FILE - JUNE 30, 2008

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

**Roll Call #10 - Motion (Reyes - LaBonge) Adopted, Ayes (10); Absent: Alarcon, Huizar, Smith, Weiss and Wesson (5)  
(Item Nos. 6-10)**

**ITEM NO. (6) - ADOPTED**

[06-1471](#)

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the reappointment of Mr. Steve Cochran to the South Valley Area Planning Commission.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Mr. Steve Cochran to the South Valley Area Planning Commission for the new term ending June 30, 2013, is APPROVED and CONFIRMED. Mr. Cochran's current term expires on June 30, 2008, and is a resident of Council District Four. (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 30, 2008

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

**ITEM NO. (7) - ADOPTED**

[07-0109](#)

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the reappointment of Mr. Luis Lopez to the East Los Angeles Area Planning Commission.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Mr. Luis Lopez to the East Los Angeles Area Planning Commission for the new term ending June 30, 2013, is APPROVED and CONFIRMED. Mr. Lopez's current term expires on June 30, 2008, and is a resident of Council District 13. (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 30, 2008

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

**ITEM NO. (8) - ADOPTED**

[07-2780](#)

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the reappointment of Mr. Juan Jose Rodriguez to the North Valley Area Planning Commission.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Mr. Juan Jose Rodriguez to the North Valley Area Planning Commission for the new term ending June 30, 2013, is APPROVED and CONFIRMED. Mr. Rodriguez current term expires on June 30, 2008, and is a resident of Council District Six. (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 30, 2008

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

**ITEM NO. (9) - ADOPTED**

[08-1276](#)

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the reappointment of Ms. Marsha L. Brown to the Board of Building and Safety Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Ms. Marsha L. Brown to the Board of Building and Safety Commissioners for the new term ending June 30, 2013, is APPROVED and CONFIRMED. Ms. Brown's current term expires on June 30, 2008, and is a resident of Council District 10. (Current Commission gender composition: M=2; F=3)

Ethics Commission Review: Pending

Background Check Review: Complete

Community Impact Statement: None submitted.

TIME LIMIT FILE - JUNE 30, 2008

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

**ITEM NO. (10) - ADOPTED**

[08-1277](#)

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the reappointment of Mr. Sean O. Burton to the West Los Angeles Area Planning Commission.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Mr. Sean O. Burton to the West Los Angeles Area Planning Commission for the new term ending June 30, 2013, is APPROVED and CONFIRMED. Mr. Burton's current term expires on June 30, 2008, and is a resident of Council District Five. (Current Commission gender composition: M=2; F=3)

Ethics Commission Review: Pending

Background Check Review: Pending

Community Impact Statement: None submitted.

TIME LIMIT FILE - JUNE 30, 2008

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

**ITEM NO. (11) - ADOPTED**

**Roll Call #11 - Motion (Reyes - Rosendahl) Adopted, Ayes (10); Absent: Alarcon, Huizar, Smith, Weiss and Wesson (5)**

[08-1279](#)

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the reappointment of Mr. Diego Cardoso to the City Planning Commission.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Mr. Diego Cardoso to the City Planning Commission for the new term ending June 30, 2013, is APPROVED and CONFIRMED. Mr. Cardoso's current term expires on June 30, 2008, and is a resident of Council District 11. (Current Commission gender composition: M=5; F=4)

Ethics Commission Review: Pending

Background Check Review: Pending

Community Impact Statement: None submitted.

TIME LIMIT FILE - JUNE 30, 2008

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

**ITEM NO. (12) - CONTINUED TO JUNE 25, 2008**

**Roll Call #1 - Motion (Hahn - Parks) Adopted To Continue, Unanimous Vote (10); Absent: Alarcon, Huizar, LaBonge, Smith and Weiss (5)**

[06-3252](#)

COMMUNICATION FROM THE MAYOR relative to the reappointment of Mr. Michael F. Fleming to the Board of Commissioners of the Los Angeles Convention Center.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Mr. Michael F. Fleming to the Board of Commissioners of the Los Angeles Convention Center for the new term ending June 30, 2013, is APPROVED and CONFIRMED, subject to the review of Mr. Fleming's Statement of Economic Interests by the City Ethics Commission. Mr. Fleming resides in Council District Four. (Current Board gender composition: M=2; F=3)

Ethics Commission Review: Pending

Community Impact Statement: None submitted.

(Trade, Commerce and Tourism Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(For background reports and materials related to this matter, contact the Legislative Assistant for the Trade, Commerce and Tourism Committee at 213-978-1072.)

**ITEM NO. (13) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATION  
- SEE FOLLOWING**

**Roll Call #12 - Motion (Hahn - LaBonge) Adopted, Ayes (10); Absent: Alarcon, Huizar, Smith, Weiss and Wesson (5)**

[08-1249](#)

COMMUNICATION FROM THE MAYOR relative to the reappointment of Ms. Jerilyn Lopez Mendoza to the Board of Harbor Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Ms. Jerilyn Lopez Mendoza to the Board of Harbor Commissioners for the new term ending June 30, 2013, is APPROVED and CONFIRMED, subject to the review of Ms. Mendoza's Statement of Economic Interests by the City Ethics Commission. Ms. Mendoza resides in Council District Four. (Current Board gender composition: M=3; F=2)

Ethics Commission Review: Pending

Community Impact Statement: None submitted.

(Trade, Commerce and Tourism Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(For background reports and materials related to this matter, contact the Legislative Assistant for the Trade, Commerce and Tourism Committee at 213-978-1072.)

**ADOPTED**

**TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT** relative to the reappointment of Ms. Jerilyn Lopez Mendoza to the Board of Harbor Commissioners.

**Recommendation for Council action:**

**RESOLVE** that the Mayor's reappointment of Ms. Jerilyn Lopez Mendoza to the Board of Harbor Commissioners for the new term ending June 30, 2013, is **APPROVED** and **CONFIRMED**, subject to the review of Ms. Mendoza's Statement of Economic Interests by the City Ethics Commission. Ms. Mendoza resides in Council District Four. (Current Board gender composition: M=3; F=2)

**Ethics Commission Review:** Pending

**Community Impact Statement Submitted:** None

**TIME LIMIT FILE - JUNE 30, 2008**

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

**ITEM NO. (14) - CONTINUED TO JUNE 25, 2008**

**Roll Call #1 - Motion (Hahn - Parks) Adopted To Continue, Unanimous Vote (10); Absent: Alarcon, Huizar, LaBonge, Smith and Weiss (5)**

[08-1280](#)

COMMUNICATION FROM THE MAYOR relative to the reappointment of Mr. Fernando Torres-Gil to the Board of Airport Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Mr. Fernando Torres-Gil to the Board of Airport Commissioners for the new term ending June 30, 2013, is APPROVED and CONFIRMED, subject to the review of Mr. Torres-Gil's Statement of Economic Interests by the City Ethics Commission. Mr. Torres-Gil resides in Council District Nine. (Current Board gender composition: M=5; F=2)

**Ethics Commission Review:** Pending

**Community Impact Statement:** None submitted.

(Trade, Commerce and Tourism Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(For background reports and materials related to this matter, contact the Legislative Assistant for the Trade, Commerce and Tourism Committee at 213-978-1072.)



Roll Call #5 - Motion (Cardenas - Greuel) Adopted, Ordinance Over One Week, Ayes (10); Absent: Alarcon, Huizar, LaBonge, Smith and Weiss (5)  
(Item Nos. 15-16)

**ITEM NO. (15) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATION  
- ORDINANCE OVER ONE WEEK OF JUNE 25, 2008**

08-0600-S2

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER, RESOLUTION, and ORDINANCE FIRST CONSIDERATION relative to the 2008 Tax and Revenue Anticipation Notes for Fiscal Year 2008-09.

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

(For background reports and materials related to this matter, contact the Legislative Assistant for the Budget and Finance Committee at 213-978-1075.)

**ADOPTED**

**BUDGET AND FINANCE COMMITTEE REPORT, RESOLUTION and ORDINANCE FIRST CONSIDERATION relative to the 2008 Tax and Revenue Anticipation Notes for Fiscal Year 2008-09.**

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

- 1. ADOPT the accompanying RESOLUTION, and related documents authorizing the sale of the 2008 TRAN, not to exceed \$1 billion.**
- 2. PRESENT and ADOPT the accompanying ORDINANCE creating a 2008 TRAN Proceeds Fund and a Debt Service Fund for the 2008 TRAN issuance and amending the Los Angeles Administrative Code to establish the special funds for TRAN issues and repealing funds related to retired TRAN issues.**
- 3. INSTRUCT the City Clerk to place on the Council Calendar consideration of a resolution awarding bids in an amount not-to-exceed \$1 billion of 2008 TRAN on JULY 8, 2008, to the lowest responsible bidder(s), and actions relating thereto, with said consideration to be rescheduled upon notification by the City Administrative Officer (CAO).**
- 4. AUTHORIZE the CAO to receive and open bids on the published sale date and to award the 2008 TRAN to the bidders with the lowest true interest costs on behalf of the City, if there is no City Council quorum or not meeting in City Hall, as described in the Resolution attached to the Council file.**

**Fiscal Impact Statement:** The CAO reports that proposed 2008 TRAN financing would result in estimated net savings of \$12.6 million to the City's General Fund. The estimated total debt service cost on the estimated \$976.2 million issuance is \$1.0084 billion and will be repaid on June 30, 2009 from collected General Fund revenues and taxes, and interest earnings from the investment of proceeds and revenues and taxes set-aside during the fiscal year. These recommendations are in compliance with the City's Financial Policies.

**Debt Impact Statement:** The CAO reports there is no impact to the City's debt capacity as this transaction represents a short-term borrowing to be repaid within the same fiscal year.

**Community Impact Statement:** None submitted

**ITEM NO. (16) - ADOPTED - ORDINANCE OVER ONE WEEK TO JUNE 25, 2008**

[08-0823](#)

CD 2

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change and appeal of a Yard Variance for property at 7117 West Apperson Street.

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. 08-0823 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 2007-3953-MND] filed on November 9, 2007.
2. ADOPT FINDINGS of the North Valley Area Planning Commission (NVAPC) as modified by the Planning and Land Use Management Committee as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by NVAPC, effecting a zone change from R1-1 to (T)(Q)RD3-1 for property at 7117 West Apperson Street, subject to Conditions of Approval.

Applicant: Lisa C. Jover

APCNV-2007-4034-ZC-YV-SM

(John Perica and Carol Blattochio, Representatives)

4. RESOLVE TO GRANT APPEAL filed Lisa C. Jover (John Perica and Carol Blattochio, Representatives) from part of the decision of the NVAPC in disapproving a Yard Variance and THEREBY APPROVE a Yard Variance to permit four dwelling units in lieu of the maximum three dwelling units otherwise permitted.
5. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.
6. 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.
7. 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 NVAPC reports that there is no General Fund impact, as administrative costs are recovered through fees.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JULY 2, 2008

(LAST DAY FOR COUNCIL ACTION - JULY 2, 2008)

**ITEM NO. (17) - CONTINUED TO JUNE 20, 2008**

**Roll Call #14 - Motion (Cardenas - Greuel) Adopted To Continue, Unanimous Vote (10); Absent: Alarcon, Huizar, Smith, Weiss and Wesson (5)**

[08-1448](#)

CONTINUED CONSIDERATION OF MOTION (HUIZAR - PERRY - GARCETTI) relative to authorizing the Partnership for Los Angeles Schools to use the City Seal on school uniforms for five years (2008-13).

(Information Technology and General Services Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(For background reports and materials related to this matter, contact the Legislative Assistant for the Information Technology and General Services Committee at 213-978-1076.)

(Continued from Council meeting of June 13, 2008)

**ITEM NO. (18) - ADOPTED**

**Roll Call #5 - Motion (Cardenas - Greuel) Adopted, Ayes (10); Absent: Alarcon, Huizar, LaBonge, Smith and Weiss (5)**

[08-0523](#)

CD 5

CATEGORICAL EXEMPTION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an appeal of Tentative Tract No. 67079 CC for property at 725 North Hayworth Avenue.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act (CEQA), pursuant to Article III, Class 1 (10) of the City's CEQA guidelines.
2. ADOPT the FINDINGS of the Planning and Land Use Management Committee as the Findings of the Council.

3. RESOLVE TO GRANT APPEAL filed by 1650 Veteran Ltd. (Ben Manesh, Representative), from the entire decision of the Central Area Planning Commission in sustaining the decision of the Advisory Agency's disapproval of Tentative Tract No. 67079 CC, and THEREBY APPROVE Tentative Tract No. 67079 CC composed of an existing eight unit condominium conversion for property at 725 North Hayworth Avenue, subject to modified Conditions of Approval, as shown in the attachment to the Committee report.

Applicant/Appellant: 1650 Veteran Ltd.

TT 67079 CC-2A

Fiscal Impact Statement: The Central Area Planning Commission reported there is no General Fund impact as administrative costs are recovered through fees.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JUNE 18, 2008

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

#### ITEM NO. (19) - ADOPTED

**Roll Call #17 - Motion (Parks - Reyes) Adopted, Ayes (10); Absent: Alarcon, Huizar, Smith, Weiss and Wesson (5)**

08-0985

CD 8

CATEGORICAL EXEMPTION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to modification of conditions for the operation of the business known as 7 Kings Liquor located at 4051-59 South Leimert Boulevard or the future operation of any liquor store at the same location.

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

1. FIND that this action is categorically exempt from the California Environmental Quality Act (CEQA), pursuant to Article VII, Section 1, Class 21, Category 2 of the City's CEQA Guidelines.
2. ADOPT the FINDINGS of the Zoning Administrator, as modified by the Planning and Land Use Management Committee as the Findings of the Council.
3. RESOLVE TO GRANT IN PART/DENY IN PART APPEAL filed by Mohuddun Chowdhury on behalf of Dallas Market Inc., dba 7 Kings Liquor (Alexander M. Polyachenko, Representative), from the decision of the Zoning Administrator in part, and THEREBY APPROVE Conditions of Approval, as modified by the Zoning Administrator, and as further modified by the Planning and Land Use Management Committee and attached to the Committee report.

Applicant: City of Los Angeles  
Office of Zoning Administration

DIR 2007-5815 (RV)

Fiscal Impact Statement: None submitted by the Office of Zoning Administration. 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. (20) - ADOPTED**

**Roll Call #5 - Motion (Cardenas - Greuel) Adopted, Ayes (10); Absent: Alarcon, Huizar, LaBonge, Smith and Weiss (5)**

[07-2592](#)

ENERGY AND ENVIRONMENT and PERSONNEL COMMITTEES' REPORTS relative to a request for one Senior Management Analyst I position for the Sewer Service Charge Special Investigation Task Force.

A. ENERGY AND ENVIRONMENT COMMITTEE REPORT

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

RESOLVE that Employment Authority for one Senior Management Analyst I within the Bureau of Sanitation (BOS) for the period July 1, 2007 to June 30, 2008, subject to the allocation of the position by the Civil Service Commission, is APPROVED.

Fiscal Impact Statement: The City Administrative Officer reports that there is no General Fund impact as a result of the above recommendation. The cost of the new position is eligible for funding from the Sewer Construction and Maintenance Fund and will be absorbed within the existing appropriation provided to the BOS for 2007-08. The recommendation is consistent with the City's Financial Policies in that ongoing special fund revenues are available and eligible to support this position and will be subject to funding on an annual basis as part of the regular budget process.

Community Impact Statement: None submitted.

B. PERSONNEL COMMITTEE REPORT

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

RESOLVE that Employment Authority for one Senior Management Analyst I within the Bureau of Sanitation (BOS) for the period July 1, 2008 to June 30, 2009, subject to the allocation of the position by the Civil Service Commission, is APPROVED.

Fiscal Impact Statement: The City Administrative Officer reports that there is no General Fund impact as a result of the above recommendation. The cost of the new position is eligible for funding from the Sewer Construction and Maintenance Fund and will be absorbed within the existing appropriation provided to the BOS for 2008-09. The recommendation is consistent with

the City's Financial Policies in that ongoing special fund revenues are available and eligible to support this position and will be subject to funding on an annual basis as part of the regular budget process.

Community Impact Statement: None submitted.

## **Items for Which Public Hearings Have Not Been Held - Items 21-37**

(10 Votes Required for Consideration)

**Roll Call #9 - Motion (LaBonge - Greuel) Adopted, Ayes (10); Absent: Alarcon, Huizar, Smith, Weiss and Wesson (5)  
(Item Nos. 21-22)**

**ITEM NO. (21) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION  
- SEE FOLLOWING**

[06-0315](#)

COMMUNICATION FROM THE MAYOR relative to the reappointment of Ms. Martha P. Swiller to the Commission for Children, Youth and Their Families.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Ms. Martha P. Swiller to the Commission for Children, Youth and Their Families for the new term ending June 30, 2012, is APPROVED and CONFIRMED. Ms. Swiller resides in Council District Five. (Current Commission gender composition: M = 3; F = 12)

Ethics Commission Review: Pending

Community Impact Statement: None submitted.

TIME LIMIT FILE - JUNE 30, 2008

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

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

**ADOPTED**

**MOTION (LABONGE - GREUEL)**

Recommendation for Council action:

**RESOLVE that the Mayor's reappointment of Ms. Martha P. Swiller to the Commission for Children, Youth and Their Families for the new term ending June 30, 2012, is APPROVED and CONFIRMED. Ms. Swiller resides in Council District Five. (Current Commission gender composition: M = 3; F = 12)**

**Ethics Commission Review: Pending**

**Community Impact Statement: None submitted.**

**TIME LIMIT FILE - JUNE 30, 2008**

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

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

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

[07-1997](#)

COMMUNICATION FROM THE MAYOR relative to the reappointment of Mr. Francisco J. Duenas to the Human Relations Commission.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Mr. Francisco J. Duenas to the Human Relations Commission for the new term ending June 30, 2012, is APPROVED and CONFIRMED. Mr. Duenas resides in Council District 13. (Current Commission gender composition: M = 3; F = 8)

**Ethics Commission Review: Pending**

**Community Impact Statement: None submitted.**

**TIME LIMIT FILE - JUNE 30, 2008**

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

**(Education and Neighborhoods Committee waived consideration of the above matter)**

**ADOPTED**

**MOTION (LABONGE - GREUEL)**

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Mr. Francisco J. Duenas to the Human Relations Commission for the new term ending June 30, 2012, is APPROVED and CONFIRMED. Mr. Duenas resides in Council District 13. (Current Commission gender composition: M = 3; F = 8)

**Ethics Commission Review: Pending**

**Community Impact Statement: None submitted.**

**TIME LIMIT FILE - JUNE 30, 2008**

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

**(Education and Neighborhoods Committee waived consideration of the above matter)**

**Roll Call #6 - Motion (Parks - Perry) Adopted, Ayes (10); Absent: Alarcon, Huizar, LaBonge, Smith and Weiss (5)  
(Item Nos. 23-25)**

**ITEM NO. (23) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION - ORDINANCE OVER ONE WEEK TO JUNE 25, 2008**

[08-1507](#)

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance and operation of the annual assessment of the 2008-09 - Los Angeles City Lighting District.

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

1. ADOPT the recommendation of the Director, Bureau of Street Lighting, dated June 6, 2008.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JULY 18, 2008 as the hearing date for the maintenance and operation of the annual assessment of the 2008-09 - Los Angeles City Lighting District.

(Board of Public Works Hearing Date: July 9, 2008)

**ITEM NO. (24) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS - ORDINANCE OVER ONE WEEK TO JUNE 25, 2008**

[08-1529](#)

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance and operation of the annual assessment of the 2008-09 - Proposition 218 Confirmed Street Lighting Assessment District.

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

1. ADOPT the recommendation of the Director, Bureau of Street Lighting, dated June 6, 2008.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JULY 18, 2008 as the hearing date for the maintenance and operation of the annual assessment of the 2008-09 - Proposition 218 Confirmed Street Lighting Assessment District.

(Board of Public Works Hearing Date: July 9, 2008)



**ITEM NO. (25) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS  
- ORDINANCE OVER ONE WEEK TO JUNE 25, 2008**

[08-1530](#)

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance and operation of the annual assessment of the 2008-09 - 1996-97 Z Series Street Lighting Assessment District.

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

1. ADOPT the recommendation of the Director, Bureau of Street Lighting, dated June 6, 2008.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JULY 18, 2008 as the hearing date for the maintenance and operation of the annual assessment of the 2008-09 - 1996-97 Z Series Street Lighting Assessment District.

(Board of Public Works Hearing Date: July 9, 2008)

**Roll Call #8 - Motion (Perry - Reyes) Adopted, Ayes (10); Absent: Alarcon, Huizar, Smith, Weiss and Wesson (5)  
(Item Nos. 26a-e)**

**ITEM NO. (26) - ADOPTED**

[08-0005-S362](#)

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 10, 2008:

[08-0005-S362](#)

CD 9

- a. Property at 5912 South Bonsallo Avenue (Case No. 4987).  
Assessor I.D. No. 6004-031-026

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

[08-0005-S363](#)

CD 9

- b. Property at 211 1/2 West Vernon Avenue (Case No. 124584).  
Assessor I.D. No. 5111-010-018

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 26, 2007)

[08-0005-S364](#)

CD 9

- c. Property at 207 West 62nd Street (Case No. 166557).  
Assessor I.D. No. 6005-018-029

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

[08-0005-S365](#)

CD 13

- d. Property at 1738 West Clinton Street (Case No. 149831).  
Assessor I.D. No. 5404-010-011

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

[08-0005-S366](#)

CD 8

- e. Property at 9230 South Figueroa Street (Case No. 26820).  
Assessor I.D. No. 6039-004-006

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on September 5, 2006)

**ITEM NO. (27) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION  
- SEE FOLLOWING**

**Roll Call #15 - Motion (Zine - Parks) Adopted, Ayes (10); Absent: Alarcon, Huizar, Smith, Weiss  
and Wesson (5)**

[08-0744](#)

COMMUNICATION FROM THE EXECUTIVE EMPLOYEE RELATIONS COMMITTEE (EERC)  
relative to salary correction for permanent General Manager, Emergency Management Department.

Recommendation for Council action:

RESOLVE to approve the corrected salary rate of pay for the position of permanent General Manager, Emergency Management Department, as recommended by the Mayor and approved by the EERC on June 10, 2008. The effective date of the permanent appointment was April 30, 2008.

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

**ADOPTED**

**MOTION (ZINE - PARKS)**

**RESOLVE to approve the corrected salary rate of pay for the position of permanent General Manager, Emergency Management Department, as recommended by the Mayor and approved by the EERC on June 10, 2008. The effective date of the permanent appointment was April 30, 2008.**

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

**ITEM NO. (28) - PUBLIC HEARING CLOSED - SUBSTITUTE MOTION ADOPTED IN LIEU OF ORIGINAL  
- SEE FOLLOWING**

**Roll Call #6 - Motion (Cardenas - Greuel) Adopted, Ayes (10); Absent: Alarcon, Huizar, Smith, Weiss and Wesson (5)**

[07-1959](#)

COMMUNICATION FROM CHAIR, AD HOC COMMITTEE ON GANG VIOLENCE AND YOUTH DEVELOPMENT relative to close-out contracts with current Los Angeles Bridges (LAB) I and II providers for the period of July 1, 2008 through December 31, 2008.

Recommendations for Council action, as initiated by Motion (Cardenas - Perry - Garcetti), SUBJECT TO THE APPROVAL OF THE MAYOR:

1. AUTHORIZE the Mayor to negotiate and execute contracts and/or amendments to existing LAB Program agreements including the California State University, Los Angeles Auxiliary Services and School Safe Passages Program, with the contractors listed in Attachment A, as attached to the Committee report, and according to the Proforma Agreement (Attachment B), as attached to the Committee report, for the period July 1, 2008 through December 31, 2008, subject to the approval of the City Attorney as to form and legality in compliance with the City's contracting requirements.
2. AUTHORIZE the Mayor to develop a service plan for the \$600,000 in additional intervention funding (Council file No. 07-0600-S90), negotiate related individual scope of services and expenditure plans, and modify contract allocation with LAB intervention services providers identified in Attachment A, as attached to the Committee report.
3. AUTHORIZE the Mayor to prepare Controller instructions and/or make any technical adjustments that may be necessary and are consistent with this action subject to the approval of the City Administrative Officer (CAO); and, AUTHORIZE the Controller to implement the instructions.
4. INSTRUCT the Community Development Department (CDD), with the assistance of the CAO, to review the 2007-08 LAB Program, upon receipt of final invoices and report to Council on or before September 15, 2008 any General Fund savings that may be used to reimburse the Mayor's Office Contractual Services Account No. 3040 for the following programs:
  - a. LAB High School Safe Passages (Safe Passages) Program at four high school sites currently included in the Program.
  - b. California State University at Los Angeles Auxiliary Services to continue the gang intervention worker training and certification academy.
5. INSTRUCT the CDD to amend the appropriate Consolidated Plan, as needed, to reflect the transfer of the LAB Program to the Mayor's Office of Gang Reduction and Youth Development consistent with City Council actions relative to the consolidation of gang prevention and intervention programming (Council file No. 08-0600).

6. INSTRUCT the City Clerk to place on the Council Calendar for **JULY 1, 2008** or as soon thereafter the following, SUBJECT TO THE APPROVAL OF THE MAYOR:

a. AUTHORIZE the Controller to:

- 1) Establish a new interest-bearing Fund XXX titled "Gang Reduction and Youth Development" to be administered by the Mayor's Office, Department 46 with this fund to be used to track receipts and disbursements related to Community Development Block Grant funds from the CDD.
- 2) Establish new accounts and appropriate \$874,879 within the Mayor's Office newly established Fund No. XXX "Gang Reduction and Your Development" as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
E200	Public Service - Gang Reduction	\$809,787
E300	CBDO - Gang Reduction	\$65,092

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

Community Impact Statement: None submitted.

## **SUBSTITUTE MOTION ADOPTED**

### **MOTION (CARDENAS -HAHN)**

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

1. **AUTHORIZE the Mayor, or designee, to:**

- a. **Negotiate and execute contracts and/or amendments to existing L.A. Bridges(LAB) Program agreements including the California State University, Los Angeles Auxiliary Services and School Safe Passages Program, with the contractors listed and for the amounts not to exceed those shown on Attachment A (submitted in Committee and attached to Council file No. 07-1959) and according to the attached Pro Forma Agreement (Attached to Council file No. 07-1959), for the period July 1, 2008 through December 31, 2008, subject to the approval of the City Attorney as to form and legality in compliance with the City's contracting requirements.**
- b. **Development a service plan for the \$600,000 in additional intervention funding (Council file No. 07-0600-S90), negotiate related individual scope of services and expenditure plans and modify contract allocation with Bridges intervention services providers identified on Attachment A.**
- c. **Prepare Controller instructions and/or make any technical adjustments that may be necessary and are consistent with this action subject to the approval of the City Administrative Officer (CAO) and authorize the Controller to implement these instructions;**

2. **INSTRUCT** the Community Development Department (CDD) with assistance from the CAO to review the 2007-08 L.A. Bridges program, upon receipt of final invoices and report to Council no later than September with any General Fund savings that may be used to reimburse the Mayor's Office Contractual Services Account 3040 for the following programs:
  - a. Los Angeles Bridges High School Safe Passages (Safe Passages) program at four high school sites currently include in the Program.
  - b. California State University at Los Angeles Auxiliary Services to continue the gang intervention worker training and certification academy.
  
3. **INSTRUCT** the CDD to amend the appropriate Consolidated Plan, as needed, to reflect the transfer of the program to the Mayor's Office of Gang Reduction and Youth Development consistent with Council actions relative to the consolidation of gang prevention and intervention programming (Council file No. 08-0600).
  
4. **AUTHORIZE** the Controller. to:
  - a. Establish a new interest bearing Fund XXX titled Gang Reduction & Youth Development to administered by the Mayor's Office, Department 46. This fund shall be used to track receipts and disbursements related to Community Development Block Grant funds from the CDD.
  - b. Establish new accounts and appropriate \$874,879 within the Mayor's Office newly established Fund No. XXX Gang Reduction & Youth Development as follows:
 

<u>Account</u>	<u>Title</u>	<u>Amount</u>
E200	Public Service - Gang Reduction	\$809,797
E300	CBDO - Gang Reduction	<u>65,092</u>
	Total	\$874,879
  - c. Expend fund upon proper demand of the Mayor, or designee.
  
5. **REQUEST** the City Clerk to place on the Council calendar for JULY 1, 2008 or as soon as possible and/or feasible thereafter, **SUBJECT TO THE APPROVAL OF THE MAYOR**:
  - a. **AUTHORIZE** the Controller to re-appropriate \$600,000 from the 2007-08 Unappropriated Balance, Youth development Strategy to the 2008-09 Mayor's Fund 100/46, Contractual Services Account 3040, for the purpose of expanding gang intervention services provided by existing Citywide Los Angeles Bridges II (LAB II) contractors during the summer months, between July 1, 2008 and September 30, 2008.
  - b. **AUTHORIZE** the Mayor to include increased funding in the amount of \$600,000 and to expand the scope of work for LAB II gang intervention contracts between July 1, 2008 and September 30, 2008.

- c. **AMEND the 2008-09 Fiscal Year Budget to allocate \$600,000 from new General Fund revenue recovered through the collection of previously uncollected fees for additional capacity trash bins to the Unappropriated Balance, Youth Development Strategy, or such other line item for the City's Gang Reduction and Youth Development Strategy, as a repayment for 2007-08 funds appropriated for increased gang intervention services in 2008-09.**
  - d. **Expend funds upon proper demand of the Mayor, or designee.**
6. **AUTHORIZE the CDD and/or Mayor's Office to prepare Controller instructions and/or make any technical adjustments that may be necessary and are consistent with this action subject to the approval of the CAO and AUTHORIZE the Controller to implement these instructions.**

**ITEM NO. (29) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS  
- FORTHWITH**

**Roll Call #13 - Motion (Rosendahl - Reyes) Adopted, Ayes (10); Absent: Alarcon, Huizar, Smith, Weiss and Wesson (5)**

[08-1082](#)  
CD 11

MITIGATED NEGATIVE DECLARATION and COMMUNICATION FROM CHAIR, PLANNING AND LAND USE MANAGEMENT COMMITTEE relative to Venice Coastal Zone Specific Plan Exception, Project Permit Compliance, and Mello Act Compliance appeal for the property at 543 Grand Boulevard.

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. 08-1082 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 2007-2490-MND] filed on July 27, 2007.
2. ADOPT the FINDINGS of the West Los Angeles Area Planning Commission (WLAAPC) as the Findings of the Council.
3. RESOLVE TO DENY APPEAL filed by Geoff Harding from the entire determination of the WLAAPC, and THEREBY APPROVE: (a) a Specific Plan Exception to permit three dwelling units in lieu of two dwelling units and zero parking spaces in lieu of five parking spaces as required by the Venice Coastal Zone Specific Plan; (b) a Project Permit Compliance with the Venice Coastal Zone Specific Plan; and, (c) a Mello Act Compliance review for projects in the Coastal Zone, subject to Conditions of Approval.

Applicant: Sean Gorman      APCW-2007-2489-SPE-SPP-MEL-1A

4. 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.
5. 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: None submitted by the Planning Department. 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 - JULY 9, 2008

(LAST DAY FOR COUNCIL ACTION - JULY 9, 2008)

**ITEM NO. (30) - CONTINUED TO JULY 16, 2008**

**Roll Call #2 - Motion (Wesson - Perry) Adopted To Continue, Unanimous Vote (10); Absent: Alarcon, Huizar, LaBonge, Smith and Weiss (5)**

[06-0131](#)

CD 10

COMMUNICATION FROM THE COMMUNITY REDEVELOPMENT AGENCY (CRA) and RESOLUTION relative to the use of funds for publicly-owned improvements and authorization to execute an amendment to an Owner Participation Agreement (OPA) with CIM/PICO, LP (Developer), to provide up to an additional \$9,322,000 for the Midtown Crossing Project.

Recommendations for Council action:

1. ADOPT the accompanying RESOLUTION making findings regarding the expenditure of:
  - a. Funds up to \$3,900,000 from the Wilshire Center/Koreatown Recovery Redevelopment Project Area.
  - b. Funds up to \$1,400,000 from the Mid-City Recovery Redevelopment Project Area for certain publicly-owned improvements associated with the Midtown Crossing Project.
2. AUTHORIZE the Chief Executive Officer, CRA, or designee, to:
  - a. Execute a First Amendment to the OPA with the Developer for the Midtown Crossing Project, subject to the review of the City Attorney as to form and legality, which provides the following additional assistance to the Developer:
    - 1) A lump sum payment of up to \$3,900,000 for public improvement costs.

- 2) A promissory note with a principal amount of up to \$5,422,000 for public improvement costs and construction costs relating to foundation pilings ("Second Note").
- b. Execute the Second Note, subject to the review of the City Attorney as to form and legality.
- c. Amend the Fiscal Year (FY) 2008 Wilshire Center/Koreatown Budget and Work Program to transfer \$3,900,000 from budgeted line item "Development Opportunities" to the FY 2008 Mid-City Budget and Work Program, budgeted line item "Public Improvements."

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

Community Impact Statement: None submitted.

(Housing, Community and Economic Development Committee waived consideration of the above matter)

**ITEM NO. (31) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION  
- SEE FOLLOWING**

**Roll Call #6 - Motion (Parks - Perry) Adopted, Ayes (10); Absent: Alarcon, Huizar, LaBonge, Smith, Weiss (5)**

[08-1438](#)

COMMUNICATION FROM THE GENERAL MANAGER AND CHIEF EXECUTIVE OFFICER, LOS ANGELES CONVENTION CENTER (LACC) relative to amending its contract with OneSource Building Services, Inc., for custodial services in public areas.

Recommendation for Council action:

AUTHORIZE the General Manager, LACC, to execute an amendment to the contract with OneSource Building Services, Inc., (No. C-107638) on an as-needed, month-to-month basis not to exceed September 30, 2008, to increase the maximum contract amount by \$200,000 to \$4 million for custodial services in public areas, and to increase the hourly rate for service from \$17.48 to \$19.38.

Fiscal Impact Statement: The LACC reports that this action has no impact on the General Fund. Funding for this contract is in the Department's Fiscal Year 2007-08 Budget Appropriation, Account No. 3040, Line 5.

Community Impact Statement: None submitted.

(Trade, Commerce and Tourism Committee waived consideration of the above matter)



**ADOPTED**

**MOTION (PARKS - PERRY)**

**Recommendation for Council action:**

**AUTHORIZE the General Manager, LACC, to execute an amendment to the contract with OneSource Building Services, Inc., (No. C-107638) on an as-needed, month-to-month basis not to exceed September 30, 2008, to increase the maximum contract amount by \$200,000 to \$4 million for custodial services in public areas, and to increase the hourly rate for service from \$17.48 to \$19.38.**

**Fiscal Impact Statement: The LACC reports that this action has no impact on the General Fund. Funding for this contract is in the Department's Fiscal Year 2007-08 Budget Appropriation, Account No. 3040, Line 5.**

**Community Impact Statement: None submitted.**

**(Trade, Commerce and Tourism Committee waived consideration of the above matter)**

**Roll Call #20 - Motion (Zine - Reyes), Adopted, Ayes (10); Absent: Alarcon, Huizar, Smith, Weiss and Wesson (5)  
(Item Nos. 32-33)**

**ITEM NO. (32) - ADOPTED- FORTHWITH**

**[08-1024-S1](#)**

**CONSIDERATION OF MOTION (WESSON - REYES) relative to the Los Angeles Housing Department's (LAHD) use of outside contractors for various technical services.**

**Recommendation for Council action:**

**AUTHORIZE the General Manager, LAHD, or designee, to:**

- a. **Execute one-year second contract amendments for the term of April 1, 2008, to March 31, 2009, with the contractors listed on Attachment A, for a total term of 36 months, subject to the review of the City Attorney as to form and legality.**
- b. **Make any technical adjustments to implement these instructions, subject to the approval of the City Administrative Officer.**

**(Housing, Community and Economic Development Committee waived consideration of the above matter)**

**ITEM NO. (33) - ADOPTED - FORTHWITH**

[08-1514](#)

CONSIDERATION OF MOTION (WESSON - SMITH) and RESOLUTION relative to authorizing the Los Angeles Housing Department (LAHD) to apply for three grants which could yield up to \$8.5 million in new funding.

Recommendations for Council action:

1. ADOPT the accompanying RESOLUTION authorizing:
  - a. The submittal of an application to the State Department of Housing and Community Development (HCD) for funding under the CalHome Program.
  - b. The execution of a standard agreement if selected for funding, any amendments thereto, and any related documents necessary to participate in the CalHome Program.
2. AUTHORIZE the General Manager, LAHD, or designee, to:
  - a. Submit an application to the State Department of HCD CalHome Program for first-time homebuyer assistance.
  - b. Submit two applications to the United States Department of Housing and Urban Development (HUD) for Lead Hazard Grant Programs.
  - c. Enter into negotiations with HUD should the LAHD be successful in its applications, in order to finalize the budgets and proposed accomplishments for the grant agreements.
3. INSTRUCT the LAHD to present the grant agreement(s) for Mayor and Council approval should one or more be awarded to the City.

(Housing, Community and Economic Development Committee waived consideration of the above matter)

**Roll Call #7 - Motion (Reyes - Garcetti) Adopted, , Ayes (10); Absent: Alarcon, Huizar, LaBonge, Smith, Weiss and Wesson (5)**

**ITEM NO. (34) - ADOPTED, EXCEPT 34e**

[07-2270](#)

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 in the Council motions attached to the various listed Council files, including the waiver of fees, costs and requirements and other related issues, as specified:

[07-2270](#)

CD 4

- a. MOTION (LABONGE - GREUEL) relative to declaring the Hollywood dell Summer BBQ on July 13, 2008 a Special Event (fees and costs absorbed by the City = \$1,081.26).

[07-2924](#)

CD 4

- b. MOTION (LABONGE - GREUEL) relative to declaring the Second Annual NoHo Scene on October 5, 2008 a Special Event (fees and costs absorbed by the City = \$5,222).

[07-1663-S1](#)

CD 13

- c. MOTION (GARCETTI - LABONGE) relative to declaring the BET Post Party on June 24, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[08-1535](#)

CD 13

- d. MOTION (GARCETTI - LABONGE) relative to declaring the Daytime Emmy Arrivals 2008 on June 20, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

#### **SUBSTITUTE MOTION ADOPTED IN LIEU OF ORIGINAL MOTION**

[07-1451](#)

CD 13

- e. MOTION (GARCETTI - ~~LABONGE~~ **REYES**) relative to declaring the Silver Lake Farmers' Market every Saturday beginning June 28, 2008 to June 27, 2009 a Special Event (fees and costs absorbed by the City = \$74,360).

[06-1948](#)

CD 12

- f. MOTION (SMITH - ROSENDAHL) relative to declaring the Eighth Annual Granada Hills Street Faire on October 4, 2008 a Special Event (fees and costs absorbed by the City = \$6,068).

[08-1536](#)

CD 8

- g. MOTION (PARKS - PERRY) relative to declaring the Safe Kids Buckle Up event on June 12, 2008 a Special Event (fees and costs absorbed by the City = \$2,000).

[08-1537](#)

CD 5

- h. MOTION (WESSON for WEISS - ROSENDAHL) relative to declaring the Torah Procession on June 15, 2008 a Special Event (fees and costs absorbed by the City = \$2,510).

[08-1538](#)

CD 11

- i. MOTION (ROSENDAHL - GARCETTI) relative to declaring the Agnew Avenue Block Party on July 4, 2008 a Special Event (fees and costs absorbed by the City = \$3,700).

[07-1924](#)

CD 11

- j. MOTION (ROSENDAHL - GARCETTI) relative to declaring the Second Annual 85th Street Block Party on August 16, 2008 a Special Event (fees and costs absorbed by the City = \$2,267).

[08-1539](#)

CD 11

- k. MOTION (ROSENDAHL - GARCETTI) relative to declaring the Keeshen Drive Block Party on August 9, 2008 a Special Event (fees and costs absorbed by the City = \$2,597).

[08-1540](#)

CD 9

- l. MOTION (PERRY - GARCETTI) relative to declaring the Savor the Season event on September 21, 2008 a Special Event (fees and costs absorbed by the City = \$500).

[07-1263-S1](#)

CD 9

- m. MOTION (PERRY - PARKS) relative to declaring the L.A. Works Day on June 27, 2008 a Special Event (fees and costs absorbed by the City = \$5,460).

[06-2149](#)

CD 9

- n. MOTION (PERRY - GARCETTI) relative to declaring the Stair Climb to the Top event on September 26, 2008 a Special Event (fees and costs absorbed by the City = \$25,350).

**ITEM NO. (35) - CONTINUED TO JUNE 20, 2008**

**Roll Call #21 - Motion (Garcetti - Reyes) Adopted To Continue, Unanimous Vote (10); Absent: Alarcon, Huizar, LaBonge, Smith and Weiss (5)**

[08-0010-S30](#)

MOTION (GARCETTI - ALARCON) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Alex Aldana on June 6, 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 Alex Aldana on June 6, 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.

**Roll Call #6 - Motion (Parks - Perry) Adopted, Ayes (10); Absent: Alarcon, Huizar, LaBonge, Smith and Weiss (5)  
(Item Nos. 36-37)**

**ITEM NO. (36) - ADOPTED**

[08-1541](#)

MOTION (PERRY - PARKS) relative to funding for the Council District Nine American Cancer Society Kick Off event.

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

APPROPRIATE \$167.64 from the Unappropriated Balance Fund No. 100/58 to the General Services Fund No. 100/40, Account No. 1090 (salaries - Overtime) for services in connection with the June 21, 2008 Council District Nine American Cancer Society Kick Off event in the City Hall Forecourt. Said funds to be reimbursed to the General Fund by the American Cancer Society.

**ITEM NO. (37) - ADOPTED**

[08-1001](#)

CD 9

MOTION (PERRY - PARKS) relative to the Phillips Temple C.M.E. Church Summer Carnival and Block Party.

Recommendations for Council action:

1. AMEND Council action of April 29, 2008 relative to the Phillips Temple C.M.E. Church Summer Carnival and Block Party to do the following:
  - a. Extend the street closure time to be from 9:00 am to 10:00 pm.
  - b. Substitute the following street closures, subject the Bureau of Street Services:  
  
43rd Street between Wadsworth Avenue and Central Avenue  
Wadsworth Avenue between 42nd Place to 43rd Place
2. AUTHORIZE the Chief Legislative Analyst, or designee, to make any technical corrections or clarifications as may be necessary to implement the intent of the Motion.

**Items Called Special**

**Motions for Posting and Referral**

**Councilmembers' Requests for Excuse from Attendance at Council Meetings**

## Closed Sessions - Items 38-43

### ITEM NO. (38) - CONTINUED TO JUNE 25, 2008

**Roll Call #18 - Motion (Reyes - Garcetti) Adopted To Continue, Unanimous Vote (10); Absent: Alarcon, Huizar, Smith, Weiss and Wesson (5)**

#### [06-0361-S2](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to the cases entitled Lincoln Place Tenants Association et al., v. City of Los Angeles, et al., 155 Cal.App.4th 425 (2007); Aimco Venezia, LLC v. The City of Los Angeles, United States District Court (USDC) Case No. CV08-01988 RGK (CTx); Sasson, et al., v. Aimco Venezia, LLC, et al., USDC Case No. CV07-07859 RGK PLAx. (These matters involve the Lincoln Place Apartments in the Venice neighborhood of the City of Los Angeles.)

(Budget and Finance Committee considered the above matter in Closed Session on June 9, 2008; Planning and Land Use Management Committee waived consideration of the above matter.)

**Roll Call #3 - Motion (Greuel - Parks) Adopted To Continue, Unanimous Vote (10); Absent: Alarcon, Huizar, LaBonge, Smith and Weiss (5)  
(Item Nos. 39-40)**

### ITEM NO. (39) - CONTINUED TO JUNE 25, 2008

#### [08-1181](#)

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 City of Los Angeles v. Chou, Los Angeles Superior Court Case No. BC370712. (This is an eminent domain matter concerning 249 South Los Angeles Street and 256 South Main Street in Council District Nine.)

(Budget and Finance Committee considered the above matter in Closed Session on June 9, 2008.)

### ITEM NO. (40) - CONTINUED TO JUNE 25, 2008

#### [08-1203](#)

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 City of Los Angeles v. Rosen, Los Angeles Superior Court Case No. BC370711. (This is an eminent domain matter concerning tenants at 230 to 250 South Main Street in Council District Nine.)

(Budget and Finance Committee considered the above matter in Closed Session on June 9, 2008.)

**ITEM NO. (41) - ADOPTED - TO THE MAYOR FORTHWITH - SEE FOLLOWING**

**Roll Call #19 - Motion (Parks - Greuel) Adopted, Ayes (10); Absent: Alarcon, Huizar, Smith, Weiss and Wesson (5)**

[08-1025](#)

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 Cornell Frederick v. City of Los Angeles, et al., Los Angeles Superior Court Case No. BC360726. (This case arises from plaintiff's claims of failure to accommodate.)

(Budget and Finance Committee considered the above matter in Closed Session on June 9, 2008.)

**ADOPTED**

**MOTION (PARKS - GREUEL)**

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

- 1. AUTHORIZE the City Attorney to expend \$118,750 in settlement of the case entitled Cornell Frederick v. City of Los Angeles, et al., Los Angeles Superior Court Case No. BC360726 from the City Attorney Fund No. 100/59, Account No. 9770.**
- 2. AUTHORIZE the City Attorney to draw a demand thereon in said amount payable to the Law Office of Michael Baltaxe.**
- 3. AUTHORIZE the City Attorney, or designee, to prepare Controller instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer, and AUTHORIZE the Controller to implement the instructions.**

**This matter was approved by the Budget and Finance Committee (Parks-Greuel-Huizar-Rosendahl-Smith "yes"), at its meeting of June 9, 2008, in Closed Session as permitted by Government Code Section 54956.9(a).**

**ITEM NO. (42) - CONTINUED TO JUNE 25, 2008**

**Roll Call #22 - Motion (Greuel - Parks) Adopted To Continue, Unanimous Vote (10); Absent: Alarcon, Huizar, LaBonge, Smith and Weiss (5)**

[08-1228](#)

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 Steiny and Company, Inc., v. City of Los Angeles, Los Angeles Superior Court Case No. BC374197. (This case arises out of a construction contract for the public works project entitled the Automated Traffic Surveillance and Control [ATSAC] System, San Diego Freeway Corridor Phase I.)

(Budget and Finance Committee considered the above matter in Closed Session on June 9, 2008.)

**ITEM NO. (43) - ADOPTED - TO THE MAYOR FORTHWITH - SEE FOLLOWING**

**Roll Call #19 - Motion (Parks - Greuel) Adopted, Ayes (10); Absent: Alarcon, Huizar, Smith, Weiss and Wesson (5)**

[08-1358](#)

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 Antelmo Cruz Nunez v. City of Los Angeles, et al., Los Angeles Superior Court Case No. BC373015. (This case arises from a traffic accident involving the Los Angeles Police Department which occurred on November 16, 2005.)

(Budget and Finance Committee considered the above matter in Closed Session on June 9, 2008.)

**ADOPTED**

**MOTION (PARKS - GREUEL)**

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

- 1. AUTHORIZE the City Attorney to expend \$162,500 in settlement of the case entitled Antelmo Cruz Nunez v. City of Los Angeles, et al., Los Angeles Superior Court Case No. BC373015, from the City Attorney Fund No. 100/59, Account No. 9770.**
- 2. AUTHORIZE the City Attorney to draw a demand thereon in said amount payable to the Law Offices of Phillips & Robinson, LLP.**
- 3. AUTHORIZE the City Attorney, or designee, to prepare Controller instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer, and AUTHORIZE the Controller to implement the instructions.**

This matter was approved by the Budget and Finance Committee (Parks-Greuel-Huizar-Rosendahl-Smith "yes"), at its meeting of June 9, 2008, in Closed Session as permitted by Government Code Section 54956.9(a).

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

[07-1663-S2](#)

CD 9

MOTION (PERRY - REYES) relative to declaring the Pre-Party to the BET Awards on June 23, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[08-1608](#)

CD 1

MOTION (REYES - PERRY) relative to declaring the Annual Community Health Fair on June 28, 2008 a Special Event (fees and costs absorbed by the City = \$1,000).



[08-1609](#)

CD 1

MOTION (REYES - PERRY) relative to declaring the Lincoln Park Fireworks Show on June 29, 2008 a Special Event (fees and costs absorbed by the City = \$2,000).

[08-1610](#)

CD 9

MOTION (PERRY - REYES) relative to declaring the National Night Out on August 5, 2008 a Special Event (fees and costs absorbed by the City = \$807).

[08-1607](#)

CD 9

MOTION (PERRY - PARKS) relative to declaring the LA Inc/NBTA Event on July 27, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[08-1606](#)

CD 8

MOTION (PARKS - PERRY) relative to declaring the Grand Opening of Vieux Carre' Restaurant on June 22, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[07-2177](#)

CD 11

MOTION (ROSENDAHL - PERRY) relative to declaring the Woodbine Street Block Party on August 9, 2008 a Special Event (fees and costs absorbed by the City = \$1,274).

[08-1614](#)

CD 15

MOTION (HAHN - LABONGE) relative to declaring the Harbor Area Foot Pursuit 5K/10K Run on June 22, 2008 a Special Event (fees and costs absorbed by the City = \$5,226).

[06-1130](#)

CD 15

MOTION (HAHN - LABONGE) relative to declaring the 2008 Independence Day Celebration at Cabrillo Beach on July 4, 2008 a Special Event (fees and costs absorbed by the City = \$5,880).

[08-1615](#)

CD 15

MOTION (HAHN - LABONGE) relative to declaring the Red Breed Block Party on June 28, 2008 a Special Event (fees and costs absorbed by the City = \$1,226).

[08-1616](#)

CD 14

MOTION (CARDENAS for HUIZAR - GARCETTI) relative to declaring the CRA Eastside Office Open House on June 30, 2008 a Special Event (fees and costs absorbed by the City = \$1,642).

[08-0010-S31](#)

MOTION (PERRY - REYES) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the deaths of Brenda Aguilera and Jonathan Plascencia on April 27, 2008.

[07-0461](#)

MOTION (PARKS - ZINE) relative to follow-up inspection of compliance to Ordinance No. 178996, which requires firearm dealers to post a warning at their place of business of the dangers of possessing a firearm in the home.

[07-1211](#)

MOTION (ROSENDAHL - PERRY) relative to amending Council action in connection with the Coastal Transportation Corridor Specific Plan and proposed Livable Boulevard comprehensive corridor plans.

[07-3723-S1](#)

MOTION (LABONGE - REYES - GARCETTI) and RESOLUTION relative to a grant application for the Sunnynook River Park Project.

## **COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:**

[08-0789](#) - Fontayne Holmes

(Garcetti)

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

**Whereupon the Council did adjourn.**

ATTEST: Karen E. Kalfayan, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL