

Los Angeles City Council, **Journal/Council Proceedings**
Wednesday **June 25, 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, Huizar, Parks, Rosendahl, Wesson, Zine and President Garcetti (10); Absent: LaBonge, Perry, Reyes, Smith and Weiss (5).

ALL ITEMS FORTHWITH

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
JUNE 20, 2008

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - NONE

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

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

Items Noticed for Public Hearing - Items 1-2

ITEM NO. (1) - CONTINUE PUBLIC HEARING AND PRESENT ORDINANCE ON JULY 16, 2008

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

[08-0768](#)
CD 11

HEARING PROTESTS against the proposed improvement and maintenance of the Kiowa Avenue and San Vicente Boulevard (Reballot) Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Kiowa Avenue and San Vicente Boulevard (Reballot) Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on April 23, 2008 - Continue hearing and present Ordinance on JULY 16, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (2) - PUBLIC HEARING CLOSED - MOTION ADOPTED TO DENY APPLICATION
- SEE FOLLOWING**

Roll Call #14 - Motion (Garcetti - Rosendahl) Adopted To Deny Application, Ayes (11); Absent: LaBonge, Perry, Reyes and Smith (4)

[08-0950](#)

CD 13

CONTINUED CONSIDERATION OF HEARING COMMENTS relative to the application for determination of "Public Convenience or Necessity" for alcohol sales for off-site consumption at Casa Liquor & Café.

Recommendations for Council action:

1. DETERMINE that the "Public Convenience or Necessity" WILL NOT BE SERVED by the proposed sale of alcohol for off-site consumption at Casa Liquor & Café located at 1610 North Gower, Hollywood, 90028, inasmuch as the site is located in a high crime reporting district and in a census tract with an undue concentration of alcoholic beverage sales licenses.
2. DENY the application for determination of "Public Convenience or Necessity" for the sale of alcoholic beverages at 1610 North Gower based upon the above finding and the negative influence associated with the sale of alcohol in the concerned community.
3. INSTRUCT the City Clerk to transmit this determination to the State Department of Alcoholic Beverage Control as the required findings under Business and Professions Code Section 23958.4.

Application filed by: Casa Liquor & Café, Inc. - Roey Urman
(Egerman & Brown, LLP, representative)

(Continued from Council meeting of May 21, 2008)

ADOPTED

MOTION (GARCETTI - ROSENDAHL)

Recommendation for Council action:

1. DETERMINE that the "Public Convenience or Necessity" WILL NOT BE SERVED by the sale of alcohol for off-site consumption at Casa Liquor & Cafe located at 1610 North Gower, Hollywood, 90028, inasmuch as the site is located in a high crime reporting district and in a census tract with an undue concentration of alcoholic beverage sales licenses.
2. DENY the application for determination of "Public Convenience or Necessity" for the sale of alcoholic beverages at 1610 North Gower, based upon the above findings and the negative influence associated with the sale of alcohol in the concerned community.

3. **INSTRUCT the City Clerk to transmit this determination to the State Department of Alcoholic Beverage Control as the required findings under Business and Professions Code Section 23958.4.**

**Application filed by: Casa Liquor & Cafe, Inc. - Roey Urman
(Egerman & Brown, LLP, Representative)**

Items for Which Public Hearings Have Been Held - Items 3-27

ITEM NO. (3) - ADOPTED

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

[08-1437](#)

AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE REPORT relative to the reappointment of Mr. Michael Sirota to the Quality and Productivity Commission.

Recommendation for Council action:

RESOLVE that the Council President's reappointment of Mr. Michael Sirota to the Quality and Productivity Commission for the new term ending July 1, 2012, is APPROVED and CONFIRMED. Mr. Sirota resides in Council District Three. (Current Board gender composition: M=7; F=7)

Community Impact Statement: None submitted.

TIME LIMIT FILE - JULY 18, 2008

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

ITEM NO. (4) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATION

Roll Call #6 - Motion (Cardenas - Rosendahl) Adopted, Ayes (10); Absent: LaBonge, Perry, Reyes, Smith and Weiss (5)

[08-1251](#)

COMMUNICATION FROM THE MAYOR relative to the reappointment of Ms. Maria Armoudian to the Environmental Affairs Commission.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Ms. Maria Armoudian to the Environmental Affairs Commission for the new term ending June 30, 2013, is APPROVED and CONFIRMED, subject to the review of Ms. Armoudian's Statement of Economic Interests by the City Ethics Commission. Ms. Armoudian resides in Council District 12. (Current Commission gender composition: F=5)

Ethics Commission Review: Pending

Community Impact Statement: None submitted.

TIME LIMIT FILE - JUNE 30, 2008

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

(Energy and Environment 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, please contact the Legislative Assistant for the Energy and Environment Committee at 213-978-1078.)

ADOPTED

ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to the reappointment of Ms. Maria Armoudian to the Environmental Affairs Commission (EAC).

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Ms. Maria Armoudian to the EAC for the new term ending June 30, 2013, is **APPROVED** and **CONFIRMED**, subject to the review of Ms. Armoudian's Statement of Economic Interests by the City Ethics Commission. Ms. Armoudian resides in Council District 12. (Current Commission gender composition: F=5)

Ethics Commission Review: Pending

Community Impact Statement; None submitted.

TIME LIMIT FILE - JUNE 30, 2008

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

ITEM NO. (5) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATION

Roll Call #8 - Motion (Cardenas - Zine) Adopted, Ayes (9); Noes: Alarcon (1); Absent: LaBonge, Perry, Reyes, Smith and Weiss (5)

[08-1253](#)

COMMUNICATION FROM THE MAYOR relative to the reappointment of Mr. Nikolas Patsaouras to the Board of Water and Power Commissioners.

Recommendation for Council action:

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

Ethics Commission Review: Pending

Community Impact Statement: None submitted.

TIME LIMIT FILE - JUNE 30, 2008

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

(Energy and Environment 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, please contact the Legislative Assistant for the Energy and Environment Committee at 213-978-1078.)

ADOPTED

ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to the reappointment of Mr. Nikolas Patsouras to the Board of Water and Power Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Mr. Nikolas Patsouras to the Board of Water and Power Commissioners for the new term ending June 30, 2013, is APPROVED and CONFIRMED. Mr. Patsouras resides in Council District Three. (Current Board gender composition: M=3; F=2)

Ethics Commission Review: Complete

Community Impact Statement; None submitted.

TIME LIMIT FILE - JUNE 30, 2008

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

ITEM NO. (6) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

Roll Call #7 - Motion (Zine - Wesson) Adopted, Ayes (10); Absent: LaBonge, Perry, Reyes, Smith and Weiss (5)

[08-1282](#)

COMMUNICATION FROM THE MAYOR relative to the reappointment of Ms. Sylvia Drew Ivie to the Board of Civil Service Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Ms. Sylvia Drew Ivie to the Board of Civil Service Commissioners for the new term ending June 30, 2013, is APPROVED and CONFIRMED, subject to the review of Ms. Drew Ivie's Statement of Economic Interests by the City Ethics Commission. Ms. Drew Ivie resides in Council District 10. (Current Board gender composition: M=2; F=3)

Ethics Commission Review: Pending

Community Impact Statement: None submitted.

TIME LIMIT FILE - JUNE 30, 2008

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

(Personnel 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, please contact the Legislative Assistant for the Personnel Committee at 213-978-1078.)

ADOPTED

COMMUNICATION FROM CHAIR, PERSONNEL COMMITTEE relative to the reappointment of Ms. Sylvia Drew Ivie to the Board of Civil Service Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Ms. Sylvia Drew Ivie to the Board of Civil Service Commissioners for the new term ending June 30, 2013, is APPROVED and CONFIRMED. Ms. Drew Ivie resides in Council District 10. (Current Board gender composition: M=2; F=3)

Ethics Commission Review: Complete

Community Impact Statement; None submitted.

TIME LIMIT FILE - JUNE 30, 2008

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

ITEM NO. (7) - ADOPTED

Roll Call #9 - Motion (Hahn - Huizar) Adopted, Ayes (10); Absent: LaBonge, Perry, Reyes, Smith and Weiss (5)

[06-3252](#)

CONTINUED CONSIDERATION OF TRADE, COMMERCE AND TOURISM COMMITTEE REPORT 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.

TIME LIMIT FILE - JUNE 30, 2008

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

(Continued from Council meeting of June 18, 2008)

ITEM NO. (8) - ADOPTED

Roll Call #10 - Motion (Hahn - Rosendahl) Adopted, Ayes (10); Absent: LaBonge, Perry, Reyes, Smith and Weiss (5)

[08-1280](#)

CONTINUED CONSIDERATION OF TRADE, COMMERCE AND TOURISM COMMITTEE REPORT 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.

TIME LIMIT FILE - JUNE 30, 2008

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

(Continued from Council meeting of June 18, 2008)

ITEM NO. (9) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION - ORDINANCE OVER ON WEEK TO JULY 2, 2008

Roll Call #3 - Motion (Zine - Greuel) Adopted, Ayes (10); Absent: Labonge, Perry, Reyes, Smith and Weiss (5)

[08-1441](#)

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER and ORDINANCES FIRST CONSIDERATION relative to technical changes to the Los Angeles Administrative Code and cost-of-living adjustments for non-represented employees for Fiscal Years 2007-08 and 2008-09.

(Personnel 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, please contact the Legislative Assistant for the Personnel Committee at 213-978-1078.)

ADOPTED

COMMUNICATION FROM CHAIR, PERSONNEL COMMITTEE and ORDINANCES relative to technical changes to the Los Angeles Administrative Code (LACC) and cost-of-living adjustments for non-represented employees for Fiscal Years (FY) 2007-08 and 2008-09.

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

1. PRESENT and ADOPT the accompanying ORDINANCES to implement:

- a. **The salaries indicated in Attachment A of the City Administrative Officer (CAO) report, attached to the Council file, for non-represented employees to be operative July 1 2007; January 1, 2008; and July 1, 2008, respectively.**
- b. **The salaries indicated in Attachment B of the CAO report, attached to the Council file, for Los Angeles Department of Water and Power (LADWP) non-represented employees to be operative July 1, 2007; January 1, 2008; and July 1, 2008, respectively.**
- c. **The salary ranges and rates indicated in Attachment C of the CAO report, attached to the Council file, for General Manager salaries to be operative July 1, 2007; January 1, 2008; and July 1, 2008, respectively.**
- d. **An amendment to LAAC Sections 4.114 and 4.114.5 to clarify that long-term or recurring partial-day absences by specified employees are subject to deductions from salary or leave banks. (Attachment D of the CAO report, attached to the Council file)**

- e. An amendment to LACC Section 4.129 to update family and medical leave provisions for non-represented employees. (Attachment D of the CAO report, attached to the Council file)
 - f. An amendment to LACC Section 4.229 to update a procedure pertaining to the use of privately-owned automobiles on City business. (Attachment D of the CAO report, attached to the Council file)
 - g. An amendment to LACC Section 4.245.1 to replace the reference to obsolete LACC Section 4.321 with reference to Section 4.322. (Attachment D of the CAO report, attached to the Council file)
 - h. An amendment to LACC Section 4.306.4 to update provisions for the continuation of dental plan premium subsidies during family or medical leave for non-represented employees. (Attachment D of the CAO report, attached to the Council file)
 - i. An amendment to LACC Section 4.307.1 to update provisions for the continuation of health plan premium subsidies during family or medical leave for non-represented employees. (Attachment D of the CAO report, attached to the Council file)
 - j. An amendment to LAAC Section 4.322 to include a list of chief administrative officers who fall within the provisions of the section. (Attachment D of the CAO report, attached to the Council file)
2. AUTHORIZE the Controller and the CAO to correct any clerical errors; or, if approved by the City Attorney, any technical errors in the above Ordinances.

Fiscal Impact Statement: The CAO reports that funds are provided in the FY 2007-08 Budget to finance these non-represented salary costs. The cost for FY 2007-08 is approximately \$2.6 million, exclusive of the LADWP. The annual ongoing cost upon full implementation of the salary recommendations is approximately \$4.3 million.

Community Impact Statement: None submitted.

ITEM NO. (10) - ADOPTED - ORDINANCE OVER ONE WEEK TO JULY 2, 2008

Roll Call #15 - Motion (Hahn - Rosendahl) Adopted, Ordinance Over One Week, Ayes (11); Absent: LaBonge, Perry, Reyes and Smith (4)

[08-0719](#)

ADMINISTRATIVE EXEMPTION TRADE, COMMERCE AND TOURISM COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to the Port of Los Angeles providing financial incentives for Ocean Going Vessels (OGV) to lower sulfur distillate fuel in their main engines.

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

1. FIND that Permanent Order No. 6957 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) under California Code of Regulations, Title 14, Chapter 3, Article 18, Section 15273 and 15061(b) (3) of the State CEQA Guidelines.
2. CONCUR with the action taken by the Board of Harbor Commissioners at its meeting held March 24, 2008, approving Permanent Board Order No. 6957 amending Port of Los Angeles Tariff No. 4, Section 20 Clean Air Action Plan Marine Fuel Incentive Program to provide financial incentives for OGVs to lower sulfur distillate fuel in their main engines.
3. PRESENT and ADOPT accompanying ORDINANCE approving Permanent Board Order No. 6957 amending the Port of Los Angeles Tariff No. 4, Section 20 relative to an incentive program for low sulfur marine fuel used in the main engines of OGVs calling at the Port of Los Angeles.

Fiscal Impact Statement: The Board of Harbor Commissioners reports that the financial impact of the proposed incentive program for ocean-going vessel main engine fuel switching is expected to cost the Port between \$3.5 - \$7.8 million per fiscal year through Fiscal Year 2008-09. Funding for the current fiscal year is available in the Department's budget. Funding for future fiscal years will be requested as part of the annual budget adoption process.

Community Impact Statement: None submitted.

**Roll Call #3 - Motion (Zine - Greuel) Adopted, Ayes (10); Absent: LaBonge, Perry, Reyes, Smith and Weiss (5)
(Item Nos. 11-18)**

ITEM NO. (11) - ADOPTED

[08-0597](#)
CD 10

ORDINANCE SECOND CONSIDERATION relative to abandoning all proceedings for the Ardmore Avenue and San Marino Street 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 closed at the Council meeting of June 18, 2008)

ITEM NO. (12) - ADOPTED

[08-0601](#)
CD 7

ORDINANCE SECOND CONSIDERATION relative to levying the assessments and ordering the maintenance of the Sepulveda Boulevard and Devonshire Street 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 closed at the Council meeting of June 18, 2008)

ITEM NO. (13) - ADOPTED

[08-0612](#)

CD 2

ORDINANCE SECOND CONSIDERATION relative to levying the assessments and ordering the maintenance of the Fruitland Drive and Vineland Avenue 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 closed at the Council meeting of June 18, 2008)

ITEM NO. (14) - ADOPTED

[08-0600-S2](#)

ORDINANCE SECOND CONSIDERATION relative to issuance of the 2008 Tax and Revenue Anticipation Notes for Fiscal Year 2008-09.

(Communication from Chair and Member, Budget and Finance Committee adopted in Council meeting of June 18, 2008)

ITEM NO. (15) - ADOPTED

[08-0823](#)

CD 2

ORDINANCE SECOND CONSIDERATION relative to a zone change and appeal of a Yard Variance for property at 7117 West Apperson Street.

(Planning and Land Use Management Committee Report adopted in Council meeting of June 18, 2008)

ITEM NO. (16) - ADOPTED

[08-1507](#)

ORDINANCE OF INTENTION SECOND CONSIDERATION relative to 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.

(Communication from the Bureau of Street Lighting adopted in Council meeting of June 18, 2008)

ITEM NO. (17) - ADOPTED

[08-1529](#)

ORDINANCES OF INTENTION SECOND CONSIDERATION relative to 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.

(Communication from the Bureau of Street Lighting adopted in Council meeting of June 18, 2008)

ITEM NO. (18) - ADOPTED

[08-1530](#)

ORDINANCE OF INTENTION SECOND CONSIDERATION relative to 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.

(Communication from the Bureau of Street Lighting adopted in Council meeting of June 18, 2008)

ITEM NO. (19) - SUBSTITUTE MOTION ADOPTED IN LIEU OF ORIGINAL - SEE FOLLOWING

Roll Call #16 - Motion (Garcetti - Huizar) Substitute Motion Adopted, Ayes (11); Absent: LaBonge, Perry, Reyes, Smith (4)

[08-0454-S1](#)

CD 13

ORDINANCE SECOND CONSIDERATION relative to appeals on a Zone and Height District Change, Variances, Adjustments, Site Plan Review, and adoption of the Mitigated Negative Declaration for property at 5641-63 West Melrose Avenue and 5742-66 West Camerford Avenue.

(Planning and Land Use Management Committee Report adopted in Council on June 18, 2008)

ADOPTED

SUBSTITUTE MOTION (GARCETTI - HUIZAR)

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

AMEND to correct inaccurate (Q) Qualified Conditions and (T) Tentative Conditions, and findings in order to reflect the project as presented to and recommended by the Planning and Land Use Management Committee and to instruct the Planning Department to make the necessary revisions and corrections, and to present a revised ordinance, if necessary, to effectuate these corrections, as follows:

(Q) QUALIFIED CONDITIONS:

Revise condition of approval No. 2 to read: "Height on the RAS3-1 zoned portion of the subject property shall be limited to a maximum height, as defined by Municipal Code Sections 12.03 and 12.21.1B.3, of up to 48 feet along the Melrose frontage with a maximum height of up to 50 feet near the alley at the rear of the site. Any structures on the roof, such as air conditioning units and other equipment, shall be fully screened from the view of any abutting properties."

Revise condition of approval No. 4 to read: "Destiny. Not more than 38 units (permitted by variance) shall be constructed on the RAS3-1 portion of the property."

Delete existing condition of approval No. 5 and replace with following language: "Affordable Housing. In lieu of providing affordable housing units on the subject site, the project shall work with Hollywood Community Housing Corporation (HCHC) to make an in lieu payment to

one or more HCHC projects in need of financial assistance. Prior to the issuance of a building permit, the project applicant shall submit evidence of an agreement with HCHC to the City Planning Department and the Council Office for Council District (CD) 13.”

Add new condition of approval No. 6 to read as follows: “Neighborhood Improvement. Prior to the issuance of a building permit, the project applicant shall place \$100,000 (the “Funds”) into a Neighborhood Protection Plan (the “Plan”). The project applicant, the Council Office of CD 13, the Central Hollywood Neighborhood Council, and a representative of the Camerford Avenue residents association located between Vine Street on the west and Gower Street on the east shall work to develop, implement and oversee the Plan. The Funds shall be used specifically for sidewalk and curb improvements at the intersection of El Centro and Camerford Avenues, and along Camerford Avenue between Vine Street and Gower Street. Any portion of the funds not used or committed by July 1, 2013 shall become property of the applicant.

Renumber all remaining (Q) Qualified Conditions to accommodate the inclusion of a new condition of approval No. 6.

(T) TENTATIVE CONDITIONS:

Revise condition of approval No. 2.a to read as follows: “Melrose Avenue. Dedicate 15-foot strip of land along Melrose Avenue adjoining the property to complete a 45-foot wide half right-of-way dedication in accordance with Secondary Highway Standards, including a 20-foot radius property line return at the intersection with El Centro Avenue. Improve Melrose Avenue being dedicated by concrete curb, gutter and 15-foot full-width concrete sidewalk with tree walls to the satisfaction of the City Engineer. The applicant shall be permitted to provide a 5-foot sidewalk easement to complete the 15-foot sidewalk.”

ZONE CHANGE FINDINGS:

Replace all existing zone change findings with following findings:

Pursuant to Section 12.32C7 of the Municipal Code, and based on upon these findings, the zone and height district change is deemed consistent with public necessity, convenience, general welfare and good zoning practice.

The zone and height district change from C4-1D to RAS3-1 with a maximum height of approximately 48 feet and a FAR not to exceed 3:1 is consistent with the existing Neighborhood Commercial land use designation, and is in substantial conformance with the purposes, intent and provisions of the General Plan as reflected by the adopted community plan.

The zone change to RAS3-1 will provide for a transition development between the commercial properties on the south fronting Melrose Avenue and the R3 zoned properties to the north. This area of Los Angeles in general is experiencing significant repopulation but with very little construction of new residential and mixed use projects such as this proposal. The project will provide much needed new housing to the Hollywood Community. The proposed housing units are of the types, sizes and densities required for the varying needs of all segments of the population, while preserving the neighborhoods character and scale.

The zone change is consistent with public necessity and general welfare because it will implement a project that will act as a catalyst to the redevelopment of the Melrose Avenue corridor, which has been neglected. The Project density and scope are designed to be appropriate to the site and surroundings properties. The proposed Project will be in conformity with general welfare because the Project provides a balanced mix of much needed new residential development and neighborhood commercial uses. The project's housing units will add new units to the City's aging and inadequate housing stock. The project is also located close to transit system, providing an opportunity to stimulate use of such systems. Additionally, providing neighborhood serving retail uses at the ground level will also help increase walkability in the neighborhood.

The zone change is consistent with good zoning practice because the RAS3-1 zone is a corresponding zone to the site's Neighborhood Commercial land use designation. The RAS3 zoning is intended to encourage the development of housing in certain areas currently zoned for commercial component to stimulate pedestrian activity. The project will provide 85 multi-family units plus approximately 3,350 square feet of neighborhood serving commercial uses. These project features captures smart growth concepts and will help stimulate the Melrose Avenue corridor's future development.

1. The action has been made contingent upon compliance with the "(T)" and "(Q)" conditions imposed herein. Such limitations are necessary to protect the best interests of and to assure a development more compatible with surrounding properties, to secure an appropriate development in harmony with the General Plan, and to prevent or mitigate the potential adverse environmental effects of the subject action.
2. In addition, the zone change to (T)(Q)RAS3-1 is within the range of zones allowed by the General Plan Land Use designation of Neighborhood Commercial with corresponding zones of C1, C2, C4, RAS3, RAS4 and P. The zone change will also permit a development that supports the General Plan Goals, Objectives and Policies to provide a safe, secure, and high quality residential environment for all economic, age and ethnic segments of the community, and to provide for the development of new housing to meet the diverse economic and physical needs of the existing residents and projected population of the plan area.

Roll Call #3 - Motion (Zine - Greuel) Adopted, Ayes (10); Absent: LaBonge, Perry, Reyes, Smith and Weiss (5)
(Item Nos. 20-22)

ITEM NO. (20) - ADOPTED

[07-1465](#)

ARTS, PARKS, HEALTH AND AGING COMMITTEE relative to an amendment to the 2007-08 Memorandum of Understanding for the After-School Enrichment and Supervision Program.

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

1. AUTHORIZE the Department of Recreation and Parks to accept additional Juvenile Justice and Crime Prevention Act grant funds in the amount of \$105,000 from the Los Angeles County Probation Department.

2. APPROVE and AUTHORIZE the President and Secretary of the Board of Recreation and Park Commissioners to execute, the proposed amendment to the 2007-08 Memorandum of Understanding with the Los Angeles County Probation Department for the acceptance of additional grant funds as stated in Recommendation No. 1 above for the After-School Enrichment and Supervision Program, subject to the approval of the City Attorney.

Fiscal Impact Statement: The City Administrative Officer reports that additional funding in the amount of \$105,000 in Juvenile Justice and Crime Prevention Act grant funds will be provided by the Los Angeles County Probation Department for the After-School Enrichment and Supervision Program through December 31, 2008. There is no impact on the General Fund. The recommendations above are in compliance with the City Financial Policies in that one-time revenues will be used to support one-time expenditures.

Community Impact Statement: None submitted.

ITEM NO. (21) - ADOPTED

[08-1268](#)

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to various actions related to the Fiscal Year 2008-09 Senior Community Service Employment Program (SCSEP).

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

1. APPROVE the 2008-09 SCSEP Budget and Standard Agreement No. TV-0809-25 between the Department of Aging and the State of California, Department of Aging.
2. AUTHORIZE the General Manager, Department of Aging, or designee, to:
 - a. Execute the documents for the SCSEP Budget Application and Standard Agreement No. TV-0809-25, subject to the review and approval of the City Attorney.
 - b. Accept \$2,218,682 of SCSEP Program funds from the State of California, Department of Aging.
 - c. Negotiate and execute agreements with contractors of the Work Source Centers to provide appropriate services for SCSEP participants.
 - d. Prepare Controller instructions and any technical corrections as necessary that are consistent with Mayor and Council intentions, subject to the approval of the City Administrative Officer (CAO), and authorize the Controller to implement the instructions.
3. AUTHORIZE the Controller to establish new accounts and appropriate Title V Older Americans Act grant funds within the Other Programs for Aging Fund No. 410 as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1020	FY 2008-09 Enrollee Wages	\$1,846,160
3310	Transportation Expense	
		<u>1,989</u>
		\$1,848,149

4. AUTHORIZE the Controller to TRANSFER \$89,158 within FY 2008-09 Fund No. 100/02 Salaries, General Account No. 1010 to Salaries, As-Needed Account No. 1070.

Fiscal Impact Statement: The CAO reports that funding for the proposed agreement is provided by State and federal grants for the 2008-09 SCSEP. The City is required to provide matching funds of \$584,966 in General Fund monies to support the program expenses. The matching funds consist of \$277,467 in participant fringe benefits, \$178,058 in operational expenses, and \$129,441 in Department staff fringe benefits and indirect costs. Funding for the grant match is included in the 2008-09 City Budget. There is no additional impact on the General Fund. The recommendation stated in this report is in compliance with the City Financial Policies in that, to the extent possible, current operations will be funded by current revenues, and one-time revenues will only be used for one-time expenditures.

Community Impact Statement: None submitted.

**ITEM NO. (22) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATION
- SEE FOLLOWING**

[06-2938](#)

MOTION (PERRY for GARCETTI - GREUEL) relative to authorization to reimburse McCormick Baron Salazar for expenditures associated with the development of the Vine Street Parking Garage.

(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.)

(Transportation Committee waived consideration of the above matter)

ADOPTED

BUDGET AND FINANCE COMMITTEE REPORT relative to authorization to reimburse McCormick Baron Salazar (MBS) for expenditures associated with the development of the Vine Street Parking Garage.

Recommendations for Council action, pursuant to Motion (Garcetti - Greuel), SUBJECT TO THE APPROVAL OF THE MAYOR:

1. AUTHORIZE the General Manager, Department of Transportation (LADOT), to reimburse the firm of McCormick Baron Salazar in the amount of \$40,469.26 from the Special Parking Revenue Fund No. 363, Account No. R214, for expenditures associated with the development of the Vine Street Parking Garage (Lot 702), subject to the approval of the City Attorney as to form and legality; MBS to provide appropriate documentation of above-referenced expenses.

2. **INSTRUCT** the General Manager, LADOT, to prepare Controller instructions, with the City Administrative Officer's concurrence, including any technical adjustments relative to the intent of this Motion, and **AUTHORIZE** the Controller to implement those instructions and to expend funds upon proper demand of the General Manager, LADOT.

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

Community Impact Statement: None submitted

(Transportation Committee waived consideration of the above matter.)

ITEM NO. (23) - ADOPTED AS AMENDED - SEE FOLLOWING

Roll Call #17 - Motion (Hahn - Rosendahl) To Adopt As Amended, Ayes (11); Absent: LaBonge, Perry, Reyes and Smith (4)

[08-1533](#)

ADMINISTRATIVE EXEMPTION and TRADE, COMMERCE AND TOURISM COMMITTEE REPORT relative to a Port of Los Angeles contract with the Balqon Corporation for Phases II and III of the Electric Truck Program.

Recommendations for Council action:

1. FIND that approving the proposed agreement with Balqon Corporation is exempt from the requirements of the California Environmental Quality Act (CEQA) under Article II, Sections 2(f) and 2(d) of the Los Angeles City CEQA Guidelines.
2. CONCUR with the action taken by the Board of Harbor Commissioners on April 17, 2008, approving Agreement No. 2664 with a term of three years between the City of Los Angeles and Balqon Corporation for Phases II and III of the Electric Truck Program to produce and test electric trucks in support of emission reduction efforts at the Port of Los Angeles.
3. REQUEST that the City Attorney report to Council relative to whether contract language contained in this agreement which delegates, from Council to the Board of Harbor Commissioners, the authority to approve future amendments of this contract complies with the provisions of the City Charter.

Fiscal Impact Statement: The Board of Harbor Commissioners reports that no funding is required at this time as payment will occur after successful testing of the hostlers. Funds in the amount of \$5,383,750 will be requested in the Harbor Department's Fiscal Year 2008 - 09 Budget and will be paid out over a five-year period.

Community Impact Statement: None submitted.

TIME LIMIT FILE - AUGUST 11, 2008

(LAST DAY FOR COUNCIL ACTION - AUGUST 8, 2008)

ADOPTED

ADMINISTRATIVE EXEMPTION and TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to a Port of Los Angeles contract with the Balqon Corporation for Phases II and III of the Electric Truck Program.

Recommendations for Council action:

1. **FIND** that approving the proposed agreement with Balqon Corporation is exempt from the requirements of the California Environmental Quality Act (CEQA) under Article II, Sections 2(f) and 2(d) of the Los Angeles City CEQA Guidelines.
2. **CONCUR** with the action taken by the Board of Harbor Commissioners on *June 19, April 17, 2008, approving Agreement No. 2664 with a term of three years between the City of Los Angeles and Balqon Corporation for Phases II and III of the Electric Truck Program to produce and test electric trucks in support of emission reduction efforts at the Port of Los Angeles. *(Hahn - Rosendahl)
- ~~*3. **REQUEST** that the City Attorney report to Council relative to whether contract language contained in this agreement which delegates, from Council to the Board of Harbor Commissioners, the authority to approve future amendments of this contract complies with the provisions of the City Charter. *(Hahn - Rosendahl)~~

Fiscal Impact Statement: The Board of Harbor Commissioners reports that no funding is required at this time as payment will occur after successful testing of the hostlers. Funds in the amount of \$5,383,750 will be requested in the Harbor Department's Fiscal Year 2008-09 Budget and will be paid out over a five-year period.

Community Impact Statement: None submitted.

TIME LIMIT FILE - AUGUST 11, 2008

(LAST DAY FOR COUNCIL ACTION - AUGUST 8, 2008)

ADOPTED

MOTION (HAHN - ROSENDAHL)

Recommendation for Council action:

APPROVE Agreement 2664 between the City of Los Angeles and Balqon Corporation for Phases II and III of the Electric Truck Program. This agreement replaces an agreement previously approved by the Board of Harbor Commissioners on April 17, 2008.

**Roll Call #3 - Motion (Zine - Greuel) Adopted, Ayes (10); Absent: LaBonge, Perry, Reyes, Smith and Weiss (5)
(Item Nos. 24-27)**

ITEM NO. (24) - ADOPTED

[08-1489](#)

ADMINISTRATIVE EXEMPTION and TRADE, COMMERCE AND TOURISM COMMITTEE REPORT relative to amending a Los Angeles World Airports (LAWA) contract with AON Risk Services, Inc., of Southern California for insurance brokerage and administrative services.

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-4036) with AON Risk Services, Inc., of Southern California to extend the contract term to June 30, 2010 for insurance brokerage and administrative services for the Airport Owner Controlled Insurance Program .
3. CONCUR with the Board of Airport Commissioners action taken June 2, 2008 authorizing the Executive Director, LAWA, to execute First Amendment to the contract with AON Risk Services, Inc., of Southern California.

Fiscal Impact Statement: The City Administrative Officer reports that this action will not impact the General Fund. Approval of the proposed amendment will not revise the original contract cost of approximately \$5 million which is funded in the LAWA budget. Since the Department is only bound by City Debt Management Policies, City financial policies are not applicable.

Community Impact Statement: None submitted.

TIME LIMIT FILE - AUGUST 4, 2008

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

**ITEM NO. (25) - MOTION ADOPTED TO APPROVE COMMUNICATIONS RECOMMENDATIONS
- SEE FOLLOWING**

[08-1492](#)

JOBS, BUSINESS GROWTH AND TAX REFORM COMMITTEE REPORT relative to the approval of the Workforce Investment Board Year Nine Annual Plan - July 1, 2008, through June 30, 2009, to provide employment services to businesses and job seekers and related actions.

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

APPROVE the recommendations contained in the Community Development Department (CDD) report dated June 2, 2008 (attached to the Committee report).

Fiscal Impact Statement: The CDD reports that there is no impact on the General Fund as all items are funded through the City's Workforce Investment Act allocation or additional grant funding.

Community Impact Statement: None submitted.

(Personnel 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, please contact the Legislative Assistant for the Personnel Committee at 213-978-1078.)

ADOPTED

COMMUNICATION FROM CHAIR, PERSONNEL COMMITTEE relative to the Workforce Investment Board Year Nine Annual Plan and related staffing.

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

1. **APPROVE** the recommendations contained in the City Administrative Officer (CAO) report, dated June 18, 2008 (attached to the Committee report) relative to the Workforce Investment Board Year Nine Annual Plan.
2. **DIRECT** the CDD to report back to the Personnel Committee prior to October 2008 with a status on expenditures and anticipated grant sources and a final determination of carryover funds.

Fiscal Impact Statement: The CAO reports that there is the potential for a General Fund subsidy of \$500,000 for unrecovered indirect personnel costs. The Community Development Department (CDD) has indicated, however, that additional funding is anticipated from future grants to eliminate this shortfall. The recommendations contained in the CAO report involve the allocation of approximately \$45.56 million toward the Workforce Investment Board (WIB) Year Nine (Fiscal Year 2008-09) Annual Plan from various federal and state grants and local sources, including Workforce Investment Act (WIA) Title I, State Rapid Response, Department of Corrections Prisoner Re-entry, National Emergency Grant, WIA Governor's 15 Percent Discretionary, Schiff-Cardenas, L.A.'s Hope, Los Angeles County general funds and other competitive grant sources. The recommendations also include the allocation of previously approved General Funds budgeted in the 2008-09 Adopted Budget for the Summer Youth Employment and Learn and Earn programs, administered by the CDD under auspices of the Annual Plan. Approval of the recommendations allocates grant funds to the CDD Workforce Development administrative and program budgets, adopts service strategies and amends and institutes new WIA policies governing City administration of WIA programs, establishes WIA priorities and sets performance goals for program contractors. Further, approval of the recommendations enables contracting and procurement authorities for various service delivery and administrative functions that implement Annual Plan objectives. The WIA and related grant sources also budget up to \$4.3 million for General Fund reimbursements of administrative overhead costs (some of which may be addressed through a subsequent carryover report), as approved in the City's 2008-09 Adopted Budget. The proposed Annual Plan budget is in compliance with City Financial Policies to the extent that budgeted costs in the Annual Plan are supported by federal, state and local grant sources and the 2008-09 Adopted Budget. Additional information is pending from CDD with regards to full reimbursement to the General Fund for incurred indirect costs. The CDD in conjunction with the WIB will report back in October 2008 with a status on expenditures and anticipated grant sources and a final determination of carryover funds.

Community Impact Statement: None submitted.

**ITEM NO. (26) - MOTION ADOPTED TO APPROVE COMMUNICATION AND COMMITTEE REPORT
RECOMMENDATIONS**

[08-1396](#)

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT and COMMUNICATION FROM CHAIR, AD HOC COMMITTEE ON GANG VIOLENCE AND YOUTH DEVELOPMENT relative to the 2008-09 Memorandum of Understanding (MOU) for the After-School Enrichment and Supervision Program.

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

1. AUTHORIZE the Department of Recreation and Parks to accept Juvenile Justice and Crime Prevention Act grant funds in the amount of \$548,535 from the Los Angeles County Probation Department.
2. APPROVE and AUTHORIZE the President and Secretary of the Board of Recreation and Park Commissioners to execute, the proposed MOU with the Los Angeles County Probation Department for the acceptance of the grant funds in Recommendation No. 1 above for the After-School Enrichment and Supervision Program for the term beginning July 1, 2008 through June 30, 2009, subject to the approval of the City Attorney.

Fiscal Impact Statement: The City Administrative Officer reports that funding in the amount of \$548,535 in Juvenile Justice and Crime Prevention Act grant funds will be provided by the Los Angeles County Probation Department for the After-School Enrichment and Supervision Program through June 30, 2009. There is no impact on the General Fund. The recommendations above are in compliance with the City Financial Policies in that one-time revenues will be used to support one-time expenditures.

Community Impact Statement: None submitted.

**ITEM NO. (27) - MOTION ADOPTED TO APPROVE COMMUNICATIONS AND COMMITTEE REPORTS
RECOMMENDATIONS - SEE FOLLOWING**

[07-2551](#)

PUBLIC SAFETY COMMITTEE REPORT and COMMUNICATION FROM CHAIR, AD HOC COMMITTEE ON GANG VIOLENCE AND YOUTH DEVELOPMENT relative to grant funding for the Los Angeles Police Department's (LAPD) 2007-08 Juvenile Justice Crime Prevention Act (JJCPA) Program.

A. PUBLIC SAFETY COMMITTEE REPORT

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

1. AUTHORIZE the Chief of Police, or designee, to:
 - a. Accept \$200,000 in supplemental funding from the Los Angeles County Probation Department (LACPD) for the 2007-08 JJCPA program and extend the grant period for

the JJCPA to December 31, 2008, using funds remaining from the previous fiscal year.

- b. Negotiate and execute amendment to the Memoranda of Understanding (MOU) for FY 2007-08 between the City of Los Angeles and the LACPD (attached to the Council file), for the period of July 1, 2007 to December 31, 2008, for a total of \$680,000, subject to the approval of the City Attorney as to form and legality.
2. AUTHORIZE the LAPD to:
- a. Use an additional \$200,000, for a total of \$577,500, for sworn overtime associated with the 2007-08 program.
 - b. Submit grant reimbursement requests to the grantor and deposit the grant receipts in Fund No. 339/ 70, Account No. C202.
 - c. Transfer grant reimbursement receipts from Fund No. 339/70, Account No. C202 to Fund No. 100/Department 70, Account No. 1092, an additional \$200,000 in association with the supplemental 2007-08 grant award.
 - d. Prepare Controller instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer (CAO), and authorize the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports that JJCPA program costs are fully reimbursable by the grant and do not require a City match. Acceptance of the grant and approval of the recommendations is in compliance with City financial policies as the grant funds all grant eligible activities. The LAPD must execute the amendment to the 2007-08 JJCPA MOU no later than June 27, 2008 in order to accept the supplemental award of \$200,000.

Community Impact Statement: None submitted.

B. COMMUNICATION FROM CHAIR, AD HOC COMMITTEE ON GANG VIOLENCE AND YOUTH DEVELOPMENT

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

1. AUTHORIZE the Chief of Police or designee to accept \$200,000 in supplemental funding from the Los Angeles County Probation Department (LACPD) for the 2007-08 JJCPA Program and further AUTHORIZE the extension of the grant period for the JJCPA to December 31, 2008, utilizing funds remaining from the previous fiscal year.
2. AUTHORIZE the Chief of Police, or designee, to negotiate and execute the Amendment to Memorandum of Understanding No. 640-07-001 (Contract No. C-112980), as attached to the Council file, for Fiscal Year (FY) 2007-08 with the LACPD, for the period of July 1, 2007 to December 31, 2008 for a total of \$680,000, subject to the City Attorney as to form.
3. AUTHORIZE the Chief of Police, or designee, to accept the grant award of \$428,125 from the LACPD for the JJCPA program for the period of July 1, 2008 through June 30, 2009.
4. AUTHORIZE the Chief of Police, or designee, to negotiate and execute the Memoranda of Understanding (MOU) for FY 2008-09, as attached to the Council file, with the LACPD for the period of July 1, 2008 to June 30, 2009 for a total of \$428,125, subject to the City Attorney as

to form.

5. AUTHORIZE the Controller to establish an appropriation account, account number to be determined by the Controller, within the LAPD Fund No. 339 for the receipt and disbursement of 2008-09 JJCPA grant funds.
6. AUTHORIZE the LAPD to utilize an additional \$200,000, for a total of \$577,500, for sworn overtime associated with the 2007-08 Program and \$338,125 for sworn and civilian overtime associated with the 2008-09 Program.
7. AUTHORIZE the LAPD to purchase or lease equipment and supplies, including food, and to procure services from City approved vendors through the City's informal procurement process in an amount not to exceed \$90,000.
8. AUTHORIZE the LAPD to submit grant reimbursement requests to the grantor and deposit the grant receipts in Fund No. 339/70, Account to be determined.
9. AUTHORIZE the LAPD to transfer grant reimbursement receipts as follows:

- a. From Fund No. 339/70, Account to be determined to Fund No.100/70, to the following accounts in the listed maximum amounts, in association with the 2008-09 grant award:

<u>Title</u>	<u>Account</u>	<u>Amount</u>
Salaries Overtime - Sworn Police	1092	\$325,625
Salaries Overtime - Civilian Police	1090	\$12,500
Uniforms	4430	\$80,000
Office and Administration	6010	\$10,000

- b. From Fund No. 339/70, Account No. C202 to Fund No.100/70, Account No. 102, an additional \$200,000 for sworn overtime in association with the supplemental 2007-08 grant award.

10. AUTHORIZE the LAPD to prepare the Controller's instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer (CAO), and AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports that the JJCPA program costs are fully reimbursable by the grant and do not require a City match. Acceptance of the grant and approval of the recommendations is in compliance with the City's Financial Policies as the grant funds all grant eligible activities. The LAPD will have to execute the amendment to the 2007-08 JJCPA MOU no later than June 27, 2008 in order to accept the supplemental award of \$200,000.

Community Impact Statement: None submitted.

(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, please contact the Legislative Assistant for the Budget and Finance Committee at 213-978-1075.)

ADOPTED

BUDGET AND FINANCE COMMITTEE REPORT relative to grant funding for the Los Angeles Police Department's 2007-08 Juvenile Justice Crime Prevention Act (JJCPA) Grant Program.

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

CONCUR with the recommendations of the Public Safety Committee relative to acceptance of the 2007-08 JJCPA Grant Supplemental Funding in the amount of \$200,000.

Fiscal Impact Statement: The City Administrative Officer reports that JJCPA program costs are fully reimbursable by the grant and do not require a City match. Acceptance of the grant and approval of the recommendations is in compliance with City financial policies as the grant funds all grant eligible activities. The Police Department must execute the amendment to the 2007-08 JJCPA MOU no later than June 27, 2008, in order to accept the supplemental award of \$200,000.

Community Impact Statement: None submitted

Items for Which Public Hearings Have Not Been Held - Items 28-46

(10 Votes Required for Consideration)

**ITEM NO. (28) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION
- SEE FOLLOWING**

Roll Call #11 - Motion (Rosendahl - Greuel) Adopted, Ayes (11); Absent: LaBonge, Perry, Reyes and Smith (4)

[06-0999](#)

COMMUNICATION FROM THE MAYOR relative to the reappointment of Mr. Richard Montoya to the Cultural Affairs Commission.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Mr. Richard Montoya to the Cultural Affairs Commission for the new term ending June 30, 2013, is APPROVED and CONFIRMED. Mr. Montoya resides in Council District One. (Current Commission composition: M = 3; F = 4)

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 (ROSENDAHL - GREUEL)

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Mr. Richard Montoya to the Cultural Affairs Commission for the new term ending June 30, 2013, is **APPROVED** and **CONFIRMED**. Mr. Montoya resides in Council District One. (Current Commission composition: M = 3; F = 4)

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. (29) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION
- SEE FOLLOWING**

Roll Call #12 - Motion (Huizar - Hahn) Adopted, Ayes (11); Absent: LaBonge, Perry, Reyes and Smith (4)

[07-1728](#)

COMMUNICATION FROM THE MAYOR relative to the reappointment of Ms. Mia M. Lehrer to the Cultural Heritage Commission.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Ms. Mia M. Lehrer to the Cultural Heritage Commission for the new term ending June 30, 2013, is **APPROVED** and **CONFIRMED**. Ms. Lehrer resides in Council District Four. (Current Commission gender composition: M=3; F=2)

Ethics Commission Review: Pending

Background Check Review: Pending

Community Impact Statement: None submitted.

(Planning and Land Use Management Committee waived consideration of the above matter)

TIME LIMIT FILE - JUNE 30, 2008

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

ADOPTED

MOTION (HUIZAR - HAHN)

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Ms. Mia M. Lehrer to the Cultural Heritage Commission for the new term ending June 30, 2013, is APPROVED and CONFIRMED. Ms. Lehrer resides in Council District Four. (Current Commission gender composition: M=3; F=2)

Ethics Commission Review: Pending

Background Check Review: Pending

**Community Impact Statement: None submitted.
(Planning and Land Use Management Committee waived consideration of the above matter)**

TIME LIMIT FILE - JUNE 30, 2008

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

**ITEM NO. (30) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION
- SEE FOLLOWING**

Roll Call #13 - Motion (Huizar - Parks) Adopted, Ayes (11); Absent: LaBonge, Perry, Reyes and Smith (4)

[08-1252](#)

COMMUNICATION FROM THE MAYOR relative to the reappointment of Mr. William Roschen to the City Planning Commission.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Mr. William Roschen to the City Planning Commission for the new term ending June 30, 2013, is APPROVED and CONFIRMED. Mr. Roschen resides in Council District 14. (Current Commission gender composition: M=5; F=4)

Ethics Commission Review: Pending

Background Check Review: Pending

Community Impact Statement: None submitted.

(Planning and Land Use Management Committee waived consideration of the above matter)

TIME LIMIT FILE - JUNE 30, 2008

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

ADOPTED

MOTION (HUIZAR - PARKS)

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Mr. William Roschen to the City Planning Commission for the new term ending June 30, 2013, is **APPROVED** and **CONFIRMED**. Mr. Roschen resides in Council District 14. (Current Commission gender composition: M=5; F=4)

Ethics Commission Review: Pending

Background Check Review: Pending

Community Impact Statement: None submitted.

(Planning and Land Use Management Committee waived consideration of the above matter)

TIME LIMIT FILE - JUNE 30, 2008

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

**Roll Call #4 - Motion (Huizar - Hahn) Adopted, Ayes (10); Absent: LaBonge, Perry, Reyes, Smith and Weiss (5)
(Item Nos. 31a-e)**

ITEM NO. (31) - ADOPTED

[08-0005-S383](#)

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 18, 2008:

[08-0005-S383](#)

CD 11

- a. Property at 12767 West Mitchell Avenue (Case No. 165027).
Assessor I.D. No. 4236-019-020

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 13, 2008)

[08-0005-S384](#)

CD 1

- b. Property at 1724 1/2 South Bonnie Brae Street (Case No. 43082).
Assessor I.D. No. 5135-011-011

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

[08-0005-S385](#)

CD 13

- c. Property at 721 North La Fayette Park Place (Case No. 101757).
Assessor I.D. No. 5402-005-012

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 13, 2007)

[08-0005-S386](#)

CD 8

- d. Property at 10216 South Broadway (Case No. 157772).
Assessor I.D. No. 6053-028-012

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on March 13, 2008)

[08-0005-S387](#)

CD 9

- e. Property at 244 West 28th Street (Case No. 8467).
Assessor I.D. No. 5122-011-004

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on September 15, 2005)

**Roll Call #18 - Motion (Parks - Huizar) Adopted, Ayes (10); Absent: Hahn, LaBonge, Perry, Reyes and Smith (5)
(Item Nos. 32-33)**

ITEM NO. (32) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

[07-0591](#)

COMMUNICATION FROM CHAIR and MEMBER, BUDGET AND FINANCE COMMITTEE relative to the Annual Audit Contract for Fiscal Years (FY) 2007-08 through 2009-10.

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

1. APPROVE the selection of Simpson and Simpson, Certified Public Accountants (CPA), as the City's external auditors for the base contract period of fiscal years 2007-08 through 2009-10.
2. AUTHORIZE the Mayor and the Council President to execute the attached contract subject to the approval of the City Attorney as to form.
3. INSTRUCT the City Clerk to place the following on the Council Agenda at the first available meeting on or after JULY 1, 2008, SUBJECT TO THE APPROVAL OF THE MAYOR:

AUTHORIZE the Controller to:

TRANSFER and/or APPROPRIATE from the following funds and accounts in the amounts indicated:

- a. APPROPRIATE \$10,000 from Fund 528, Account 506C
 - b. APPROPRIATE \$3,100 from Fund 528, Account 506Y
 - c. APPROPRIATE \$74,000 from Fund 761, Account EG10
 - d. APPROPRIATE \$44,200 from Fund 815, Account Y004
 - e. TRANSFER \$109,950 from the Reserve Fund to the Unappropriated Balance and appropriate therefrom.
4. APPROPRIATE \$241,250 from the funds and accounts in Recommendation No. 3, above, to Fund No. 100/56, General City Purposes, Annual Audit/Single Audit Account.
 5. INSTRUCT the Department of Environmental Affairs, Board of Public Works - Office of Accounting, and the Los Angeles Housing Department to TRANSFER cash to the General Fund upon Controller approval of payment of invoices from Simpson and Simpson, CPAs.
 6. REQUIRE pertinent departments to reimburse the General Fund from the various grant funds for their portion of the single audit where funds are available and where provisions of the grants provide for payment of audit costs either directly or through the City's Cost Allocation Plan.
 7. AUTHORIZE the City Administrative Officer (CAO) and Chief Legislative Analyst to prepare Controller instructions and/or make any technical adjustments that may be necessary and are consistent with this action and AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The CAO and Controller report that the total cost of this contract is \$2,121,600 allocated as follows: (1) FY 2007-08, \$678,000; (2) FY 2008-09, \$765,600; and (3) FY 2009-10, \$678,000, which will be paid through the Annual City Audit/Single Audit Account of the General City Purposes Budget, a portion of which will be paid for from special purpose and grant funds.

For FY 2007-08, \$436,750 is available in the General City Purposes Budget. The remaining \$241,250 will be appropriated by additional action of the City Council in July 2008, consisting of an appropriation of \$131,300 from special purpose funds and an appropriation of \$109,950 from the Reserve Fund.

Community Impact Statement: None submitted.

(Audits and Government Efficiency and Energy and Environment Committees waived consideration of the above matter)

ITEM NO. (33) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

[06-0796](#)

CD1

COMMUNICATION FROM CHAIR, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE, relative to a Conditional Grant Agreement to provide Assembly Bill (AB) 1290 funds in the amount of \$50,000 to the California Community Foundation (CCF), for the continued operation of the Westlake Neighborhood Network (WNN) which provides educational and employment services.

Recommendation for Council action:

AUTHORIZE the Chief Executive Officer, Community Redevelopment Agency (CRA), or designee, to execute the First Amendment to the Conditional Grant Agreement with the CCF and increase compensation by \$50,000, from \$50,000 to an amount not to exceed \$100,000, to partially fund the continued operation of the WNN, which is comprised of a collaboration of five California non-profits providing educational and employment services to residents in the Westlake Recovery Redevelopment Project Area in Council District One, subject to the review of the City Attorney as to form and legality and the Department of Public Works, Bureau of Contract Administration, for compliance with CRA contracting requirements.

Fiscal Impact Statement: The City Administrative Officer reports that there is no impact on the General Fund. The City's Financial Policies are not applicable to the CRA. The CRA is only bound by the disclosure provisions of the City's Debt Management Policies. Approval of the recommendation will result in \$50,000 for the continuation of the WNN servicing the CRA's Westlake Recovery Redevelopment Project Area, provided from Council District One (CD 1) AB 1290 funds.

Community Impact Statement: None submitted.

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

Roll Call #19 - Motion (Wesson - Zine) Adopted, Ayes (10); Absent: Hahn, LaBonge, Perry, Reyes and Smith (5)

[08-1007](#)

CD 1

COMMUNICATION FROM CHAIR, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE, relative to the execution of a Subordinated Permanent Loan Agreement with MacArthur Park Metro, LLC (Developer) in a total amount not to exceed \$1.4 million, for a proposed affordable housing development located at Westlake Avenue and Alvarado Street.

Recommendation for Council action:

AUTHORIZE the Chief Executive Officer, Community Redevelopment Agency, or designee, to:

- a. Execute a subordinated Permanent Loan Agreement and related loan documents with the Developer, providing an initially unsecured loan (to be later secured by the Developer's leasehold interest in a 69-year ground lease upon acquisition of such leasehold interest by the Developer) in a total amount not to exceed \$1,400,000 for predevelopment funding for a proposed Project on Metropolitan Transportation Authority-owned property in the Westlake Recovery Redevelopment Area, subject to the review of the City Attorney as to form and legality.
- b. Amend the Fiscal Year 2008 Budget and Work Program to transfer \$800,000 from budgeted line item "Commercial Industrial" to budgeted line item "Mixed Use."

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

Community Impact Statement: None submitted.

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

Roll Call #18 - Motion (Parks - Huizar) Adopted, Ayes (10); Absent: Hahn, LaBonge, Perry, Reyes and Smith (5)

[08-1293](#)

CD 9

COMMUNICATION FROM CHAIR, HOUSING, COMMUNITY, AND ECONOMIC DEVELOPMENT COMMITTEE, relative to an Acquisition Loan Agreement in the amount of \$250,000 with Para Los Niños (PLN) for the purchase of property located at 5054 South Vermont Avenue for a preschool and childcare center.

Recommendations for Council action:

1. AUTHORIZE the Chief Executive Officer, Community Redevelopment Agency (CRA), or designee, to execute an Acquisition Loan Agreement in the amount of \$250,000 with PLN to purchase the property located at 5054 South Vermont Avenue for the continued operation of a preschool and childcare facility offering services to low-income households, and to take such other actions as may be necessary to carry out the transaction, subject to the review of the City Attorney as to form and legality.
2. AUTHORIZE the subordination of the CRA Deed of Trust and Covenants to the primary lender on the project.
3. AMEND the Fiscal Year 2008 Budget and Work Program to transfer \$250,000 from budgeted line item "Response to Development" to budgeted line item "Community Facilities/Public Improvement."

Fiscal Impact Statement: The Chief Legislative Analyst reports that there is no fiscal impact to the City's General Fund. The source of funds for this project will be derived from CD 9 Project Area Tax Increment.

Community Impact Statement: None submitted.

**Roll Call #4 - Motion (Huizar - Hahn) Adopted, Ayes (10); Absent: LaBonge, Perry, Reyes, Smith and Weiss (5)
(Item Nos. 36-40)**

ITEM NO. (36) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

[06-0815](#)

CD 4

CATEGORICAL EXEMPTION and COMMUNICATION FROM CHAIR, PUBLIC WORKS COMMITTEE relative to vacating the alley westerly of Ventura Boulevard from Willowcrest Avenue to approximately 50 feet southerly thereof (VAC E14010994).

Recommendations for Council action:

1. FIND that the vacation the alley westerly of Ventura Boulevard from Willowcrest Avenue to approximately 50 feet southerly thereof, is exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(3) of the City of Los Angeles Environmental Guidelines.
2. DIRECT that the street vacation proceedings pursuant to the Public Streets, Highways and Service Easements Vacation Law BE INSTITUTED for the vacation of the public right-of-way indicated below and shown colored blue on Exhibit B of the June 28, 2006 City Engineer report, attached to the Council file:

The northwesterly 20-foot wide portion of the alley southwestly of Ventura Boulevard from Willowcrest Avenue to approximately 50 feet southeasterly thereof.

3. ADOPT the FINDINGS of the City Engineer dated June 28, 2006, as the Findings of the Council.
4. ADOPT the accompanying City Engineer report dated June 28, 2006 to approve the vacation.
5. INSTRUCT the City Clerk to set a public hearing date for JULY 23, 2008.

Fiscal Impact Statement: The City Engineer reports that the petitioner has paid a fee of \$3,210 for the investigation of this vacation request pursuant to Los Angeles Administrative Code (LAAC) Section 7.42. Any deficit fee to recover the cost pursuant to LAAC Section 7.44 may be required of the petitioner. Maintenance of the public easement by City Forces will be eliminated.

Community Impact Statement: None submitted.

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

[07-2181](#)

CD 10

CATEGORICAL EXEMPTION and COMMUNICATION FROM CHAIR, PUBLIC WORKS COMMITTEE relative to vacating Fourth Avenue walkway easement southerly of Exposition Boulevard (VAC E1401068).

Recommendations for Council action:

1. FIND that the vacation of Fourth Avenue walkway easement southerly of Exposition Boulevard, is exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(3) of the City of Los Angeles Environmental Guidelines.
2. DIRECT that the street vacation proceedings pursuant to the Public Streets, Highways and Service Easements Vacation Law BE INSTITUTED for the vacation of the public right-of-way indicated below and shown colored blue on Exhibit A of the December 6, 2007 City Engineer report, attached to the Council file:

The 10-foot wide walk lying within Fourth Avenue southerly of Exposition Boulevard.

3. ADOPT the FINDINGS of the City Engineer dated December 6, 2007, as the Findings of the Council.
4. ADOPT the accompanying City Engineer report dated December 6, 2007 to approve the vacation.
5. INSTRUCT the City Clerk to set a public hearing date for JULY 23, 2008.

Fiscal Impact Statement: The City Engineer reports that to date, an estimated \$3,152.41 in charges have been expended in the investigation and processing of this proceeding. Since Los Angeles Administrative Code Section 7.46 exempts all governmental agencies from payment of fees, the processing of the vacation of the Fourth Avenue walkway easement southerly of Exposition Boulevard will be absorbed by the Bureau of Engineering.

Community Impact Statement: None submitted.

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

07-4011
CD 9

CATEGORICAL EXEMPTION and COMMUNICATION FROM CHAIR, PUBLIC WORKS COMMITTEE relative to vacating the alley westerly of Central Avenue between 52nd Place and 53rd Street (VAC E1401094).

Recommendations for Council action:

1. FIND that the vacation the alley westerly of Central Avenue between 52nd Place and 53rd Street, is exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(3) of the City of Los Angeles Environmental Guidelines.
2. DIRECT that the street vacation proceedings pursuant to the Public Streets, Highways and Service Easements Vacation Law BE INSTITUTED for the vacation of the public right-of-way indicated below and shown colored blue on Exhibit B of the February 22, 2008 City Engineer report, attached to the Council file:

The alley westerly of Central Avenue between 52nd Place and 53rd Street.

3. ADOPT the FINDINGS of the City Engineer dated February 22, 2008, as the Findings of the Council.

4. ADOPT the accompanying City Engineer report dated February 22, 2008 to approve the vacation.
5. INSTRUCT the City Clerk to set a public hearing date for JULY 23, 2008.

Fiscal Impact Statement: The City Engineer reports that to date, an estimated \$638.99 in charges have been expended in the investigation and processing of this proceeding. Since Los Angeles Administrative Code Section 7.46 exempts all governmental agencies from payment of fees, the processing of the vacation will be absorbed by the Bureau of Engineering. Maintenance of the public easement by City Forces will be eliminated.

Community Impact Statement: None submitted.

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

[07-4026](#)

CD 9

CATEGORICAL EXEMPTION and COMMUNICATION FROM CHAIR, PUBLIC WORKS COMMITTEE relative to vacating Hill Street (airspace) and 36th Street Vacation District (VAC E1401028).

Recommendations for Council action:

1. FIND that the vacation of Hill Street (airspace) and 36th Street Vacation District, is exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(3) of the City of Los Angeles Environmental Guidelines.
2. DIRECT that the street vacation proceedings pursuant to the Public Streets, Highways and Service Easements Vacation Law BE INSTITUTED for the vacation of the public right-of-way indicated below and shown colored blue on Exhibit A of the February 13, 2008 City Engineer report, attached to the Council file:
 - a. 36th Street between Hill Street and Broadway.
 - b. The limited airspace of a portion of Hill Street between approximately 302 feet to approximately 317 feet northerly of the centerline of 36th Place, lying approximately 17.25 feet to 31.25 feet above the finished street surface.
3. AUTHORIZE that the limits of the vacation airspace area to be adjusted, horizontally and vertically, to final alignments and datums, approved by the City Engineer.
4. WAIVE the payment of fees for the vacation proceedings in connection with the vacation of Hill Street (airspace) and 36th Street Vacation District in accordance with Los Angeles Administrative Code (LAAC) Section 7.46 which exempts all governmental agencies.
5. ADOPT the FINDINGS of the City Engineer dated February 13, 2008, as the Findings of the Council.
6. ADOPT the accompanying City Engineer report dated February 13, 2008 to approve the vacation.

7. INSTRUCT the City Clerk to set a public hearing date for JULY 23, 2008.

Fiscal Impact Statement: The City Engineer reports that to date, no charges have been expended in the investigation and processing of this vacation proceeding. Since LAAC Section 7.46 exempts all governmental agencies from payment of fees, the processing of the vacation of Hill Street (airspace) and 36th Street Vacation District will be absorbed by the Bureau of Engineering. Maintenance of the public easement by City Forces will be eliminated.

Community Impact Statement: None submitted.

ITEM NO. (40) - ADOPTED

07-0104-S1

CONSIDERATION OF MOTION (CARDENAS - GREUEL) relative to enabling the Los Angeles Police Department (LAPD) to process payment to the County of Los Angeles for the Deputy Probation Officer Pilot Program.

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

AUTHORIZE the LAPD to:

- a. Process payment up to \$125,000 to the County of Los Angeles for the assignment of six full time Deputy Probation Officers at Operations - Valley Bureau.
- b. Prepare Controller instructions for any technical adjustments, subject to the approval of the City Administrative Officer, and authorize the Controller to implement the instructions.
(Public Safety Committee waived consideration of the above matter)

**Roll Call #20 - Motion (Rosendahl - Parks) Adopted, Ayes (10); Absent: Hahn, LaBonge, Perry, Reyes, Smith and Weiss (5)
(Item Nos. 41a-k)**

ITEM NO. (41) - ADOPTED

07-1663-S2

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

Recommendations for Council action:

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

07-1663-S2

CD 9

- a. 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

- b. 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

- c. 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

- d. 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

- e. 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

- f. 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

- g. 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

- h. 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

- i. 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

- j. 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

- k. 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).

ITEM NO. (42) - ADOPTED

Roll Call #4 - Motion (Huizar - Hahn) Adopted, Ayes (10); Absent: LaBonge, Perry, Reyes, Smith and Weiss (5)

[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.

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

1. PROVIDE an offer of reward in the amount of \$75,000 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.
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. (43) - ADOPTED

Roll Call #22 - Motion (Zine - Wesson) Adopted, Ayes (10); Absent: Hahn, LaBonge, Perry, Reyes and Smith (5)

[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.

Recommendation for Council action:

REQUEST the Los Angeles Police Commission to present, to the Public Safety Committee, its follow-up findings of compliance, after all inspections are complete, 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.

ITEM NO. (44) - ADOPTED

Roll Call #21 - Motion (Rosendahl - Wesson) Adopted, Ayes (10); Absent: Hahn, LaBonge, Perry, Reyes and Smith (5)

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.

Recommendation for Council action:

AMEND the Council action of March 18, 2008 (Council file No. 07-1211) relative to the Coastal Transportation Corridor Specific Plan and proposed Livable Boulevard comprehensive corridor plans to add the following to Recommendation No. 3:

Expend an amount not to exceed \$250,000 from Council District 11's Coastal Transportation Corridor Specific Plan, Fund No. 447 to reimburse the City Planning Department and other departments as needed for costs incurred relative to the planning and environmental analysis required to prepare comprehensive corridor plans for the major boulevards in West Los Angeles.

ITEM NO. (45) - ADOPTED

Roll Call #4 - Motion (Huizar - Hahn) Adopted, Ayes (10); Absent: LaBonge, Perry, Reyes, Smith and Weiss (5)

07-3723-S1

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

Recommendations for Council action:

1. AUTHORIZE the Bureau of Engineering (BOE) to submit a grant application for \$1.35 million to the Santa Monica Mountains Conservancy for the Sunnynook River Park Project.
2. ADOPT the accompanying RESOLUTION as required by the State granting agency.
3. DIRECT the BOE to report, upon the award of any grant funds and prior to the execution of any further grant related documents, with recommendations for acceptance and expenditure of the grant funds.

ITEM NO. (46) - ADOPTED

Roll Call #21 - Motion (Rosendahl - Wesson) Adopted, Ayes (10); Absent: Hahn, LaBonge, Perry, Reyes and Smith (5)

[08-0987](#)

MOTION (PERRY - ZINE) and RESOLUTION relative to amending the Council action of April 25, 2008 in connection with the Joint Exercise Powers Agreement (JPA) between the City and the County of Los Angeles to create a Joint City/County Local Enforcement Agency for the Sunshine Canyon Landfill.

Recommendation for Council action:

AMEND the Council action of April 25, 2008 relative to the JPA between the City and the County of Los Angeles to create a Joint City/County Local Enforcement Agency for the Sunshine Canyon Landfill.

ADOPT the accompanying Resolution in order to make necessary technical changes.

Items Called Special

Motions for Posting and Referral

Councilmembers' Requests for Excuse from Attendance at Council Meetings

Closed Sessions - Items 47-53

**Roll Call #23 - Motion (Parks - Rosendahl) Adopted, Ayes (10); Absent: Hahn, LaBonge, Perry, Reyes and Smith (5)
(Item Nos. 47-48)**

ITEM NO. (47) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

[08-0172](#)

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 Santos Trejo v. City of Los Angeles, et al., Los Angeles Superior Court Case No. PC038231. (This action arises from a personal injury incident which occurred on December 16, 2004.)

(Budget and Finance Committee considered the above matter in Closed Session on June 16, 2008.)

ADOPTED

MOTION (PARKS - ROSENDAHL)

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

1. **AUTHORIZE** the City Attorney to expend \$750,000 in settlement of the case entitled Santos Trejo v. City of Los Angeles, et al., Los Angeles Superior Court Case No. PC038231, from the Liability Claims Account No. 9770, Fund 100, Department 59.
2. **AUTHORIZE** the City Attorney to draw a demand thereon in said amount payable to Joshua M. Merliss, Attorney at Law and Santos Trejo.
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 Chair and Member, Budget and Finance Committee (Parks - Rosendahl "yes") at the meeting of June 16, 2008, in Closed Session as permitted by Government Code Section 54956.9(a).

ITEM NO. (48) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

[08-1499](#)

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 Andrew Cobarrubias, et al., v. City of Los Angeles, et al., Los Angeles Superior Court Case No. BC368330. (This case arises out of a dangerous condition of public property, involving a "T" intersection, which occurred on May 20, 2005.)

(Budget and Finance Committee considered the above matter in Closed Session on June 16, 2008.)

ADOPTED

MOTION (PARKS - ROSENDAHL)

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

1. **AUTHORIZE** the City Attorney to expend \$950,000 in settlement of the case entitled Andrew Cobarrubias, et al., v. City of Los Angeles, et al., Los Angeles Superior Court Case No. BC368330, from the Liability Claims Account No. 9770, Fund 100/59.
2. **AUTHORIZE** the City Attorney to draw on said account as follows:
 - a. \$338,419 payable to Hartford Comprehensive Employee Benefit Service Company for the purchase of a Structured Settlement.
 - b. \$150,000 payable to Plaintiff, Andrew Cobarrubias and his attorneys of record Goldberg and Gille.
 - c. \$161,581 payable to Matthew Cobarrubias and his attorneys of record Goldberg and Gille.
 - d. \$300,000 payable to Toni Cobarrubias and her attorneys of record Goldberg and Gille.

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 Chair and Member, Budget and Finance Committee (Parks - Rosendahl "yes") at the meeting of June 16, 2008, in Closed Session as permitted by Government Code Section 54956.9(a).

ITEM NO. (49) - MEETING HELD - ACTION TAKEN IN CLOSED SESSION

[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.)

(Continued from Council meeting of June 18, 2008)

**Roll Call #23 - Motion (Parks - Rosendahl) Adopted, Ayes (10); Absent: Hahn, LaBonge, Perry, Reyes and Smith (5)
(Item Nos. 50-51)**

ITEM NO. (50) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

[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.)

(Continued from Council meeting of June 18, 2008)

ADOPTED

MOTION (PARKS - ROSENDAHL)

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

1. **AUTHORIZE** the City Attorney to pay a total of \$16,127,328 in settlement of the case entitled City of Los Angeles v. Chou, Los Angeles Superior Court Case No. BC 370712, \$10,738,750 of which has already been deposited with the Los Angeles Superior Court, pursuant to previous Council action, for an additional payment of \$5,388,578 from Fund No. 298/50, Account No. W540, MSP MTD-Building/Land Purchase.
2. **AUTHORIZE** the City Attorney to draw demand thereon in the amount of \$5,388,578 made payable to the Chou Family Grandparents Trust Dated April 10, 1992.
3. **INSTRUCT** 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.

ITEM NO. (51) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

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.)

(Continued from Council meeting of June 18, 2008)

ADOPTED

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

1. **AUTHORIZE** the City Attorney to expend \$620,000 in settlement of the case entitled City of Los Angeles v. Rosen, Los Angeles Superior Court Case No. BC370711.
2. **AUTHORIZE** the City Attorney to draw demands in settlement of the above case payable as follows:

\$80,000 - Pedro Garcia
\$40,000 - Kjell Hagen
\$250,000 - M.J. Higgins, Inc. and Martha Higgins
\$250,000 - L & R Auto Parks, Inc.
3. **AUTHORIZE** the City Attorney to execute the necessary settlement documents to carry out the above settlement.

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. (52) - CONTINUED JULY 2, 2008

Roll Call #1 - Motion (Parks - Huizar) Adopted To Continue, Unanimous Vote (10); Absent: LaBonge, Perry, Reyes, 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.)

(Continued from Council meeting of June 18, 2008)

ITEM NO. (53) - MEETING HELD - ACTION TAKEN IN CLOSED SESSION

[08-1573](#)

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 World Wide Rush, LLC v. City of Los Angeles, United States District Court (USDC) Case No. CV 07-238 ABC (JWJx); In Plain Sight Media and the Roosevelt Hotel v. William H. Jackson, et al., USDC Case No. CV-07-1739 SJO (PJWx); Metro Lights v. City of Los Angeles, USDC Case No. CV 04-1037 GAF (EX); Paramount Contractors v. City of Los Angeles, USDC Case No. CV 07-159 ABC (JWJx); Yorkwood, LLC, Mazen I. Nazzai v. City of Los Angeles, John Crawford, J. Brenek and David R. Keim, USDC Case No. CV07-1035 MMM (CTx); Regency Outdoor Advertising/Virtual Media v. City of Los Angeles; Summit Media LLC v. City of Los Angeles, USDC Case No. CV-07-2649 RSWL (AJWx); Vista Media Group v. City of Los Angeles, et al., Los Angeles Superior Court (LASC) Case No. BC 388271; Clear Channel Outdoor, Viacom Outdoor and National Advertising v. City of Los Angeles, USDC Case No. CV02-7586 SVW (FMOx); Community Redevelopment Association, LLC, doing business as Liberty Media v. City of Los Angeles, USDC Case No. CV06-3414 SVW (FFMx); Community Redevelopment Association, LLC, a California Limited Liability Company, doing business as Liberty Media Group, Plaintiff v. City of Los Angeles, USDC Case No. CV 06-7537 MR (CWx); Blu Media Group, L.L.C. v. City of Los Angeles, et al., USDC Case No. CV07-7321-RGK (MANx); LA Outdoor Advertising, Inc. v. City of Los Angeles, USDC Case No. SACV-07-1398 AHS (MLGx); Mort 15 Washington, LLC, Morton Kirshner, John 415 Washington, LLC, John Lieves, Al 415 Washington, LLC, Allen Sackler, Ron 415 Washington, LLC and Ronald Tamkin v. City of Los Angeles, John Crawford, J. Brenek and David R. Keim, USDC Case No. CV07-1051 AHM (SHx); City of Gardena v. City of Los Angeles, Clear Channel Outdoor, Inc., et al. LASC Case No. BS 112780; Regency Outdoor Advertising/Virtual Media v. City of Los Angeles, USDC Case No. CV 00-9913 FMC.

(Planning and Land Use Management Committee waived consideration of the above matter)

(Continued from Council meeting of June 18, 2008)

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

[08-1695](#)

CD 13

MOTION (GARCETTI - GREUEL) relative to declaring the Project YIMBY Connect Day on June 26, 2008 a Special Event (fees and costs absorbed by the City = \$5,320).

[08-1694](#)

CD 5

MOTION (WESSON for WEISS - GARCETTI) relative to declaring the Thayer Avenue Fourth of July Block Party on July 4, 2008 a Special Event (fees and costs absorbed by the City = \$1,188).

[08-1693](#)

CD 5

MOTION (WESSON for WEISS - GARCETTI) relative to declaring the Ayres Avenue Fourth of July Block Party on July 4, 2008 a Special Event (fees and costs absorbed by the City = \$1,188).

[07-2105](#)

CD 5

MOTION (WESSON for WEISS - GARCETTI) relative to declaring the 1900 Camden Avenue Fourth of July Block Party on July 4, 2008 a Special Event (fees and costs absorbed by the City = \$1,188).

[08-1692](#)

CD 8

MOTION (PARKS - GARCETTI) relative to declaring the Get Out the Vote Rally (Leimert Park) on June 28, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[08-1691](#)

CD 15

MOTION (HAHN - HUIZAR) relative to declaring the Elberon Avenue Block Party on July 4, 2008 a Special Event (fees and costs absorbed by the City = \$1,226).

[08-1697](#)

CD 15

MOTION (HAHN - HUIZAR) relative to declaring the 1700 Lagoon Avenue Block Party on July 4, 2008 a Special Event (fees and costs absorbed by the City = \$1,226).

[06-2101](#)

CD 4

MOTION (PARKS for LABONGE - HUIZAR) relative to declaring the Sunset Square Neighborhood Watch 10th Annual Block Party on October 26, 2008 a Special Event (fees and costs absorbed by the City = \$2,226).

[08-1690](#)

CD 4

MOTION (PARKS for LABONGE - HUIZAR) relative to declaring the National Night Out event on August 5, 2008 a Special Event (fees and costs absorbed by the City = \$1,188).

[08-1689](#)

CD 7

MOTION (ALARCON - GREUEL) relative to declaring the American Heroes Air Show on July 17, 2008 a Special Event (fees and costs absorbed by the City = none submitted).

[08-1685](#)

CD 2

MOTION (ROSENDAHL - GREUEL) relative to initiating street vacation proceedings for the turnarounds along the westerly side of the alley easterly of Babcock Avenue between Woodbridge Street and Valley Spring Lane.

[08-1696](#)

CD 13

MOTION (GARCETTI - GREUEL) relative to funding for street light installation and pedestrian crosswalk at the intersection of Silver Lake Boulevard and Earl.

[06-3138](#)

CD 10

MOTION (WESSON - WEISS) relative to reaffirming the Special Event declaration for the Culver City Farmers' Market.

[07-0818](#)

CD 11

MOTION (ROSENDAHL - GREUEL) relative to a contract extension for the construction of the Mar Vista Family Center (MVFC).

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

Whereupon the Council did adjourn.

ATTEST: Karen E. Kalfayan, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL