

Los Angeles City Council, **Journal/Council Proceedings**
Tuesday, **July 22, 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, Greuel, Hahn, LaBonge, Parks, Perry, Reyes, Rosendahl, Weiss, Wesson and Zine (11); Absent: Cardenas, Huizar, Smith and President Garcetti (4).

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
JULY 16, 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

Item Noticed for Public Hearing - Item 1

ITEM NO. (1) - PUBLIC HEARING HELD - CONTINUE HEARING TO JULY 25, 2008

**Roll Call #13 - Motion (Reyes - Perry) Adopted to Continue, Unanimous Vote (13);
Absent: LaBonge and President Garcetti (2)**

[08-1285](#)
CD 1

HEARING OF PROTESTS relative to the establishment of the Lincoln Heights Business and Community Benefit District, pursuant to Sections 6.600 through 6.620 of Chapter 9 of the Los Angeles Administrative Code and Article XIII D of the California Constitution.

(Pursuant to Council adoption of Ordinance No. 179916 on May 28, 2008. Public announcement of the tabulation of ballots is on Wednesday, July 23, 2008.)

Items for Which Public Hearings Have Been Held - Items 2-16

**Roll Call #1 - Motion (Parks - Rosendahl) Adopted, Ayes (11); Absent: Cardenas, Huizar, Smith and President Garcetti (4)
(Item Nos. 2-3)**

ITEM NO. (2) - ADOPTED

[07-0600-S90](#)

TRANSFER and REAPPROPRIATION OF FUNDS relative to the 2007-08 Year-End Adjustment and Financial Status Report.

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

1. TRANSFER from the Reserve Fund the amount of the prior-year reversion from the Council District Community Services line item of General City Purposes on June 30, 2008, to the Unappropriated Balance, and APPROPRIATE therefrom to the Council Fund No. 100/28, Salaries General Account No. 1010.
2. REAPPROPRIATE the unencumbered balance remaining in the Unappropriated Balance Fund No. 100/58, Account No. 0078, Los Angeles Police Department Consent Decree Program, in the same amount and into the same account as exists on June 30, 2008.
3. REAPPROPRIATE the unencumbered balance remaining from the Mayor's Fund No. 100/46, Contractual Services, Account No. 3040.
4. REAPPROPRIATE the unencumbered balance remaining in the General City Purposes Fund No. 100/56, Account No. 0829, Domestic Abuse Response Teams, in the same amount and into the same account as exists on June 30, 2008.
5. TRANSFER \$1,170,000 from the Reserve Fund to the Unappropriated Balance and APPROPRIATE this amount to the Information Technology Agency Fund No. 100/32, Furniture, Office & Technical Equipment, Account No. 7300, to purchase equipment necessary for the Public Safety Systems Project from funds that were budgeted in 2007-08 but not spent due to delays.
6. TRANSFER \$39,000 from the Reserve Fund to the Unappropriated Balance and APPROPRIATE this amount to the Cultural Affairs Department Fund No. 100/30, Furniture, Office & Technical Equipment, Account No. 7300, for the Charles Mingus Youth Arts Center.
7. REAPPROPRIATE the unencumbered balance remaining in the General City Purposes Fund No. 100/56, Account No. 0843, Financial Management System Replacement, in the same amount and in the same account as exists on June 30, 2008.

(Pursuant to Council action of May 30, 2008)

ITEM NO. (3) - ADOPTED

[08-0097](#)

APPROPRIATION OF FUNDS relative to the 34th Program Year Consolidated Plan.

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

1. AUTHORIZE the Controller to:

- a. Establish and/or increase accounts within Fund No. 424 Community Development Trust Fund as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
E108	Building and Safety	\$1,029,333
E110	City Administrative Officer	15,000
E112	City Attorney	624,969
E112	City Attorney	344,926
E122	Community Development	73,133
E122	Community Development	973,708
E122	Community Development	40,000
E122	Community Development	89,500
E122	Community Development	100,127
E122	Community Development	127,261
E122	Community Development	200,578
E174	Public Works-Board	1,034,045
E174	Public Works-Board	361,000
E184	Public Works-Street Lighting	521,325
E186	Public Works-Street Services	710,073
E186	Public Works-Street Services	695,760
E299	Community Development Related Costs-Domestic Violence	28,723
E299	Community Development Related Costs-Construction Training and Placement	34,272
E299	Related Costs-Hire LA	42,974
E299	Related Costs-YO	<u>50,032</u>
	Total	\$7,096,739

- b. Appropriate \$1,029,333 to Fund No. 100/08 Account No. 1010 Salaries for the Citywide PACE Program.
- c. Appropriate \$15,000 to Fund No. 100/10 Account No. 3040 Contractual Services for E-Civis.
- d. Appropriate \$624,969 to Fund No. 100/12 Account No. 1090 Grant Salaries for the Falcon Program.
- e. Appropriate \$344,926 to Fund No. 100/12 Account No. 1090 Grant Salaries for the PACE Program.

f. Appropriate \$73,133 to Fund No. 100/22 Account No. 1010 Salaries for the Domestic Violence Coordinator.

g. Appropriate \$973,708 to Fund No. 100/22 for the Youth and Family Centers as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1010	Salaries	\$761,755
3040	Contractual Services	\$134,632
6010	Office and Administration	\$1,934
6020	Operating Expense	\$1,335
3340	Utilities	\$68,283
6030	Rent	\$5,769

h. Appropriate \$40,000 to Fund No. 100/22 Community Development Department (CDD) for the Citizen Unit for Participation as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
2120	Printing and Binding	\$10,000
6010	Office and Administration Expense	\$30,000

i. Appropriate \$89,500 to Fund No. 100/22 CDD Account No. 3040 Contractual Services for the Consolidated Plan Application System.

j. Appropriate \$100,127 to Fund No. 100/22 CDD Account No. 1010 Salaries \$95,705 and Account No. 6300 Rent and Parking \$4,422 for the Construction and Training and Placement.

k. Appropriate \$127,261 to Fund No. 100/22 CDD as follows for Hire LA Program:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1010	Salaries	\$120,465
2120	Printing and Binding	\$250
6010	Office and Administration	\$412
6030	Rent and Parking	\$6,134

l. Appropriate \$200,578 to Fund No. 100/22 Community Development Department as follows for the Youth Opportunity Program:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1010	Salaries	\$102,784
2120	Printing and Binding	\$900
3040	Contractual Services	\$39,760
3340	Water and Electricity	\$12,670
6010	Office and Administration	\$8,000
6020	Operating Expenses	\$17,934
6030	Rent and Parking	\$18,530

- m. Appropriate \$1,034,045 to Fund No. 100/74 Public Works Board Account No.3040 Contractual Services for the Clean and Green Project.
- n. Appropriate \$361,000 to Fund No. 100/74 Public Works Board Account No. 3040 Contractual Services for the City Trees Project.
- o. Appropriate \$521,325 to Fund No. 100/84 Public Works Street Lighting for Sun Valley as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1010	Salary	\$49,325
1090	Overtime	\$5,000
3040	Contractual Services	\$467,000

- p. Appropriate \$710,073 to Fund No. 100/86 Public Works Street Services Account No. 1010 Salaries for Sidewalk and Tree Planting.
- q. Appropriate \$695,760 to Fund No. 100/86 Public Works Street Services for Pico Boulevard/Washington Streetscape as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1010	Salaries	\$400,000
1090	Overtime	\$95,000
3030	Construction Expense	\$80,000
3040	Contractual Services	\$47,000
6010	Office and Administration	\$15,000
6020	Operating Supplies	\$58,760

- r. Increase appropriations within the Senior Human Services Program Fund No. 42J/02 by \$97,706 in account E102 Department of Aging.
- s. Appropriate \$97,706 to Fund No. 100/02 as follows and transfer funds on an as-needed basis (Revenue Source No. 4852):

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1010	Salaries	\$73,635
1070	Salaries-As Needed	\$16,489
2120	Printing and Binding	\$5,257
6010	Office and Administration	\$2,345

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

(Pursuant to Council action of May 16, 2008)

**Roll Call #5 - Motion (Parks - Greuel) Adopted, Ayes (12); Absent: Cardenas, Huizar and President Garcetti (3)
(Item Nos. 4-8)**

ITEM NO. (4) - ADOPTED

[07-1972](#)

BUDGET AND FINANCE COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to establishing the Fiscal Year 2008-09 tax levy for Community Facilities District No. 3 (Cascades Business Park and Golf Course).

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

PRESENT and ADOPT the accompanying ORDINANCE establishing the Fiscal Year 2008-09 tax levy for Community Facilities District No. 3 (Cascades Business Park and Golf Course).

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

Community Impact Statement: None submitted.

ITEM NO. (5) - ADOPTED

[07-1973](#)

CD 9

BUDGET AND FINANCE COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to establishing the Fiscal Year (FY) 2008-09 tax levy for Community Facilities District No. 1 (Pershing Square).

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

PRESENT and ADOPT the accompanying ORDINANCE establishing the FY 2008-09 tax levy for Community Facilities District No. 1 (Pershing Square).

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

Community Impact Statement: None submitted.

ITEM NO. (6) - ADOPTED

[07-1974](#)

CD 11

BUDGET AND FINANCE COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to establishing the Fiscal Year (FY) 2008-09 tax levy for Community Facilities District No. 4 (Playa Vista - Phase 1).

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

PRESENT and ADOPT the accompanying ORDINANCE establishing the FY 2008-09 tax levy for Community Facilities District No. 4 (Playa Vista - Phase 1).

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

Community Impact Statement: None submitted.

ITEM NO. (7) - ADOPTED

[08-1656](#)

BUDGET AND FINANCE COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to establishing the 2008-09 assessment for Fire Safety Improvements Assessment District No. 1.

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

PRESENT and ADOPT the accompanying ORDINANCE establishing the annual levy of a special assessment on parcels within the Fire Safety Improvement Assessment District No. 1 for Fiscal Year 2008-09.

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

Community Impact Statement: None submitted.

ITEM NO. (8) - ADOPTED

[08-1660](#)

BUDGET AND FINANCE COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to establishing the Fiscal Year (FY) 2008-09 tax levy for Community Facilities District No. 8 (Legends at Cascades).

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

PRESENT and ADOPT the accompanying ORDINANCE establishing the FY 2008-09 tax levy for Community Facilities District No. 8 (Legends at Cascades).

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

Community Impact Statement: None submitted.

ITEM NO. (9) - ADOPTED - TO THE MAYOR FORTHWITH

Roll Call #19 - Motion (Smith - Reyes) Adopted, Ayes (12); Absent: LaBonge, Parks and President Garcetti (3)

[07-3660](#)

CD 12

ADDENDUM TO ENVIRONMENTAL IMPACT REPORT (EIR), MITIGATION MONITORING PROGRAM, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCES FIRST CONSIDERATION amending the Porter Ranch Specific Plan and authorizing execution of a 2008 Amended and Restated Development Agreement, for property within the area covered by the Porter Ranch Specific Plan.

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

1. REVIEW and CONSIDER EIR No. 88-0026(SP)(ZC)PA, State Clearinghouse No. 88050420, as modified by the Addendums dated April 2000, September 2000, and October 2006.
2. ADOPT the March 17, 2008 FINDINGS, of the Director of Planning, including the related environmental finding that the October 2006 Addendum to EIR No. 88-0026(SP)(ZC)PA (State Clearing House No. 88050420) is adequate environmental clearance for the project as the Findings of the Council, and ADOPT the October 2006 Addendum.

(On July 10, 1990, Council certified the EIR and on November 21, 2000, the Council adopted the April 2000 and September 2000 Addendums.)

3. ADOPT FINDINGS made pursuant to and in accordance with Section 21081.6 of the California Resources Code, and ADOPT the Mitigation Monitoring Program as set forth in the October 2006 Addendum to EIR No. 88-0026(SP)(ZC)PA.
4. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, amending the Porter Ranch Specific Plan (Ordinance No. 173872, as amended) to: permit an additional 242 single-family dwelling units in the Single-Family area and a corresponding reduction of 245,000 square feet of commercial space in the Community Center Area; permit the development of a larger K-8 school site at an alternate location in Subarea D converted from a portion of the remaining allowable non-residential floor area in the Community Center; and include minor changes to implement the transfer mechanism and adjust density and area requirements to accommodate any transferred units, for property within the area covered by the Porter Ranch Specific Plan in the Porter Ranch area of the San Fernando Valley, and generally bounded by the 118 Freeway to the south, Corbin Avenue and Porter Ranch Drive to the east, and the City boundary to the north and west.
5. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, authorizing execution of a 2008 Amended and Restated Development Agreement, which amends the First Amended Development Agreement dated May 29, 2001, by and among City of Los Angeles and the Porter Ranch Development Company.

Applicant: Porter Ranch Development Company, David Hasson

CPC-2006-8999-GPA-ZC-SP-DA

(Tom Stemnock, Planning Associates, Representative)

6. AUTHORIZE the Mayor to execute the Development Agreement on behalf of the City.
7. REQUEST the City Attorney, subject to the effective date of the Ordinance, to obtain all necessary signatures needed to process the Development Agreement, and transmit a signed copy to the office of the City Clerk for placement on Council file No. 07-3660.

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

Community Impact Statement: None submitted.

**Roll Call #1 - Motion (Parks - Rosendahl) Adopted, Ayes (11); Absent: Cardenas, Huizar, Smith and President Garcetti (4)
(Item Nos. 10-11)**

ITEM NO. (10) - ADOPTED

[08-1611](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to the sale of five surplus personal computer monitors to the Brotherhood Crusade.

Recommendations for Council action, pursuant to Motion (Parks - Cardenas):

1. AUTHORIZE the sale of five surplus personal computer monitors to the Brotherhood Crusade for the below market price of \$1.00 each, in accordance with Los Angeles Administrative Code Section 22.547.
2. REQUEST the City Attorney to expedite preparation of the appropriate documents to effectuate the sale and transfer of the above identified surplus equipment at below market value to the Brotherhood Crusade.
3. INSTRUCT the City Clerk to inform the Brotherhood Crusade (Charisse Bremond Weaver, 200 East Slauson Avenue, Los Angeles, CA., 90011, [323] 846-1649) that the surplus personal computer monitors must be claimed within 60 days from the date of Council approval of the request, at which time it will revert to the City's surplus equipment pool for disposal by the Department of General Services.

Fiscal Impact Statement: The Chief Legislative Analyst reports that the sale of five personal computer monitors at below market value is consistent with the City's Financial Policies since discarding, recycling or transporting the equipment produces a net financial cost to the City. This below market sale will increase the General Fund by \$5.00.

Community Impact Statement: None submitted.

ITEM NO. (11) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS

[08-1612](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to the sale of five surplus personal computer monitors to the Southern Christian Leadership Conference Dream Foundation (SCLC).

Recommendations for Council action, pursuant to Motion (Parks - Cardenas):

1. AUTHORIZE the sale of five surplus personal computer monitors to the SCLC, for the below market price of \$1.00 each, in accordance with Los Angeles Administrative Code Section 22.547.
2. REQUEST the City Attorney to expedite preparation of the appropriate documents to effectuate the sale and transfer of the above identified surplus equipment at below market value to the SCLC.
3. INSTRUCT the City Clerk to inform the SCLC (Reverend Eric Lee, 4182 South Western Avenue, Los Angeles, CA., 90062, [323] 290-4116), that the surplus personal computer monitors must be claimed within 60 days from the date of Council approval of this request, at which time it will revert to the City's surplus equipment pool for disposal by the Department of General Services.

Fiscal Impact Statement: The Chief Legislative Analyst reports that the sale of five personal computer monitors at below market value is consistent with the City's Financial Policies since discarding, recycling or transporting the equipment produces a net financial cost to the City. This below market sale will increase the General Fund by \$5.00.

Community Impact Statement: None submitted.

ITEM NO. (12) - MOTION ADOPTED TO APPROVE COMMUNICATION AND COMMITTEE REPORT RECOMMENDATIONS - SEE FOLLOWING

Roll Call #5 - Motion (Parks - Greuel) Adopted, Ayes (12); Absent: Cardenas, Huizar and President Garcetti (3)

[08-1706](#)

COMMUNICATION FROM CHAIR AND MEMBER, ENERGY AND ENVIRONMENT COMMITTEE and ORDINANCE FIRST CONSIDERATION relative to the issuance of General Obligation Bonds, Series 2008-A, for storm water projects as authorized at the election held in the City of Los Angeles on November 2, 2004.

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

1. PRESENT and ADOPT the accompanying ORDINANCE providing for the issuance of the General Obligation Bonds, Series 2008-A, in an amount not-to-exceed \$110 million for storm water projects, and creating related special funds.

2. INSTRUCT the City Clerk to place on the Council agenda on **AUGUST 6, 2008**, or on an alternate date as specified by the City Administrative Officer (CAO), the adoption of a Resolution for final approval of documents and award to the lowest responsible bidder the sale of the General Obligation Bonds, Series 2008-A, in an amount not-to-exceed \$110 million.
3. AUTHORIZE the CAO to receive and open bids on the published sale date and to award the Bonds to the bidder with the lowest True Interest Cost on behalf of the City, if there is no Council quorum or no meeting in City Hall on the advertised date of the sale, as described in the Notice Inviting Bids for the Bonds.

Fiscal Impact Statement: The CAO reports that there is no fiscal impact on the General Fund as a result of the proposed General Obligation Bonds, Series 2008-A issuance because the proposed bonds and related costs of issuance will be paid from an increase in ad valorem taxes levied upon all of the taxable property within the City. This bond issuance meets the requirements of the City's Financial Policies.

Debt Impact Statement: The CAO reports that issuance of up to \$110 million in bonds is anticipated to result in average debt service payments of approximately \$7.3 million annually for 20 years. The issuance will not cause the City's debt service payments to exceed 15 percent of General Fund revenues for both voter-approved and non-voter approved debt, as established in the City's Financial Policies, Debt Management Section.

Community Impact Statement: None submitted.

(Budget and Finance Committee report to be submitted in Council. If a 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, RESOLUTION and ORDINANCE FIRST CONSIDERATION relative to issuance of up to \$110 million in General Obligation (G.O.) Bonds for storm water projects.

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

CONCUR with the recommendations of the Energy and Environment Committee relative to the issuance of up to \$110 million in G.O. Bonds Series 2008-A for storm water projects.

Fiscal Impact Statement: The City Administrative Officer (CAO) reports there is no fiscal impact on the General Fund as a result of the proposed G.O. Bonds, Series 2008-A issuance because the proposed bonds and related costs of issuance will be paid from an increase in ad valorem taxes levied upon all of the taxable property within the City. This bond issuance meets the requirements of the City's Financial Policies.

Debt Impact Statement: The CAO reports that issuance of up to \$110 million in bonds is anticipated to result in average debt service payments of approximately \$7.3 million annually for 20 years. The issuance will not cause the City's debt service payments to exceed 15 percent of General Fund revenues for both voter-approved and non-voter approved debt, as established in the City's Financial Policies, Debt Management Section.

Community Impact Statement: None submitted.

**Roll Call #1 - Motion (Parks - Rosendahl) Adopted, Ayes (11); Absent: Cardenas, Huizar, Smith and President Garcetti (4)
(Item Nos. 13-15)**

ITEM NO. (13) - ADOPTED

[08-1549](#)

CD 9

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTION relative to various actions including the award of a sole source contract to Pro 911 Systems, Incorporated (Pro 911), a contract to SmartWAVE Technologies, LLC (SmartWAVE), for the completion of the upgrade, expansion, installation, and maintenance of a security surveillance system throughout the Goodyear Industrial Tract (Goodyear Tract Security Surveillance System Project).

Recommendations for Council action:

1. ADOPT the accompanying JOINT RESOLUTION [attached to the Chief Legislative Analyst (CLA) report dated July 14, 2008] pursuant to Section 33445 of the Health and Safety Code and find that:
 - a. The expenditure of Community Redevelopment Agency (CRA) funds is of benefit to the Council District Nine Corridors South of the Santa Monica Freeway Recovery Redevelopment Project Area (Project Area).
 - b. There are no other reasonable means of financing the Goodyear Tract Security Surveillance System Project.
 - c. The improvements are consistent with the Project Area 5-Year Implementation Plan.
2. AUTHORIZE the Chief Executive Officer, CRA, or designee, to award and execute, subject to the review of the City Attorney as to form and legality, the following 12-month contracts:
 - a. Sole source contract with Pro 911, in an amount not to exceed \$300,000, effective from the date of execution, to complete the upgrade, expansion, installation, and maintenance of a security surveillance system and various public improvements along the exterior and interior public streets of the Project Area.
 - b. Contract with SmartWAVE, in an amount not to exceed \$24,000, effective from the date of execution, to provide technical consultant services on the Goodyear Tract Security Surveillance System Project.

Fiscal Impact Statement: The CLA reports that there is no impact to the General Fund as a result of this action. The source of funds is Project Area Tax Increment and Bond Proceeds.

Community Impact Statement: None submitted.

ITEM NO. (14) - ADOPTED

[08-1772](#)

PERSONNEL COMMITTEE REPORT relative to the first Memorandum of Understanding (MOU) for the newly-created Senior Administrative and Administrative Analysts bargaining unit for a two-year period from October 22, 2007 through June 30, 2009.

Recommendations for Council action:

1. APPROVE the 2007-09 MOU for the Senior Administrative and Administrative Analysts Unit.
2. AUTHORIZE the City Administrative Officer (CAO) and the Controller to correct any clerical errors in the MOU; or if approved by the City Attorney, any technical errors.

Fiscal Impact Statement: The CAO reports that prior to October 22, 2007, these employees were not represented and their Cost of Living Adjustment (COLA) for that time is reflected in the non-represented employees' report, which provided a 2 percent increase effective July 1, 2007. The COLA for this MOU was anticipated as part of the non-represented report and, therefore, no additional funding is necessary. The total cost of the MOU is approximately \$275,000, an obligation of the General Fund.

Community Impact Statement: None submitted.

ITEM NO. (15) - ADOPTED

[08-1737](#)

TRANSPORTATION COMMITTEE REPORT relative to expanding the capacity to carry bicycles on the DASH and Commuter Express buses.

Recommendations for Council action, as initiated by Motion (Greuel – Reyes):

1. DIRECT the Los Angeles Department of Transportation (LADOT) to:
 - a. Examine and identify ways to expand the capacity to carry bicycles on DASH and Commuter Express buses.
 - b. Report to Council with recommendations on changes that can be made to the City's public transit system.
 - c. Forward these recommendations to the Los Angeles County Metropolitan Transportation Authority (MTA).

2. INSTRUCT the LADOT to replace existing bicycle racks, on Commuter Express buses scheduled for replacement, with bicycle racks that can accommodate three bicycles.
3. DIRECT the LADOT to draft a letter to the MTA to request the installation of bicycle racks that can accommodate three bicycles on MTA buses as regularly scheduled replacement takes place.

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

Community Impact Statement: None submitted.

ITEM NO. (16) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT AND COMMUNICATION RECOMMENDATIONS, AS AMENDED - SEE FOLLOWING

Roll Call #9 - Motion (Smith - Rosendahl) to Adopt as Amended, Ayes (13); Absent: LaBonge and President Garcetti (2)

[06-1512](#)
[07-3138](#)
[07-3155](#)
[08-0166](#)

ENERGY AND ENVIRONMENT COMMITTEE REPORT and COMMUNICATION FROM CHAIR and VICE-CHAIR, AD HOC RIVER COMMITTEE relative to the feasibility of recycling and/or banning the use of plastic bags and expanded polystyrene items in the City.

Recommendations for Council action:

1. BAN Expanded Polystyrene (EPS) food service products from City facilities through the following measures:
 - a. Adopt a Citywide policy requiring all City Departments to replace the purchase of EPS food service products with alternative products beginning on July 1, 2008.
 - b. Direct all City employees to use reusable, durable cups, plates, and other food service products wherever possible, including office events; and cease using any City funds to purchase EPS food service products for use in City facilities, leased City offices, or for any City sponsored events as of July 1, 2008.
 - c. Direct all City agencies to cease the purchase of EPS food service products for all City-permitted events by July 1, 2009.
 - d. Direct applicable City Departments to update all related City financial and procurement procedures and forms to reflect the ban on all purchases of EPS.
 - e. Direct all City agencies to review all lease and concession agreements for renegotiation to replace EPS food service products with alternative products and report back to Council by July 1, 2008 with a plan to phase the EPS ban into all agreements by 2010.

- f. Request proprietary City Departments to work with the Bureau of Sanitation (BOS) to implement the proposed ban in their operations beginning July 1, 2008.
 - g. Direct the Department of General Services and the BOS to report back to Council on an annual basis on the progress of efforts to phase out the use of EPS food packaging in City facilities, operations, and events.
 - h. Adopt a Citywide policy banning the use of plastic carry-out bags at all supermarkets and retail establishments beginning January 1, 2012 ~~2010~~, if a fee has not been established by that time; and imposing a point of sale fee on all other single-use bags, such as paper or compostable bags, if a fee or tax for their use has not been adopted by that date.
***(Reyes - Hahn - Smith)**
2. INSTRUCT the Office of the Chief Legislative Analyst (CLA), with the assistance of the BOS, to prepare and present to Council for consideration and Mayor concurrence a resolution that would continue the City's support for Assembly Bill 2058 (Levine) with the proposed amendments as follows:
- a. Eliminate the 70 percent diversion rate target and instead require that all retailers, as defined under Article 1. Definitions, Section 3 (f) of this Bill, be required to provide any plastic, paper or other single-use carry-out bag to a customer for not less than \$0.25 per bag effective July 1, 2009.
 - b. ~~Designate that revenues from this \$0.25 per single-use carry-out bag fee be collected at the stores, with retailers retaining \$0.05 per bag to cover their costs in the administration of this fee, the State retaining \$0.05 per bag to cover its costs in collecting and accounting for this fee from the retailers, and the remaining \$0.15 per bag distributed to local jurisdictions using an established per capita funding distribution formula.~~ ***\$0.25 be broken down as follows: three percent to retailers, three percent to the State and 94 percent to local jurisdictions, ensuring that local jurisdictions receive the lion's share of any revenues for programs, enforcement, education and outreach.**
***(Smith - Cardenas)**
 - c. Designate that all revenues distributed to local jurisdictions be used for education and outreach to combat litter, promote reusable bag use and to encourage recycling; for litter clean-up programs, street and catch basin cleaning, and public trash and recycling receptacles and collection; and enforcement and administration.

Fiscal Impact Statement: None submitted by the BOS. Neither the City Administrative Officer nor the CLA has completed a financial analysis of this report.

Community Impact Statement: None submitted.

[Ad Hoc on Recovering Energy, Natural Resources and Economic Benefit from Waste for Los Angeles (RENEW LA) waived consideration of the above matter]

ADOPTED

MOTION (PARKS - ROSENDAHL)

INSTRUCT the Bureau of Sanitation to report back on the proposed replacement products, the cost differential between the products, the education and training programs.

ADOPTED

MOTION (HUIZAR - REYES)

INSTRUCT the Bureau of Sanitation, with the City Administrative Officer and City Administrative Officer and Chief Legislative Analyst, to report back on the results of the San Francisco ban of plastic bags.

Items for Which Public Hearings Have Not Been Held - Items 17-41

(10 Votes Required for Consideration)

**Roll Call #2 - Motion (Rosendahl - LaBonge) Adopted, Ayes (12); Absent: Cardenas, Huizar and President Garcetti (3)
(Item Nos. 17-21)**

ITEM NO. (17) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS - SET FOR HEARING SEPTEMBER 23, 2008

[07-1106](#)

CD 7

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Glenoaks Boulevard and Tyler Street (Reballot) Lighting District.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated June 19, 2008.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **SEPTEMBER 23, 2008** as the hearing date for the maintenance of the Glenoaks Boulevard and Tyler Street (Reballot) Lighting District, in accordance with Proposition 218, Articles XIIIC and XIIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$1,760.71 will be collected annually starting with tax year 2009-10 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: September 15, 2008)

**ITEM NO. (18) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS -
SET FOR HEARING SEPTEMBER 23, 2008**

[08-1633](#)
CD 12

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Amestoy Avenue and Raymer Street Lighting District.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated June 19, 2008.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **SEPTEMBER 23, 2008** as the hearing date for the maintenance of the Amestoy Avenue and Raymer Street Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$223.34 will be collected annually starting with tax year 2009-10 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: September 15, 2008)

**ITEM NO. (19) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS -
SET FOR HEARING SEPTEMBER 23, 2008**

[08-1634](#)
CD 5

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Moorpark Street and Wortser Avenue Lighting District.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated June 17, 2008.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **SEPTEMBER 23, 2008** as the hearing date for the maintenance of the Moorpark Street and Wortser Avenue Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$569.11 will be collected annually starting with tax year 2009-10 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: September 15, 2008)

**ITEM NO. (20) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS -
SET FOR HEARING SEPTEMBER 23, 2008**

[08-1635](#)
CD 2

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Killion Street and Sylmar Avenue Lighting District.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated June 17, 2008.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **SEPTEMBER 23, 2008** as the hearing date for the maintenance of the Killion Street and Sylmar Avenue Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$733.82 will be collected annually starting with tax year 2009-10 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: September 15, 2008)

**ITEM NO. (21) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS -
SET FOR HEARING SEPTEMBER 23, 2008**

[08-1636](#)
CD 9

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Mid City Exposition LRT 18th Street to 23rd Street Lighting District.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated June 17, 2008.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **SEPTEMBER 23, 2008** as the hearing date for the maintenance of the Mid City Exposition LRT 18th Street to 23rd Street Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$9,338.93 will be collected annually starting with tax year 2009-10 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: September 15, 2008)

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

**Roll Call #12 - Motion (Reyes - Huizar) to Adopt Additional Motion, Ayes (13); Absent: LaBonge and
President Garcetti (2)**

[07-0705](#)

COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION TO BE SUBMITTED relative to amending Section 16.11.C.1 of the Los Angeles Municipal Code regarding the Green Building Program Approval Fee.

(Scheduled pursuant to Council action of July 15, 2008)

ADOPTED

MOTION (REYES - HUIZAR)

1. **FIND that adoption of the ordinance is categorically exempt from the requirements of the California Environmental Quality Act of 1970 (CEQA), pursuant to Article II, Section 2 (m) of the City's CEQA Guidelines, because it can be seen with reasonable certainty that adoption of the ordinance will not cause a physical change that would constitute a significant effect on the environment.**
2. **ADOPT the FINDINGS of the Director of Planning set forth in the report dated July 17, 2008, as the Findings of the Council.**
3. **PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, amending Section 16.11 of the Los Angeles Municipal Code relating to the Green Building Team.**

ADOPTED

ADDITIONAL MOTION (SMITH - REYES)

INSTRUCT the City Planning Department to provide a report back to the Planning and Land Use Management Committee on the fee-related issue in connection with the Green Building Program.

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

Roll Call #6 - Motion (Reyes - Rosendahl) Adopted, Ayes (14); Absent: President Garcetti (1)

[08-1604](#)

COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to amending Chapter VIII of the Los Angeles Municipal Code (LAMC) to revise and update the provisions of the code pertaining to the operation of parking meters in the City of Los Angeles.

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

PRESENT and ADOPT the accompanying ORDINANCE amending Chapter VIII of the LAMC to revise and update the provisions of the code pertaining to the operation of parking meters in the City of Los Angeles.

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

Community Impact Statement: None submitted.

(Transportation Committee waived consideration of the above matter)

ITEM NO. (24) - ADOPTED

**Roll Call #2 - Motion (Rosendahl - LaBonge) Adopted, Ayes (12); Absent: Cardenas, Huizar and President Garcetti (3)
(Item Nos. 24a-24g)**

[08-0005-S421](#)

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 July 14, 2008.

[08-0005-S421](#)

CD 8

- a. Property at 225 West 86th Place (Case No. 59875).
Assessor I.D. No. 6040-013-022

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 19, 2007)

[08-0005-S422](#)

CD 8

- b. Property at 5222 Cimarron Street (Case No. 137453).
Assessor I.D. No. 5005-014-024

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 26, 2008)

[08-0005-S423](#)

CD 8

- c. Property at 1174 West 38th Street (Case No. 161866).
Assessor I.D. No. 5037-012-005

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

[08-0005-S424](#)

CD 9

- d. Property at 114 East 77th Street (Case No. 22058).
Assessor I.D. No. 6022-007-015

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 9, 2008)

[08-0005-S425](#)

CD 9

- e. Property at 404 East 28th Street (Case No. 113489).
Assessor I.D. No. 5128-008-001

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on October 18, 2007)

[08-0005-S426](#)

CD 14

- f. Property at 519 North Bridewell Street (Case No. 19254).
Assessor I.D. No. 5493-033-006

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

[08-0005-S427](#)

CD 14

- g. Property at 2417 East Folsom Street (Case No. 153018).
Assessor I.D. No. 5177-027-017

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 17, 2008)

ITEM NO. (25) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

Roll Call #10 - Motion (Parks - Rosendahl) Adopted, Ayes (13); Absent: LaBonge and President Garcetti (2)

[08-1348](#)

CD 11

COMMUNICATION FROM CHAIR and MEMBER, BUDGET AND FINANCE COMMITTEE relative to various fund transfers to expedite design and construction of parking lots in Council District 11.

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

1. AUTHORIZE the Controller to consolidate into one account various funds previously programmed for the construction of two public parking lots, one along the 1300 block of Electric Avenue between California Avenue and Santa Clara Avenue and another along the east side of the 1600 block of Irving Tabor Court between Venice Boulevard and Palms Boulevard, that will provide an additional 115 new metered parking spaces in Venice, as follows:

From:

<u>Fund/Dept.</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
434/50		Abbot, Kinney, Electric, Lots	\$600,000.00
864/94	1010	Cash (Venice Area Surplus Property Fund)	130,600.00
363/94	C011	SPRF Unallocated Funds for CD 11	235,810.91
363/94	V232	Pisani Place	110,000.00
363/94	E201	Projects to be designated	<u>2,235,810.00</u>
		Total	\$3,312,220.91

To:

<u>Fund/Dept.</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
363/94	R217	Abbot, Kinney, Parking (SPRF)	\$3,312,220.91

2. AUTHORIZE the Controller to increase and decrease appropriations in the amount of \$2,930,000 to the Department of General Services (GSD) Fund to undertake the construction of the 1300 and the 1600 block parking lots, installation of parking meter pay stations, parking signage, lighting and landscaping, as follows:

From:

<u>Fund/Dept.</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
363/94	R217	Abbot Kinney Parking	\$2,930,000

To:

<u>Fund/Dept.</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
100/40	1014	Construction Salaries	\$500,000
100/40	1097	Construction Overtime	25,000
100/40	1101	Hiring Hall Construction	500,000
100/40	1191	Hiring Hall Construction Overtime	50,000
100/40	1121	Hiring Hall Construction Benefits	175,000
100/40	3180	Construction Materials and Supplies	<u>1,680,000</u>
		Total	\$2,930,000

3. EXEMPT the GSD from the managed hiring process for the various hiring hall positions for construction of the above mentioned parking lots.
4. AUTHORIZE the Los Angeles Department of Transportation (LADOT) to transfer cash from the funds to reimburse the General Fund, on an as-needed basis, upon proper documentation from the GSD and approval by the LADOT Project Manager.
5. TRANSFER \$200,000 from the Venice Area Surplus Real Property Fund to the Bureau of Engineering to pay for the necessary construction and coastal development permits, as follows:

From:

<u>Fund/Dept.</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
434/50	S216	Abbot, Kinney Electric Lots	\$200,000

To:

<u>Fund/Dept.</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
682/50	C205	1300 Electric	\$100,000
682/50	C206	1600 Irving Tabor	<u>100,000</u>
		Total	\$200,000

6. TRANSFER \$188,497.10 within Fund 682/50 to the Bureau of Engineering for survey and engineering support services for construction of the parking lots, as follows:

From:

<u>Fund/Dept.</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
682/50	W178	Special Engineering Services	\$188,497.10

To:

<u>Fund/Dept.</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
682/50	C205	1300 Electric	\$80,497.10
682/50	C206	1600 Irving Tabor	<u>108,000.00</u>
Total			\$188,497.10

7. AUTHORIZE the City Administrative Officer (CAO) to make any necessary technical adjustments/corrections to the above fund transfer instructions in order to effectuate the intent of this Motion.

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

Community Impact Statement: None submitted.

ITEM NO. (26) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

Roll Call #7 - Motion (Weiss - Zine) Adopted, Ayes (14); Absent: President Garcetti (1)

[06-1248-S8](#)

COMMUNICATION FROM CHAIR and MEMBER, PUBLIC SAFETY COMMITTEE relative to the Los Angeles Police Department's (LAPD) Supplemental Police Account Quarterly Report for the period January through March, 2008.

Recommendation for Council action:

NOTE and FILE LAPD Supplemental Police Account Quarterly Report for the period January through March, 2008.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

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

Roll Call #14 - Motion (Weiss - Smith) Adopted, Ayes (13); Absent: LaBonge and President Garcetti (2)

[08-0293](#)

COMMUNICATION FROM CHAIR and MEMBER, PUBLIC SAFETY COMMITTEE relative to the June 2008 status of Proposition Q funding of construction and reconstruction public safety projects.

Recommendation for Council action:

NOTE and FILE Proposition Q Administrative Oversight Committee report to the Mayor and Council dated May 30, 2008 (attached to the Council file) relative to the June 2008 quarterly status of construction and reconstruction public safety projects.

Fiscal Impact Statement: The Proposition Q Administrative Oversight Committee reports that this program is funded by Proposition Q - Citywide Public Safety General Obligation Bonds. There is no impact to the General Fund.

Community Impact Statement: None submitted.

**Roll Call #2 - Motion (Rosendahl - LaBonge) Adopted, Ayes (12); Absent: Cardenas, Huizar and President Garcetti (3)
(Item Nos. 28-33)**

ITEM NO. (28) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

[06-2576](#)

CD 1

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

Recommendations for Council action:

1. FIND that the FY 2008 Annual Planning Report (attached to the City Clerk report dated June 30, 2008) for the Highland Park PBID complies with the requirements of the City's Landscaping, Security, Programming, and Maintenance (LSPM) PBID Ordinance.
2. ADOPT the FY 2008 Annual Planning Report for the Highland Park PBID, pursuant to the LSPM PBID Ordinance.

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

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

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

[07-0778](#)

CD 10

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 837 South Crenshaw Boulevard.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article VII, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated March 9, 2007 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 837 South Crenshaw Boulevard.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$2,033 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of \$1,900 and a seven percent surcharge in the amount of \$133 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

ITEM NO. (30) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

[07-0779](#)

CD 10

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 5778 West Olympic Boulevard.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article VII, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.

3. ADOPT the City Engineer report dated March 9, 2007 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 5778 West Olympic Boulevard.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$2,033 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of \$1,900 and a 7 percent surcharge in the amount of \$133 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

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

[07-1566](#)

CD 10

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 3224 West Olympic Boulevard.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article VII, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated May 17, 2007 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 3224 West Olympic Boulevard.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$2,033 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of \$1,900 and a seven percent surcharge in the amount of \$133 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

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

[08-1431](#)

CD 15

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 208 West Anaheim Street.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article VII, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated May 28, 2008 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 208 West Anaheim Street.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$2,286.10 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of \$2,230 and a seven percent surcharge in the amount of \$156.10 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

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

[08-1583](#)

CD 15

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION TO VACATE relative to the vacation of the alley easterly of Holmes Avenue from Century Boulevard to approximately 197 feet northerly thereof (VAC E1400936).

Recommendations for Council action:

1. REAFFIRM the FINDINGS of August 12, 2003, that the vacation of the alley easterly of Holmes Avenue from Century Boulevard to approximately 197 feet northerly 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. REAFFIRM the FINDINGS of August 12, 2003, that this vacation is in substantial conformance with the General Plan pursuant to Section 556 of the Los Angeles City Charter.

3. PRESENT and ADOPT the accompanying RESOLUTION TO VACATE NO. 08-1400836 for the vacation of the alley easterly of Holmes Avenue from Century Boulevard to approximately 197 feet northerly thereof.
4. INSTRUCT the City Clerk to transmit, following Council adoption, Resolution to Vacate No. 08-1400836 to the Land Development Group of the Bureau of Engineering for recordation of said Resolution with the Los Angeles County Recorder.

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

ENVIRONMENTAL WORK COMPLETED FOR THIS PROJECT

ITEM NO. (34)- ADOPTED

**Roll Call #15 - Motion (Parks - Huizar) Adopted, Ayes (13); Absent: LaBonge and President Garcetti (2)
(Item Nos. 34a-34i)**

[06-0667](#)
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.

[06-0667](#)
CD 13

- a. MOTION (GARCETTI - LABONGE) relative to declaring the 16th Annual Thai Cultural Day on September 21, 2008 a Special Event (fees and costs absorbed by the City = \$3,481).

[07-2051](#)
CD 13

- b. MOTION (GARCETTI - LABONGE) relative to declaring the Bicycle Film Festival on July 18-20, 2008 a Special Event (fees and costs absorbed by the City = \$7,598).

[08-1866](#)
CD 4

- c. MOTION (LABONGE - WESSON) relative to declaring the Fire Station 29 photo shoot on July 15, 2008 a Special Event (fees and costs absorbed by the City = none submitted).

[07-1889](#)
CD 9

- d. MOTION (PERRY - ROSENDAHL) relative to declaring the Thanksgiving Day Banquet on November 27, 2008 a Special Event (fees and costs absorbed by the City = \$1,660).

[07-1599](#)

CD 9

- e. MOTION (PERRY - ROSENDAHL) relative to declaring the Day of Pampering on August 30, 2008 a Special Event (fees and costs absorbed by the City = \$1,682).

[08-1853](#)

CD 9

- f. MOTION (PERRY - GREUEL) relative to declaring the Downtown Film Festival on August 13-17, 2008 a Special Event (fees and costs absorbed by the City = \$1,226).

[08-1856](#)

CD 1

- g. MOTION (REYES - PERRY) relative to declaring the XXI Guelaguetza Festival on August 9-10, 2008 a Special Event (fees and costs absorbed by the City = \$4,000).

[06-1695](#)

CD 10

- h. MOTION (WESSON - ZINE) relative to declaring the Third Annual West Boulevard Block Club Party on August 9, 2008 a Special Event (fees and costs absorbed by the City = \$5,479).

[08-1854](#)

CD 6

- i. MOTION (CARDENAS - GREUEL) relative to declaring the "Cool" July Mixer and Ribbon Cutting Ceremony on July 17, 2008 a Special Event (fees and costs absorbed by the City = \$200).

**Roll Call #2 - Motion (Rosendahl - LaBonge) Adopted, Ayes (12); Absent: Cardenas, Huizar and President Garcetti (3)
(Item Nos. 35-38)**

ITEM NO. (35) - ADOPTED

[08-1860](#)

CD 11

MOTION (ROSENDAHL - GREUEL) relative to installing street banners announcing the West Los Angeles community, the West Los Angeles Farmers' Market and the West Los Angeles Summer Concert Series at the Civic Center for the period of July 2008 - July 2009.

Recommendations for Council action:

1. APPROVE the street banner program announcing the West Los Angeles community, the West Los Angeles Farmers' Market and the West Los Angeles Summer Concert Series at the Civic Center, as a "City of Los Angeles Event," for the period of July 2008 - July 2009.
2. APPROVE the content of the street banners for the above specified event.
3. APPROVE the continuation of the street banner installation program, as described above, should unforeseen circumstances change the actual period of the street banner installation.

ITEM NO. (36) - ADOPTED

06-0407

CD 13

MOTION (ROSENDAHL - PERRY) relative to initiating street vacation proceedings for Brokaw Place between Carlton Way and Hollywood Boulevard.

Recommendations for Council action:

1. INITIATE street vacation proceedings, pursuant to California Streets and Highways Code, Division 9, Part 3, Public Streets, Highways and Service Easements Vacation Law for Brokaw Place between Carlton Way and Hollywood Boulevard.
2. DIRECT the Bureau of Engineering to process this vacation request under Council file No. 06-0407 and Engineering work order No. E1400988, and apply the conditions established under the Council action of September 13, 2006, under Council file No. 06-0407 to this request.
3. DIRECT the Bureau of Engineering to present its report regarding the feasibility of vacating the requested areas to the Public Works Committee.
4. DIRECT the City Clerk to append this Motion to Council file No. 06-0407.

ITEM NO. (37) - ADOPTED

08-1868

CD 3

MOTION (ZINE - GREUEL) relative to unencumbering funds from a prior year for Council District Three General City Purposes (GCP) allocation.

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

1. UNENCUMBER and REVERT the below identified Council District Three prior year GCP encumbered allocation of \$10,000 to the Reserve Fund, and TRANSFER therefrom to the Unappropriated Balance Fund No. 100/58, and REAPPROPRIATE therefrom to the GCP Fund No. 100/56, Account No. 0703 (CD-3 Community Services) for further support of Council District Three community services efforts.

<u>Fiscal Year</u>	<u>Fund No.</u>	<u>Account</u>	<u>Title</u>	<u>Contract</u>	<u>Amount</u>
05-06	100/56	0703	CD-3 Community Service	C-109926	\$10,000

2. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above fund transfer instructions in order to effectuate the intent of the Motion.

ITEM NO. (38) - ADOPTED

[08-1867](#)

CD 3

MOTION (ZINE - GREUEL) relative to naming the 4800 block of El Canon Avenue as "Bob McCord Way."

Recommendations for Council action:

1. NAME the 4800 block of El Canon Avenue in Council District Three as "Bob McCord Way" in honor of the contributions of the late Bob McCord.
2. DIRECT the Los Angeles Department of Transportation to post the appropriate sign(s) at this location to implement the above action.

ITEM NO. (39) - ADOPTED

Roll Call #16 - Motion (Parks - Perry) Adopted, Ayes (13); Absent: LaBonge and President Garcetti (2)

[08-1800](#)

CD 13

MOTION (GARCETTI - GREUEL) relative to ballot order and letter designation request for two ballot measures to be placed on the November 4, 2008 State of California General Election.

Recommendations for Council action:

1. ADOPT the following order and letter designation request for the two ballot measures to be placed on the November 4, 2008 State of California General Election:

1st Measure: CITY OF LOS ANGELES SPECIAL GANG AND YOUTH VIOLENCE PREVENTION, AFTER-SCHOOL AND JOB TRAINING PROGRAMS TAX. PROPOSITION A

2nd Measure: UPDATE OF LOW RENT HOUSING AUTHORIZATION. PROPOSITION B
2. DIRECT the City Clerk to transmit the ballot order and letter request designation adopted by this Motion to the County Registrar-Recorder without delay.
3. AUTHORIZE the Council President to propose alternate letter designations to the County Registrar-Recorder in the event that the requested designations are not available.

TIME LIMIT FILE - AUGUST 1, 2008

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

ITEM NO. (40) - ADOPTED

Roll Call #2 - Motion (Rosendahl - LaBonge) Adopted, Ayes (12); Absent: Cardenas, Huizar and President Garcetti (3)

[08-1857](#)

CD 11

MOTION (ROSENDAHL - GREUEL - CARDENAS) relative to accepting pro bono services provided by IT-Training and Consulting.

Recommendation for Council action:

ACCEPT the pro bono services provided by IT-Training and Consulting, valued at approximately \$3,500, as a gift to the City of Los Angeles to assist the Office of the Mayor in creating a website to increase awareness of the Mayor's Day of Service to internet users.

ITEM NO. (41) - REFERRED TO RULES AND GOVERNMENT COMMITTEE

Roll Call #3 - Motion (LaBonge - Hahn) Adopted to Refer, Unanimous Vote (12); Absent: Huizar, Weiss and President Garcetti (3)

[08-1859](#)

RESOLUTION (PARKS - PERRY) relative to calling for a boycott of the "New Yorker" magazine.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION calling for a boycott of the "New Yorker" magazine and demand that all existing issues featuring a caricature of Senator Barack Obama and his wife be removed from newsstands.

Items for Which Public Hearings Have Not Been Held - Items 42-43

(10 Votes Required for Consideration)

ITEM NO. (42) - ADOPTED - FORTHWITH

Roll Call #11 - Motion (Parks - Cardenas) Adopted, Ayes (13); Absent: LaBonge and President Garcetti (2)

[08-1903](#)

CONSIDERATION OF MOTION (PARKS - CARDENAS) relative to authorizing the City Attorney to negotiate and execute one or more contracts, or contract amendments, with the law firms of Cotchett, Pitre and McCarthy and Renne Sloan Holtzman Sakai to assist the City Attorney to recoup damages from brokers and sellers of municipal securities and municipal bond insurance companies, as outlined in this Motion.

Recommendations for Council action:

1. AUTHORIZE the City Attorney to negotiate and execute one or more contracts, or contract amendments, with the law firms of Cotchett, Pitre and McCarthy and Renne Sloan Holtzman Sakai to assist the City Attorney to recoup damages from brokers and sellers of municipal securities and municipal bond insurance companies, as outlined in this Motion.
2. REQUEST the City Attorney and outside counsel to report to the Budget and Finance Committee, in Closed Session, within 30 days on the status of the litigation.

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

ITEM NO. (43) - ADOPTED

Roll Call #4 - Motion (Parks - Reyes) Adopted, Ayes (12); Absent: Cardenas, Huizar and President Garcetti (3)

[07-0011-S28](#)

CD 13

MOTION (GARCETTI - REYES) relative to funding from the Street Furniture Revenue Fund for a Personal Services Contract for consultant services associated with land use issues.

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

1. INSTRUCT the Bureau of Street Services (BOSS) to prepare a Personal Services Contract, agreement or other necessary contractual document with Kelli Bernard for consultant services associated with land-use issues, for the period September 1, 2008 to September 1, 2009, subject to the approval of the City Attorney as to form and legality. Said Personal Services Contract, agreement or other necessary contractual document shall include, but not be limited to, the following: A description of the work to be performed, the estimated completion date, and an advance payment provision, as appropriate.
2. AUTHORIZE the Councilmember of Council District 13 to enter into and execute a Personal Services Contract, agreement or other necessary contractual document with Kelli Bernard, for an amount not to exceed \$70,000 for the above work to be performed.
3. AUTHORIZE the Board of Public Works, Office of Accounting and the Controller, as appropriate, to TRANSFER up to \$70,000 from the Council District 13 portion of the Street Furniture Revenue Fund No. 43D/50, to Fund No. 100/28 (Council), Account No. 3040 (Contractual Services), for the above-specified Personal Services Contract, agreement or other necessary contractual document between Council District 13 and Kelli Bernard.
4. INSTRUCT the BOSS to ensure that Kelli Bernard submits invoices to the Board of Public Works, Office of Accounting, of the actual expenditures for consultant services associated with land-use issues, along with a detailed accounting of the actual expenditures, and return any unspent funds within 30 days of completion of this project.
5. AUTHORIZE the Chief Legislative Analyst, or designee, to make technical corrections or clarifications as may be necessary to implement the intent of the Motion.

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

08-1949

MOTION (GREUEL for GARCETTI - LABONGE) relative to declaring the Taste of East Hollywood on July 26, 2008 a Special Event (fees and costs absorbed by the City = \$5,268).

08-1948

MOTION (GREUEL for GARCETTI - PERRY) relative to declaring the Swing Vote event on July 24, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

08-1947

MOTION (GREUEL for GARCETTI - LABONGE) relative to declaring the Nike Live Concert at the Ricardo Maltaban Theatre on July 23, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

08-1946

MOTION (PERRY - PARKS) relative to declaring the Health and Wellness Fair on September 13, 2008 a Special Event (fees and costs absorbed by the City = \$1,226).

08-1940

MOTION (GREUEL for GARCETTI - LABONGE) relative to declaring the Family Summer Splash and Resource Fair on July 26, 2008 a Special Event (fees and costs absorbed by the City = \$1,642).

08-1938

MOTION (GREUEL - SMITH) relative to declaring the Watermelon Festival on August 8-10, 2008 a Special Event (fees and costs absorbed by the City = \$11,931).

08-1939

MOTION (HUIZAR - PARKS) relative to declaring the National Night Out on August 5, 2008 a Special Event (fees and costs absorbed by the City = \$2,522).

08-1941

MOTION (ALARCON - GREUEL) relative to declaring the Hansen Dam Spirit Triathlon on August 17, 2008 a Special Event (fees and costs absorbed by the City = \$2,822).

07-2394

MOTION (ALARCON - GREUEL) relative to declaring the Eighth Annual Carey Ranch Community, National Night Out on August 5, 2008 a Special Event (fees and costs absorbed by the City = \$580).

07-2261

MOTION (ROSENDAHL - SMITH) relative to declaring the Firebrand Street Block Party on July 19, 2008 a Special Event (fees and costs absorbed by the City = \$1,642).

08-1950

MOTION (PERRY - GREUEL) relative to a request for an exemption from the Convention Center fee waiver policy for the College Meeting event on February 18, 2009.

[08-1951](#)

MOTION (PERRY - GREUEL) relative to a request for an exemption from the Convention Center fee waiver policy for the College Meeting event on October 7, 2008.

[07-2567](#)

MOTION (PERRY - PARKS) relative to a request for an exemption from the Convention Center fee waiver policy for the Annual Opening Meeting event on August 28, 2008.

[08-0010-S35](#)

MOTION (PARKS - HAHN) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Anthony Preston Jones on April 1, 2007.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon his request and without objections, Councilmember Smith was excused from Council Session of Friday, September 12, 2008 due to City Business.

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

[08-1753](#) - Jerry Friedman

Greuel - Alarcon - Cardenas

Ayes, Alarcon, Cardenas, Greuel, Hahn, Huizar, Perry, Reyes, Rosendahl, Smith, Weiss, Wesson and Zine (12); Absent: LaBonge, Parks and President Garcetti (3).

Whereupon the Council did adjourn.

ATTEST: Karen E. Kalfayan, CITY CLERK

By

Council Clerk

PRESIDENT PRO TEMPORE OF THE CITY COUNCIL