

Los Angeles City Council, **Journal/Council Proceedings**
Tuesday, **July 29, 2008**
John Ferraro Council Chamber, Room 340, City Hall - 10 am

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

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

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
JULY 23, 2008

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 36

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 1-13

**ITEM NO. (1) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS,
AS AMENDED - ORDINANCE OVER TO AUGUST 5, 2008 - SEE FOLLOWING**

**Roll Call #14 - Motion (Smith - Reyes) Adopted, Ayes (12); Absent: Greuel, Hahn and
President Garcetti (3)**

**Roll Call #15 - Motion (Smith - LaBonge) Adopted, Ayes (11); Noes: Zine (1); Absent: Greuel, Hahn and
President Garcetti (3)**

[06-0296](#)

COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION
relative to the Solid Waste Collection, Recycling and Disposal Fee.

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

1. HEAR COMMENTS relative to the proposed Solid Waste Collection, Recycling and Disposal Fee.
2. PRESENT and ADOPT the accompanying ORDINANCE amending Section 66.41 of Article 6.1, of the Los Angeles Municipal Code, "Solid Waste Collection, Recycling and Disposal Fee," to set the Single-Family Dwelling and Multiple-Family Dwelling charges.

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.

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

ADOPTED

MOTION (SMITH - ROSENDAHL)

REQUEST the City Attorney to prepare an Ordinance amending the necessary sections of the Los Angeles Municipal Code, Sections 66.40 - 66.48, to offer participating dwelling units a monetary incentive based on an incremental volume reduction from the standard refuse allowance.

ITEM NO. (2) - CONTINUE TO AUGUST 5, 2008

**Roll Call #1 - Motion (Weiss - Rosendahl) Adopted to Continue, Unanimous Vote (11);
Absent: Alarcon, Hahn, Huizar and President Garcetti (4)**

[08-0959](#)

CD 5

HEARING PROTESTS relative to the establishment of the Century City Property and Business Improvement District, pursuant to Section 53753 of the California Government Code, Section 36600 et seq. of the California Streets and Highways Code and Article XIII D of the California Constitution.

(Pursuant to Council adoption of Ordinance No. 179932 on June 4, 2008. Public announcement of the tabulation of ballots is on Wednesday, July 30, 2008.)

**Roll Call #2 - Motion (LaBonge - Rosendahl) Adopted to Continue, Unanimous Vote (11);
Absent: Alarcon, Hahn, Huizar and President Garcetti (4)
(Item Nos. 3-6)**

ITEM NO. (3) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED ON AUGUST 15, 2008

[08-1269](#)

CD 4

HEARING PROTESTS against the proposed improvement and maintenance of the Lankershim Boulevard and Woodbridge Street Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Lankershim Boulevard and Woodbridge Street Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on May 30, 2008 - Continue hearing and present Ordinance on AUGUST 15, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (4) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON AUGUST 15, 2008**

[08-1270](#)

CD 4

HEARING PROTESTS against the proposed improvement and maintenance of the Woodbridge Street and Cartwright Avenue Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Woodbridge Street and Cartwright Avenue Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on May 30, 2008 - Continue hearing and present Ordinance on AUGUST 15, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (5) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON AUGUST 15, 2008**

[08-1272](#)

CD 11

HEARING PROTESTS against the proposed improvement and maintenance of the Alvern Circle and Alvern Street Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Alvern Circle and Alvern Street Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on May 30, 2008 - Continue hearing and present Ordinance on AUGUST 15, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (6) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON AUGUST 15, 2008**

[08-1273](#)

CD 11

HEARING PROTESTS against the proposed improvement and maintenance of the Oakstone and Appian Ways Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Oakstone and Appian Ways Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on May 30, 2008 - Continue hearing and present Ordinance on AUGUST 15, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**Roll Call #7 - Motion (Rosendahl - Smith) Adopted, Ayes (12); Absent: Alarcon, Hahn and President Garcetti (3)
(Item Nos. 7-11)**

ITEM NO. (7) - PUBLIC HEARING CLOSED - ORDINANCE ADOPTED

[08-1034](#)
CD 5

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Beverly Glen Boulevard and Wilkins Avenue Lighting District.

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

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

(Public Hearing held July 8, 2008)

ITEM NO. (8) - PUBLIC HEARING CLOSED - ORDINANCE ADOPTED

[08-1035](#)
CD 11

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Iowa and Corinth Avenues Lighting District.

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

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

(Public Hearing held July 8, 2008)

ITEM NO. (9) - PUBLIC HEARING CLOSED - ORDINANCE ADOPTED

[08-1039](#)

CD 6

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Glenoaks Boulevard and Branford Street Lighting District.

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

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

(Public Hearing held July 8, 2008)

ITEM NO. (10) - PUBLIC HEARING CLOSED - ORDINANCE ADOPTED

[08-1040](#)

CD 4

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Denny Avenue and Magnolia Boulevard Lighting District.

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

1. FIND that a majority protest exists in the Street Lighting Maintenance Assessment District and therefore the assessment cannot be enacted.
2. PRESENT and ADOPT the accompanying ORDINANCE abandoning all proceedings relating to the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).
3. INSTRUCT the Director, Bureau of Street Lighting, to assure that the streetlights are not installed or are removed from service if previously installed.

(Public Hearing held July 8, 2008)

ITEM NO. (11) - PUBLIC HEARING CLOSED - ORDINANCE ADOPTED

[08-1032](#)

CD 7

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Roxford Street and Borden Avenue Lighting District.

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

1. FIND that a majority protest exists in the Street Lighting Maintenance Assessment District and therefore the assessment cannot be enacted.
2. PRESENT and ADOPT the accompanying ORDINANCE abandoning all proceedings relating to the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).
3. INSTRUCT the Director, Bureau of Street Lighting, to assure that the streetlights are not installed or are removed from service if previously installed.

(Public Hearing held July 8, 2008)

ITEM NO. (12) - PUBLIC HEARING CLOSED - CONTINUED TO JULY 30, 2008

**Roll Call #16 - Motion (Reyes - Huizar) Adopted to Continue, Unanimous Vote (12);
Absent: Greuel, Hahn and President Garcetti (3)**

[08-1300](#)

CD 1

HEARING OF PROTESTS, PUBLIC ANNOUNCEMENT OF BALLOT TABULATION and ORDINANCE FIRST CONSIDERATION relative to the modification, expansion, and renaming of the Chinatown Business Improvement District (BID) to the Greater Chinatown Business and Community BID, 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 (Public hearing to be closed and ballots to be tabulated).

Recommendations for Council action, if the tabulation of assessment ballots indicates majority support, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. PRESENT and ADOPT the accompanying ORDINANCE modifying the Management District Plan for the Chinatown BID and confirming the assessments to be levied upon properties within the BID, as described in the Management District Plan.
2. AUTHORIZE the City Clerk, subject to the approval of the City Attorney, to amend the existing contract between the City and the Los Angeles Chinatown Business Council as needed to administer the Greater Chinatown Business and Community Benefit BID's programs upon adoption of the Ordinance modifying the District's Management District Plan.

Fiscal Impact Statement: The City Clerk reports that direct costs associated with Department administrative expenses will be charged to the BID and will be recovered from assessments collected. There are four City-owned properties located within the boundaries of the proposed modified BID, totaling an annual assessment in the first year after modification of \$24,069.39, or 1.94 percent of the total proposed budget. Funding is available in the Business Improvement District Trust Fund No. 659 to pay the General Fund share of assessments for the first operating year.

(Pursuant to adoption of Ordinance No. 179917 on May 28, 2008.)

ITEM NO. (13) - CONTINUED TO SEPTEMBER 10, 2008

**Roll Call #3 - Motion (Wesson - Reyes) Adopted to Continue, Unanimous Vote (11);
Absent: Alarcon, Hahn, Huizar and President Garcetti (4)**

[08-1059](#)

CD 10

CONTINUED CONSIDERATION OF HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of barricading all openings at 811 South Catalina Street (includes 811-13 South Catalina Street) Lien: \$6,034.82

(Continued from Council meeting of July 15, 2008)

Items for Which Public Hearings Have Been Held - Items 14-32

ITEM NO. (14) - ADOPTED

Roll Call #20 - Motion (Perry - Parks) Adopted, Ayes (12); Absent: Greuel, Hahn and President Garcetti (3)

[07-1658](#)

CDs 1, 5, 8, 9, 10 & 15

CATEGORICAL EXEMPTION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION imposing interim regulations on the issuance on all permits related to the establishment of new fast food restaurants on commercial or industrial zoned properties located on streets designated as Major Highway Class I, Major Highway Class II, and Secondary Highway in the West Adams-Baldwin Hills-Leimert Community Plan Area and portions of the South Los Angeles and Southeast Los Angeles Community Plan Areas.

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

1. FIND that this action is categorically exempt from the California Environmental Quality Act (CEQA), pursuant to Article 19, Section 15308, Class 8, of the CEQA Guidelines.
2. ADOPT the July 3, 2008, FINDINGS of the Director of Planning, as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE imposing interim regulations on the issuance on all permits related to the establishment of new fast food restaurants on commercial or industrial zoned properties located on streets on streets designated as Major Highway Class I, Major Highway Class II, and Secondary Highway in the West Adams-Baldwin Hills-Leimert Community Plan Area and portions of the South Los Angeles and Southeast Los Angeles Community Plan Areas.

Applicant: City of Los Angeles

CPC 2007-3827-ICO

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 #7 - Motion (Rosendahl - Smith) Adopted, Ayes (12); Absent: Alarcon, Hahn and President Garcetti (3)
(Item Nos. 15-16)**

ITEM NO. (15) - ADOPTED

[08-1766](#)
CD 12

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change at 10227 North Mason Avenue.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the lead agency in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council File No. 08-1766 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV 2006-4525 MND] filed on September 18, 2006.
2. ADOPT the FINDINGS of the North Valley Area Planning Commission (NVAPC) as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the NVAPC, effecting a zone change, incident to subdivision, from the existing P-1L to (T)(Q)C2-1L for the proposed maximum 40 residential condominiums on a 1-lot subdivision on a 0.98 net acre (42,689 net square foot site) located at 10227 North Mason Avenue, subject to Conditions of Approval.

Applicant: Leonard Yaghoobi, Armin Gharai, Project Engineer APCNV 2006-10297 ZC

4. REMOVE the (T) Tentative classification as described in detail on the sheet(s) attached to the Committee report.
5. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.
6. ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.

7. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.

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

Community Impact Statement: None submitted.

TIME LIMIT FILE - OCTOBER 1, 2008

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

ITEM NO. (16) - ADOPTED

[08-1285](#)

CD 1

CONTINUED CONSIDERATION OF PUBLIC ANNOUNCEMENT OF BALLOT TABULATION and ORDINANCE FIRST CONSIDERATION relative to establishment of the Lincoln Heights Business and Community Benefit District (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.

Recommendations for Council action, if the tabulation of ballots indicates majority support, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. PRESENT and ADOPT the accompanying ORDINANCE establishing the District and confirming the assessments to be levied upon properties within the District, as described in the Management District Plan.
2. AUTHORIZE the City Clerk, subject to approval of the City Attorney, to prepare, execute and administer an operating agreement between the City and a nonprofit management entity, for administration of the District.

Fiscal Impact Statement: The City Clerk reports that funding for assessments levied on the City-owned properties within the District were included in the General Fund allocation to the 2008-09 Business Improvement District Trust Fund No. 659. Assessments levied on the Department of Water and Power property within the District will not be paid from the General fund.

(Pursuant to Council action on July 25, 2008 and adoption of Ordinance No. 179916 on May 28, 2008)

(Continued from Council meeting of July 23, 2008)

ITEM NO. (17) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #22 - Motion (Parks - Rosendahl) to Adopt as Amended, Ayes (11); Absent: Greuel, Hahn, Smith and President Garcetti (4)

[07-1434](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to extension of the contract with Pacific Sports LLC to produce the Los Angeles Triathlon.

Recommendations for Council action:

1. NOTE and FILE the correspondence from USA Triathlon (attached to the Council file), advising that it agrees to promptly grant sanctions for the 2008 and 2009 Los Angeles Triathlon, as set forth in Pacific Sports' applications submitted to USA Triathlon, provided that Pacific Sports continues to comply with the applicable requirements under the USA Triathlon Bylaws.
2. AUTHORIZE the City Administrative Officer (CAO) and Chief Legislative Analyst (CLA) to negotiate with Pacific Sports for 60 days following adoption of this matter by the City Council on terms to extend the contract between the City and Pacific Sports for the management of the Los Angeles Triathlon, incorporating at a minimum the following deal points: full reimbursement of City costs; term not to exceed three years, with one option to extend for two years; "Host Hotel" located within the City of Los Angeles; and City's option to modify the route, with 15 months notice. AUTHORIZE the CAO and CLA to immediately release a Request for Proposal (RFP) for the production and management of the Los Angeles Triathlon, beginning with the 2009 event if after the elapse of 60 days and an agreement has not been reached.

Fiscal Impact Statement: The CAO and CLA report that future annual reimbursements to the City for the costs of providing support to the Los Angeles Triathlon may increase depending on the outcome of the negotiations or the RFP process. There is no additional impact on the General Fund. The recommendations above comply with the City Financial Policies in that sufficient user charges and fees will be pursued and levied to support the full cost of operations for which the fees are charged.

Community Impact Statement: None submitted.

ADOPTED

MOTION (PARKS - ROSENDAHL)

Recommendations for Council action:

1. MANDATE that the vendor remain certified with the USAT during the life of the contract.
2. USE the same full-cost recovery model used for the Los Angeles Marathon.
3. INCLUDE certain City re-openers, should the race be sold during the three-year commitment, to protect the City's financial interests.

**Roll Call #4 - Motion (Parks - Wesson) Adopted, Ayes (11); Absent: Alarcon, Hahn, Huizar and President Garcetti (4)
(Item Nos. 18-23)**

ITEM NO. (18) - ADOPTED

[08-1708](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to sewerage facilities charges (SFC) in connection with the development project at 3000 East Washington Boulevard.

Recommendation for Council action:

APPROVE the reduction of SFC fees by all or part of the actual cost of off-site sewers constructed by the developer.

Fiscal Impact Statement: The Board of Public Works reports that adoption of this report will not result in fiscal impact with the exception of the determination that the SFC liability of the proposed project will be offset by the cost of the development's provision to construct an off-site sewer, such that no monies will be collected for deposit into the Sewer Construction and Maintenance Fund.

Community Impact Statement: None submitted.

ITEM NO. (19) - ADOPTED

[06-2079](#)

CD 4

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to amending the Owner Participation Agreement (OPA) with Vineland Habitat, LLC (Developer), for the development of a 58-unit residential project located at 4900 North Vineland Avenue.

Recommendation for Council action:

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

- a. Execute an Amendment to the OPA with the Developer to allow the development of either a rental or for-sale project, subject to the review of the City Attorney as to form and legality.
- b. Execute a First Amendment of Agreement Containing Covenants with the Developer, subject to the review of the City Attorney as to form and legality.

Fiscal Impact Statement: The Chief Legislative Analyst reports that there is no impact to the General Fund.

Community Impact Statement: None submitted.

ITEM NO. (20) - ADOPTED

[08-1666](#)

CD 7

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTION relative to the issuance of \$3.2 million in Tax-exempt Revenue Bonds (Bonds) by the California Statewide Communities Development Authority (CSCDA) on behalf of Penny Lane Centers (PLC).

Recommendations for Council action:

1. FIND that the PLC project is necessary and appropriate to accomplish City community and economic development objectives.
2. ADOPT the accompanying RESOLUTION (Attachment I of the Community Development Department report dated May 28, 2008) relating to the authorization, execution, and issuance of up to \$3.2 million in Bonds by the CSCDA for the PLC project.
3. AUTHORIZE the CSCDA to negotiate and execute all documents and agreements required for the execution and delivery of the Bonds for this project, subject to the review of the City Attorney as to form and legality.

Fiscal Impact Statement: The City Administrative Officer reports that there is no General Fund impact. Approval of the recommendations will allow CSCDA to issue a cumulative amount of up to \$3.2 million in tax-exempt revenue bonds on behalf of PLC. This action complies with City financial and debt management policies in that bond proceeds are generated from investor capital and require no pledge of public funds for their backing, security, or repayment. The outstanding debt will be repaid from operating revenues of the Borrower. The City is not providing any financial assistance to this project. The City will receive \$4,800 in fee income.

Community Impact Statement: None submitted.

ITEM NO. (21) - ADOPTED

[08-1678](#)

CD 9

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to a Proposition K Grant Agreement in the amount of \$591,000 with the Bureau of Engineering for the development of the Venice Hope Recreation Center located at 1600 South Hope Street.

Recommendation for Council action:

RECEIVE and FILE the Community Redevelopment Agency report dated June 19, 2008, relative to a Proposition K Grant Agreement in the amount of \$591,000 with the Bureau of Engineering for the development of the Venice Hope Recreation Center located at 1600 South Hope Street, inasmuch as Council has previously acted on this matter (Council file No. 08-1326) and no further action is necessary.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (22) - ADOPTED

[08-1738](#)

CD 1

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to adjusting the Los Angeles Conservation Corps (LACC) service contract for the Good Beginnings Early Childhood Education Program (Program), the transfer of said Program to the Pacific Asian Consortium in Employment (PACE), discontinuing its lease for the City-owned building at 1839 South Hoover Street, and the subsequent leasing of the facility to PACE.

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

1. AUTHORIZE the General Manager, Community Development Department (CDD), or designee, to:
 - a. Amend the 34th Program Year Consolidated Plan to make the following changes:
 - 1) Decrease total funding awarded to LACC for the Program from \$156,618 to \$98,500.
 - 2) Adjust the term of the LACC funding from April 1, 2008 to March 31, 2009 to April 1, 2008 to August 31, 2008.
 - 3) Add funding in the amount of \$58,118 awarded to PACE, for the Program for the period September 1, 2008 through March 31, 2009, and to conduct such processes as may be necessary to effect this change.
 - b. Negotiate and execute a City Agreement for an amount not to exceed \$98,500 for the period April 1, 2008 through August 31, 2008, with LACC to operate the Program, subject to review and approval by:
 - 1) The City Administrative Officer's (CAO) Risk Management Group as to compliance with insurance requirements.
 - 2) The Department of Public Works (DPW), Bureau of Contract Administration as to compliance with City and Federal contract requirements.
 - 3) The CDD as to compliance with Community Based Development Organization certification.
 - 4) The City Attorney as to form and legality.

- c. Negotiate and execute a City Agreement for an amount not to exceed \$58,118 for the period September 1, 2008 through March 31, 2009, with PACE to operate the Program, subject to review and approval by:
 - 1) The CAO Risk Management Group as to compliance with insurance requirements.
 - 2) The DPW, Bureau of Contract Administration as to compliance with City and Federal contract requirements.
 - 3) The CDD as to compliance with Community Based Development Organization certification.
 - 4) The City Attorney as to form and legality.
 - d. 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 CAO and authorize the Controller to implement these instructions.
2. AUTHORIZE the Department of General Services to negotiate and execute a lease agreement with PACE to conduct an early childhood education program at the City-owned facility at 1839 South Hoover Street, Los Angeles, 90006, for a three-year term at below market value (\$1.00/year) and on condition that PACE would be responsible for maintenance, repairs, custodial, and utilities at the facility and would provide insurance indemnifying the City in an amount to be determined by the CAO, Risk Management.

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. (23) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS

[08-1849](#)
CD 9

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to a City Loan Contract for \$3,817,000 with Avalon Park Plaza, LLC (Borrower), to assist with acquisition and pre-development costs of the Avalon Park Plaza Project, an industrial complex located at 6800 Avalon Boulevard (Project), and related actions.

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

1. FIND, pursuant to an eligibility review conducted by the Community Development Department (CDD), that the Project meets a National Objective and Public Benefit compliance of the Housing and Community Development Act and is necessary and appropriate to accomplish the City's economic development objectives.

2. AUTHORIZE the General Manager, CDD, or designee, to:
 - a. Utilize \$3,817,000 of Section 108 Loan proceeds to provide a City loan to the Borrower, for the development of the Project.
 - b. Negotiate and execute, subject to the review of the City Attorney as to form and legality and compliance with City contracting requirements:
 - 1) A City Loan Agreement financed with Section 108 Loan proceeds in the amount of \$3,817,000 for the Project and all related documents between the City and Borrower, which will obligate Avalon Park Plaza, LLC, to repay the applicable City loan by 2023.
 - 2) An Agreement that will subordinate the City Loan to a construction or permanent senior loan acquired by the Borrower for the Project.
 - c. Prepare Controller instructions for any technical adjustments that are necessary and consistent with the Mayor and Council action on this matter, subject to the approval of the City Administrative Officer (CAO), and authorize the Controller to implement those instructions.
3. APPROVE City loan with Section 108 Loan proceeds in the amount of \$3,817,000 for the Project, subject to environmental assessment of the proposed Project for compliance with the California Environmental Quality Act and the National Environmental Policy Act.
4. RESCIND Council's action of January 31, 2007, that authorized the CDD to utilize \$1,317,000 in Section 108 Loan proceeds to assist the Community Redevelopment Agency to acquire a site located at 6900 Stanford Avenue for the Calko Steel Project (Calko) and reallocate said amount to the (Avalon Park Plaza) Project (to be included in the total funding of \$3,817,000).
5. AUTHORIZE the Controller to establish a new account and expend funds in the amount of up to \$3,817,000 upon proper demand of the General Manager, CDD, or designee, as follows:

<u>Fund</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
43F	E210	Avalon Park Plaza	\$3,817,000

Fiscal Impact Statement: The CAO reports there is no General Fund impact. The City's total investment in this Project is \$3.8 million from the proceeds of a Section 108 Loan Guarantee. Section 108 proceeds are ultimately guaranteed with future Community Development Block Grant allocations to the City from the U.S. Department of Housing and Urban Development. Collateral and debt service obligations on the City loan, as funded by Section 108 loan are the sole responsibility of the Borrower and are thereby secured by City liens on the Project and a personal guarantee from the Borrower to prevent any impact on City grant resources.

ITEM NO. (24) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #18 - Motion (Reyes - Huizar) to Adopt as Amended, Ayes (12); Absent: Greuel, Hahn and President Garcetti (3)

[07-2941](#)

CD 14

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to a California Environmental Quality Act (CEQA) appeal on Mitigated Negative Declaration (MND) No. ENV 2006-0052-MND in connection with various addresses on Cleland Avenue.

Recommendations for Council action:

1. FIND that MND No. ENV 2006-0052-MND reflects the independent judgment of the City Council, and that on the basis of the whole record before it, there is no substantial evidence that the project will, as mitigated, have a significant effect on the environment, and that the record of proceedings in this matter is located in Council file No. 07-2941 in the City Clerk's Office and in the files in the custody of the City Planning Department.
2. ADOPT MND No. ENV 2006-0052-MND, subject to the following additional conditions and measures to further mitigate or avoid significant environmental effects:
 - a. The existing upper retaining wall shall be underpinned with piles that are a minimum of 12 feet deep in accordance with the structural detail prepared by the applicant's structural engineer, and the piles shall extend a minimum of 10 feet into bedrock in accordance with the soil report dated November 11, 2005, prepared by Earth Systems and approved by Building and Safety.
 - b. Amend Mitigation Measure VI c2 to append the following to the existing language:

“In accordance with Section 91.7016.4.2 of the Los Angeles Municipal Code (LAMC), the updated soil report shall demonstrate that development of the site will achieve a minimum factor of safety of 1.5. The development shall in all other respects comply with Division 70 of the LAMC.”
3. INSTRUCT the Department of Building and Safety that prior to issuance of any permits for development of the site, an updated soil report, based on the final proposed construction plan, shall be submitted to the Grading Division of Building and Safety for approval.
4. DENY IN PART/GRANT IN PART appeal filed by Daniel Wright, on behalf of the Mount Washington Homeowners Alliance brought under California Public Resources Code Section 21151(c) (CEQA), from the East Los Angeles Area Planning Commission's adoption of MND ENV-2006-0052-MND for the construction, use, and maintenance of seven single family dwellings on seven lots for property at 4771, 4765, 4759, 4753, 4747, 4741, and 4735 Cleland Avenue, subject to the following measures as noted in Recommendation No. 2, of the Committee report.

Applicant: Godwin Iwunze

ENV 2006-0052 MND

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

Community Impact Statement: None submitted.

ADOPTED

MOTION (HUIZAR - REYES)

Adopt the following recommendations in lieu of the recommendations contained in the report:

1. **ADOPT** the recommendations of the Planning and Land Use Management (PLUM) Committee relative to the appeal from the actions of the East Los Angeles Area Planning Commission in adopting a Mitigated Negative Declaration in Case No. ENV-2006-52-MND.
2. **REMAND** the matter to the East Los Angeles Area Planning Commission for the sole purpose of modifying the conditions of the Project Approval so as to include the modified mitigation measures set forth in Recommendation No. 2 of the PLUM Committee report.

**Roll Call #4 - Motion (Parks - Wesson) Adopted, Ayes (11); Absent: Alarcon, Hahn, Huizar and President Garcetti (4)
(Item Nos. 25-32)**

ITEM NO. (25) - ADOPTED

[08-1775](#)

CD 14

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the inclusion of the Garment Capitol Building located at 217-21 East Eighth Street in the list of Historic-Cultural Monuments.

Recommendations for Council action:

1. **ADOPT** the FINDINGS of the Cultural Heritage Commission (CHC) as the Findings of the Council.
2. **APPROVE** the recommendation of the CHC relative to the inclusion of the Garment Capitol Building located at 217-21 East Eighth Street in the list of Historic-Cultural Monuments.

Owner/Applicant: 217 East Eighth Street, LLC
Representative: Ben Taniguchi

CHC 2008-1181 HCM

Fiscal Impact Statement: The CHC reports that such designation in and of itself has no fiscal impact. Future applications for permits may cause minimal administrative costs.

Community Impact Statement: None submitted.

TIME LIMIT FILE - AUGUST 4, 2008

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

ITEM NO. (26) - ADOPTED

[08-1776](#)

CD 14

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the inclusion of the Castle Crag located at 5027 El Verano Avenue in the list of Historic-Cultural Monuments.

Recommendations for Council action:

1. ADOPT the FINDINGS of the Cultural Heritage Commission (CHC) as the Findings of the Council.
2. APPROVE the recommendation of the CHC relative to the inclusion of the Castle Crag located at 5027 El Verano Avenue in the list of Historic-Cultural Monuments.

Owner/Applicant: Edward V., and Martha T. and Lucy K. Hunt

CHC 2008-1177 HCM

Representative: Charles J. Fisher

Fiscal Impact Statement: The CHC reports that such designation in and of itself has no fiscal impact. Future applications for permits may cause minimal administrative costs.

Community Impact Statement: None submitted.

TIME LIMIT FILE - AUGUST 4, 2008

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

ITEM NO. (27) - ADOPTED

[08-1778](#)

CD 4

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the inclusion of the Clarence G. Badger Residence located at 7128 Woodrow Wilson Drive in the list of Historic-Cultural Monuments.

Recommendations for Council action:

1. ADOPT the FINDINGS of the Cultural Heritage Commission (CHC) as the Findings of the Council.
2. APPROVE the recommendation of the CHC relative to the inclusion of the Clarence G. Badger Residence located at 7128 Woodrow Wilson Drive in the list of Historic-Cultural Monuments.

Owner/Applicant: Gabriel and David Eshaghian
Representative: Charles J. Fisher

CHC 2008-1180 HCM

Fiscal Impact Statement: The CHC reports that such designation in and of itself has no fiscal impact. Future applications for permits may cause minimal administrative costs.

Community Impact Statement: None submitted.

TIME LIMIT FILE - AUGUST 4, 2008

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

ITEM NO. (28) - ADOPTED - SET FOR HEARING AUGUST 6, 2008

[06-2823](#)

CD 9

CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to vacating Ascot Avenue from the alley southerly of 58th Street to its southerly terminus (VAC E1401024).

Recommendations for Council action:

1. FIND that the vacation of Ascot Avenue from the alley southerly of 58th Street to its southerly terminus 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. FIND 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 July 11, 2007 City Engineer report and attached to the Council file:

Ascot Avenue from the alley southerly of 58th Street to its southerly terminus.

3. ADOPT the FINDINGS of the City Engineer dated July 10, 2008, as the Findings of the Council.
4. ADOPT the accompanying City Engineer report dated July 10, 2008 to approve the vacation.
5. INSTRUCT the City Clerk to set a public hearing date for **AUGUST 6, 2008**.

Fiscal Impact Statement: The City Engineer reports that to date, an estimated \$6,420 in charges have been expended in the investigation and processing of this vacation proceeding 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. (29) - ADOPTED

08-0839-S2

ADMINISTRATIVE EXEMPTION and TRADE, COMMERCE AND TOURISM COMMITTEE REPORT relative to a Memorandum of Agreement (MOA) between the City of Los Angeles and Seaside Transportation Services, LLC for the retrofitting of 14 cranes with diesel particulate filters.

Recommendations for Council action:

1. FIND that approving the MOA between the City of Los Angeles and Seaside Transportation Services, LLC for the retrofitting of 14 cranes with diesel particulate filters will not affect the physical environment and as such, the proposed activities are exempt from the requirements of the California Environmental Quality Act (CEQA) in accordance with Article 2(f), and Article III, Class 1(32) of the City's CEQA Guidelines.
2. CONCUR with the action taken by the Board of Harbor Commissioners at its meeting held December 20, 2007, approving MOA No. 2662 between the City of Los Angeles and Seaside Transportation Services, LLC in the amount of \$875,000 for the retrofitting of 14 cranes with California Air Resources Board Verified Level 3 diesel particulate filters.

Fiscal Impact Statement: The City Administrative Officer reports that this action will not impact the General Fund inasmuch as funding will be provided from the Harbor Revenue Fund. The proposed MOA with Seaside Transportation Services, LLC, authorized under the Air Quality Mitigation Incentive Program (AQMIP) is for a total of \$875,000 for a five-year term, from Fiscal Year (FY) 2007-08 through FY 2012/13. This MOA is one of 23 agreements approved under the AQMIP, with a total funding of \$9,175,636. Since the Harbor Department is only bound by the City Debt Management Policies, City Financial Policies are not applicable.

Community Impact Statement: None submitted.

TIME LIMIT FILE - AUGUST 18, 2008

(LAST DAY FOR COUNCIL ACTION - AUGUST 15, 2008)

ITEM NO. (30) - ADOPTED

[08-1765](#)

ADMINISTRATIVE EXEMPTION and TRADE, COMMERCE AND TOURISM COMMITTEE REPORT relative to Los Angeles World Airports (LAWA) joining the State of California Integrated Information Network 2 (CALNET 2) contract with AT&T for telephone, data, and related services at Los Angeles International (LAX), Van Nuys (VNY), and Palmdale (LAPMD) Airports.

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. AUTHORIZE the Executive Director, LAWA, to execute the agreement for LAWA to join the State of California CALNET 2 contract with AT&T for an amount not to exceed \$2.7 million for telephone, data, and related services at LAX, VNY, and LAPMD Airports.
3. CONCUR with the Board of Airport Commissioners action taken June 23, 2008 approving LAWA joining the State of California CALNET 2 contract with AT&T.
4. DIRECT LAWA to report to the Trade, Commerce and Tourism Committee relative to the feasibility of providing free Wi-Fi internet access at LAX.

Fiscal Impact Statement: The City Administrative Officer (CAO) reports that this action will not impact the General Fund. Approval of the proposed request to join CALNET 2, a State agreement with AT&T, will be funded in an amount not to exceed \$2.7 million annually. Funding for fiscal year 2008-09 has been requested from the operating budgets of LAX, LAPMD and VNY. Financing for subsequent years will be requested during budget processes in ensuing fiscal years. Since LAWA is only bound by City debt management policies, the City's financial policies are not applicable.

Community Impact Statement: None submitted.

TIME LIMIT FILE - SEPTEMBER 2, 2008

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

ITEM NO. (31) - MOTION ADOPTED TO APPROVE COMMUNICATION AND COMMITTEE REPORT RECOMMENDATION

[06-2627](#)

COMMUNICATION FROM CHAIR, AD HOC COMMITTEE ON PUBLIC DEBT, BONDS AND FINANCING and BUDGET AND FINANCE COMMITTEE REPORT relative to a calculation of debt service savings from repricing the Municipal Corporation of Los Angeles (MICLA) 2006-A financing.

Recommendation for Council action:

NOTE and FILE the City Administrative Officer's report relative to a calculation by Gardner, Underwood and Bacon of debt service savings from repricing the MICLA 2006-A financing.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

**ITEM NO. (32) - MOTION ADOPTED TO APPROVE COMMUNICATION AND COMMITTEE REPORT
RECOMMENDATIONS - SEE FOLLOWING**

[08-1617](#)

CD 9

FINAL ENVIRONMENTAL IMPACT REPORT (FEIR) and COMMUNICATION FROM CHAIR, INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE relative to the disposition of the property at First and Broadway (AIN 5161-005-921 & 922) in connection with the Grand Avenue Mixed-Use Project.

Recommendations for Council action:

1. FIND on the basis of substantial evidence in light of the whole record that:
 - a. There are no substantial changes proposed in the Grand Avenue Mixed-Use Project which will require major revisions to the previous FEIR (State Clearing House No. 2005091041) due to the involvement of new significant environmental effects of a substantial increase in the severity of previously identified significant efforts.
 - b. No substantial changes will occur with respect to the circumstances under which the Grand Avenue Mixed-Use Project is undertaken which will require major revisions of the previous FEIR due to the involvement of new significant environmental effects or a substantial increase in the severity of previously identified effects.
 - c. There is no new information of substantial importance, which was not known and could not have been known with the exercise of reasonable diligence at the time the previous FEIR was certified as complete which shows any of the following: a) The project will have one or more significant effects not discussed in the previous FEIR; b) Significant effects previously examined will be substantially more severe than shown in the previous FEIR; c) Mitigation measures or alternatives previously found not to be feasible would in fact be feasible and would substantially reduce one or more significant effects of the project, but the project proponents decline to adopt the mitigation measure or alternative; or d) Mitigation measures or alternatives which are considerably different from those analyzed in the previous FEIR would substantially reduce one or more significant effects on the environment, but the project proponents decline to adopt the mitigation measure or alternative.
 - d. Therefore, no additional environmental review is required.

2. APPROVE the Agreement with the State of California and County of Los Angeles regarding the disposition of property interests at First Street and Broadway in the City of Los Angeles, as attached to the Council file, in keeping with prior agreements as to the disposition of the First Street and Broadway site in order for the County to proceed with the development of the Grand Avenue Project Civic Mall in connection with Grand Avenue Mixed-Use Project.
3. AUTHORIZE the Mayor to execute the Agreement, as detailed above in Recommendation No. 2, and its associated Quitclaim Deeds on behalf of the City.

Fiscal Impact Statement: The Chief Legislative Analyst reports that the City received revenue through the City's interest in the State Parcel. Such amount is estimated at \$60,000 annually from proceeds generated from the existing surface parking. For the current Fiscal Year, the City has received \$16,000 to date. Under the 2002 Exchange Agreement, such revenue would cease in 2011.

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 relative to the disposition of the City's interest in certain property at First Street and Broadway.

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

CONCUR with the recommendations of the Chair of the Information Technology and General Services Committee relative to the disposition of the City's interest in property at First and Broadway in connection with the Grand Avenue Mixed-Use Project.

Fiscal Impact Statement: The Chief Legislative Analyst reports that the City receives revenue through the City's interest in the State parcel. Such amount is estimated at \$60,000 annually from proceeds generated from the existing surface parking. For the current fiscal year, the City has received \$16,000 to date. Under the 2002 Exchange Agreement, such revenue would cease in 2011.

Community Impact Statement: None submitted.

Items for Which Public Hearings Have Not Been Held - Items 33-43

(10 Votes Required for Consideration)

**Roll Call #5 - Motion (Wesson - Rosendahl) Adopted, Ayes (11); Absent: Alarcon, Hahn, Huizar and President Garcetti (4)
(Item Nos. 33a-34)**

ITEM NO. (33) - ADOPTED

[08-0005-S441](#)

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 21, 2008:

[08-0005-S441](#)

CD 4

- a. Property at 559 South Gramercy Place (Case No. 113571).
Assessor I.D. No. 5504-026-001

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 15, 2007)

[08-0005-S442](#)

CD 8

- b. Property at 7024 South Van Ness Avenue (Case No. 104554).
Assessor I.D. No. 6016-032-008

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 1, 2007)

[08-0005-S443](#)

CD 8

- c. Property at 409 West 95th Street (Case No. 45928).
Assessor I.D. No. 6039-006-011

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 22, 2006)

[08-0005-S444](#)

CD 9

- d. Property at 217 West 42nd Place (Case No. 120812).
Assessor I.D. No. 5111-017-021

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

[08-0005-S445](#)

CD 13

- e. Property at 1149 North New Hampshire Avenue (Case No. 11931).
Assessor I.D. No. 5540-021-011

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 25, 2006)

[08-0005-S446](#)

CD 13

- f. Property at 555 North Virgil Avenue (Case No. 145106).
Assessor I.D. No. 5539-030-025

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on December 31, 2007)

[08-0005-S447](#)

CD 14

- g. Property at 2500 East Boulder Street (Case No. 138428).
Assessor I.D. No. 5177-026-001

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 28, 2007)

[08-0005-S448](#)

CD 14

- h. Property at 2153 East City View Avenue (Case No. 25445).
Assessor I.D. No. 5175-019-015

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 9, 2006)

[08-0005-S449](#)

CD 15

- i. Property at 25016 South Belle Porte Avenue (Case No. 129287).
Assessor I.D. No. 7410-026-054

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 5, 2008)

[08-0005-S450](#)

CD 15

- j. Property at 214 East 120th Street (Case No. 153813).
Assessor I.D. No. 6086-002-008

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

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

[08-1883](#)

COMMUNICATION FROM THE BOARD OF PUBLIC WORKS relative to Amendment No. 2 to a contract with Tetra Tech, Inc. for professional services for the Los Angeles River Revitalization Master Plan.

Recommendations for Council action:

1. APPROVE Amendment No. 2 to Contract No. C-108645 with Tetra Tech, Inc. to extend the contract duration from three years to five years, with a revised contract expiration date of July 31, 2010.
2. AUTHORIZE the President or two members of the Board of Public Works to execute the Amendment.

Fiscal Impact Statement: The Board of Public Works reports that this Amendment will have no impact on the General Fund since it is for time extension only.

Community Impact Statement: None submitted.

(Ad Hoc River Committee waived consideration of the above matter)

ITEM NO. (35) - ADOPTED

Roll Call #21 - Motion (Huizar - Weiss) Adopted, Ayes (11); Absent: Greuel, Hahn, Smith and President Garcetti (4)

[08-1796-S1](#)

CONSIDERATION OF MOTION (HUIZAR - PARKS) relative to responses to the Controller's "Performance Audit of the City's Emergency Planning Efforts and Citywide Disaster Preparedness."

Recommendation for Council action:

REQUEST the Emergency Management Department, Los Angeles Fire Department, Los Angeles Police Department, and Mayor's Office to report to the Audits and Governmental Efficiency Committee within 60 days with responses, that will address the Controller's recommendations as they apply to each department's respective emergency preparedness activities, to the Controller's "Performance Audit of the City's Emergency Planning Efforts and Citywide Disaster Preparedness."

(Audits and Governmental Efficiency Committee waived consideration of the above matter)

**Roll Call #5 - Motion (Wesson - Rosendahl) Adopted, Ayes (11); Absent: Alarcon, Hahn, Huizar and President Garcetti (4)
(Item Nos. 36-37)**

ITEM NO. (36) - ADOPTED

[08-0144](#)

CONSIDERATION OF MOTION (PERRY - REYES) relative to an appropriation of \$1,300 from the Unappropriated Balance to the General Services overtime account for services in connection with the Council District 9 Farmers Market.

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

APPROPRIATE \$1,300 from the Unappropriated Balance Fund No. 100-58 to the General Services Fund No. 100-40, Account No. 1090 (overtime account) for services in connection with the Council District 9 Farmers Market, held at the South Lawn of City Hall weekly on Thursdays from January 3, 2008 to June 26, 2008 – said funds to be reimbursed to the General Fund by the Little Tokyo/Arts District Farmers Market.

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

ITEM NO. (37) - ADOPTED

[08-0616](#)

CONSIDERATION OF MOTION (GREUEL - PARKS) relative to funding to implement the Automated Traffic Surveillance and Control System (ATSAC) and Adaptive Traffic Control System (ATCS) projects.

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

1. AUTHORIZE the Los Angeles Department of Transportation to act as the lead agency and execute, on behalf of the City, the required agreements relative to securing and administering \$150 million in funding available through the State Highway Safety, Rehabilitation, and Preservation Account (Prop 1B) to implement the ATSAC and ATCS projects noted in the project list contained in the Council file.
2. AUTHORIZE the Board of Public Works, Office of Accounting to receive the State Highway Safety, Rehabilitation and Preservation Account funds and deposit the funds into the Proposition 1B Infrastructure Bond Fund, Revenue Source Code to be designated by the Fund Administrator, and appropriate funds to the project accounts designated by the Board of Public Works for the projects and amounts listed in the project list attached to the Council file.
3. AUTHORIZE the City Administrative Officer (CAO) to prepare Controller instructions, as needed, to adjust funding up to \$100,000 per project within the overall \$150 million to fulfill the intent of the Motion and to complete the projects listed on the project list.
4. AUTHORIZE the CAO to make any technical adjustments that may be required to implement the intent of the Motion.

(Transportation Committee waived consideration of the above matter)

ITEM NO. (38) - ADOPTED

**Roll Call #8 - Motion (Rosendahl - Huizar) Adopted, Ayes (12); Absent: Alarcon, Hahn and President Garcetti (3)
(Item Nos. 38a-38j)**

[08-1949](#)

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

Recommendations for Council action:

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

[08-1949](#)

CD 13

- a. 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](#)

CD 13

- b. 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](#)

CD 13

- c. 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](#)

CD 9

- d. 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](#)

CD 13

- e. 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](#)

CD 2

- f. 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](#)

CD 14

- g. 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](#)

CD 7

- h. 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](#)

CD 7

- i. 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](#)

CD 11

- j. 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).

ITEM NO. (39) - ADOPTED

Roll Call #10 - Motion (Perry - Smith) Adopted, Ayes (12); Absent: Alarcon, Hahn and President Garcetti (3)

[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.

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

1. FIND that the College Meeting event, sponsored by the Los Angeles Unified School District, serves a public purpose in that it will provide hundreds of underserved students with resources to attend college.
2. AUTHORIZE the General Manager, Convention Center, to make an exception to the Council's Convention Center waiver policy by waiving a maximum of \$3,530 in room rental fees for this event.

ITEM NO. (40) - ADOPTED

Roll Call #5 - Motion (Wesson - Rosendahl) Adopted, Ayes (11); Absent: Alarcon, Hahn, Huizar and President Garcetti (4)

[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.

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

1. FIND that the College Meeting event, sponsored by the Los Angeles Unified School District, serves a public purpose in that it will provide hundreds of underserved students with resources to attend college.
2. AUTHORIZE the General Manager, Convention Center, to make an exception to the Council's Convention Center waiver policy by waiving a maximum of \$3,530 in room rental fees for this event.

ITEM NO. (41) - ADOPTED

Roll Call #11 - Motion (Huizar - Parks) Adopted, Ayes (12); Absent: Alarcon, Hahn and President Garcetti (3)

[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.

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

1. FIND that the Annual Opening Meeting event, sponsored by the Los Angeles Unified School District (LAUSD), serves a public purpose in that it will provide over 1800 LAUSD administrators and support staff the opportunity to hear from the Superintendent and Board President regarding the District's priorities for the school year.
2. AUTHORIZE the General Manager, Convention Center, to make an exception to the Council's Convention Center waiver policy by waiving a maximum of \$6,000 in room rental fees for this event.

ITEM NO. (42) - ADOPTED

Roll Call #9 - Motion (Parks - Cardenas) Adopted, Ayes (12); Absent: Alarcon, Hahn and President Garcetti (3)

[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.

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

1. PROVIDE an offer of reward in the amount of \$50,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Anthony Preston Jones on April 1, 2007.
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.
4. DIRECT the City Clerk to publish the reward notice in the "Our Weekly" and "LA Watts Times," in addition to the regular publications used by the City Clerk for reward notices, to ensure adequate community notice.

ITEM NO. (43) - MAPS APPROVED - CITY ENGINEER REPORTS ADOPTED

Roll Call #12 - Motion (LaBonge - Wesson) Adopted, Ayes (12); Absent: Alarcon, Hahn and President Garcetti (3)

[08-1974](#)

et al. FINAL MAPS in the various Council Districts.

Recommendation for Council action:

APPROVE the Final Maps and ADOPT the City Engineer Reports as detailed in the various listed Council files, including bonds, agreements, contracts and other related issues as specified:

[08-1974](#)

CD 4

- a. FINAL MAP OF TRACT NO. 60738 for property located at 5601 Olympic Boulevard lying northerly of Olympic Boulevard and northerly of Burnside Avenue.
(Bond No. C-114101)
(Quimby Fee: \$51,220)
Applicants: Mark Kahan
Iacobellis & Associates

[08-1975](#)

CD 4

- b. FINAL MAP OF TRACT NO. 67413 for property located at 332 South Oxford Avenue lying easterly of Oxford Avenue and northerly of Fourth Street.
(Bond No. C-114102)
(Quimby Fee: \$112,684)
Applicants: 326 & 332 Oxford LLC
TKIM Associates

[08-1976](#)

CD 2

- c. PARCEL MAP L.A. NO. 2007-5297 for property located at 5501-11 Fulton Avenue lying on the westerly side of Fulton Avenue and southerly of Burbank Boulevard.
(Quimby Fee: \$6,814)
Applicants: Alan Fox
Jerry M. Crowley

Items for Which Public Hearings Have Not Been Held - Items 44-47

(10 Votes Required for Consideration)

ITEM NO. (44) - CONTINUED TO JULY 30, 2008

Roll Call #6 - Motion (Reyes - Smith) Adopted to Continue, Ayes (11); Absent: Alarcon, Hahn, Huizar and President Garcetti (4)

[08-0002-S110](#)

CONTINUED CONSIDERATION OF REPORT FROM THE CHIEF LEGISLATIVE ANALYST relative to status of action taken in connection with the City's position in opposition to any efforts by the State to retain or "borrow" funds protected by Proposition 1A, and any other voter approved proposition or other local revenue source.

(Continued from meeting of July 25, 2008)

**Roll Call #6 - Motion (Reyes - Smith) Adopted, Ayes (11); Absent: Alarcon, Hahn, Huizar and President Garcetti (4)
(Item Nos. 45-46)**

ITEM NO. (45) - ADOPTED

[08-1983](#)

CD 13

MOTION (GREUEL for GARCETTI - HUIZAR) relative to declaring the T-Mobile event on August 1, 2008 a "Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

Recommendation for Council action:

DECLARE the T-Mobile event on August 1, 2008 a Special Event, sponsored by Brent Bolthouse Productions; APPROVE any temporary street closures as requested; and, INSTRUCT the involved City departments to perform such services as detailed the Council motion, including the waiver of fees, costs and requirements and other related issues, and meet the insurance and application requirements of the City.

ITEM NO. (46) - ADOPTED - FORTHWITH

[06-1854](#)

CD 13

RESOLUTION (GREUEL for GARCETTI - REYES) relative to extending the Echo Park Interim Control Ordinance for an additional six month period.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION to extend the provisions of Ordinance No. 178454, imposing temporary interim regulations on the issuance of building permits for uses as described in the Motion within that portion of the Silver Lake - Echo Park - Elysian Valley Community Plan Areas bounded by Sunset Boulevard to the north, the Hollywood Freeway to the south, Bonnie Brae to the west, and Echo Park Avenue to the east for a 180-day period ending on March 13, 2009 or upon adoption of permanent regulations, inasmuch as the City Planning Department is actively working to assure that a Historic Preservation Overlay Zone or other appropriate land use regulatory control for the subject area is being expeditiously processed.

ITEM NO. (47) - MAP APPROVED - CITY ENGINEER REPORT ADOPTED

Roll Call #13 - Motion (Rosendahl - Wesson) Adopted, Ayes (12); Absent: Alarcon, Hahn and President Garcetti (3)

08-1980

CD 4

FINAL MAP OF TRACT NO. 63777 for property located at 10828 Hortense Avenue lying southerly of Hortense Street and westerly of Riverton Avenue.

(Approve Subdivision Improvement Agreement and Contract with attached security documents)

(ADOPT Bond No. C-114103)

(Quimby Fee: \$64,980)

Applicants: Riverton Villas, LLC
Gentry Surveying

MOTION ADOPTED UPON FINDINGS BY COUNCIL THAT THE NEED TO TAKE ACTION AROSE SUBSEQUENT TO THE POSTING OF THE COUNCIL AGENDA FOR TUESDAY, JULY 29, 2008, PURSUANT TO GOVERNMENT CODE SECTION 54954.2(b)(2) AND COUNCIL RULE 23

ADOPTED - FORTHWITH

Roll Call #23 - Motion (Parks - Rosendahl) Findings on Need to Act - Adopted, Ayes (11);

Absent: Greuel, Hahn, Smith and President Garcetti (4)

Roll Call #24 - Motion (Parks - Rosendahl) Adopted, Ayes (11);

Absent: Greuel, Hahn, Smith and President Garcetti (4)

08-2009

CD 8

MOTION (PARKS - ROSENDAHL) relative to asserting jurisdiction over the May 20, 2008 South Los Angeles Area Planning Commission action approving Case No. APCS-2007-3755-SPE-CU.

Recommendations for Council action:

1. **ASSERT jurisdiction over the May 20, 2008 (letter of determination date July 21, 2008) South Los Angeles Area Planning Commission action approving Case No. APCS-2007-3755-SPE-CU relative to the proposed demolition of an existing 1,900 square foot Kentucky Fried Chicken restaurant and the construction of a new 2,351 square foot, drive thru, Kentucky Fried Chicken restaurant at 5817 South Crenshaw Boulevard.**
2. **UPON assertion of jurisdiction this matter be placed on the next Council Agenda to be posted for a regular meeting.**
3. **AMEND Condition No. 28, in the matter of the above referenced case as follows, DIRECT the Bureau of Engineering to amend the street widening requirements consistent with this amendment:**

Improvements Required:

58th Place. Construct a new curb return and access ramp at the corner with Crenshaw Boulevard to comply with ADA requirements. These improvements should transition and suitably join the existing improvements to the satisfaction of the City Engineer.

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

07-2407

MOTION (ROSENDAHL - GREUEL) relative to declaring the 81st Street Neighborhood Labor Day Block Party on August 31, 2008 a Special Event (fees and costs absorbed by the City = \$2,051).

08-2015

MOTION (ROSENDAHL - GREUEL) relative to declaring the Venice Neighborhood BBQ and Picnic on August 2, 2008 a Special Event (fees and costs absorbed by the City = \$962).

08-2022

MOTION (PERRY for GARCETTI - GREUEL) relative to declaring the Petco Place Ribbon Cutting Ceremony on August 4, 2008 a Special Event (fees and costs absorbed by the City = \$1,642).

07-2471

MOTION (PERRY for GARCETTI - GREUEL) relative to declaring the Angel Awards on August 23, 2008 a Special Event (fees and costs absorbed by the City = \$2,338).

08-2014

MOTION (PERRY for GARCETTI - GREUEL) relative to declaring the Day Laborer Latina/o Health Fair on September 6, 2008 a Special Event (fees and costs absorbed by the City = \$2,772).

08-2013

MOTION (LABONGE - HUIZAR) relative to declaring the Orange Drive Farmers' Market on every Saturday starting October 4, 2008 to October 3, 2009 a Special Event (fees and costs absorbed by the City = \$75,541).

[08-2018](#)

MOTION (PERRY - REYES) relative to declaring the Eighth Annual Block Club Celebration on August 30, 2008 a Special Event (fees and costs absorbed by the City = \$1,000).

[08-2007](#)

MOTION (PARKS - PERRY) relative to declaring the Eighth Annual Community Day on August 16, 2008 a Special Event (fees and costs absorbed by the City = \$2,638).

[08-2008](#)

MOTION (PARKS - PERRY) relative to declaring the Third Annual A White Linen Affair on August 31, 2008 a Special Event (fees and costs absorbed by the City = \$1,992).

[07-2520](#)

MOTION (WESSON - PARKS) relative to declaring the 23rd Annual African Marketplace and Cultural Faire on August 15 to September 1, 2008 a Special Event (fees and costs absorbed by the City = \$30,000) also, the fees and costs that may be associated with the use of facilities under the jurisdiction of the Board of Recreation and Park Commissioners.

[08-2010](#)

MOTION (WESSON - PARKS) relative to declaring the LAPD/Crenshaw Manor Neighborhood Watch National Night Out on August 5, 2008 a Special Event (fees and costs absorbed by the City = \$4,983).

[06-1812](#)

MOTION (WESSON - PARKS) relative to declaring the Nosey Eye Block Club Party on August 9, 2008 a Special Event (fees and costs absorbed by the City = \$1,642).

[08-2011](#)

MOTION (PERRY - PARKS) relative to declaring the Back to School Youth Explosion on August 30, 2008 a Special Event (fees and costs absorbed by the City = \$2,116).

[08-2012](#)

MOTION (PARKS for CARDENAS - PERRY) relative to declaring the 2008 Summer Festival on August 2, 2008 a Special Event (fees and costs absorbed by the City = \$3,800).

[07-2321](#)

MOTION (PARKS for HAHN - LABONGE) relative to declaring the Second Annual San Pedro Tri Arts Festival on September 13-14, 2008 a Special Event (fees and costs absorbed by the City = \$1,226).

[08-2023](#)

MOTION (PARKS for HAHN - LABONGE) relative to declaring the 42nd Annual Watts Summer Festival on August 8-10, 2008 a Special Event (fees and costs absorbed by the City = \$6,340).

[06-1846](#)

MOTION (PARKS for HAHN - LABONGE) relative to declaring the 23rd Annual Block Party on August 9-10, 2008 a Special Event (fees and costs absorbed by the City = \$3,726).

[07-1670](#)

MOTION (PERRY - ROSENDAHL) relative to a request for an exemption from the Convention Center fee waiver policy for the Accessible City Expo event on October 8, 2008.

[08-1095](#)

MOTION (PERRY - REYES) relative to amending Council action in connection with Special Event declaration for the American Cancer SOCIETY'S "Relay for Life-Downtown Los Angeles".

[07-0834](#)

MOTION (PARKS - HUIZAR) authorizing payment in settlement of case entitled Ya-May Christle v. City of Los Angeles, Los Angeles Superior Court Case No. BC 351889.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon his request and without objections, Councilmember Huizar was excused to leave at 11:30 a.m. from Council Session of Wednesday, September 3, 2008 due to City Business.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

[08-1752](#) - James C. Barnett

Zine - All Councilmembers

Sergeant Timothy Sincock

Zine - All Councilmembers

Robert "Glenn" McConnell

Zine - All Councilmembers

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

[08-1753](#) - Carol Burke

LaBonge - All Councilmembers

Ray George Gregg

LaBonge - All Councilmembers

Andrew Palmer

LaBonge - All Councilmembers

Dan Packer

LaBonge - All Councilmembers

Mona Flora McKinney

Parks

Manuel Ramirez

Wesson

Hugh Pickett Jr.

Wesson

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

Whereupon the Council did adjourn.

ATTEST: Karen E. Kalfayan, CITY CLERK

By

Council Clerk

PRESIDENT PRO TEMPORE OF THE CITY COUNCIL