

Los Angeles City Council, **Journal/Council Proceedings**
Friday, **August 8, 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, Huizar, LaBonge, Parks, Reyes, Rosendahl, Weiss, Wesson, Zine and President Garcetti (12); Absent: Cardenas, Perry and Smith (3).

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
AUGUST 5, 2008

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 23

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 1-5

**Roll Call #1 - Motion (Greuel - Garcetti) Adopted, Ayes (12); Absent: Cardenas, Perry and Smith (3)
(Item Nos. 1-5)**

ITEM NO. (1) - PUBLIC HEARING CLOSED - SEE FOLLOWING

Roll Call #1 - Motion (Greuel - Garcetti) Adopted, Ayes (12); Absent: Cardenas, Perry and Smith (3)

[08-1756](#)
CD 2

HEARING COMMENTS relative to application for determination of "Public Convenience or Necessity" for alcohol sales for off-site consumption at Pacific Oil and Gas Company gas station and mini market located at 4654 North Laurel Canyon, Valley Village.

Application filed by: Wignesh Kandavel (Stanley Szeto, representative)

TIME LIMIT FILE - AUGUST 18, 2008

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

(Findings and Council recommendations required relative to the above application required)

ADOPTED

MOTION (GREUEL - GARCETTI)

Recommendations for Council action:

1. **DETERMINE** that the issuance of a liquor license at Pacific Oil and Gas Company gas station and mini market located at 4654 North Laurel Canyon, Valley Village will serve the “Public Convenience or Necessity” and will not tend to create a law enforcement problem.
2. **GRANT** the Application for Determination of “Public Convenience or Necessity” for the sale of alcoholic beverages for off-site consumption at 4654 North Laurel Canyon, Valley Village.
3. **INSTRUCT** the City Clerk to transmit this determination to the State Department of Alcoholic Beverage Control as the required findings under Business and Professions Code Section 23958.4.

Application filed by: Wignesh Kandavel (Stanley Szeto, representative)

TIME LIMIT FILE - AUGUST 18, 2008

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

ITEM NO. (2) - RECEIVED AND FILED

[07-0284](#)

CD 4

HEARING PROTESTS against the proposed improvement and maintenance of the Bloomfield Street and Cahuenga Boulevard (Reballot) Lighting District.

Recommendation for Council action:

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

(Ordinance of Intention adopted on June 10, 2008 - Continue hearing and present Ordinance on SEPTEMBER 2, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (3) - RECEIVED AND FILED

[08-1309](#)

CD 5

HEARING PROTESTS against the proposed improvement and maintenance of the Weddington Street and Bellingham Avenue Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Weddington Street and Bellingham 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 June 10, 2008 - Continue hearing and present Ordinance on SEPTEMBER 2, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (4) - RECEIVED AND FILED

[08-1310](#)

CD 4

HEARING PROTESTS against the proposed improvement and maintenance of the Las Palmas and Franklin Avenues Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Las Palmas and Franklin Avenues Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on June 10, 2008 - Continue hearing and present Ordinance on SEPTEMBER 2, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (5) - RECEIVED AND FILED

[08-1311](#)

CD 12

HEARING PROTESTS against the proposed improvement and maintenance of the San Fernando Mission Boulevard and Gothic Avenue Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the San Fernando Mission Boulevard and Gothic 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 June 10, 2008 - Continue hearing and present Ordinance on SEPTEMBER 2, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

Items for Which Public Hearings Have Been Held - Items 6-11

Roll Call #3 - Motion (Parks - Greuel) Adopted, Ayes (12); Absent: Cardenas, Perry and Smith (3)
(Item Nos. 6-8)

ITEM NO. (6) - ADOPTED

[07-3503](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to the notification process for escheatment of unclaimed property.

Recommendation for Council action:

NOTE and FILE the City Clerk's report relative to the notification process for escheatment of unclaimed property inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: The City Clerk reports there is no additional fiscal impact unless the Committee directs more widespread newspaper publication. If additional publications are recommended, the additional cost per year, based on six escheatments is estimated at \$14,000 for advertisement in the Los Angeles Times or \$2,520 for advertisements in each alternate publication.

Community Impact Statement: None submitted.

ITEM NO. (7) - ADOPTED

[08-0894](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to the notification process for escheatment of unclaimed property.

Recommendations for Council action:

1. NOTE and FILE the City Clerk's report relative to the notification process for escheatment of unclaimed property inasmuch as the report is submitted for information only and no Council action is necessary.
2. AUTHORIZE the City Clerk to expand the notification process for all current and future escheatments to include public notice in the Los Angeles Times and in regional newspapers near City jails, and INSTRUCT the City Administrative Officer to adjust funding, as needed, in the General City Purposes - Official Notices line item to effectuate this expanded notification process and to eliminate shortfalls in that account due to public notice requirements.

Fiscal Impact Statement: The City Clerk reports there is no additional fiscal impact unless the Committee directs more widespread newspaper publication. If additional publications are recommended, the additional cost per year, based on six escheatments is estimated at \$14,000 for advertisement in the Los Angeles Times or \$2,520 for advertisements in each alternate publication.

Community Impact Statement: None submitted.

ITEM NO. (8) - ADOPTED

08-1733

BUDGET AND FINANCE COMMITTEE REPORT relative to escheatment of funds from the Unclaimed Monies Seized Incidental to Arrest Trust Fund (UMSIATF) to the General Fund.

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

1. INSTRUCT the Los Angeles Police Department (LAPD) and the City Treasurer to process the sum of \$340,306.73 from the UMSIATF No. 7772.
2. AUTHORIZE the Controller to:
 - a. Transfer \$340,306.73 from the UMSIATF to the General Fund No. 100/70, Revenue Source Code No. 4334.
 - b. Transfer \$75,000 from the Reserve Fund to the Unappropriated Balance, and appropriate to the LAPD, Fund No. 100/70, Account No. 3040 (Contractual Services) to fund a consultant review of the LAPD's system for collecting, tracking, and reimbursing monies seized incidental to arrests, and report to the City Council within 90 days with recommendations for a replacement system.
3. AUTHORIZE the City Clerk to expand the escheatment notification process for all current and future escheatments to include public notice in the Los Angeles Times and in regional newspapers near City jails, and INSTRUCT the City Administrative Officer (CAO) to adjust funding, as needed, in the General City Purposes - Official Notices line item to effectuate the expanded notification process and to eliminate shortfalls in that account due to public notice requirements.

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

Community Impact Statement: None submitted.

ITEM NO. (9) - CONTINUED TO AUGUST 12, 2008 - SEE ITEM NO. 11 - SEE FOLLOWING

**Roll Call #2 - Motion (Alarcon - Rosendahl) Adopted to Continue, Unanimous Vote (12);
Absent: Cardenas, Perry and Smith (3)**

08-1811

CD 7

COMMUNICATION FROM THE COMMUNITY DEVELOPMENT DEPARTMENT relative to an \$8.8 million agreement with Plaza Pacoima, LLC, to provide funding assistance in the development of the Plaza Pacoima Retail Center Project and related actions.

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

(For background reports and materials related to this matter, contact the Legislative Assistant for the Housing, Community and Economic Development Committee at 213-978-1080.)

CONTINUED TO AUGUST 12, 2008

HOUSING, COMMUNITY, AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTIONS relative to various actions pertaining to the Plaza Pacoima Retail Center Project (Project) located 13500 and 13550 Paxton Street.

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

APPROVE the recommendations contained within the accompanying City Administrative Officer and Chief Legislative Analyst (CAO/CLA) report dated August 5, 2008.

Fiscal Impact Statement: The CAO/CLA reports the Project has a General Fund impact of approximately \$11.6 million (principal and interest over 17 years) for the \$7.4 million Section 108 loan. The annual Section 108 debt service will be derived from up to 49 percent of Project generated site specific tax revenues (sales taxes and business license fees). The Project will use a total of \$8.8 million from U.S. Housing and Urban Development (HUD) funds, including a \$1.4 million Brownfields Economic Development Initiative (BEDI) Grant. HUD funds will pay for capitalized interest, acquisition, and pre-construction costs for the Project. The Section 108 Loan and BEDI Grant represent funds from the federal government and are collateralized against future City's Community Development Block Grant entitlements. Should these funds be used in an ineligible activity, repayment would be required from non-federal dollars. The Community Redevelopment Agency's (CRA) contribution to the Project totals \$9.88 million and is comprised of: (1) annual acquisition payments of up to \$285,750 per year for a period not to exceed 30 years and an aggregate amount not to exceed \$5,784,600; and, (2) a lump sum Participating Public Improvement/Site Preparation Grant in the amount of \$4.1 million. The source of funds will be tax increment (\$4.1 million) from the Pacoima Area of the Earthquake Disaster Assistance Project for Portions of Council District 7 Project Area (Project Area) and other future lawfully available resources (\$5,784,600). The CRA is only bound by the disclosure provisions of the City's Debt Management Policies; the City Financial Policies are not applicable to the CRA.

ITEM NO. (10) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS - SEE FOLLOWING

Roll Call #3 - Motion (Parks - Greuel) Adopted, Ayes (12); Absent: Cardenas, Perry and Smith (3)

[08-1928](#)

CD 10

COMMUNICATION FROM THE COMMUNITY REDEVELOPMENT AGENCY and RESOLUTION relative to acquiring real property located at 2341 and 2375 West Washington Boulevard and 1849 South Gramercy Place from the Stephen and Delores Smith Family Trust UDT for \$4.4 million.

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

(For background reports and materials related to this matter, contact the Legislative Assistant for the Housing, Community and Economic Development Committee at 213-978-1080.)

ADOPTED

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTION relative to acquiring real property located at 2341 and 2375 West Washington Boulevard and 1849 South Gramercy Place from the Stephen and Delores Smith Family Trust UDT for \$4.4 million.

Recommendations for Council action:

- 1. ADOPT the accompanying Finding of Benefit Resolution (attached to the Chief Legislative Analyst (CLA) report dated August 5, 2008) finding that the use of \$2.4 million in Wilshire Center/Koreatown Low and Moderate Income Housing Trust Funds for the purpose of acquiring the property within the Mid-City Redevelopment Project Area is of benefit to the Wilshire Center/Koreatown Redevelopment Project Area.**
- 2. AUTHORIZE the Chief Executive Officer, Community Redevelopment Agency (CRA), or designee, to:**
 - a. Purchase the property located at 2341 and 2375 West Washington Boulevard and 1849 South Gramercy Place from the Stephen and Delores Smith Family Trust UDT for the total amount of \$4.4 million.**
 - b. Allocate \$2 million from the CRA's Land Acquisition Fund for the purpose of acquiring the subject property.**
 - c. Amend the CRA's Fiscal Year 2009 Budget and Work Program to transfer \$2.4 million from the Wilshire Center/Koreatown Redevelopment Project Area to the Mid-City Redevelopment Project Area for the purpose of acquiring the subject property.**

Fiscal Impact Statement: The CLA reports that there is no General Fund impact as a result of these actions.

ITEM NO. (11) - CONTINUED TO AUGUST 12, 2008 - SEE ITEM NO. 9 - SEE FOLLOWING

**Roll Call #2 - Motion (Alarcon - Rosendahl) Adopted to Continue, Unanimous Vote (12);
Absent: Cardenas, Perry and Smith (3)**

[08-1931](#)
CD 7

COMMUNICATION FROM THE COMMUNITY REDEVELOPMENT AGENCY and RESOLUTIONS relative to various actions, including the payment of acquisition costs of not more than \$5,784,600, an Environmental Action, and an Owner Participation Agreement including a \$4.1 million Public Improvement/Site Preparation Grant, for the Plaza Pacoima Retail Center Project located 13500 and 13550 Paxton Street.

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

(For background reports and materials related to this matter, contact the Legislative Assistant for the Housing, Community and Economic Development Committee at 213-978-1080.)

CONTINUED TO AUGUST 12, 2008

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTIONS relative to various actions pertaining to the Plaza Pacoima Retail Center Project (Project) located 13500 and 13550 Paxton Street.

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

APPROVE the recommendations contained within the accompanying City Administrative Officer and Chief Legislative Analyst (CAO/CLA) report dated August 5, 2008.

Fiscal Impact Statement: The CAO/CLA reports the Project has a General Fund impact of approximately \$11.6 million (principal and interest over 17 years) for the \$7.4 million Section 108 loan. The annual Section 108 debt service will be derived from up to 49 percent of Project generated site specific tax revenues (sales taxes and business license fees). The Project will use a total of \$8.8 million from U.S. Housing and Urban Development (HUD) funds, including a \$1.4 million Brownfields Economic Development Initiative (BEDI) Grant. HUD funds will pay for capitalized interest, acquisition, and pre-construction costs for the Project. The Section 108 Loan and BEDI Grant represent funds from the federal government and are collateralized against future City's Community Development Block Grant entitlements. Should these funds be used in an ineligible activity, repayment would be required from non-federal dollars. The Community Redevelopment Agency's (CRA) contribution to the Project totals \$9.88 million and is comprised of: (1) annual acquisition payments of up to \$285,750 per year for a period not to exceed 30 years and an aggregate amount not to exceed \$5,784,600 and (2) a lump sum Participating Public Improvement/Site Preparation Grant in the amount of \$4.1 million. The source of funds will be tax increment (\$4.1 million) from the Pacoima Area of the Earthquake Disaster Assistance Project for Portions of Council District 7 Project Area and other future lawfully available resources (\$5,784,600). The CRA is only bound by the disclosure provisions of the City's Debt Management Policies; the City Financial Policies are not applicable to the CRA.

Items for Which Public Hearings Have Not Been Held - Items 12-25

(10 Votes Required for Consideration)

ITEM NO. (12) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

Roll Call #7 - Motion (LABONGE - ROSENDAHL) Adopted, Ayes (13); Absent: Cardenas and Smith (2)

[08-1879](#)

COMMUNICATION FROM CHAIR, ARTS, PARKS, HEALTH AND AGING COMMITTEE relative to the appointment of Ms. Esther Martinez to the Commission on Disability.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Esther Martinez to the Commission on Disability for the term ending June 30, 2013, is APPROVED and CONFIRMED. Ms. Martinez resides in Council District 14. (Current Commission gender composition: M = 5; F = 4)

Ethics Commission Review: Complete

Background Check Review: Complete

Community Impact Statement: None submitted.

TIME LIMIT FILE - AUGUST 30, 2008

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

**Roll Call #5 - Motion (LaBonge - Wesson) Adopted, Ayes (12); Absent: Cardenas, Perry and Smith (3)
(Item Nos. 13-15)**

ITEM NO. (13) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

[07-0902](#)

CD 15

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Normandie Avenue and Torrance Boulevard (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 July 24, 2008.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **OCTOBER 10, 2008** as the hearing date for the maintenance of the Normandie Avenue and Torrance Boulevard (Reballot) Lighting District, in accordance with Proposition 218, Articles XIII C and XIII D of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$3484.03 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: October 3, 2008)

ITEM NO. (14) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

08-2040

CD 4

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Clayton Avenue and Hoover 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 July 31, 2008.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **OCTOBER 10, 2008** as the hearing date for the maintenance of the Clayton Avenue and Hoover 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, \$244.07 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: October 3, 2008)

ITEM NO. (15) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

08-2041

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 Vaughn Street and Bradley 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 July 29, 2008.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **OCTOBER 10, 2008** as the hearing date for the maintenance of the Vaughn Street and Bradley 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, \$2,951.23 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: October 3, 2008)

ITEM NO. (16) - CONTINUED TO AUGUST 13, 2008

Roll Call #4 - Motion (Alarcon - Greuel) Adopted to Continue, Unanimous Vote (12); Absent: Cardenas, Perry and Smith (3)

[07-1433](#)

COMMUNICATION FROM CHAIR, EDUCATION AND NEIGHBORHOODS COMMITTEE and ORDINANCE FIRST CONSIDERATION relative to nighttime and daytime juvenile curfew.

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

PRESENT and ADOPT the accompanying ORDINANCE amending certain provisions of the Los Angeles Municipal Code governing nighttime and daytime juvenile curfew within the City.

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. (17) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS - FORTHWITH TO THE MAYOR

Roll Call #10 - Motion (Reyes - Garcetti) Adopted, Ayes (12); Absent: Cardenas, Rosendahl and Smith (3)

[08-0454-S1](#)

CD 13

COMMUNICATION FROM DIRECTOR OF PLANNING and ORDINANCE FIRST CONSIDERATION relative to a zone and height district change for property located at 5641-63 West Melrose Avenue and 5742-66 West Camerford Avenue.

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

1. ADOPT the July 31, 2008 FINDINGS of the Director of Planning as the Findings of the Council.
2. PRESENT and ADOPT the accompanying ORDINANCE, disapproved by the Director of Planning, effecting a zone and height district change from C4-1D to (T)(Q)RAS3-1 for the property at 5641-63 West Melrose Avenue and 5742-66 West Camerford Avenue, subject to Conditions of Approval.

Applicant: Melrose/Camerford Avenue, LLC-
Justin Barth

CPC-2006-6519-ZC-ZV
HD-ZAA-SPR-2A

3. ADVISE the applicant of "Q" Qualified classification time limit as described below:

Pursuant to Section 12.32-J of the Los Angeles Municipal Code, the applicant is hereby advised that:

. . . whenever property remains in a "Q" Qualified classification for six years . . . after the effective date of the ordinance creating same without substantial physical development thereof for one or more of the uses first permitted herein having taken place within such time or if the Director of Planning determines that such development is not thereafter continuously and expeditiously carried on to completion, or if no physical development is necessary, without having been need for one or more of the purpose first permitted thereby, such Qualified classification and the authority contained therein shall become null and void, the rezoning proceedings shall be terminated and the property thereafter may only be utilized for those purposes permitted prior to the commencement of such rezoning proceedings."

4. ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.
5. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.

(Mitigated Negative Declaration [2006-6520-MND] approved by Council on June 18, 2008)

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

Community Impact Statement: None submitted.

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

**Roll Call #5 - Motion (LaBonge - Wesson) Adopted, Ayes (12); Absent: Cardenas, Perry and Smith (3)
(Item Nos. 18a-18g)**

ITEM NO. (18) - ADOPTED

[08-0005-S480](#)

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 31, 2008:

[08-0005-S480](#)

CD 1

- a. Property at 1115 North Laveta Terrace (Case No. 112223).
Assessor I.D. No. 5404-021-24

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

[08-0005-S481](#)

CD 4

- b. Property at 1251 North Citrus Avenue (Case No. 147651).
Assessor I.D. No. 5532-007-014

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on December 11, 2007)

[08-0005-S482](#)

CD 4

- c. Property at 5707 West Franklin Avenue (Case No. 147973).
Assessor I.D. No. 5587-018-011

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 10, 2008)

[08-0005-S483](#)

CD 6

- d. Property at 6624 North Sylmar Avenue (Case No. 174374).
Assessor I.D. No. 2237-003-022

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 12, 2008)

[08-0005-S484](#)

CD 8

- e. Property at 852 West 69th Street (Case No. 6773).
Assessor I.D. No. 6013-006-003

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on September 21, 2006)

[08-0005-S485](#)

CD 10

- f. Property at 1262 South Longwood Avenue (Case No. 156061).
Assessor I.D. No. 5083-019-029

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 27, 2008)

[08-0005-S486](#)

CD 10

- g. Property at 1246 South Keniston Road (Case No. 156155).
Assessor I.D. No. 5083-017-023

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 15, 2008)

ITEM NO. (19) - CONTINUED TO AUGUST 15, 2008

Roll Call #11 - Motion (Zine - Huizar) Adopted to Continue, Unanimous Vote (12); Absent: Cardenas, Rosendahl and Smith (3)

[06-1176](#)

CD 8

COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to an 18-month extension of closure of the alley between Normandie Avenue and Brighton Avenue and 27th Street and 29th Street.

Recommendations for Council action:

1. FIND that extending the temporary closure of the alley between Normandie Avenue and Brighton Avenue and 27th Street and 29th Street, is exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5 of the City of Los Angeles Environmental Guidelines.
2. AUTHORIZE the extension for an additional 18 months, until September 12, 2009, of the closure of the alley between Normandie Avenue and Brighton Avenue and 27th Street and 29th Street, as depicted in the map accompanying the June 4, 2008 City Engineer report and attached to the Council file, subject to the conditions contained within said City Engineer report and pursuant to State Vehicle Code Section 21101.4.
3. ADOPT the accompanying RESOLUTION for extension of the temporary closure of the alley between Normandie Avenue and Brighton Avenue and 27th Street and 29th Street for an additional 18-month period.
4. ADOPT the FINDINGS of the City Engineer dated June 4, 2008 as the Findings of the Council.
5. ADOPT the accompanying City Engineer report dated June 4, 2008 to approve the extension of the temporary closure of the alley between Normandie Avenue and Brighton Avenue and 27th Street and 29th Street.

Fiscal Impact Statement: The City Engineer reports that the Bureau of Engineering is absorbing the cost of processing this request in the approximate amount of \$1,050. Maintenance of the public easement by City Forces will be eliminated.

Community Impact Statement: None submitted.

(Public Works Committee waived consideration of the above matter)

ITEM NO. (20) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS, AS AMENDED - SEE FOLLOWING

Roll Call #12 - Motion (Huizar - Parks) to Adopt as Amended, Ayes (12); Absent: Cardenas, Rosendahl and Smith (3)

[07-1891](#)

CD 14

NEGATIVE DECLARATION and COMMUNICATION FROM THE CITY ENGINEER and NEGATIVE DECLARATION relative to the vacation of Narva Street and Richmond Street Vacation District (VAC E1401061).

Recommendations for Council action:

1. FIND, pursuant to the California Environmental Quality Act that on the basis of the whole that there is no substantial evidence that the vacation of Narva Street and Richmond Street Vacation District will have a significant effect on the environment; and further, FIND that the February 12, 2008 Negative Declaration (TG 635, A2), as attached to the Council file, reflects the City's independent judgment and analysis; ADOPT the Negative Declaration filed on February 11, 2008 and APPROVE the vacation as described in the Initial Study, attached to the Council file.
2. DIRECT that street vacation proceedings pursuant to the Public Streets, Highways, and Service Easements Vacation Law BE INSTITUTED for the vacation of the public rights-or-way indicated below and shown colored blue on Exhibit B of the March 26, 2008 City Engineer report, attached to the Council file:
 - a. Richmond Street from Workman Street to Daly Street.
 - b. Narva Street from Richmond Street to approximately 103 feet southeasterly thereof.
3. ADOPT the FINDINGS of the City Engineer dated March 26, 2008, as the Findings of the Council.
4. ADOPT the accompanying City Engineer report dated March 26, 2008 to approve the vacation.
5. INSTRUCT the City Clerk to set a public hearing date for **SEPTEMBER 16, 2008**.

Fiscal Impact Statement: The City Engineer reports that the petitioner has paid a fee of \$6,420 for the investigation of this vacation request pursuant to Los Angeles Administrative Code (LAAC) Section 7.42. Any deficit fee to recover the cost pursuant to LAAC Section 7.44 may be required of the petitioner. Maintenance of the public easement by City Forces will be eliminated.

Community Impact Statement: None submitted.

(Public Works Committee waived consideration of the above matter)

ADOPTED

AMENDING MOTION (HUIZAR - PARKS)

Recommendation for Council action:

ADD the following conditions to the findings of the City Engineer in the communication dated March 26, 2008:

- 1. That a covenant and agreement be recorded by the petitioner stating that the street area being vacated shall be used for surface parking only, unless suitable entitlement approval is obtained through the City Planning Department for other uses.**
- 2. That the street area being vacated be landscaped through the Revocable Permit Process prior to the approval of the Resolution to Vacate finalizing the street vacation. A landscape plan shall be submitted to Council District 14 and the Bureau of Engineering for review and approval in conjunction with the Revocable Permit prior to the commencement of installation of the landscaping.**

**Roll Call #13 - Motion (Garcetti - Alarcon) Adopted, Ayes (11); Absent: Cardenas, Parks, Rosendahl and Smith (4)
(Item Nos. 21a-21f)**

ITEM NO. (21) - ADOPTED

[08-2055](#)

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:

[08-2055](#)

CD 13

- a. MOTION (GARCETTI - GREUEL) relative to declaring the Heineken/Alloy Market red carpet event on August 6, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[07-2470](#)

CD 7

- b. MOTION (ALARCON - PARKS) relative to declaring the Terrace Eagles Neighborhood Watch Block Party on August 16, 2008 a Special Event (fees and costs absorbed by the City = none submitted).

[07-2299](#)

CD 7

- c. MOTION (ALARCON - PARKS) relative to declaring the FERP Neighborhood Watch Block Party and Carnival on August 23, 2008 a Special Event (fees and costs absorbed by the City = \$2,200).

[07-2428](#)

CD 8

- d. MOTION (PARKS - ALARCON) relative to declaring the 78th Street Dalton Avenue Block Club - Unity of Our Community Celebration on August 9, 2008 a Special Event (fees and costs absorbed by the City = \$1,642).

[07-2429](#)

CD 8

- e. MOTION (PARKS - ALARCON) relative to declaring the Gramercy Place Neighborhood Watch Block Club Celebration on August 9, 2008 a Special Event (fees and costs absorbed by the City = \$1,642).

[07-2676](#)

CD 12

- f. MOTION (SMITH - ROSENDAHL) relative to declaring the 26th Annual Marching Band Field Competition on November 8, 2008 a Special Event (fees and costs absorbed by the City = \$7,725).

ITEM NO. (22) - ADOPTED, *AS AMENDED - SEE FOLLOWING

Roll Call #14 - Motion (Wesson - Perry) to Adopt as Amended, Ayes (11); Absent: Cardenas, Parks, Rosendahl and Smith (4)

[08-2056](#)

MOTION (WESSON - SMITH) relative to a reception for the Los Angeles Area Chamber of Commerce on September 24, 2008.

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

APPROPRIATE \$398 from the Unappropriated Balance Fund No. 100/58 to the General Services Fund No. 100/40 as follows: \$317 to Account No. 1090 (Salaries - Overtime) and \$81 to Account No. 1070 (Salaries - As Needed) for services in connection with the September *24 23, 2008 Council District 10 reception for the Los Angeles Area Chamber of Commerce in the City Hall Tom Bradley Room - said funds to be reimbursed to the General Fund by the Los Angeles Area Chamber of Commerce.

***(Wesson - Perry)**

ITEM NO. (23) - ADOPTED

Roll Call #5 - Motion (LaBonge - Wesson) Adopted, Ayes (12); Absent: Cardenas, Perry and Smith (3)

[08-2058](#)

CD 1

MOTION (REYES - ROSENDAHL) relative to funding for the Community Action Projects operated by the Los Angeles Conservation Corps.

Recommendations for Council action:

1. UTILIZE \$75,000 from the Council District One portion of the Real Property Trust Fund No. 683 to fund any aspect of the Community Action Projects operated by the Los Angeles Conservation Corps in Council District One.
2. DIRECT the City Clerk to prepare the necessary documents with and/or payments to the Los Angeles Conservation Corps, or any other agency or organization, as appropriate, in the above amount, for the above purpose, subject to the approval of the City Attorney, if needed, and AUTHORIZE the Councilmember of the District to execute any such documents on behalf of the City.
3. AUTHORIZE the City Clerk to make any technical corrections or clarifications as may be necessary to implement the intent of this Motion.

ITEM NO. (24) - ADOPTED

Roll Call #15 - Motion (Perry - Zine) Adopted, Ayes (10); Absent: Cardenas, Parks, Reyes, Rosendahl and Smith (5)

[08-2059](#)

MOTION (LABONGE - SMITH - ET AL.) relative to requesting the Governor to declare the first Friday of every month as Emergency Preparedness Day.

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

1. REQUEST the Governor to declare the first Friday of every month as Emergency Preparedness Day.
2. ENCOURAGE that all schools throughout the State hold emergency practice drills in every classroom, and every individual be encouraged to consider and update their emergency plans on each Emergency Preparedness Day.

ITEM NO. (25) - ADOPTED

Roll Call #16 - Motion (Wesson - Garcetti) Adopted, Ayes (10); Absent: Cardenas, Parks, Reyes, Rosendahl and Smith (5)

[08-2057](#)

CD 8

RESOLUTION (PARKS - GARCETTI) relative to declaring Friday, August 8, 2008 as Eighth Day in the City of Los Angeles.

Recommendation for Council action:

RESOLVE to DECLARE August 8, 2008 as Eighth Day in the City of Los Angeles.

Items for Which Public Hearings Have Not Been Held - Items 26-27

(10 Votes Required for Consideration)

ITEM NO. (26) - CONTINUED TO AUGUST 12, 2008

Roll Call #6 - Motion (Alarcon - Reyes) Adopted to Continue, Unanimous Vote (12); Absent: Cardenas, Perry and Smith (3)

[08-0834-S1](#)

CONTINUED CONSIDERATION OF COMMUNICATION FROM CHAIR and MEMBER, PUBLIC SAFETY COMMITTEE relative to establishing a Lesbian, Gay, Bisexual, and Transgender (LGBT) specific subcommittee and developing a comprehensive strategy to help mitigate LGBT domestic violence issues.

Recommendations for Council action, as initiated by Motion (Alarcon - Garcetti):

1. REQUEST that the Los Angeles City Domestic Violence Task Force establish an LGBT subcommittee to develop a comprehensive strategy which will help mitigate LGBT domestic violence issues, said subcommittee to include LGBT specific domestic violence service-providers and/or experts, domestic violence service-providers, City Attorney, Los Angeles Police Department (LAPD), County law enforcement, criminal justice personnel, and key community members including LGBT individuals and survivors of domestic abuse.
2. REQUEST that the proposed LGBT subcommittee provide a report to the Public Safety Committee no later than January 1, 2009.
3. DIRECT the LAPD to:
 - a. Develop a process to track data regarding LGBT domestic violence incidents, and prepare recommendations for training Department officers and staff, along with Domestic Abuse Response Teams (staff and volunteers) regarding same-gender assessment for LGBT domestic violence victims.

- b. Report to the Public Safety Committee in conjunction with the report to be prepared and presented by the LGBT subcommittee relative to this matter.
4. REQUEST that the proposed LGBT subcommittee:
- a. Engage, where possible, with the community in an LGBT-specific domestic violence education campaign that should include an emphasis on reaching communities of color, lower socio-economic status individuals, and youth (both in and out of schools); and, report to Council on this matter no later than January 1, 2009.
 - b. In conjunction with the City's Domestic Violence Task Force's Funding Subcommittee to research funding opportunities for domestic violence service agencies in providing both LGBT specific and sensitive appropriate victim services, prevention, education, and outreach; funding should also be sought to help domestic violence agencies conduct research into best practices for addressing the needs of LGBT victims of domestic violence.
 - c. Advocate with State and other funders to ensure that domestic violence services, especially services for LGBT victims, are adequately supported and subsidized.
 - d. Report to the Public Safety Committee no later than January 1, 2009, and as needed thereafter relative to this matter.

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

Community Impact Statement: None submitted.

(Continued from Council meeting of August 5, 2008)

ITEM NO. (27) - NO ACTION TAKEN

[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.

(Scheduled pursuant to Council action of July 23, 2008)

(Continued from Council meeting of August 6, 2008)

RECONSIDERATION OF ITEM NO. 6 FROM WEDNESDAY, AUGUST 6, 2008

ITEM NO. (6) - CONTINUED TO AUGUST 12, 2008

Roll Call #8 - Motion (Perry - Garcetti) Adopted to Reconsider, Ayes (13); Absent: Cardenas and Smith (2)

Roll Call #9 - Motion (Perry - Garcetti) Adopted to Continue, Unanimous Vote (13); Absent: Cardenas and Smith (2)

[02-1983](#)

CD 9

HEARING PROTESTS against the proposed vacation of the alley northwesterly of Grand Avenue between Adams Boulevard and 23rd Street (VAC E1400822).

(Public Works Committee report adopted on July 15, 2008)

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

[08-0776-S1](#)

MOTION (REYES - HUIZAR) relative to declaring the Sidewalk Sale in Lincoln Heights on October 3-5, 2008 a Special Event (fees and costs absorbed by the City = \$4,500).

[08-2130](#)

MOTION (PARKS - GREUEL) relative to declaring the 2008 World Stage Jazz Festival on August 10, 2008 a Special Event (fees and costs absorbed by the City = \$2,366).

[08-2131](#)

MOTION (REYES - HUIZAR) relative to declaring the Rampart Division Grand Opening on September 4, 2008 a Special Event (fees and costs absorbed by the City = \$5,000).

[08-2126](#)

MOTION (HUIZAR - ALARCON) relative to declaring the Latin American Day on August 10, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[07-0794-S1](#)

MOTION (PERRY - PARKS) relative to declaring the DVD Release Party on September 8, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[08-2127](#)

MOTION (PERRY - PARKS) relative to declaring the Heroes Premiere Party on September 7, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[07-2369-S1](#)

MOTION (ROSENDAHL - PARKS) relative to declaring the 87th Street Block Party on August 30, 2008 a Special Event (fees and costs absorbed by the City = \$3,530).

[07-2462-S1](#)

MOTION (ROSENDAHL - PARKS) relative to declaring the 17th Annual Nardian Way Block Party on September 6, 2008 a Special Event (fees and costs absorbed by the City = \$1,642).

[07-2427-S1](#)

MOTION (PARKS - ROSENDAHL) relative to declaring the Sixth Annual Normandie-Halldale Block Club Celebration on August 16, 2008 a Special Event (fees and costs absorbed by the City = \$1,642).

[08-2128](#)

MOTION (PARKS - ROSENDAHL) relative to declaring the Century Boulevard Neighborhood Watch Annual Block Celebration on August 16, 2008 a Special Event (fees and costs absorbed by the City = \$1,642).

[08-2129](#)

MOTION (LABONGE - GARCETTI) relative to declaring the LA Art Show on January 21-25, 2008 a Special Event (fees and costs absorbed by the City = none submitted).

[06-1600-S1](#)

MOTION (HAHN - GREUEL) relative to declaring the 2600 Averill Avenue Block Party on August 30, 2008 a Special Event (fees and costs absorbed by the City = \$1,226).

[07-2572-S1](#)

MOTION (WESSON - ZINE) relative to declaring the Wilshire Community Police Station/WTD Open House on August 10, 2008 a Special Event (fees and costs absorbed by the City = \$1,314).

[07-1925-S1](#)

MOTION (HAHN - GREUEL) relative to declaring the 10th Annual Port of Los Angeles Lobster Festival on September 19-21, 2008 a Special Event (fees and costs absorbed by the City = \$5,620).

[08-2105](#)

MOTION (HAHN - GREUEL) relative to declaring the Fifth Annual Charity Downhill Race and Care Show on August 24, 2008 a Special Event (fees and costs absorbed by the City = \$1,226).

[08-0010-S40](#)

MOTION (ROSENDAHL - GREUEL) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the abduction of Greg, Alex and Zaven Silah on July 2, 2008.

[08-0010-S41](#)

MOTION (HUIZAR - ALARCON) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the rape and robbery of a 23-year-old women on July 26, 2008.

[08-2124](#)

MOTION (SMITH - GREUEL) relative to a presentation from the Los Angeles Unified School District (LAUSD) on the "We Build" Program.

[08-2125](#)

MOTION (WEISS – PARKS) relative to payment for invoices for replacement vehicles, associated vehicle equipment and helicopter parts.

[06-1962-S1](#)

MOTION (ROSENDAHL - GREUEL) relative to accepting donations for the Department of Public Works High School Internship Program.

[07-3906-S1](#)

MOTION (HAHN – GREUEL) relative to extending the contract time for the Avalon Watts Garden Fence project.

[08-0011-S35](#)

MOTION (WEISS – ZINE) relative to the repair and construction of the SWAT training facilities at the Los Angeles Police Academy.

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

[08-0002-S133](#)

RESOLUTION (PARKS – PERRY - GARCETTI) relative to urging the County of Los Angeles to completely overhaul the current County health system.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

[08-1752](#) - Frederic Bank

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

08-1753 - Lillian Winn Gephart	(Greuel)
Deputy Juan Abel Escalante	(Garcetti)
Jerry "Lalo" Salmeron	(Alarcon)
Deputy Juan Abel Escalante	(Huizar on behalf of Salesian High School)

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

Whereupon the Council did adjourn.

ATTEST: Karen E. Kalfayan, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL