

Los Angeles City Council, **Journal/Council Proceedings**
Wednesday, **September 17, 2008**
John Ferraro Council Chamber, Room 340, City Hall - 10 am

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

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

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
SEPTEMBER 12, 2008

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 31

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

**Roll Call #4 - Motion (Hahn - Smith) Adopted to Continue, Unanimous Vote (11); Absent: Cardenas, Parks, Rosendahl and Wesson (4)
(Item Nos. 1-6)**

**ITEM NO. (1) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON OCTOBER 10, 2008**

[06-2329-S1](#)
CD 15

HEARING PROTESTS against the proposed improvement and maintenance of the Baywater Avenue and 29th Street No. 1 Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Baywater Avenue and 29th Street No. 1 Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on July 16, 2008 - Continue hearing and present Ordinance on OCTOBER 10, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (2) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON OCTOBER 10, 2008**

[08-1464](#)

CD 11

HEARING PROTESTS against the proposed improvement and maintenance of the Federal and Missouri Avenues Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Federal and Missouri 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 July 16, 2008 - Continue hearing and present Ordinance on OCTOBER 10, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (3) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON OCTOBER 10, 2008**

[08-1547](#)

CD 12

HEARING PROTESTS against the proposed improvement and maintenance of the Ruffner Avenue and Vicennes Street Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Ruffner Avenue and Vicennes 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 July 16, 2008 - Continue hearing and present Ordinance on OCTOBER 10, 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 OCTOBER 10, 2008**

[08-1575](#)

CD 3

HEARING PROTESTS against the proposed improvement and maintenance of the Variel Avenue and Kittridge Street Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Variel Avenue and Kittridge 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 July 16, 2008 - Continue hearing and present Ordinance on OCTOBER 10, 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 OCTOBER 10, 2008**

[08-1576](#)

CD 2

HEARING PROTESTS against the proposed improvement and maintenance of the Radford Avenue and Valleyheart Drive Lighting District.

Recommendation for Council action:

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

(Ordinance of Intention adopted on July 16, 2008 - Continue hearing and present Ordinance on OCTOBER 10, 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 OCTOBER 10, 2008**

[08-1577](#)

CD 12

HEARING PROTESTS against the proposed improvement and maintenance of the Sesnon Boulevard and Winnetka Avenue Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Sesnon Boulevard and Winnetka 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 July 16, 2008 - Continue hearing and present Ordinance on OCTOBER 10, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (7) - CONTINUED TO SEPTEMBER 19, 2008

Roll Call #1 - Motion (Huizar - Reyes) Adopted to Continue, Unanimous Vote (11); Absent: Cardenas, Parks, Rosendahl and Wesson (4)

[08-2261](#)

CD 14

HEARING COMMENTS relative to application for determination of "Public Convenience or Necessity" for alcohol sales for off-site consumption at Double Savers Market located at 5914 Monterey Road, Los Angeles.

Application filed by: Donghyung Chang (Nathan Freeman, representative)

TIME LIMIT FILE - OCTOBER 10, 2008

(LAST DAY FOR COUNCIL ACTION - OCTOBER 10, 2008)

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

Items for Which Public Hearings Have Been Held - Items 8-32

ITEM NO. (8) - ADOPTED

Roll Call #10 - Motion (LaBonge - Rosendahl) Adopted, Ayes (14); Absent: Parks (1)

[08-2132](#)

COMMUNICATION FROM THE MAYOR relative to the appointment of Ms. Maria Contreras-Sweet to the Board of Fire and Police Pension Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Maria Contreras-Sweet to the Board of Fire and Police Pension Commissioners for the term ending June 30, 2013, is APPROVED and CONFIRMED. (Current Board gender composition: M=8; F=1)

Ethics Commission Review: Pending

Background Check Review: Complete

Community Impact Statement: None submitted.

TIME LIMIT FILE - SEPTEMBER 19, 2008

(LAST DAY FOR COUNCIL ACTION - SEPTEMBER 19, 2008)

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

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

ITEM NO. (9) - ADOPTED

Roll Call #11 - Motion (Alarcon - Weiss) Adopted, Ayes (14); Absent: Parks (1)

[08-2133](#)

EDUCATION AND NEIGHBORHOODS COMMITTEE REPORT relative to the reappointment of Mr. Nirinjan S. Khalsa to the Human Relations Commission.

Recommendation for Council action:

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

Ethics Commission Review: Complete

Community Impact Statement: None submitted.

TIME LIMIT FILE - SEPTEMBER 22, 2008

(LAST DAY FOR COUNCIL ACTION - SEPTEMBER 19, 2008)

ITEM NO. (10) - ADOPTED

Roll Call #12 - Motion (Wesson - Hahn) Adopted, Ayes (14); Absent: Parks (1)

[08-2199](#)

COMMUNICATION FROM THE MAYOR relative to the appointment of Ms. Lucelia K. Hooper to the Housing Authority of the City of Los Angeles.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Lucelia K. Hooper to the Housing Authority of the City of Los Angeles for the term ending June 6, 2010, is APPROVED and CONFIRMED. (Current Board gender composition: M=0; F=6)

Ethics Commission Review: Pending

Background Check Review: Pending

Community Impact Statement: None submitted.

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

ITEM NO. (11) - ADOPTED

Roll Call #13 - Motion (Hahn - Reyes) Adopted, Ayes (14); Absent: Parks (1)

[08-2101](#)

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the Mayor's reappointment of Ms. Joeann Valle to the Harbor Area Planning Commission.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Ms. Joeann Valle to the Harbor Area Planning Commission for the new term ending June 30, 2013, is APPROVED and CONFIRMED. Ms. Valle resides in Council District 15. (Current Commission gender composition: M=1; F=4)

Ethics Commission Review: Pending

Community Impact Statement: None submitted.

TIME LIMIT FILE - SEPTEMBER 22, 2008

(LAST DAY FOR COUNCIL ACTION - SEPTEMBER 19, 2008)

ITEM NO. (12) - ADOPTED

Roll Call #14 - Motion (Greuel - Rosendahl), Ayes (14); Absent: Parks (1)

[08-2137](#)

TRANSPORTATION COMMITTEE REPORT relative to the appointment of Mr. Dennis F. Hernandez to the Board of Taxicab Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Dennis F. Hernandez to the Board of Taxicab Commissioners for the term ending June 30, 2013 is APPROVED and CONFIRMED. Mr. Hernandez resides in Council District 11. (Current commission gender composition: M=3; F=2)

Ethics Commission review: Complete

Background Check review: Pending

Community Impact Statement: None submitted.

TIME LIMIT FILE - SEPTEMBER 26, 2008

(LAST DAY FOR COUNCIL ACTION - SEPTEMBER 23, 2008)

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

Roll Call #15 - Motion (Zine - Perry) Adopted, Ayes (13); Absent: Parks and Reyes (2)

[08-0586](#)

PERSONNEL COMMITTEE REPORT and COMMUNICATION FROM THE EXECUTIVE EMPLOYEE RELATIONS COMMITTEE (EERC) relative to the appointment of Ms. Kellie M. Hawkins as the permanent Executive Director of the Commission on the Status of Women.

A. PERSONNEL COMMITTEE REPORT

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Kellie M. Hawkins as the permanent Executive Director of the Commission on the Status of Women, is APPROVED and CONFIRMED.

Community Impact Statement: None submitted.

TIME LIMIT FILE - OCTOBER 2, 2008

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

B. COMMUNICATION FROM THE EERC

Recommendation for Council action:

RESOLVE that the salary rate of pay for the position of permanent Executive Director Commission on the Status of Women shall BE ESTABLISHED, as recommended by the Mayor and approved by the EERC at its meeting on September 9, 2008. The effective date of the appointment is August 14, 2008.

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

**Roll Call #8 - Motion (LaBonge - Parks) Adopted, Ayes (15)
(Item Nos. 14-15)**

ITEM NO. (14) - ADOPTED

[08-2186](#)

ENERGY AND ENVIRONMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a Power Purchase Agreement (PPA) with Willow Creek Energy, LLC (WCE) to allow the Los Angeles Department of Water and Power (LADWP) to purchase 72 megawatts of renewable wind energy annually from WCE.

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

1. CONCUR with the Board of Water and Power Commissioners (Board) action on August 5, 2008, Resolution No. 009-023, authorizing the execution of a PPA with WCE to allow the LADWP to purchase 72 megawatts of renewable wind energy annually from WCE.
2. AUTHORIZE the Board to act on all future non-policy amendments to the PPA without approval by the Mayor and Council. All policy issues will continue to be reviewed by the Mayor and Council.
3. PRESENT and ADOPT the accompanying ORDINANCE approving the PPA, No. BP 08-013, between the LADWP and WCE and delegating to the Board limited authority to amend such PPA.

Fiscal Impact Statement: The City Administrative Officer reports that the proposed PPA will have no direct impact on the General Fund. WCE has provided the LADWP with a financial guarantee with a cap of \$5,256,000 to cover any payments that WCE will be expected to pay the LADWP. The Power Revenue Fund will provide up to \$21,800,000 annually for 15 years for a maximum of \$327,000,000.

Community Impact Statement: None submitted.

ITEM NO. (15) - ADOPTED

[08-1780](#)

CD 7

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change for property at 8342 Kester 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. 08-1780 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV 2007-1679 MND] filed on October 19, 2007.

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 from RA-1 to (T)(Q)RD5-1 for the proposed demolition of an existing single-family dwelling and construction of four detached condominiums, two-stories, a maximum of 27 feet in height, with a two-car garage for each unit and two guest parking stalls for a total of ten parking stalls on a 24,898 square foot site for the property at 8342 Kester Avenue, subject to Conditions of Approval.

Applicant: Thavee Sangmanee, Rob Amond, Representative

APCNV 2007-3418 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 3, 2008

(LAST DAY FOR COUNCIL ACTION - OCTOBER 3, 2008)

ITEM NO. (16) - CONTINUED TO SEPTEMBER 23, 2008

Roll Call #2 - Motion (Greuel - Huizar) Adopted to Continue, Unanimous Vote (11); Absent: Cardenas, Parks, Rosendahl and Wesson (4)

[06-1819](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to a request for additional funding in the amount of \$550,000 for two outside counsel contracts.

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

APPROVE additional funding of \$550,000, from the Sewer Capital Fund No. 761, Account EGA2, entitled "WW Services During Construction", to continue funding two existing outside counsel contracts, concerning the case entitled Dillingham-Ray Wilson, et al., v. City of Los Angeles, as follows:

- a. \$500,000 for contract No. 111527 with Greines, Martin, Stein and Richland, LLP
- b. \$50,000 for contract No. 111296 with Ackerman Senterfitt, LLP

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.

(Council may recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to the above matter.)

ITEM NO. (17) - ADOPTED

Roll Call #20 - Motion (Perry - Huizar) Adopted, Ayes (10); Noes: Hahn (1); Absent: Cardenas, Greuel, Parks and Reyes (4)

08-2103

ENERGY AND ENVIRONMENT COMMITTEE REPORT and RESOLUTION relative to an application for grant funding from the California Integrated Waste Management Board (CIWMB) for the Tire Recycling Cleanup and Enforcement Grant for Fiscal Years (FYs) 2008-09, 2009-10 and 2010-11.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION which authorizes the Director of the Bureau of Sanitation, or designee, to submit an application to the CIWMB for the Tire Recycling Cleanup and Enforcement Grant for FYs 2008-09, 2009-10, and 2010-11, and if awarded the grants, to return to Council to obtain approval for the receipt of these funds and to obtain authorization to negotiate and execute grant agreements.

Fiscal Impact Statement: The Board of Public Works reports that the receipt of grant funds will maintain and enhance the existing used tire collection and recycling program (program). Failure to apply for funds from the CIWMB will eliminate potential funding available to the City to enhance its program. There is no impact on the General Fund.

Community Impact Statement: None submitted.

**Roll Call #5 - Motion (Perry - LaBonge) Adopted, Ayes (11); Absent: Cardenas, Parks, Rosendahl, and Wesson (4)
(Item Nos. 18-20)**

ITEM NO. (18) - ADOPTED

[07-0530](#)

CD 2

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to extending the Exclusive Negotiating Agreement (ENA) with Snyder RECP Valley Plaza, LLC (Developer), for the revitalization of the Valley Plaza Shopping Center (Project).

Recommendation for Council action:

AUTHORIZE the Chief Executive Officer, Community Redevelopment Agency, or designee, to execute the third extension to the ENA with the Developer, for 180 days, from July 12, 2008, to January 11, 2009, with two optional 90-day extensions, for the proposed Project located in the Earthquake Disaster Assistance Project for the Laurel Canyon Corridor, 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. (19) - ADOPTED

[08-1559](#)

CD 4

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the execution of an Owner Participation Agreement (OPA) with Lankershim NoHo, LLC, (Developer), for the construction of a mixed-use project located at 11110 West Otsego Street.

Recommendation for Council action:

AUTHORIZE the Chief Executive Officer, Community Redevelopment Agency, or designee, to execute an OPA with the Developer for the construction of a mixed-use project located at 11110 West Otsego Street consisting of 130 rental or 119 for-sale residential units that will include either: (a) five rental units restricted to moderate-income households (up to 120 percent AMI) and two rental units restricted to low-income households (up to 80 percent AMI); or (b) seven for-sale units restricted to moderate income households, 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

[08-1781](#)

CD 8

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTION relative to providing up to \$100,000 of Assembly Bill (AB) 1290 funds to the Department of Public Works pursuant to an existing Cooperation Agreement for the installation of street-related public improvements in the vicinity of the Watts Learning Center.

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

1. ADOPT the accompanying joint RESOLUTION [attached to the City Administrative Officer (CAO) report dated September 3, 2008] with the Community Redevelopment Agency (CRA) Board of Commissioners, pursuant to Section 33445 of the California Health and Safety Code, making findings authorizing the use of Broadway/Manchester Recovery Redevelopment Project Area (BMRPA) AB 1290 funds to pay for City-owned public improvements in the vicinity of the Watts Learning Center Charter School, located at the southwest corner of Broadway and 95th Street.
2. AUTHORIZE the Chief Executive Officer, CRA, or designee, to transfer up to \$100,000 of Council District Eight AB 1290 funds and allocate such to be expended under the Cooperation Agreement (CRA Contract No. 502806) with the Department of Public Works, Bureau of Street Services (BOSS) for the installation of said public improvements in the BMRPA.
3. REQUEST the Controller to transfer funds from the CRA to the BOSS, in an amount not to exceed \$100,000, into the following accounts as appropriate for reimbursement of direct expenditures consistent with this action: Fund No.100, Department No. 86, Account No.1010 (Salaries General) or Account No.1090 (Salaries Overtime).

Fiscal Impact Statement: The CAO reports that there is no impact on the General Fund. The City's Financial Policies are not applicable to the CRA. The CRA is only bound by the disclosure provisions of the City's Debt Management Policies. Approval of the recommendations will result in \$100,000 for the installation of City-owned streetscape public improvements servicing the CRA's BMRPA, provided from AB 1290 funds.

Community Impact Statement: None submitted.

ITEM NO. (21) - ADOPTED AS AMENDED - FORTHWITH

Roll Call #17 - Motion (Garcetti - Hahn) to Adopt as Amended, Ayes (12); Absent: Greuel, Parks and Reyes (3)

[08-2234](#)

CD 13

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to reprogramming \$700,000 in Community Development Block Grant (CDBG) funds from the Fountain Avenue Park Project to the Camino Nuevo Charter Academy for the construction of a new soccer field.

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

1. REPROGRAM CDBG funds in the amount of \$700,000 from the Fountain Avenue Park project to the Camino Nuevo Charter Academy for the construction of a new soccer field, subject to review by the Community Development Department (CDD) as to eligibility and readiness.
2. INSTRUCT the City Administrative Officer (CAO), with the assistance of CDD, to report to Council with the necessary authorities and Controller Instructions to effectuate the reprogramming of these funds.

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

Community Impact Statement: None submitted.

AMENDING MOTION

(GARCETTI - PARKS)

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

1. REPROGRAM Community Development Block Grant (CDBG) funds in the amount of \$700,000 from the Fountain Avenue Park project to the Camino Nuevo Charter Academy for the construction of a new soccer field.
2. AUTHORIZE the General Manager, Community Development Department (CDD), or designee, to:
 - a. Negotiate and execute a contract with Camino Nuevo Charter Academy in an amount not to exceed \$700,000 for the construction of a new soccer field.
 - b. Amend the appropriate Consolidated Plan in conformance with the recommendations contained in this Motion and all U.S. Department of Housing and Urban Development requirements, including the City's Citizen Participation Plan.
 - c. Prepare Controller instructions with any necessary technical adjustments consistent with the Council and Mayor action on this matter, subject to the approval of the City Administrative Officer, and authorize the Controller to implement the instructions.
3. Authorize the Controller to:
 - a. Establish new account E705 Camino Nuevo Charter-Soccer Field and appropriate \$700,000 within the Community Development Trust Fund No. 424
 - b. Decrease appropriations in the amount of \$700,000 Account E424 Fountain Avenue within the Community Development Trust Fund NO. 424.
 - c. Expend funds upon proper demand of the General Manager of CDD.

**Roll Call #5 - Motion (Perry - LaBonge) Adopted, Ayes (11); Absent: Cardenas, Parks, Rosendahl, and Wesson (4)
(Item Nos. 22-27)**

ITEM NO. (22) - ADOPTED

[08-2346](#)

CDs 2 & 6

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to creating a legally required Redevelopment Survey Area (RSA) within Council Districts Two and Six.

Recommendation for Council action, pursuant to Motion (Cardenas - Greuel):

INSTRUCT the Community Redevelopment Agency (CRA) to:

- a. Create a legally required RSA, with defined boundaries pursuant to California Community Redevelopment Law, which would allow the CRA to undertake the studies and other analyses required to determine if redevelopment in the defined area is feasible.
- b. Follow all necessary procedures in implementing the plan amendment/adoption of the above specified project area, including but not limited to working with respective council office staff in the execution of this motion.

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.

ITEM NO. (23) - ADOPTED

[08-2239](#)

PERSONNEL COMMITTEE REPORT relative to the 2007-10 Memorandum of Understanding (MOU) for the Inspectors Unit, represented by the Municipal Construction Inspectors Association.

Recommendations for Council action:

1. APPROVE the 2007-10 MOU for the Inspectors Unit (MOU 5).
2. AUTHORIZE the City Administrative Officer (CAO) and the Controller to correct any clerical errors in the MOU; or if approved by the City Attorney, any technical errors.

Fiscal Impact Statement: The CAO reports that the cost of the Cost of Living Adjustment, salary adjustment and mileage provisions of the term of the MOU are \$11.6 million of which \$6.8 million is charged to the General Fund.

Community Impact Statement: None submitted.

ITEM NO. (24) - ADOPTED

[06-2368-S6](#)

CD 10

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an application for a hardship exemption from provisions of the City's Country Club Park Interim Control Ordinance (ICO) for the property at 1059 South Saint Andrews Place.

Recommendations for Council action:

1. GRANT hardship exemption from the City's Country Club Park ICO (Ordinance No. 179285), as noted and as described in the application attached to Council file No. 06-2368-S6, for the proposed enclosure of the existing patio (on one of the side yards) and conversion into a study room, 111 square feet and ten feet six inches in height, for property at 1059 South Saint Andrews Place.
2. ADVISE the applicant that this hardship exemption, if granted by the City Council, is not a permit or license and that any other approvals, permits and licenses required by law must be obtained from the proper agencies.

Applicant: Ok Soo Choi, Marco Diaz (Representative)

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.

ITEM NO. (25) - ADOPTED

[08-1925](#)

CD 12

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the inclusion of the Kramer House located at 12556 North Middlecoff Place 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 Kramer House located at 12556 North Middlecoff Place in the list of Historic-Cultural Monuments.

Applicant: Aaron Kahlenberg

CHC 2008-1686 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 - SEPTEMBER 17, 2008

(LAST DAY FOR COUNCIL ACTION - SEPTEMBER 17, 2008)

ITEM NO. (26) - ADOPTED

[08-1926](#)

CD 1

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the inclusion of the Park Wilshire Building located at 2424 Wilshire Boulevard 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 Park Wilshire Building located at 2424 Wilshire Boulevard in the list of Historic-Cultural Monuments.

Applicant: Christy McAvoy and Jessica Ritz

Owner: John Palmer, General Partner

CHC 2008-1682 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 - SEPTEMBER 17, 2008

(LAST DAY FOR COUNCIL ACTION - SEPTEMBER 17, 2008)

ITEM NO. (27) - ADOPTED

[08-2263](#)

PUBLIC SAFETY COMMITTEE REPORT relative to police permit fees and fees for special services.

Recommendations for Council action:

1. REQUEST the City Attorney to prepare and present the appropriate Ordinance(s) to effectuate the recommended fees as detailed in the June 20, 2007 and August 16, 2007 Police Commission reports, attached to the Committee report.
2. INSTRUCT the Los Angeles Police Department to identify additional businesses and activities which generate significant enforcement activities and report on the feasibility of permitting those businesses.

Fiscal Impact Statement: The City Administrative Officer reports that the proposed fees in this report are estimated to generate an additional \$2.28 million per year in revenues for the City. The recommendations in this report are in compliance with the City's Financial Policies as the proposed fees are fair and recover the full cost of providing such services.

Community Impact Statement: None submitted.

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

ITEM NO. (28) - ADOPTED

Roll Call #21 - Motion (Hahn - Rosendahl) Adopted, Ayes (11); Absent: Cardenas, Greuel, Parks and Reyes (4)

[07-0002-S213](#)

RULES AND GOVERNMENT COMMITTEE REPORT and RESOLUTION relative to the City's position on S. 1499 (Boxer)/HR 2548 (Solis), the Marine Vessel Emissions Reduction Act.

Recommendation for Council action, pursuant to Resolution (Hahn - Perry), SUBJECT TO THE CONCURRENCE OF THE MAYOR:

ADOPT the accompanying RESOLUTION to include in the City's 2007-08 Federal Legislative Program SUPPORT for S. 1499 (Boxer)/HR 2548 (Solis), the Marine Vessel Emissions Reduction Act, which will promote a cleaner environment by mandating the Environmental Protection Agency to set limits on the sulfur content of fuel used by marine vessels located within 200 miles of the West Coast to no more than 1,000 parts per million, starting on December 31, 2010.

Fiscal Impact Statement: None submitted by the Chief Legislative Analyst. The City Administrative Officer has not completed a financial analysis of this report.

Community Impact Statement: None submitted.

ITEM NO. (29) - ADOPTED

Roll Call #5 - Motion (Perry - LaBonge) Adopted, Ayes (11); Absent: Cardenas, Parks, Rosendahl, and Wesson (4)

[06-2365](#)

CD 2

GENERAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the renewal of Temporary Preferential Parking District (PPD) No. 113.

Recommendations for Council action:

1. FIND that the renewal of Temporary PPD No. 113, pursuant to Los Angeles Municipal Code (LAMC) Section 80.58.d, is exempt from the California Environmental Quality Act (CEQA) under the General Exemption (Article II, Section 1 of the 2002 Los Angeles City CEQA Guidelines).

2. FIND that the parking problem that led to the establishment of Temporary PPD No. 113 still exists and that no permanent solution has been found.
3. ADOPT the accompanying RESOLUTION renewing Temporary PPD No. 113 for 12 more months, until October 17, 2009, pursuant to Section 80.58.d of the LAMC.
4. DIRECT the Los Angeles Department of Transportation (LADOT) to prepare a Notice of Exemption reflecting Council's actions under Recommendation No. 1 and file such notice with the City and County Clerks within five working days of the Council's action.

Fiscal Impact Statement: The LADOT reports that revenue from the sale of permits will cover the additional cost of implementing, administering, and enforcing Temporary PPD No. 113. The department also states that the City may gain additional General Fund revenue from the issuance of parking citations to violators of the District's parking restrictions.

Community Impact Statement: None submitted.

ITEM NO. (30) - ADOPTED AS AMENDED - SEE FOLLOWING

Roll Call #16 - Motion (Huizar - LaBonge) to Adopt as Amended, Ayes (12); Absent: Greuel, Parks and Reyes (3)

[08-2119](#)

TRANSPORTATION COMMITTEE REPORT relative to a pilot program to extend the operation hours of the Red Line between North Hollywood and Downtown during the holiday season.

Recommendations for Council action, pursuant to Motion (Huizar - Greuel - et al):

1. REQUEST the Los Angeles County Metropolitan Transportation Authority (Metro) to consider a pilot program for the extension of operation hours of the Red Line between North Hollywood and Downtown through 3:00 am on Thursdays, Fridays, and Saturdays during the holiday season, November 1 through January 3, 2008. The cost of expanded service would be supported in part by private sponsorships.
2. CONVENE a task force with affected Council Districts, Los Angeles Department of Transportation, Metro, and other departments and agencies as necessary, along with the business community, to design a creative and immediate marketing campaign to support this public-private effort and increase awareness of the benefits and availability of special extended holiday Metro Red Line service hours.

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

Community Impact Statement: None submitted.

ADOPTED

MOTION (GREUEL - HUIZAR)

Recommendation for Council action:

AMEND Recommendation No. 1 as follows:

1. **REQUEST the Los Angeles County Metropolitan Transportation Authority (Metro) to consider a pilot program for the extension of operation hours of the Red Line between North Hollywood and Downtown through 3:00 am on *Thursdays, Fridays, and Saturdays during the holiday season, November 1 through January 3, *2008 2009. The cost of expanded service would be supported in part by private sponsorships.**

ITEM NO. (31) - ADOPTED

Roll Call #5 - Motion (Perry - LaBonge) Adopted, Ayes (11); Absent: Cardenas, Parks, Rosendahl and Wesson (4)

[08-2327](#)
CD 12

GENERAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the establishment of Overnight Parking District (OPD) No. 535 on Parthenia Street between Lindley and Wilbur Avenues.

Recommendations for Council action:

1. FIND that the establishment of OPD No. 535, pursuant to Los Angeles Municipal Code (LAMC) Section 80.54, is exempt from the California Environmental Quality Act (CEQA) under the General Exemption (Article II, Section 1, of the 2002 Los Angeles City CEQA Guidelines).
2. ADOPT the accompanying RESOLUTION establishing OPD No. 535, pursuant to LAMC Section 80.54, to include both sides of the following street segments:
 - a. Parthenia Street between Lindley Avenue and Etiwanda Avenue
 - b. Parthenia Street between Etiwanda Avenue and Reseda Boulevard
 - c. Parthenia Street between Reseda Boulevard and Amigo Avenue
 - d. Parthenia Street between Amigo Avenue and Yolanda Avenue
 - e. Parthenia Street between Yolanda Avenue and Crebs Avenue
 - f. Parthenia Street between Crebs Avenue and Wilbur Avenue
3. AUTHORIZE the following parking restriction for use in all of OPD No. 535:

“TOW AWAY; NO PARKING 2 AM to 6 AM”
4. FIND that the Los Angeles Police Department should have the primary responsibility for the enforcement of the authorized overnight parking restriction in OPD No. 535, with support from the Los Angeles Department of Transportation (LADOT) Parking Enforcement, since the reported problems involve criminal activity.

5. DIRECT the LADOT to post the authorized overnight parking restriction signs on both sides of the following street segments within OPD No. 535, except for areas where either parking is currently prohibited at all times in the interest of traffic flow or safety or there are existing parking prohibitions that encompass the 2:00 AM to 6:00 AM nightly time period, upon Council action establishing OPD No. 535:
 - a. Parthenia Street between Lindley Avenue and Etiwanda Avenue
 - b. Parthenia Street between Etiwanda Avenue and Reseda Boulevard
 - c. Parthenia Street between Reseda Boulevard and Amigo Avenue
 - d. Parthenia Street between Amigo Avenue and Yolanda Avenue
 - e. Parthenia Street between Yolanda Avenue and Crebs Avenue
 - f. Parthenia Street between Crebs Avenue and Wilbur Avenue
6. AUTHORIZE the LADOT to install or remove the authorized parking restriction signs on any street segments within OPD No. 535, except for areas where parking is currently prohibited at all times in the interest of traffic flow or safety, upon written instructions from Council District 12 requesting the installation or removal of such signs following Council action establishing the District.
7. DIRECT the LADOT to prepare a Notice of Exemption reflecting the Council's action under Recommendation No. 1 above and file such notice with the City and County Clerks within five working days of the Council's action.

Fiscal Impact Statement: The LADOT reports that all costs of the Overnight Parking Program are intended to be fully supported by fees charged for Overnight Parking Permits, or from other contributions. Since there will be no Overnight Parking Permits for OPD No. 535 and no other contributions have been identified, the cost of parking restriction sign installation will have to be absorbed by the LADOT General Fund budget for Fiscal Year 2007-08. However, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the OPD's parking restrictions.

Community Impact Statement: None submitted.

ITEM NO. (32) - CONTINUED TO OCTOBER 1, 2008

Roll Call #9 - Motion (Hahn - Huizar) Adopted to Continue, Unanimous Vote (11); Absent: Cardenas, Parks, Rosendahl and Wesson (4)

[08-1731](#)

CD 15

COMMUNICATION FROM CHAIR, INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE and BUDGET AND FINANCE COMMITTEE REPORT relative to a proposed lease agreement for office space at 1149 West 190th Street for the Council District 15 Harbor Gateway field office.

A. COMMUNICATION FROM CHAIR, INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE

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

1. AUTHORIZE the Department of General Services (GSD) to negotiate and execute a lease agreement for 1149 West 190th Street, Suite 1200, Los Angeles, California under the terms and conditions substantially as detailed in the June 26, 2008 GSD report, attached to the Council file.
2. APPROPRIATE \$26,785 from the Unappropriated Reserve Fund to GSD Fund No. 100/40, Account No. 6030 Leasing Account for the lease as detailed in the June 26, 2008 GSD report, attached to the Council file.

B. BUDGET AND FINANCE COMMITTEE REPORT

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

1. CONCUR with the recommendation of the Information Technology and General Services Committee to authorize the Department of General Services (GSD) to negotiate and execute a lease agreement for 1149 West 190th Street, Suite 1200, Los Angeles, CA, under the terms and conditions substantially as outlined in the GSD report, attached to the Council file.
2. APPROPRIATE \$26,785 from the Unappropriated Reserve Fund to GSD Fund No. 100/40, Account No. 6030 Leasing Account for the lease.
3. INSTRUCT the City Administrative Officer to review the GSD's Leasing Account and report back to the Council with recommendations for adjustments, if any, in its Financial Status Report.

Fiscal Impact Statement: The GSD reports that the annual rent will increase from \$24,215 to \$51,000. There is a projected budget shortfall of \$26,785 in the GSD's Leasing Account No. 6030 in Fiscal Year 2008-09 for this Lease. It is requested that additional funds totaling \$26,785 be appropriated to the GSD's Leasing Account No. 6030 for this purpose.

Community Impact Statement: None submitted.

Items for Which Public Hearings Have Not Been Held - Items 33-40

(10 Votes Required for Consideration)

**Roll Call #7 - Motion (LaBonge - Perry) Adopted, Ayes (11); Absent: Cardenas, Parks, Rosendahl and Wesson (4)
(Item Nos. 33-34)**

ITEM NO. (33) - ADOPTED

[08-0005-S568](#)

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 September 9, 2008:

[08-0005-S568](#)

CD 1

- a. Property at 230 South Avenue 60 (Case No. 167175).
Assessor I.D. No. 5492-016-020

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 1, 2008)

[08-0005-S569](#)

CD 4

- b. Property at 3317 West Hamilton Way (Case No. 71360).
Assessor I.D. No. 5425-003-009

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 17, 2007)

[08-0005-S570](#)

CD 8

- c. Property at 1587 West 35th Place (Case No. 145333).
Assessor I.D. No. 5041-008-020

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 7, 2008)

[08-0005-S571](#)

CD 10

- d. Property at 2853 Buckingham Road (Case No. 156565).
Assessor I.D. No. 5050-012-025

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

[08-0005-S572](#)

CD 13

- e. Property at 1818 West Santa Ynez Street (Case No. 37425).
Assessor I.D. No. 5404-006-017

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on July 27, 2006)

[08-0005-S573](#)

CD 14

- f. Property at 2608 North Eastern Avenue (Case No. 49887).
Assessor I.D. No. 5216-008-017

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

ITEM NO. (34) - ADOPTED

[08-2394](#)

COMMUNICATION FROM THE EXECUTIVE EMPLOYEE RELATIONS COMMITTEE (EERC) relative to the salary for interim City Librarian.

Recommendation for Council action:

RESOLVE that the salary rate of pay for the position of interim City Librarian, effective September 6, 2008, shall BE ESTABLISHED, as recommended by the Mayor and approved by the EERC at its meeting on September 9, 2008.

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

ITEM NO. (35) - ADOPTED - SEE FOLLOWING

Roll Call #19 - Motion (Weiss - Smith) Adopted, Ayes (11); Absent: Cardenas, Greuel, Parks, and Reyes (4)

[07-3590-S1](#)

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

Recommendations for Council action:

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

[07-3590-S1](#)

CD 9

- a. MOTION (PERRY - PARKS) relative to declaring the New LATC Second Gala Benefit on October 4, 2008 a Special Event (fees and costs absorbed by the City = \$1,000).

[08-2413](#)

CD 9

- b. MOTION (PERRY - PARKS) relative to declaring the Extraordinaire Red Carpet on September 14, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[08-2412](#)

CD 9

- c. MOTION (PERRY - PARKS) relative to declaring the Mare Serenitatis event on September 19, 2008 a Special Event (fees and costs absorbed by the City = \$500).

[06-2110-S1](#)

CD 13

- d. MOTION (GARCETTI - REYES) relative to declaring the Salvadorian Independence Day Parade and Festival on September 14, 2008 a Special Event (fees and costs absorbed by the City = \$6,789).

[08-2410](#)

CD 13

- e. MOTION (GARCETTI - LABONGE) relative to declaring the Primetime Emmys Producer Nominee Party on September 14, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

CONTINUED TO SEPTEMBER 23, 2008

Roll Call #18 - Motion (Garcetti - Wesson) Adopted to Continue, Unanimous Vote (11); Absent: Cardenas, Greuel, Parks, and Reyes (4)

[08-2409](#)

CD 13

- f. MOTION (GARCETTI - LABONGE) relative to declaring the Weekly Friday Night Graduation on each Friday night beginning on September 12, 2008 through September 11, 2009 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[08-2406](#)

CD 6

- g. MOTION (CARDENAS - PARKS) relative to declaring the Saint Genevieve Community Fiesta on October 17-19, 2008 a Special Event (fees and costs absorbed by the City = \$900).

[07-3038-S1](#)

CD 6

- h. MOTION (CARDENAS - GARCETTI) relative to declaring the 2008 Homecoming Day Parade on November 7-9, 2008 a Special Event (fees and costs absorbed by the City = \$4,829).

[08-2405](#)

CD 6

- i. MOTION (CARDENAS - HUIZAR) relative to declaring the MarketPlace Festival 2008 on October 18, 2008 a Special Event (fees and costs absorbed by the City = \$1,000).

[07-3039-S1](#)

CD 6

- j. MOTION (CARDENAS - GREUEL) relative to declaring the Fourth Annual Thunder in Arleta on September 27, 2008 a Special Event (fees and costs absorbed by the City = \$1,734).

[07-2892-S1](#)

- k. MOTION (ALARCON - CARDENAS - ET AL.) relative to declaring the various activities for Latino Heritage Month between September 12th and October 11th, 2008 a Special Event (fees and costs absorbed by the City = none submitted).

[07-3520-S1](#)

CD 11

- I. MOTION (ROSENDAHL - REYES) relative to declaring the CARE 5K Run on October 19, 2008 a Special Event (fees and costs absorbed by the City = \$3,183).

[06-2462-S1](#)

CD 11

- m. MOTION (ROSENDAHL - WEISS) relative to declaring the Village Fair 2008 on October 19, 2008 a Special Event (fees and costs absorbed by the City = \$3,666).

[08-2403](#)

CD 15

- n. MOTION (HAHN - GREUEL) relative to declaring the Student Achievement Parade and Celebration on September 20, 2008 a Special Event (fees and costs absorbed by the City = \$4,880).

**Roll Call #7 - Motion (LaBonge - Perry) Adopted, Ayes (11); Absent: Cardenas, Parks, Rosendahl, and Wesson (4)
(Item Nos. 36-37)**

ITEM NO. (36) - ADOPTED

[08-2407](#)

CD 7

MOTION (ALARCON - HUIZAR) relative to a personal services contract with Robert Winn to provide services to the Seventh Council District.

Recommendations for Council action:

1. APPROVE the personal services contract with Robert Winn to provide services to the Seventh Council District from July 1, 2008 to June 30, 2009 in an amount not to exceed \$35,000 from funds available in the Council Office Budget.
2. AUTHORIZE the Councilmember of the Seventh Council District to execute said contract on behalf of the City.
3. INSTRUCT the City Clerk to encumber the necessary funds against the Contractual Services Account of the Council Fund for the Fiscal Year 2008-09.

ITEM NO. (37) - ADOPTED

[08-2411](#)

CD 9

MOTION (ROSENDAHL - PERRY) relative to initiating street vacation proceedings for the alley westerly of Santa Fe Avenue between Second Street approximately 160 feet northerly thereof.

Recommendations for Council action:

1. INITIATE street vacation proceedings, pursuant to California Streets and Highways Code, Division 9, Part 3, Public Streets, Highways and Service Easements Vacation Law for the alley westerly of Santa Fe Avenue between Second Street approximately 160 feet northerly thereof.
2. DIRECT the Bureau of Engineering to investigate the feasibility of this vacation request.
3. DIRECT the Bureau of Engineering to present its report regarding the feasibility of vacating the requested areas to the Public Works Committee.
4. DIRECT the City Clerk to schedule this request for the City Council's consideration at the appropriate time under the City's Street Vacation procedures.

ITEM NO. (38) - REFERRED TO PUBLIC SAFETY COMMITTEE

Roll Call #6 - Motion (Perry - Reyes) Adopted to Refer, Unanimous Vote (11); Absent: Cardenas, Parks, Rosendahl and Wesson (4)

[04-0010-S55](#)

MOTION (PERRY - PARKS) relative to reward payment for information provided regarding the murder of Sherman Clark.

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

1. APPROVE the \$50,000 payment to a claimant providing information instrumental in the arrest and conviction of the person responsible for the murder of Sherman Clark.
2. INSTRUCT the City Clerk to:
 - a. Transfer \$50,000 from the Reserve Fund to the Unappropriated Balance and appropriate therefrom to the Special Reward Trust Fund No. 436/14.
 - b. Transfer \$50,000 from the Special Reward Trust Fund No. 436/14, Account No. XXXX to the Los Angeles Police Department (LAPD) Fund No. 100/70, Secret Service Account No. 4310.
3. DIRECT the LAPD to make the appropriate reward payment.

**Roll Call #7 - Motion (LaBonge - Perry) Adopted, Ayes (11); Absent: Cardenas, Parks, Rosendahl and Wesson (4)
(Item Nos. 39-40)**

ITEM NO. (39) - ADOPTED

[08-2404](#)

MOTION (HAHN - PARKS) relative to funding to construct a fence in the public right of way adjacent to 1647 McDonald Avenue in Wilmington.

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

1. TRANSFER \$2,000 from the Pipeline Franchise Revenue portion of the Council District 15 Real Property Trust Fund No. 697 to the Bureau of Street Services Fund No. 100/86 as follows: \$1,000 to Account No. 1090 (Salaries - Overtime) and \$1,000 to Account No. 6020 (Operating Supplies), for the construction of a fence in the public right of way adjacent to 1647 McDonald Avenue in Wilmington.
2. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above instruction in order to effectuate the intent of the Motion.

ITEM NO. (40) - ADOPTED

08-2416

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:

08-2416

CD 13

- a. FINAL MAP OF TRACT NO. 65332, located at 1120 and 1130 North El Centro Avenue, lying easterly of El Centro Avenue and northerly of Santa Monica Boulevard.
(Bond No. C-114409)
(Quimby Fee: \$77,976)
Applicants: 8369 Beverly Associates, LLC
Lawrence Schmahl

08-2408

CD 4

- b. PARCEL MAP L.A. NO. 2005-8641, located at 1430 North Vista Street, lying easterly of Vista Street and southerly of Sunset Boulevard.
(Quimby Fee: \$20,488)
Applicants: Vista Lofts, LLC
Hayk Martirosian

Items Called Special

Motions for Posting and Referral

Councilmembers' Requests for Excuse from Attendance at Council Meetings

Closed Sessions - Items 41-42

ITEM NO. (41) - CONTINUED TO SEPTEMBER 23, 2008

Roll Call #22 - Motion (Garcetti - Smith) Adopted to Continue, Unanimous Vote (11); Absent: Cardenas, Greuel, Parks and Reyes (4)

[08-2090](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to the case entitled Teresa De Jesus Diaz v. City of Los Angeles, et al., Los Angeles Superior Court Case No. BC362083. (This case arises out of a personal injury damage claim against the City, involving the Los Angeles Police Department.)

(Budget and Finance Committee considered the above matter in Closed Session on September 8, 2008.)

ITEM NO. (42) - ADOPTED

Roll Call #23 - Motion (Garcetti - Smith) Adopted to Reject Settlement, Ayes (11); Absent: Cardenas, Greuel, Parks and Reyes (4)

[08-2109](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to the case entitled Epstein v. City of Los Angeles, et al., Los Angeles Superior Court Case No. BS108652. (This case involves a challenge to the language used in City agendas for all public hearings where a California Environmental Quality Act clearance is required.)

(Budget and Finance Committee considered the above matter in Closed Session on September 8, 2008.)

Item for Which Public Hearing Has Been Held - Item 44

ITEM NO. (44) - CONTINUED TO SEPTEMBER 19, 2008

Roll Call #24 - Motion (Hahn - Rosendahl) Adopted to Continue, Unanimous Vote (12); Absent: Cardenas, Greuel and Reyes (3)

[08-1841](#)

CD1

CONTINUED CONSIDERATION OF HEARING PROTESTS relative to vacation of the alley southeasterly of Lucas Avenue to approximately 280 feet northeasterly of Emerald Drive (VAC E1400942).

(Public hearing closed, Communication from the City Engineer adopted as amended, August 15, 2008)

Item for Which Public Hearing Has Not Been Held - Item 45

(10 Votes Required for Consideration)

ITEM NO. (45) - CONTINUED TO SEPTEMBER 19, 2008

Roll Call #3 - Motion (Greuel - Huizar) Adopted To Continue, Unanimous Vote (11); Absent: Cardenas, Parks, Rosendahl and Wesson (4)

08-0002-S139

CONTINUED CONSIDERATION OF THE CHIEF LEGISLATIVE ANALYST reporting on the status of the State Budget considered and approved by the State Legislature on Tuesday, September 16, 2008, and any impacts the City may experience as a result of the Legislature's actions.

(Pursuant to Council action on September 16, 2008)

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

08-2481

MOTION (PERRY - GREUEL) relative to declaring the Alzheimer's Association's 2008 Memory Walk on October 5, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

08-2480

MOTION (WEISS - ROSENDAHL) relative to declaring the St. Paul the Apostle Snowfall Festival on October 10-12, 2008 a Special Event (fees and costs absorbed by the City = \$500).

08-2479

MOTION (LABONGE - CARDENAS) relative to declaring the Lemp Avenue Block Party on September 27, 2008 a Special Event (fees and costs absorbed by the City = \$1,642).

08-2487

MOTION (GARCETTI - PERRY) relative to declaring the Walt Disney International Showcase on September 24, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

08-2482

MOTION (GARCETTI - PERRY) relative to declaring the Pre-Emmy Ball on September 18, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

08-2492

MOTION (GARCETTI - PERRY) relative to declaring the Trekking Los Angeles: Adventures in a Global City: Little Armenia on September 21, 2008 a Special Event (fees and costs absorbed by the City = \$2,338).

[07-2608-S1](#)

MOTION (PARKS - GREUEL) relative to declaring the Trojan Parent's Weekend on October 9-12, 2008 a Special Event (fees and costs absorbed by the City = \$2,918).

[08-2491](#)

MOTION (HAHN for GREUEL - PERRY) relative to declaring the Dedication of Stonehurst Historic Pathway event on September 19, 2008 a Special Event (fees and costs absorbed by the City = \$1,894).

[08-1389-S1](#)

MOTION (PERRY - ZINE) relative to amending the Special Event declaration for the 60th Primetime Emmy Awards Presentation.

[05-0010-S35](#)

MOTION (REYES - PERRY) relative to reinstating the reward offer in the death of Francisco Vivas on May 6, 2005 for an additional six months.

[07-0010-S24](#)

MOTION (PARKS - GREUEL) relative to reinstating the reward offer in the death of Rodney Elijah Love for an additional six months.

[07-2686-S1](#)

MOTION (WEISS - SMITH) relative to installing street banners announcing the Los Angeles Fire Department's Disaster Preparedness Public Safety Education Campaign for the period of November 1, 2008 through November 30, 2008.

[08-2489](#)

MOTION (ROSENDAHL - PERRY) relative to initiating street vacation proceedings for the 58th Place and Menlo Avenue Vacation District.

[08-2488](#)

MOTION (ROSENDAHL - PERRY) relative to initiating street vacation proceedings for Broadway Place between Olympic Boulevard and Main Street.

[07-1898-S1](#)

MOTION (PERRY - REYES) relative to amending previous Council action relative to the "Back to School Clothing Giveaway" special event declaration.

[07-2967-S1](#)

MOTION (WEISS - SMITH) relative to an office space lease agreement for the Encino Neighborhood Council.

[08-2269-S1](#)

MOTION (PERRY - SMITH) relative to amending previous Council action relative to the "IHG Welcome Night Reception" special event declaration.

[06-1264-S1](#)

MOTION (GARCETTI - GREUEL) relative to funding for meetings with the Millennium Momentum Foundation.

[08-2467](#)

RESOLUTION (GARCETTI - WEISS) relative to declaring September 19, 2008 as National Respect! Day in the City of Los Angeles.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon his request, and without objections, Council President Garcetti was excused to leave at 11:30 a.m. from Council Session of Tuesday, October 7, 2008 due to City Business.

Upon his request, and without objections, Councilmember Parks was excused from Council Session of Tuesday, October 7, 2008 due to Personal Business.

Upon his request, and without objections, Councilmember Zine was excused from Council Session of Tuesday, October 7, 2008 due to City Business.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

[08-1752](#) - Ann O'Connor

(Greuel - LaBonge)

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

[08-1753](#) - William Thomas

(Hahn)

Abel "Al" Galletti

(Hahn)

William Brice

(LaBonge)

Peter Miguel Camejo

(Rosendahl - Garcetti)

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

Whereupon the Council did adjourn.

ATTEST: Karen E. Kalfayan, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL