

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

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
OCTOBER 3, 2008

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 36

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

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

Items Noticed for Public Hearing - Items 1-7

**Roll Call #1 - Motion (Alarcon - Perry) Adopted to Continue, Unanimous Vote (12); Absent: Greuel, Huizar and Parks (3)
(Item Nos. 1-5)**

**ITEM NO. (1) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON OCTOBER 29, 2008**

[08-1820](#)
CD 7

HEARING PROTESTS against the proposed improvement and maintenance of the Filmore Street and Glenoaks Boulevard Lighting District.

Recommendation for Council action:

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

(Ordinance of Intention adopted on August 6, 2008 - Continue hearing and present Ordinance on OCTOBER 29, 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 29, 2008**

[08-1885](#)

CD 9

HEARING PROTESTS against the proposed improvement and maintenance of the Adams Boulevard and Compton Avenue Boulevard Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Adams Boulevard and Compton 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 August 6, 2008 - Continue hearing and present Ordinance on OCTOBER 29, 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 29, 2008**

[08-1889](#)

CD 3

HEARING PROTESTS against the proposed improvement and maintenance of the Ventura Boulevard and Paralta Avenue Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Ventura Boulevard and Paralta 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 August 6, 2008 - Continue hearing and present Ordinance on OCTOBER 29, 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 29, 2008**

[08-1890](#)

CD 10

HEARING PROTESTS against the proposed improvement and maintenance of the Washington Boulevard and Third Avenue Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Washington Boulevard and Third 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 August 6, 2008 - Continue hearing and present Ordinance on OCTOBER 29, 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 29, 2008

[08-1891](#)

CD 1

HEARING PROTESTS against the proposed improvement and maintenance of the Washington Boulevard and Budlong Avenue Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Washington Boulevard and Budlong 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 August 6, 2008 - Continue hearing and present Ordinance on OCTOBER 29, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

Roll Call #2 - Motion (Zine - Weiss) Adopted, Ayes (14); Absent: Greuel (1) (Item Nos. 6-7)

ITEM NO. (6) - ADOPTED

[08-1579](#)

CD 3

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

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

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

(Public Hearing held September 16, 2008)

ITEM NO. (7) - ADOPTED

[08-1467](#)

CD 5

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

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

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

(Public Hearing held September 16, 2008)

Items for Which Public Hearings Have Been Held - Items 8-26

ITEM NO. (8) - ADOPTED

Roll Call #3 - Motion (Weiss - Reyes) Adopted, Ayes (13); Absent: Greuel and Huizar (2)

[08-2291](#)

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the Mayor=s appointment of Ms. Joyce L. Foster to the West Los Angeles Area Planning Commission.

Recommendation for Council action:

RESOLVE that the Mayor=s appointment of Ms. Joyce L. Foster to the West Los Angeles Area Planning Commission for the term ending June 30, 2010, to fill the vacancy created by Marianne Parker Brown, is APPROVED and CONFIRMED. Ms. Foster resides in Council District Five. (Current Commission gender composition: M=2; F=2; Vacancy=1)

Ethics Commission Review: Pending

Background Check Review: Complete

Community Impact Statement: None submitted.

TIME LIMIT FILE - OCTOBER 17, 2008

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

ITEM NO. (9) - CONTINUED TO OCTOBER 14, 2008

Roll Call #4 - Motion (Weiss - Smith) Adopted to Continue, Unanimous Vote (12); Absent: Greuel, Huizar and Parks (3)

[08-0959](#)

CD 5

CONTINUED CONSIDERATION OF PUBLIC ANNOUNCEMENT OF BALLOT TABULATION and ORDINANCE FIRST CONSIDERATION relative to establishment of the Century City Property and Business Improvement District (BID), pursuant to Section 53753 of the California Government Code, Section 36600 et seq. of the California Streets and Highways Code and Article XIII D of the California Constitution.

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

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

Fiscal Impact Statement: The City Clerk reports that direct costs associated with Department administrative expenses will be charged to the BID and will be recovered from assessments collected. There are no City properties in the BID and there will be no effect on the General Fund. (Pursuant to Council action on July 29, 2008 and adoption of Ordinance No. 179932 on June 4, 2008)

(Continued from Council meeting of September 23, 2008)

ITEM NO. (10) - ADOPTED

Roll Call #5 - Motion (Hahn - Rosendahl) Adopted, Ayes (14); Absent: Greuel (1)

[08-2005](#)

ADMINISTRATIVE EXEMPTION, TRADE, COMMERCE AND TOURISM COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to rules and regulations for the safe operation of vessels berthed in recreational marinas at the Port.

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

1. FIND that amending Port of Los Angeles Tariff No. 4, Section 22, Items 2200 through 2230 to set rules and regulations for the safe operation of vessels berthed in recreational areas for recreational boat owners that berth vessels and other activities in the marinas and yacht clubs in the Port, is exempt from the requirements of the California Environmental Quality Act (CEQA) under Article III, Section 1(18) of the City's CEQA Guidelines.

2. PRESENT and ADOPT the accompanying ORDINANCE approving Permanent Order No. 6958 amending Port of Los Angeles Tariff No. 4, Section 22, Items 2200 through 2230 to set rules and regulations for the safe operation of vessels berthed in recreational areas for recreational boat owners that berth vessels and other activities in the marinas and yacht clubs in the Port.
3. CONCUR with the action taken by the Board of Harbor Commissioners at its meeting held April 3, 2008, approving Permanent Order No. 6958 relative to setting rules and regulations for the safe operation of vessels berthed in recreational marinas at the Port.

Fiscal Impact Statement: The City Administrative Officer reports that this action will establish and require compliance with rules and regulations for recreational boat owners berthing vessels in the Port marinas and yacht clubs. Since the Port is only bound by the City debt management policies, City financial policies are not applicable. The Port anticipates no additional revenue under the proposed Tariff Section, except for citations issued for potential violators. The number and monetary amount of the citations are unknown at this time.

Community Impact Statement: None submitted.

**Roll Call #6 - Motion (Weiss - Cardenas) Adopted, Ayes (11); Absent: Greuel, Huizar, Parks and Wesson (4)
(Item Nos. 11-16)**

ITEM NO. (11) - ADOPTED

[06-2052](#)

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to a contract amendment with Withers and Sandgren, Ltd, relative to landscape architectural design services.

Recommendation for Council action:

APPROVE and AUTHORIZE the President and Secretary of the Board of Recreation and Park Commissioners to execute, Amendment No. 3 to Contract No. 3029 with Withers and Sandgren, Ltd., for a term of 11 years beginning on September 4, 2001 through September 5, 2012, in an amount not to exceed \$1.2 million, subject to the approval of the City Attorney.

Fiscal Impact Statement: The City Administrative Officer reports that funding for the fees paid under the terms of the contract is provided within each project budget. There is no additional impact on the General Fund. The above recommendation is in compliance with the City Financial Policies in that one-time revenues will be used to fund one-time expenditures.

Community Impact Statement: None submitted.

TIME LIMIT FILE - NOVEMBER 22, 2008

(LAST DAY FOR COUNCIL ACTION - NOVEMBER 21, 2008)

ITEM NO. (12) - ADOPTED

[07-2815](#)

CD 10

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to the Fiscal Year 2007-08 annual report for the Pico/Genessee Community Pocket Park Trust Fund No. 917.

Recommendation for Council action:

NOTE and FILE the Fiscal Year 2007-08 annual report for the Pico/Genessee Community Pocket Park Trust Fund No. 917, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (13) - ADOPTED

[08-0097-S3](#)

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to technical contract adjustments and revisions to the Community Development Block Grant Adult Day Support Center program.

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

1. AUTHORIZE the General Manager, Los Angeles Department of Aging (LADOA), to negotiate and execute contract amendments to Fiscal Year (FY) 2008-09 Adult Day Program contracts for Assistance League of Southern California, International Institute of Los Angeles, and San Fernando Valley Interfaith Council.
2. AUTHORIZE the General Manager, LADOA, to prepare Controller instructions for any technical adjustments that are consistent with Mayor and Council actions, subject to the approval of the City Administrative Officer, and AUTHORIZE the Controller to implement these instructions.
3. DISBURSE funds to the contractors upon submission of proper demand from the General Manager, LADOA, or designee.

Fiscal Impact Statement: The LADOA reports that the above recommendations will have no effect on General Funds and comply with the City's financial policy. The LADOA's proposed actions will enable the agencies to cover expenses incurred during the first three months of the contract period. There is no fiscal impact on the City General Fund.

Community Impact Statement: None submitted.

ITEM NO. (14) - ADOPTED

[08-2036](#)

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to authorization to apply for the New Freedom Programs (NFP) and Job Access and Reverse Commute (JARC) grants for the Los Angeles Department of Aging's (LADOA) transportation projects.

Recommendation for Council action:

AUTHORIZE the General Manager, LADOA, to apply for the NFP and JARC grants.

Fiscal Impact Statement: The LADOA reports that the NFP and JARC grants require a 20 percent match for capital and 50 percent match for operations. Existing funds allocated through the County Prop A Transportation Program funding, the Older Americans Act, Older Californians Act and Community Development Block Grant programs for Fiscal Year 2008-09 will satisfy the matching requirement. No City General Funds will be impacted.

Community Impact Statement: None submitted.

ITEM NO. (15) - ADOPTED - FORTHWITH

[08-2547](#)

CD 4

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to fund transfers for constructing improvements to Vista del Valle and Mt. Hollywood Drive in Griffith Park.

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

1. REQUEST the Board of Recreation and Park Commissioners to allocate and/or otherwise cause to be transferred \$25,000 from the Griffith Park 2004 Trust Fund to the Street Services Fund No. 100/86, as follows: \$12,500 to Account No. 1090 (Salaries - Overtime) and \$12,500 to Account No. 3180 (Construction Materials Supplies and Services) for the purpose of constructing improvements to Vista del Valle and Mt. Hollywood Drive in Griffith Park.
2. AUTHORIZE the Department of Recreation and Parks to make any technical corrections or clarifications to the above fund transfer instructions in order to effectuate the intent of the 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. (16) - ADOPTED

[07-0203](#)

CD 9

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to an Amended and Restated Affordable Housing Agreement by and among the Figueroa Corridor CLT, Figueroa Corridor Land Company (collectively the Land Trust), and the Community Redevelopment Agency (CRA) to create affordable housing in furtherance of the Community Benefits Program from the Los Angeles Sports and Entertainment District (LASED) Development Agreement.

Recommendation for Council action:

AUTHORIZE the Chief Executive Officer, CRA, or designee, to execute an Amended and Restated Affordable Housing Agreement with the Land Trust to recognize the payment of \$6.88 million in two phases from the Monion Group to the Land Trust (\$3.44 million each phase) in accordance with a requirement of the Community Benefits Program to create affordable housing within three miles of the LASED, 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. No CRA financial commitment is being requested under the proposed action.

Community Impact Statement: None submitted.

ITEM NO. (17) - CONTINUED TO NOVEMBER 7, 2008

Roll Call #7 - Motion (Huizar - LaBonge) Adopted to Continue, Unanimous Vote (14); Absent: Greuel (1)

[07-0409-S2](#)

CONTINUED CONSIDERATION OF HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and AMENDING MOTION (PERRY - PARKS) relative to the Community Redevelopment Agency (CRA) Quarterly Land Acquisition Fund Activity Report.

A. HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT

Recommendation for Council action:

NOTE and FILE the CRA Quarterly Land Acquisition Fund Activity Report dated July 25, 2008, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

B. AMENDING MOTION (PERRY - PARKS)

Recommendations for Council action:

1. AMEND the Community Redevelopment Agency (CRA) Fiscal Year 2008-09 Adopted Budget, consistent with Council's approval of the CRA Fiscal Year Budget and Work Program (Council file No. 08-1044), to:

- a. Delete New General Revenue - Central Industrial Settlement Proceeds in the amount of \$1,000,000 from the sources available for the Land Acquisition Fund.
 - b. Allow New General Revenue - Central Industrial Settlement Proceeds in the amount of \$1,000,000 to be made available to support the Work Program in the Central Industrial Redevelopment Project Area.
2. INSTRUCT the CRA to budget any future settlement proceeds associated with the Central Industrial and City Center Redevelopment Project Areas according to the Work Programs of these Project Areas.

(Continued from Council Meeting of September 23, 2008)

ITEM NO. (18) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS - SEE FOLLOWING

Roll Call #8 - Motion (Wesson - Perry) Adopted, Ayes (14); Absent: Greuel (1)

[08-2141](#)

CD 9

COMMUNICATION FROM THE COMMUNITY REDEVELOPMENT AGENCY relative to the issuance of Tax-Exempt Multi-Family Housing Revenue Bonds in an amount not to exceed \$96 million for the Angelus Plaza Project.

(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)

ADOPTED

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTIONS relative to the issuance of Tax-Exempt Multi-Family Housing Revenue Bonds in an amount not to exceed \$96 million for the Angelus Plaza Multi-family Housing Project (Project).

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

1. **ADOPT the accompanying RESOLUTIONS [Attachments One and Two of the City Administrative Officer (CAO) report dated October 8, 2008] authorizing the issuance, sale, delivery, and other actions related to tax-exempt fixed-rate, or other mode, of multi-family senior housing revenue bonds (Bonds) in one or more series in an aggregate amount not to exceed \$96 million to provide conduit financing for the acquisition and substantial rehabilitation of the Project located in the Bunker Hill Redevelopment Project Area.**

2. **AUTHORIZE** the Chief Executive Officer, Community Redevelopment Agency (CRA), or designee, to execute a Bond Purchase Agreement with Citicorp Global Markets Inc., or affiliate, as direct purchaser of the Bonds, subject to the review and approval of the City Attorney as to form and legality and the Department of Public Works, Bureau of Contract Administration, for compliance with any applicable CRA contracting requirements.

Fiscal Impact Statement: The CAO reports that there is no impact on the City General Fund. The CRA is only bound by the disclosure provisions of the City Debt Management Policies; the City Financial Policies are not applicable to the CRA. Fees generated from Angelus Plaza that would accrue to the CRA include a one-time issuance charge of \$75,000 plus an annual administrative fee equal to 10 basis points (0.10 percent) of the Bonds outstanding to pay for the ongoing cost of monitoring and reporting activities.

**Roll Call #6 - Motion (Weiss - Cardenas) Adopted, Ayes (11); Absent: Greuel, Huizar, Parks and Wesson (4)
(Item Nos. 19-26)**

ITEM NO. (19) - ADOPTED

[08-2381](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the implementation of the Tenant Habitability Program (THP).

Recommendation for Council action, pursuant to Motion (Garcetti - Reyes):

INSTRUCT the Los Angeles Housing Department (LAHD) to report relative to the implementation of the THP, including, but not limited to, rental property renovation activity since the adoption of the Ordinance and the impact of this activity on tenants.

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. (20) - ADOPTED - TO THE MAYOR FORTHWITH

[08-2338](#)

CD 2

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTION relative to the issuance of up to \$13,987,189 in tax-exempt Multi-Family Housing Revenue Bonds (Bonds) for the Three Courtyards Apartments Project (Project) located at 13751 Sherman Way.

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

1. ADOPT the accompanying RESOLUTION [attached to the Los Angeles Housing Department (LAHD) report dated August 19, 2008] authorizing the issuance of up to \$13,987,189 in Bonds - Series 2008J for the development of the Project, located at 13751 Sherman Way, Van Nuys, CA 91405.

2. APPROVE the related bond documents on this matter in substantial conformance with the draft documents as provided in Council file No. 08-2338, subject to the review of the City Attorney as to form and legality.
3. AUTHORIZE the General Manager, LAHD, or designee, to negotiate and execute the relevant bond documents, subject to the review of the City Attorney as to form and legality.

Fiscal Impact Statement: The City Administrative Officer reports that there is no impact to the General Fund. Funding authority for the Bonds is provided from the California Debt Limit Allocation Committee. No City funds are being requested at this time. The Los Angeles Community Design Center will pay all costs of the issuance of the Bonds. Approval of the recommendations will enable developers to secure funding from Bonds to help finance the development of 52 affordable housing units for large families. The City's Debt Management Policy is not applicable as there are no City funds being used to issue the Bonds.

Community Impact Statement: None submitted.

ITEM NO. (21) - ADOPTED

[06-0407](#)
CD 13

CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to vacating Brokaw Place between Carlton Way and Hollywood Boulevard (VAC E1400988).

Recommendations for Council action:

1. FIND that the vacation of Brokaw Place between Carlton Way and Hollywood Boulevard is exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(3) of the City of Los Angeles Environmental Guidelines.
2. DIRECT that the street vacation proceedings pursuant to the Public Streets, Highways and Service Easements Vacation Law BE INSTITUTED for the vacation of the public right-of-way indicated below and shown colored blue on Exhibit A (Revised) of the August 7, 2008 City Engineer report, attached to the Council file:

Brokaw Place between Carlton Way and Hollywood Boulevard

3. ADOPT the FINDINGS of the City Engineer dated August 7, 2008, as the Findings of the Council.
4. ADOPT the accompanying City Engineer report dated August 7, 2008 to approve the vacation.
5. INSTRUCT the City Clerk to set a public hearing date for **NOVEMBER 5, 2008**.

Fiscal Impact Statement: The City Engineer reports that the petitioner has paid a fee of \$10,282.78 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.

Community Impact Statement: None submitted.

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

[06-2819](#)

CD 13

CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to vacating Park Drive and Ewing Street Vacation District (VAC E1401028).

Recommendations for Council action:

1. FIND that the vacation of Park Drive and Ewing Street Vacation District, is exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(3) of the City of Los Angeles Environmental Guidelines.
2. DIRECT that the street vacation proceedings pursuant to the Public Streets, Highways and Service Easements Vacation Law BE INSTITUTED for the vacation of the public right-of-way indicated below and shown colored blue on Exhibit B of the January 16, 2008 City Engineer report, attached to the Council file:
 - a. The westerly 2 - foot portion of Ewing Street from Park Drive to approximately 118 feet northerly thereof.
 - b. A portion of the northwesterly side of Park Drive in excess of a 60-foot wide right-of-way as measured from the southeasterly side of the right-of-way from Ewing Street to approximately 52 feet southwesterly thereof.
3. ADOPT the FINDINGS of the City Engineer dated January 16, 2008, as the Findings of the Council.
4. ADOPT the accompanying City Engineer report dated January 16, 2008 to approve the vacation, ***as amended, to delete Condition No. 4 relative to construction of improvements on Parks Drive and Ewing Street in its entirety. (Garcetti - Rosendahl)**
5. INSTRUCT the City Clerk to set a public hearing date for **NOVEMBER 5, 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.

ITEM NO. (23) - ADOPTED

[07-0188](#)

CD 5

CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to vacating Camino De La Cumbre (portion of northwesterly side) from approximately 350 feet southerly of Valley Vista Boulevard to approximately 150 feet southwesterly thereof (VAC E1401033).

Recommendations for Council action:

1. FIND that the vacation of Camino De La Cumbre (portion of northwesterly side) from approximately 350 feet southerly of Valley Vista Boulevard to approximately 150 feet southwesterly thereof is exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(3) of the City of Los Angeles Environmental Guidelines.
2. DIRECT that the street vacation proceedings pursuant to the Public Streets, Highways and Service Easements Vacation Law BE INSTITUTED for the vacation of the public right-of-way indicated below and shown colored blue on Exhibit A of the May 16, 2007 City Engineer report, attached to the Council file:

A portion of the northwesterly side of Camino De La Cumbre from approximately 350 feet to approximately 500 feet southwesterly of Valley Vista Boulevard.

3. ADOPT the FINDINGS of the City Engineer dated May 16, 2007, as the Findings of the Council.
4. ADOPT the accompanying City Engineer report dated May 16, 2007 to approve the vacation.
5. INSTRUCT the City Clerk to set a public hearing date for **NOVEMBER 5, 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.

ITEM NO. (24) - ADOPTED

[08-0042](#)

CD 12

CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to vacating the area westerly and southerly of 8742 McLennan Avenue between Balboa Boulevard and Whitaker Avenue (VAC E1401097).

Recommendations for Council action:

1. FIND that the vacation of the area westerly and southerly of 8742 McLennan Avenue between Balboa Boulevard and Whitaker Avenue is exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(3) of the City of Los Angeles Environmental Guidelines.
2. DIRECT that the street vacation proceedings pursuant to the Public Streets, Highways and Service Easements Vacation Law BE INSTITUTED for the vacation of the public right-of-way indicated below and shown colored blue on Exhibit A of the February 22, 2008 City Engineer report, attached to the Council file:
 - a. The westerly L-shaped portion of McLennan Avenue lying within Lot 4, Tract No. 36133.
 - b. The 10-foot wide future street adjoining the northerly line of Lot 5, Tract No. 36133.

3. ADOPT the FINDINGS of the City Engineer dated February 22, 2008, as the Findings of the Council.
4. ADOPT the accompanying City Engineer report dated February 22, 2008 to approve the vacation.
5. INSTRUCT the City Clerk to set a public hearing date for **NOVEMBER 5, 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.

ITEM NO. (25) - ADOPTED

[07-3347](#)

ADMINISTRATIVE EXEMPTION and TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to amending two retail merchandise concession agreements between Los Angeles World Airports (LAWA) and Host International, Inc. d.b.a. HMS Host at LA/Ontario International Airport.

Recommendations for Council action:

1. FIND that this action is exempt from the requirements of the California Environmental Quality Act (CEQA) as provided by Article III, Class 1(18)c of the Los Angeles City CEQA Guidelines.
2. APPROVE Third Amendments to Retail Merchandise Concession Agreement Nos. ONT-7684 and ONT-7685 between LAWA and Host International, Inc. d.b.a. HMS Host at LA/Ontario International Airport to extend the contract terms five years, revise the Minimum Annual Guarantee, provide for a possible early vacation of premises, and provide for compliance with new City laws and policies.
3. CONCUR with the Board of Airport Commissioners action taken September 15, 2008 authorizing the Executive Director, LAWA, to execute Third Amendments to two retail merchandise concession agreements between LAWA and Host International, Inc. dba HMS Host at LA/Ontario International Airport.

Fiscal Impact Statement: The Board of Airport Commissioners reports that this action will not impact the General Fund.

Community Impact Statement: None submitted.

TIME LIMIT - OCTOBER 17, 2008

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

ITEM NO. (26) - ADOPTED - TO THE MAYOR FORTHWITH

08-1649

CD 8

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT and CATEGORICAL EXEMPTION, INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEES' REPORTS and RESOLUTION relative to the transfer of Assembly Bill (AB) 1290 funds to the Department of General Services (GSD) to purchase and install security cameras at the Martin Luther King Jr. Park and the Mary McLeod Bethune Library at 39th Street and Western Avenue.

A. HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

Recommendations for Council action:

1. ADOPT the accompanying Joint RESOLUTION [attached to the Chief Legislative Analyst (CLA) report dated September 12, 2008] that finds, pursuant to Health & Safety Code Section 33445, that funding to the GSD, Construction Services Division, for the purchase and installation of ten security cameras, is of benefit to the Normandie 5 Recovery Redevelopment Project Area.
2. AUTHORIZE the Chief Executive Officer, Community Redevelopment Agency (CRA), or designee, to transfer \$140,000 in AB 1290 funds to the GSD, Construction Services Division, to purchase and install ten security cameras at Martin Luther King Jr. Park and the new Mary McLeod Bethune Library at 39th Street and Western Avenue adjacent to the Normandie 5 Redevelopment Project Area, through an existing Cooperation Agreement between the CRA and the GSD.

Fiscal Impact Statement: The CLA reports that there is a General Fund impact if AB 1290 funds are not provided for annual operation and maintenance.

Community Impact Statement: None submitted.

B. INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE

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

1. FIND that the installation of security cameras at the Martin Luther King, Jr. Park and Mary McLeod Bethune Library is exempt from the California Environmental Quality Act (CEQA) of 1970, pursuant to Article VII.1.a(6) of the Community Redevelopment Agency CEQA Guidelines.
2. ADOPT the accompanying RESOLUTION, as attached to the Council file, making findings under California Health and Safety Code Section 33445 authorizing use of up to \$140,000 in Normandie 5 Redevelopment Project Area AB 1290 funds to pay for the purchase and installation of security cameras at the Martin Luther King, Jr. Park and Mary McLeod Bethune Library, located adjacent to said Project Area.

3. AUTHORIZE the transfer up to \$140,000 of AB 1290 funds to the GSD, Construction Services Division for purchase and installation of ten security cameras adjacent to the Normandie 5 Redevelopment Project Area through an existing cooperation agreement between the Community Redevelopment Agency (CRA) and the GSD.

Fiscal Impact Statement: The CRA reports that there is no fiscal impact to the City's General Fund as a result of the action as described above in Recommendation Nos. 1-3.

Community Impact Statement: None submitted.

Items for Which Public Hearings Have Not Been Held - Items 27-47

(10 Votes Required for Consideration)

ITEM NO. (27) - ADOPTED - THE MAYOR FORTHWITH

**Roll Call #10 - Motion (Zine - Parks) Adopted, Ayes (14); Absent: Greuel (1)
(Item Nos. 27a-27mm)**

08-1770

et al.

COMMUNICATIONS FROM THE CITY ATTORNEY and CITY ADMINISTRATIVE OFFICER (CAO) and ORDINANCES FIRST CONSIDERATION relative to authorizing the employment of personnel, pursuant to the 2008-09 Budget.

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

PRESENT and ADOPT the accompanying DEPARTMENTAL PERSONNEL ORDINANCES (DPO) authorizing the employment of personnel for 2008-09 in the following departments:

08-1770-S1

- a. Aging

08-1770-S2

- b. Animal Services

08-1770-S3

- c. Building and Safety

08-1770-S4

- d. City Administrative Officer

08-1770-S5

- e. City Attorney

08-1770-S6

- f. City Clerk

- [08-1770-S7](#)
 - g. Commission for Children, Youth and Their Families
- [08-1770-S8](#)
 - h. Commission on the Status of Women
- [08-1770-S9](#)
 - i. Community Development
- [08-1770-S10](#)
 - j. Controller
- [08-1770-S11](#)
 - k. Convention Center
- [08-1770-S12](#)
 - l. Council
- [08-1770-S13](#)
 - m. Cultural Affairs
- [08-1770-S14](#)
 - n. Disability
- [08-1770-S15](#)
 - o. El Pueblo de Los Angeles Historical Monument Authority
- [08-1770-S16](#)
 - p. Emergency Management
- [08-1770-S17](#)
 - q. Employee Relations Board
- [08-1770-S18](#)
 - r. Environmental Affairs
- [08-1770-S19](#)
 - s. Ethics
- [08-1770-S20](#)
 - t. Finance
- [08-1770-S21](#)
 - u. Fire
- [08-1770-S22](#)
 - v. General Services

- [08-1770-S23](#)
 - w. Housing
- [08-1770-S24](#)
 - x. Human Relations Commission
- [08-1770-S25](#)
 - y. Information Technology Agency
- [08-1770-S26](#)
 - z. Mayor
- [08-1770-S27](#)
 - aa. Neighborhood Empowerment
- [08-1770-S28](#)
 - bb. Personnel
- [08-1770-29](#)
 - cc. Planning
- [08-1770-S30](#)
 - dd. Police
- [08-1770-S31](#)
 - ee. Public Works - Board Office
- [08-1770-S32](#)
 - ff. Public Works - Bureau of Contract Administration
- [08-1770-S33](#)
 - gg. Public Works - Bureau of Engineering
- [08-1770-S34](#)
 - hh. Public Works - Bureau of Sanitation
- [08-1770-S35](#)
 - ii. Public Works - Bureau of Street Lighting
- [08-1770-S36](#)
 - jj. Public Works - Bureau of Street Services
- [08-1770-S37](#)
 - kk. Transportation
- [08-1770-S38](#)
 - ll. Treasurer
- [08-1770-S39](#)
 - mm. Zoo

Also included is a Summary of Personnel Ordinance Changes. Section A of the Summary details any changes or corrections to the listing of positions in the DPOs that occurred subsequent to adoption of the 2008-09 Personnel Authority Resolution (Council: July 11, 2008; Mayor: July 24, 2008; Council file No. 08-1770). Section B of the Summary describes any necessary changes to the provisions (text portion of the DPOs from the previous 2007-08 DPOs).

Fiscal Impact Statement: The CAO reports that funding for these positions has already been included in the 2008-09 Adopted Budget.

ITEM NO. (28) - ADOPTED

**Roll Call #9 - Motion (Weiss - Zine) Adopted, Ayes (12); Absent: Greuel, Huizar and Parks (3)
(Item Nos. 28a-28i)**

08-0005-S623

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 30, 2008:

08-0005-S623

CD 15

- a. Property at 1832 East 108th Street (Case No. 10822).
Assessor I.D. No. 6069-005-009

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 20, 2008)

08-0005-S624

CD 13

- b. Property at 2431 West Sunset Boulevard (Case No. 140105).
Assessor I.D. No. 5402-017-019

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 20, 2007)

08-0005-S625

CD 2

- c. Property at 14402 West Emelita Street (Case No. 156837).
Assessor I.D. No. 2245-005-009

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

[08-0005-S626](#)

CD 9

- d. Property at 1004 East 80th Street (Case No. 14664).
Assessor I.D. No. 6029-005-020

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 16, 2006)

[08-0005-S627](#)

CD 9

- e. Property at 5847 South Bonsallo Avenue (Case No. 78454).
Assessor I.D. No. 6004-032-019

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

[08-0005-S628](#)

CD 10

- f. Property at 3936 West 27th Street (Case No. 165755).
Assessor I.D. No. 5051-015-010

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 21, 2008)

[08-0005-S629](#)

CD 13

- g. Property at 1246 North Kenmore Avenue (Case No. 41532).
Assessor I.D. No. 5540-010-012

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

[08-0005-S630](#)

CD 15

- h. Property at 9311 Compton Avenue (Case No. 12472).
Assessor I.D. No. 6048-003-022

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on December 12, 2006)

[08-0005-S631](#)

CD 5

- i. Property at 1256 South Devon Avenue (Case No. 161939).
Assessor I.D. No. 4327-014-006

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 6, 2008)

ITEM NO. (29) - CONTINUED TO NOVEMBER 7, 2008

Roll Call #11 - Motion (Cardenas - Hahn) Adopted to Continue, Unanimous Vote (13); Absent: Greuel and Huizar (2)

[08-1830](#)

COMMUNICATION FROM THE DEPARTMENT OF ANIMAL SERVICES, GENERAL MANAGER, relative to the status of the construction and operation of in-house spay/neuter clinics at the City's animal shelters.

Recommendation for Council action:

NOTE and FILE Department of Animal Services report to the Public Safety Committee dated September 22, 2008, submitted in response to Motion (Cardenas - Alarcon), (attached to the Council file) relative to the status of the construction and operation of in-house spay/neuter clinics at the City's animal shelters, and related matters.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

(Public Safety Committee waived consideration of the above matter)

Roll Call #9 - Motion (Weiss - Zine) Adopted, Ayes (12); Absent: Greuel, Huizar and Wesson (3) (Item Nos. 30-32)

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

[08-2265](#)

CD 2

CATEGORICAL EXEMPTION and COMMUNICATION FROM THE CITY ENGINEER relative to an offer to dedicate an easement for storm drain purposes on 10351 North Clybourn Avenue (Right of Way No. 36000-1732).

Recommendations for Council action:

1. FIND that the offer to dedicate an easement for storm drain purposes on 10351 North Clybourn Avenue (Right of Way No. 36000-1732) is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(19) of the City's Environmental Guidelines.
2. AUTHORIZE the Board of Public Works to acquire the easement for storm drain purposes on 10351 North Clybourn Avenue (Right of Way No. 36000-1732), as depicted on the Exhibit Map in the August 18, 2008 City Engineer report and attached to the Council file.
3. INSTRUCT the City Clerk to forward a copy of the Council action on this project be forwarded to the Real Estate Division of the Bureau of Engineering for processing.

Fiscal Impact Statement: The City Engineer reports that a fee of \$2,033 was paid for the processing of this offer to dedicate pursuant to Los Angeles Administrative Code Sections 7.3 and 7.41.1. No additional City Funds are needed.

Community Impact Statement: None submitted.

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

[08-2356](#)

CD 2

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 13940 West Moorpark Street.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article VII, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated August 28, 2008 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 13940 West Moorpark Street.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$1,926 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of \$1,800 and a seven percent surcharge in the amount of \$126 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

Community Impact Statement: None submitted.

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

[08-2360](#)

CD 6

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 11859 West Strathern Street.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article VII, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated August 28, 2008 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 11859 West Strathern Street.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

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

Community Impact Statement: None submitted.

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

Roll Call #12 - Motion (Rosendahl - Cardenas) Adopted, Ayes (14); Absent: Greuel (1)

[08-2361](#)

CD 6

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 6710 North Balboa Boulevard.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article VII, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated August 28, 2008 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 6710 North Balboa Boulevard.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$2,386.10 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of \$1,900 and a seven percent surcharge in the amount of \$156.10 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

Community Impact Statement: None submitted.

ITEM NO. (34) - REFERRED TO AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE

Roll Call #13 - Motion (Huizar - LaBonge) Adopted to Refer, Unanimous Vote (14); Absent: Greuel (1)

[07-1212-S3](#)

CONSIDERATION OF MOTION (HUIZAR - CARDENAS) relative to increasing community outreach and education regarding the City's mandatory spay and neuter Ordinance.

Recommendation for Council action:

INSTRUCT the Department of Animal Services to:

- a. Report to the Audits and Governmental Efficiency Committee with a detailed plan to increase community outreach and education regarding the mandatory spay and neuter Ordinance, in response to the recently released Controller's audit relative to this matter.
- b. Report, with the assistance of the City Administrative Officer (CAO), relative to current staffing allocated to canvassing and licensing activities, the staffing level necessary to achieve increased more effective outreach regarding the spay and neuter Ordinance, and methods to use available resources outside the Department to improve canvassing and outreach, including a partnership with the Los Angeles Unified School District and maximizing support from volunteers and community organizations.

Community Impact Statement: None submitted.

(Public Safety Committee waived consideration of the above matter)

**Roll Call #9 - Motion (Weiss - Zine) Adopted, Ayes (12); Absent: Greuel, Huizar and Wesson (3)
(Item Nos. 35-36)**

ITEM NO. (35) - ADOPTED

[08-2517](#)

CONSIDERATION OF MOTION (LABONGE - WEISS) relative to the acceptance of in-kind and cash donations by the Emergency Management Department (EMD) in support of the 2008 Annual Emergency Preparedness Fair.

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

AUTHORIZE the General Manager, EMD, or designee, to accept in-kind and cash donations on behalf of the City for an amount not to exceed \$25,000, to deposit and appropriate the donated funds into Fund 392/34, Account No. 6010, and approve expenditures of such donations in support of the 2008 Annual Emergency Preparedness Fair.

Community Impact Statement: None submitted.

(Public Safety Committee waived consideration of the above matter)

ITEM NO. (36) - ADOPTED - FORTHWITH

[08-2380](#)

CD 4

CONSIDERATION OF MOTION (LABONGE - GREUEL) relative to funding for traffic signal and median modification work at Wilshire Boulevard and Ogden Drive.

Recommendations for Council action:

1. AUTHORIZE the Los Angeles Department of Transportation (LADOT) to enter into a reimbursement agreement with the Los Angeles County Museum of Art (LACMA) for the signal and median modification work at Wilshire Boulevard and Ogden Drive using funds from the Wilshire West Transportation Improvement Trust Fund No. 462.
2. AUTHORIZE the LADOT to expend up to the current cash balance (currently \$416,553) of the Wilshire West Transportation Improvement Trust Fund No. 462/94 to reimburse LACMA for costs incurred for the installation of the traffic signal and the modification of the median island at the intersection of Wilshire Boulevard and Ogden Drive and close Fund No. 462 when the funds are fully expended.

Community Impact Statement: None submitted.

(Transportation Committee waived consideration of the above matter)

ITEM NO. (37) - ADOPTED AS AMENDED - SEE FOLLOWING

Roll Call #14 - Motion (LaBonge - Rosendahl) to Adopt as Amended, Ayes (13); Absent: Greuel and Parks (2)

[08-0002-S154](#)

CONSIDERATION OF RESOLUTION (GARCETTI - GREUEL) relative to the City's position on the Governor's plan to sell ad space on electronic freeway signs.

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

ADOPT the accompanying RESOLUTION to include in the City's 2007-08 State Legislative Program OPPOSITION to Governor Arnold Schwarzenegger's plan to sell ad space on electronic freeway signs, due to their unsafe, distracting presence on California's freeways.

Community Impact Statement: None submitted.

(Rules and Government Committee waived consideration of the above matter)

ADOPTED

MOTION (GARCETTI - ROSENDAHL)

REQUEST the Chief Legislative Analyst to forward the Resolution stating the City's position to the League of California Cities for consideration and adoption.

ITEM NO. (38) - ADOPTED

**Roll Call #15 - Motion (Perry - Reyes) Adopted, Ayes (13); Absent: Greuel and Parks (4)
(Item Nos. 38a-38v)**

[08-2644](#)

et al. MOTIONS relative to aSpecial Events@ to be held in the various Council Districts.

Recommendations for Council action:

DECLARE the following community events as aSpecial 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:

[08-2644](#)

CD 13

- a. MOTION (GARCETTI - PERRY) relative to declaring the 11th Annual L.A. Freewave Festival on October 11, 2008 a Special Event (fees and costs absorbed by the City = \$3,651).

[08-2645](#)

CD 13

- b. MOTION (GARCETTI - PERRY) relative to declaring the Jay-Z Opening the Palladium on October 15, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[07-3322-S1](#)

CD 13

- c. MOTION (GARCETTI - PERRY) relative to declaring the KIDS Harvest Spectacular 2008 on October 25, 2008 a Special Event (fees and costs absorbed by the City = \$3,322).

[08-2646](#)

CD 1

- d. MOTION (REYES - PERRY) relative to declaring the La Fonda Grand Re-opening Celebration on October 1, 2008 a Special Event (fees and costs absorbed by the City = \$1,000).

[08-2636](#)

CD 1

- e. MOTION (REYES - PERRY) relative to declaring the Assemblymember Kevin de Leon's Health & Fitness Fair on October 11, 2008 a Special Event (fees and costs absorbed by the City = \$1,500).

[07-0072-S1](#)

CD 8

- f. MOTION (PARKS - PERRY) relative to declaring the Community Awareness Seminar on October 5 and October 12, 2008 a Special Event (fees and costs absorbed by the City = \$3,320).

[08-2635](#)

CD 9

- g. MOTION (PERRY - GARCETTI) relative to declaring the Ninth Annual Japanese Food Festival on October 25, 2008 a Special Event (fees and costs absorbed by the City = \$914).

[08-2629](#)

CD 14

- h. MOTION (HUIZAR - PARKS) relative to declaring the Salesian Boys & Girls Club and Saint Mary's Parish Festival on October 3-5, 2008 a Special Event (fees and costs absorbed by the City = \$5,399).

[06-2510-S1](#)

CD 10

- i. MOTION (WESSON - PARKS) relative to declaring the Taste of Soul 2008 on October 18, 2008 a Special Event (fees and costs absorbed by the City = \$5,903).

[07-2690-S1](#)

CD 11

- j. MOTION (ROSENDAHL - HAHN) relative to declaring the Westport Heights/77th Place Block Party on September 27, 2008 a Special Event (fees and costs absorbed by the City = \$1,642).

[08-2626](#)

CD 11

- k. MOTION (ROSENDAHL - WESSON) relative to declaring the California Riviera Homeowners Association Block Party on October 5, 2008 a Special Event (fees and costs absorbed by the City = \$2,062).

[08-2630](#)

CD 11

- l. MOTION (ROSENDAHL - GREUEL) relative to declaring the Road 2 Recovery California Chall on October 4, 2008 a Special Event (fees and costs absorbed by the City = \$1,557).

[08-2631](#)

CD 11

- m. MOTION (ROSENDAHL - GREUEL) relative to declaring the First Annual Westchester Paw Hop on September 19-21, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[08-2632](#)

CD 15

- n. MOTION (HAHN - HUIZAR) relative to declaring the Harbor City Salvation Army Grand Opening on October 1, 2008 a Special Event (fees and costs absorbed by the City = \$3,726).

[08-2612](#)

CD 13

- o. MOTION (GARCETTI - GREUEL) relative to declaring the International Fiesta on October 4-5, 2008 a Special Event (fees and costs absorbed by the City = \$6,577).

[08-2613](#)

CD 13

- p. MOTION (GARCETTI - GREUEL) relative to declaring the Les Girls Breast Cancer Benefit on October 6, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[06-2216-S1](#)

CD 6

- q. MOTION (CARDENAS - SMITH) relative to declaring the 14th Annual Multi-Cultural Mixer on October 2, 2008 a Special Event (fees and costs absorbed by the City = none submitted).

[06-2102-S1](#)

CD 12

- r. MOTION (SMITH - REYES) relative to declaring the Our Lady of Lourdes Catholic Church Festival on October 10-12, 2008 a Special Event (fees and costs absorbed by the City = \$12,371).

[08-2583-S1](#)

CD 6

- s. MOTION (CARDENAS - SMITH) relative to declaring the First Anniversary Celebration of Marson Park and Community Resource Fair on September 27, 2008 a Special Event (fees and costs absorbed by the City = \$750).

[06-2352-S1](#)

CD 4

- t. MOTION (LABONGE - GREUEL) relative to declaring the Eighth Annual NoHo Children and Youth Art and Poetry Festival on October 11, 2008 a Special Event (fees and costs absorbed by the City = \$2,093).

[07-3071-S2](#)

CD 13

- u. MOTION (GARCETTI - PERRY) relative to declaring the Target Presents AFI Night at the Movies on October 1, 2008 a Special Event (fees and costs absorbed by the City = \$1,982).

[08-2633](#)

CD 6

- v. MOTION (CARDENAS - ALARCON) relative to declaring the St. Elisabeth Senior de los Milagros Annual Mass and Procession on October 4, 2008 a Special Event (fees and costs absorbed by the City = \$1,000).

ITEM NO. (39) - RECEIVED AND FILED

Roll Call #16 - Motion (Garcetti - Zine) Adopted to Receive and File, Unanimous Vote (12); Absent: Greuel, Huizar and Parks (3)

[08-2409](#)

CD 13

CONTINUED CONSIDERATION OF 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).

(Continued from Council meeting of September 23, 2008)

**Roll Call #17 - Motion (Garcetti - Wesson) Adopted To Continue, Unanimous Vote (13); Absent: Greuel and Parks (2)
(Item Nos. 40-41)**

ITEM NO. (40) - CONTINUED TO OCTOBER 22, 2008

[06-2181-S1](#)

MOTION (PERRY - GARCETTI) relative to a request for an exemption from the Convention Center fee waiver policy for the Seventh Annual Cash for College event on December 4-5, 2008.

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

1. FIND that the Seventh Annual Cash for College event, sponsored by the Los Angeles Area Chamber of Commerce serves a public purpose in that it will expand awareness of financial aid opportunities among L.A. students and their families. The event will feature colleges and universities throughout California and the U.S., speakers and exhibits on college life, interactive career demonstrations, and information about scholarships and other financial aid, all designed to help students understand the importance of college.
2. AUTHORIZE the General Manager, Convention Center, to make an exception to the Council's Convention Center waiver policy by waiving a maximum of \$33,000 in room rental fees for this event.

ITEM NO. (41) - CONTINUED TO OCTOBER 22, 2008

[07-0872-S1](#)

MOTION (PERRY - REYES) relative to a request for an exemption from the Convention Center fee waiver policy for the 10th Annual Getting Ready event on April 22, 2009.

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

1. FIND that the 10th Annual Getting Ready event, sponsored by the Los Angeles County Office of Education, serves a public purpose in that it will promote careers in Fashion Design to approximately 1,500 students.

2. AUTHORIZE the General Manager, Convention Center, to make an exception to the Council=s Convention Center waiver policy by waiving a maximum of \$23,620 in room rental fees for this event.

**Roll Call #9 - Motion (Weiss - Zine) Adopted, Ayes (12); Absent: Greuel, Huizar and Wesson (3)
(Item Nos. 42-43)**

ITEM NO. (42) - ADOPTED

[08-2634](#)

CD 12

MOTION (SMITH - REYES) relative to a personal services contract with Dianne Kartiala to provide services to the 12th Council District.

Recommendations for Council action:

1. APPROVE the personal services contract with Dianne Kartiala to provide services to the 12th Council District from September 3, 2008 to December 2, 2008 in an amount not to exceed \$10,000 from funds available in the Council Office Budget.
2. AUTHORIZE the Councilmember of the 12th 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. (43) - ADOPTED

[07-0010-S58](#)

MOTION (HAHN - HUIZAR) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the shooting and subsequent deaths of Mario Jackson and Tierney Yates on May 5, 2007.

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

1. PROVIDE an offer of reward in the amount of \$50,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the shooting and subsequent deaths of Mario Jackson and Tierney Yates on May 5, 2007.
2. FIND that the subject reward complies with the provisions of Chapter 12, Article 1, Division 19, of the Los Angeles Administrative Code.
3. DIRECT the City Clerk to publish the required notices and/or advertisements to effectuate this reward.

**Roll Call #18 - Motion (Parks - Perry) Adopted, Ayes (14); Absent: Greuel (1)
(Item Nos. 44-45)**

ITEM NO. (44) - ADOPTED

[08-0010-S44](#)

MOTION (PARKS - PERRY) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the sexual assault of a University of Southern California student on September 6, 2008.

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

1. PROVIDE an offer of reward in the amount of \$50,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the sexual assault of a University of Southern California student on September 6, 2008.
2. FIND that the subject reward complies with the provisions of Chapter 12, Article 1, Division 19, of the Los Angeles Administrative Code.
3. DIRECT the City Clerk to publish the required notices and/or advertisements in the "Our Weekly" and "L.A. Watts Times," in addition to the regular publications to effectuate this reward.

ITEM NO. (45) - ADOPTED

[08-0010-S43](#)

MOTION (GARCETTI for PARKS - GREUEL) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the sexual assault of a University of Southern California student on September 5, 2008.

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

1. PROVIDE an offer of reward in the amount of \$50,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the sexual assault of a University of Southern California student on September 6, 2008.
2. FIND that the subject reward complies with the provisions of Chapter 12, Article 1, Division 19, of the Los Angeles Administrative Code.
3. DIRECT the City Clerk to publish the required notices and/or advertisements in the "Our Weekly" and "L.A. Watts Times," in addition to the regular publications to effectuate this reward.

ITEM NO. (46) - ADOPTED

Roll Call #19 - Motion (Garcetti - Reyes) Adopted, Ayes (13); Absent: Greuel and Parks (2)

[08-2628](#)

CD 13

MOTION (GARCETTI - REYES) relative to Special Conditions for Filming in Echo Park and Elysian Park.

Recommendations for Council action:

1. APPROVE the establishment of the City's Second Special Filming District, encompassing the areas of Echo Park and Elysian Park.
2. ADOPT the accompanying Special Conditions for Filming in Echo Park and Elysian Park.
3. INSTRUCT all departments and FilmLA to enforce the Special Conditions for Filming in Echo Park and Elysian Park when issuing permits for locations in Echo Park and Elysian Park, upon adoption of this action.

ITEM NO. (47) - ADOPTED

Roll Call #9 - Motion (Weiss - Zine) Adopted, Ayes (12); Absent: Greuel, Huizar and Wesson (3)

[07-2998-S1](#)

CD 15

MOTION (HAHN - HUIZAR) relative to an agreement to lease office space for the Watts Neighborhood Council.

Recommendation for Council action:

APPROVE retroactively the executed Neighborhood Council Lease Agreement between the City of Los Angeles, through the Department of Neighborhood Empowerment, on behalf of the Watts Neighborhood Council and Watts Civic Center ACLP, under the terms and conditions outlined in the Neighborhood Council Lease Agreement dated September 17, 2008.

Items Called Special

Motions for Posting and Referral

Councilmembers' Requests for Excuse from Attendance at Council Meetings

Closed Session - Item 48

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

Roll Call #20 - Motion (Huizar - Rosendahl) Adopted in Open Session, Ayes (12); Absent: Greuel, Hahn and Parks (3)

[08-2449](#)

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 Haben Zemuy, et al. v. City of Los Angeles, et al., Los Angeles Superior Court Case No. BC375715. (This action arises from a traffic accident involving a Los Angeles Police Department Sergeant which occurred on January 25, 2006.)

(Budget and Finance Committee will consider the above matter on October 6, 2008.)

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

ADOPTED

MOTION (HUIZAR - ROSENDAHL)

SUBJECT TO THE APPROVAL OF THE MAYOR:

1. **AUTHORIZE the City Attorney to expend \$1,850,000 in settlement of the case entitled Haben Zemuy, et al. v. City of Los Angeles, et al., Los Angeles Superior Court Case No. BC375715, from the City Attorney Liability Claims Account No. 9770, Fund No. 100/59.**
2. **AUTHORIZE the City Attorney to draw demands thereon as follows:**
 - a. **\$1,000,000 payable to Plaintiff, Haben Zemuy, and her attorneys of record Amamgbo and Associates.**
 - b. **\$850,000 payable to Plaintiff, Haben Zemuy and Amamgbo Associates, to be drawn on said fund in Fiscal Year 2009-2010 before July 30, 2009.**
3. **AUTHORIZE the City Attorney, or designee, to prepare Controller instructions for any necessary technical adjustment, subject to the approval of the City Administrative Officer; and, AUTHORIZE the Controller to implement those instructions.**

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

[06-2184-S1](#)

CD 3

MOTION (ZINE - REYES) relative to declaring the Saint Bernardine of Siena Church Fall Festival on October 10-12, 2008 a Special Event (fees and costs absorbed by the City = \$5,952).

[06-2967-S1](#)

CD 3

MOTION (ZINE - REYES) relative to declaring the Rotary Club of Woodland Hills Arts & Crafts Faire on March 21-22, 2009 a Special Event (fees and costs absorbed by the City = \$4,016).

[08-2732](#)

CD 6

MOTION (CARDENAS - HUIZAR) relative to declaring the Community Clean up on October 18, 2008 a Special Event (fees and costs absorbed by the City = \$1,200).

[08-2733](#)

CD 9

MOTION (PERRY - PARKS) relative to declaring the Los Angeles Clippers Season Home Opener Block Party on October 29, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[08-0069-S1](#)

CD 9

MOTION (PERRY - GARCETTI) relative to declaring the Third Annual Battle of the Badges Blood Drive Kick-Off on January 21, 2009 a Special Event (fees and costs absorbed by the City = \$500).

[08-2735](#)

CD 9

MOTION (PERRY - PARKS) relative to declaring the Signature Gathering & Education Rally For the Homeless on October 13, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[08-2737](#)

CD 11

MOTION (ROSENDAHL - SMITH) relative to declaring the Del Rey Day 2008 on October 19, 2008 a Special Event (fees and costs absorbed by the City = \$1,166).

[08-2739](#)

CD 15

MOTION (HAHN - LABONGE) relative to declaring the Ascension Catholic Church Fiesta on October 10-12, 2008 a Special Event (fees and costs absorbed by the City = \$2,226).

[08-2740](#)

CD 15

MOTION (HAHN - LABONGE) relative to declaring the Timeless Treasurers Home Tour on October 11-12, 2008 a Special Event (fees and costs absorbed by the City = \$2,226).

[08-2741](#)

CD 15

MOTION (HAHN - LABONGE) relative to declaring the Holy Family School Fiesta on October 17-19, 2008 a Special Event (fees and costs absorbed by the City = \$2,226).

[07-3108-S1](#)

CD 15

MOTION (HAHN - LABONGE) relative to declaring the San Pedro Sportswalk to the Waterfront Foundation Induction ceremony and awards luncheon on October 13, 2008 a Special Event (fees and costs absorbed by the City = \$3,736).

[08-0010-S46](#)

MOTION (ALARCON - CARDENAS) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Joseph Anthony Wichmann on October 9, 2007.

[08-2736](#)

MOTION (PERRY - SMITH) relative to authorizing the Bureau of Sanitation-Recycling Division use of the City Hall Tom Bradley Room on December 17, 2008.

[08-2738](#)

MOTION (PARKS - GARCETTI) relative to convening a Finance Day on October 21, 2008 to discuss the impact of the current financial market crisis on all aspects of the City's budget.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon her request, and without objections, Councilmember Greuel was excused to leave at 11:30 a.m. from Council Session of Friday, October 31, 2008 due to City Business.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

[08-2603](#) - Deputy Chief Michael R. Hillmann

(Zine)

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

[08-2604](#) - Lloyd Thaxton

(LaBonge)

Ernie Haro

(LaBonge)

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

Whereupon the Council did adjourn.

ATTEST: Karen E. Kalfayan, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL