

-Los Angeles City Council, **Journal/Council Proceedings**  
Wednesday, **October 15, 2008**  
John Ferraro Council Chamber, Room 340, City Hall - 10 am

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

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

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF  
OCTOBER 10, 2008

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 38

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

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

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### **Items Noticed for Public Hearing - Items 1-7**

**Roll Call #3 - Motion (Parks - Cardenas) Adopted, Ayes (10); Absent: Alarcon, Hahn, LaBonge, Reyes and Wesson (5)  
(Item Nos. 1-2)**

**ITEM NO. (1) - PUBLIC HEARING CLOSED - NO APPEALS - LIEN CONFIRMED**

[07-0724](#)

CD 10

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of barricading of all openings, and cleaning of the lot at 5012 West Coliseum Street. (Lien: \$6,229.88)

**ITEM NO. (2) - PUBLIC HEARING CLOSED - NO APPEALS - LIEN CONFIRMED**

[07-2242](#)

CD 1

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of fencing of the lot, demolition of the building(s), asbestos removal from the building(s), and monitoring of the asbestos removal at 4245 East Raynol Street. (Lien: \$27,442.80)

**ITEM NO. (3) - RECEIVED AND FILED INASMUCH AS THE LIEN HAS BEEN PAID**

**Roll Call #2 - Motion (Parks - Wesson) Adopted to Receive and File, Unanimous Vote (10); Absent: Alarcon, Hahn, LaBonge, Reyes and Wesson (5)**

[08-1376](#)

CD 7

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of cleaning and fencing of the lot at 15500 West Lemarsh Street.

(Lien: \$6,360.90)

**ITEM NO. (4) - PUBLIC HEARING CLOSED - NO APPEALS - LIEN CONFIRMED**

**Roll Call #3 - Motion (Parks - Cardenas) Adopted, Ayes (10); Absent: Alarcon, Hahn, LaBonge, Reyes and Wesson (5)**

[08-1379](#)

CD 7

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of cleaning and fencing of the lot at 14950 West Polk Street.

(Lien: \$4,887.40)

**Roll Call #2 - Motion (Parks - Wesson) Adopted to Receive and File, Unanimous Vote (10); Absent: Alarcon, Hahn, LaBonge, Reyes and Wesson (5)  
(Item Nos. 5-6)**

**ITEM NO. (5) - RECEIVED AND FILED INASMUCH AS THE LIEN HAS BEEN PAID**

[08-1505](#)

CD 8

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of barricading of all openings and cleaning of the lot at 5655 West Aladdin Street.

(Lien: \$734.00)

**ITEM NO. (6) - RECEIVED AND FILED INASMUCH AS THE LIEN HAS BEEN PAID**

[08-1680](#)

CD 3

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of cleaning and fencing of the lot at 5354 West Vanalden Avenue.

(Lien: \$6,882.40)

**ITEM NO. (7) - PUBLIC HEARING CLOSED - NO APPEALS - LIEN CONFIRMED**

**Roll Call #7 - Motion (Parks - Perry) Adopted, Ayes (10); Absent: Alarcon, Hahn, LaBonge, Reyes and Wesson (5)**

[08-1372](#)

CD 8

CONTINUED CONSIDERATION OF HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of barricading of all openings, and cleaning and fencing of the lot at 1783 West 35th Street. (Lien: \$17,442.06)

(Continued from Council meeting of September 10, 2008)

**Items for Which Public Hearings Have Been Held - Items 8-22**

**ITEM NO. (8) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATION - SEE FOLLOWING**

**Roll Call #9 - Motion (Hahn - Rosendahl) Adopted, Ayes (13); Absent: Perry and Reyes (2)**

[08-2196](#)

COMMUNICATION FROM THE MAYOR relative to the appointment of Mr. Kanchan Mattoo to the Los Angeles Convention and Exhibition Center Authority.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Kanchan Mattoo to the Los Angeles Convention and Exhibition Center Authority for the term ending January 16, 2011 to fill the vacancy created by Ms. Prosperina Delacruz, is APPROVED and CONFIRMED. (Current Commission gender composition: M=7; F=3)

Ethics Commission Review: Complete

Background Check Review: Complete

Community Impact Statement: None submitted.

(Trade, Commerce and Tourism Committee report to be submitted in Council. If a 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 Trade, Commerce, and Tourism Committee at 213-978-1072)

**ADOPTED**

**TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to the appointment of Mr. Kanchan Mattoo to the Los Angeles Convention and Exhibition Center Authority.**

**Recommendation for Council action:**

**RESOLVE that the Mayor's appointment of Mr. Kanchan Mattoo to the Los Angeles Convention and Exhibition Center Authority for the term ending January 16, 2011 to fill the vacancy created by Ms. Prosperina Delacruz, is APPROVED and CONFIRMED. Mr. Mattoo resides in Council District Two. (Current Board gender composition: M=7; F=3)**

**Ethics Commission Review: Complete**

**Background Check Review: Complete**

**Community Impact Statement: None submitted.**

**Roll Call #8 - Motion (Rosendahl - Parks) Adopted, Ayes (12); Absent: LaBonge, Perry and Reyes (3)  
(Item Nos. 9-11)**

**ITEM NO. (9) - ADOPTED**

[07-1848-S2](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to repealing Section 12.39 (the 15 percent Ordinance) and amending Section 12.03 of the Los Angeles Municipal Code (LAMC) to eliminate the authority of the Housing Authority of the City of Los Angeles (HACLA) to administer and enforce the provisions of Section 12.39, which pertains to developing low and moderate-income housing certain housing developments.

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

PRESENT and ADOPT the accompanying ORDINANCE thereby repealing Section 12.39 (the 15 percent Ordinance) and amending Section 12.03 of the LAMC to eliminate the authority of HACLA to administer and enforce the provisions of Section 12.39, which pertains to developing low and moderate-income housing certain housing developments.

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. (10) - ADOPTED**

[08-0887](#)

CD 13

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION to correct the dimensions of the zone and height district change Ordinance map for the property at 6516-26 West Selma Avenue.

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

1. ADOPT the August 19, 2008 FINDINGS of the Director of Planning as the Findings of the Council.

2. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning to correct the dimensions of the zone and height district change Ordinance map previously adopted under Ordinance No. 179923, for the property at 6516-26 West Selma Avenue.

CPC-2007-1607-ZC-HD-SPR

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

(Mitigated Negative Declaration adopted by Council on May 21, 2008)

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

Community Impact Statement: None submitted.

TIME LIMIT FILE - NOVEMBER 18, 2008

(LAST DAY FOR COUNCIL ACTION - NOVEMBER 18, 2008)

## ITEM NO. (11) - ADOPTED

[08-1698](#)  
CD 13

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change at 3200, 3206, and 3210 West Beverly Boulevard; and 101 and 111 South Dillon Street.

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. 08-1698 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV 2006-10137 MND] filed on November 30, 2007.
2. ADOPT the FINDINGS of the Central Area Planning Commission (CAPC) as the Findings of the Council.

3. PRESENT and ADOPT the accompanying ORDINANCE, transmitted to Council on September 16, 2008 and approved by the CAPC, effecting a zone change from C2-1 and RD1.5-1 to (T)(Q)RAS4-1 for the proposed demolition of an existing auto body repair and single family dwellings and construction of a new five-story (approximately 48 foot high) mixed use building consisting of 31 apartment units and about 5,870 square feet of ground floor retail with a total of 65 parking spaces to be provided in two subterranean parking levels and grade level parking for the property at 3200, 3206, and 3210 West Beverly Boulevard; and 101 and 111 South Dillon Street, subject to Conditions of Approval.

Applicant: Choon Lee

APCC 2006-10136 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 CAPC reports that there is no General Fund impact, as administrative costs are recovered through fees.

Community Impact Statement: None submitted.

TIME LIMIT FILE - OCTOBER 21, 2008

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

**Roll Call #5 - Motion (Cardenas - Smith) Adopted, Ayes (10); Absent: Alarcon, Hahn, LaBonge, Reyes and Wesson (5)  
(Item Nos. 12-18)**

**ITEM NO. (12) - ADOPTED**

[07-2510](#)

CD 14

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to the feasibility of erecting a statue in honor of Antonio Aguilar at Placita Olvera.

Recommendation for Council action:

NOTE and FILE the El Pueblo Historical Monument Department report dated June 26, 2008, submitted in response to Motion (Huizar - Cardenas), relative to the feasibility of erecting a statue in honor of Antonio Aguilar at Placita Olvera, 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**

[07-0938](#)

ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to the application for grant funding offered by the Carl Moyer Program, the Mobile Source Air Pollution Reduction Review Committee, the Air Quality Investment Program, Advanced Technology Demonstrations, and other Mobile Source Air Pollution Reduction Grant Programs for air quality improvement projects.

Recommendations for Council action:

1. AUTHORIZE the General Manager, Environmental Affairs Department (EAD), or designee, to prepare and submit applications for grant funding on behalf of the City of Los Angeles. This includes grant funding applications for mobile source emission reduction projects from the United States Department of Energy and its contractors, United States Environmental Protection Agency, California Air Resources Board, California Energy Commission, Mobile Source Air Pollution Reduction Review Committee, and South Coast Air Quality Management District including the Fiscal Year 2008-09 Carl Moyer Program, Air Quality Investment Program, Advanced Technology Demonstration Programs, and other local, state or federal grant funding programs that may be offered to reduce mobile source emissions.
2. DIRECT City departments to participate in these grant programs to the fullest extent possible through the EAD.
3. INSTRUCT the General Manager, EAD, or designee, to report back to the Mayor and Council for the purpose of accepting any funds awarded.

Fiscal Impact Statement: The EAD reports that applying for these grants would have no fiscal impact on the General Fund.

Community Impact Statement: None submitted.

## **ITEM NO. (14) - ADOPTED**

[07-2821](#)

ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to the Bradley Landfill Community Trust Fund.

Recommendation for Council action:

NOTE and FILE the September 16, 2008 annual report from the City Clerk relative to the Bradley Landfill Community Trust Fund, 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. (15) - ADOPTED**

### 08-2420

ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to Amendment No. 1 to a contract with Wood Group Corporation dba Thomason Mechanical Corporation (TMC) for the modernization of the Los Angeles Department of Water and Power (LADWP) Castaic Power Plant.

Recommendation for Council action:

CONCUR with the Board of Water and Power Commissioners action on September 5, 2008, Resolution No. 009-061, approving Amendment No. 1 to Agreement No. 47471-6 with TMC for the purpose of extending the term of performance by one year to December 21, 2009, in order to complete the upgrade and refurbishment of Castaic Power Plant turbine generator Unit 3 with no change to the expenditure limit of \$23,954,872.60.

Fiscal Impact Statement: The City Administrative Officer reports that proposed Amendment No. 1 will not affect the original not-to-exceed cost of the Agreement since it is for a time extension only. Since the LADWP is bound only by the City Debt Management Policies, the City Financial Policies are not applicable. Approval of proposed Amendment No. 1 will have no impact on the General Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - NOVEMBER 10, 2008

(LAST DAY FOR COUNCIL ACTION - NOVEMBER 7, 2008)

## **ITEM NO. (16) - ADOPTED**

### 07-2438-S8

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the Housing and Recovery Act of 2008 (HR 3221) guidelines, the City's Program Design and Action Plan (funding application) to the US Department of Housing and Urban Development (HUD), the best practices for pursuing funding in consultation with non-profits and other relevant organizations, and establishing a non-profit Holding Company.

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



1. INSTRUCT the Los Angeles Housing Department (LAHD) to:
  - a. Report back relative to:
    - 1) The final HR 3221 guidelines to be released by HUD.
    - 2) The City's Program Design and Action Plan (funding application) to HUD, prior to the December 1, 2008 deadline.
    - 3) The best practices for pursuing funding in consultation with non-profits and other relevant organizations.
  - b. Work with every Council Office when selecting sites for the Neighborhood Stabilization Program.
2. AUTHORIZE the LAHD to establish a nonprofit [501(c)3] Holding Company, potentially in collaboration with non-profits or other interested groups, for the purpose of acquiring and disposing of properties in conformance with the City's Foreclosure Program implementing HR 3221.

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. (17) - ADOPTED

[08-0826](#)

CDs 4, 9 & 13

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to increasing the purchase order for Meyers, Nave, Riback, Silver, & Wilson (MNRSW) by \$17,500 to defend litigation filed by Regency Outdoor Advertising.

Recommendation for Council action:

AUTHORIZE the Chief Executive Officer, Community Redevelopment Agency (CRA), or designee, to increase the purchase order for MNRSW by \$17,500 (from \$437,081 to \$454,581) for litigation defense services in the matter of Regency Outdoor Advertising v. CRA/LA [United States District Court No. CV99-010456(GHK)], 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 as a result of this action.

Community Impact Statement: None submitted.

**ITEM NO. (18) - ADOPTED**

[06-1854-S9](#)

CD 13

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an application for a hardship exemption from provisions of the City's Echo Park Interim Control Ordinance (ICO) for the property at 1120 and 1132 Glendale Boulevard.

Recommendations for Council action:

1. GRANT hardship exemption from the City's Echo Park ICO (Ordinance No. 178454) as noted and as described in the application attached to Council file No. 06-1854-S9, for the proposed demolition for future parking structure for properties at 1120 and 1132 Glendale Boulevard.
2. ADVISE the applicant that this hardship exemption, if granted by the 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: International Church of the Foursquare (Cityworks Management, LLC, 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. (19) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS - SEE FOLLOWING**

**Roll Call #11 - Motion (Hahn - Rosendahl), Ayes (13); Absent: Perry and Reyes (2)**

[08-2638](#)

COMMUNICATION FROM THE BOARD OF HARBOR COMMISSIONERS relative to proposed program agreement with Daimler Truck Financial as the Financial Services Entity for the Clean Truck Program.

TIME LIMIT FILE - DECEMBER 1, 2008

(LAST DAY FOR COUNCIL ACTION - NOVEMBER 26, 2008)

(Trade, Commerce and Tourism 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 Trade, Commerce and Tourism Committee at 213-978-1072)

**ADOPTED**

**ADMINISTRATIVE EXEMPTION and TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to proposed program agreement with Daimler Truck Financial as the financial services entity for the Clean Truck Program.**

**Recommendations for Council action:**

1. **FIND** that approving Port Agreement No. 08-2716 between the City of Los Angeles and Daimler Truck Financial, is exempt from the requirements of the California Environmental Quality Act (CEQA) under Article II, Section 2(f) and 2(i) of the City's CEQA Guidelines.
2. **APPROVE** Port Agreement No. 08-2716 between the City of Los Angeles and Daimler Truck Financial as the financial services entity for the Port's Clean Truck Program.
3. **CONCUR** with the action taken by the Board of Harbor Commissioners at its meeting held September 18, 2008, approving proposed program agreement with Daimler Truck Financial as the financial services entity for the Clean Truck Program.

**Fiscal Impact Statement:** The Board of Harbor Commissioners reports that it is the intention of the Port for the truck replacement program of the Clean Truck Program to be self-funding. Clean Truck Fees and CARB grants will generate revenue. However, timing of revenues and costs and absolute levels of inflows and outflow have uncertainties. It is possible, that the Clean Truck Fund may experience cash flow surpluses as well as shortfalls. Those shortfalls, should they occur, may need to be addressed by loans from the Port and extension of the Clean Truck Fee, or other measures.

**Community Impact Statement:** None submitted.

**TIME LIMIT FILE - DECEMBER 1, 2008**

**(LAST DAY FOR COUNCIL ACTION - NOVEMBER 26, 2008)**

**Roll Call #5 - Motion (Cardenas - Smith) Adopted, Ayes (10); Absent: Alarcon, Hahn, LaBonge, Reyes and Wesson (5)  
(Item Nos. 20-21)**

**ITEM NO. (20) - ADOPTED**

**[08-0600-S4](#)**

PUBLIC SAFETY and BUDGET AND FINANCE COMMITTEES' REPORT relative to increasing fees for emergency ambulance services provided by the Los Angeles Fire Department (LAFD).

**Recommendations for Council action:**

1. **REQUEST** the City Attorney to prepare and present an ordinance within 30 days amending the Schedule of Charges for Emergency Service Table, found in Los Angeles Administrative Code Sec. 22.210.2, to reflect the following changes:
  - a. The Advanced Life Support response and transport fee be increased 12.88 percent from \$889 to \$1,004.
  - b. The Basic Life Support response and transport fee be increased 14.47 percent from \$622 to \$712.

- c. The mileage rate be increased 8.62 percent from \$14.50 to \$15.75 per one-way mile traveled per patient.
2. DIRECT the LAFD to report to Council in 30 days with a plan to inform the public of ambulance and emergency service fee waivers for qualifying low-income residents.
3. DIRECT the LAFD to prepare recommendations to:
  - a. Reduce the amount of time spent by Department personnel waiting in emergency rooms for transported patients to be admitted into the care of the emergency facility.
  - b. Seek full cost recovery from liable persons and/or insurance companies for services performed by the Department, such as victim extraction, during the response to incidents in which a criminal activity occurred such as Driving while Under the Influence.

Fiscal Impact Statement: The LAFD reports that based upon a proposed operative date of October 1, 2008, increased fees are expected to generate total revenue in the amount of \$56,383,618 for Fiscal Year (FY) 2008-09. This revenue has already been included in the Department's FY 2008 - 09 budget.

Community Impact Statement: None submitted.

## **ITEM NO. (21) - ADOPTED**

[08-1958](#)

PUBLIC SAFETY, PERSONNEL, and BUDGET AND FINANCE COMMITTEES' REPORT and RESOLUTION relative to a grant award from the Department of Alcoholic Beverage Control (ABC) for the Los Angeles Police Department's (LAPD) Operation ABC program, and related actions.

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

1. AUTHORIZE the Chief of Police, or designee, to:
  - a. Accept, on behalf of the City, a grant award of \$100,000 from the California ABC for the 2008-09 Operation ABC Program for the period of July 1, 2008 through June 30, 2009.
  - b. Execute the 2008-09 Operation ABC grant agreement on behalf of the City and submit all necessary documents relative to the grant award; and, to negotiate, execute, and submit any other necessary agreements and documents relative to the grant for 2008-09, subject to the approval of the City Attorney as to form and legality.
2. RESOLVE that continued Employment Authority for one Police Sergeant II position, Class Code 2227-2 in the LAPD for the period July 1, 2008 through June 30, 2009, is APPROVED.
3. ADOPT the accompanying RESOLUTION, subject to the approval of the City Attorney as to form and legality, as requested by the grantor, which endorses the grant agreement and agrees that any liability arising from the City's performance of activities funded by this grant shall be the responsibility of the City.

4. AUTHORIZE the Controller to set up a grant receivable of \$100,000 and establish an appropriation account, account number to be determined, within Fund No. 339/70 for the receipt and disbursement of Operation ABC grant funds.
5. AUTHORIZE the LAPD to submit grant reimbursement requests to the grantor and deposit grant receipts in Fund No. 339/70, account number to be determined.
6. AUTHORIZE the Controller to increase appropriations, as needed, from Fund No. 339/70, account number to be determined, to Fund No.100/70, account numbers and amounts as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1012	Salaries Sworn	\$73,576
1092	Overtime Sworn	\$21,024
2130	Training and Travel	\$ 2,900
6010	Office and Administrative Expenses	\$ 2,500

7. AUTHORIZE the LAPD to prepare Controller instructions for any necessary technical adjustments consistent with this action, subject to the approval of the City Administrative Officer (CAO); and, AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports that this grant will reimburse the City for \$100,000 of the ABC Program's anticipated total cost of \$335,470 for 2008-09, related costs of \$84,095 were included in the total cost calculation. The remaining cost of \$235,470 will be a General Fund obligation, which is funded in the LAPD's 2008-09 Adopted Budget. This program complies with City financial policies in that ongoing costs are supported by ongoing revenue.

Community Impact Statement: None submitted.

**ITEM NO. (22) - CONTINUED TO OCTOBER 29, 2008**

**Roll Call #1 - Motion (Parks - Zine) Adopted to Continue, Unanimous Vote (10); Absent: Alarcon, Hahn, LaBonge, Reyes and Wesson (5)**

[08-1731](#)  
CD 15

CONTINUED CONSIDERATION OF 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.

(Continued from Council meeting of October 1, 2008)

## Items for Which Public Hearings Have Not Been Held - Items 23-55

(10 Votes Required for Consideration)

**Roll Call #8 - Motion (Rosendahl - Parks) Adopted, Ayes (12); Absent: LaBonge, Perry and Reyes (3)  
(Item Nos. 23-28)**

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

[07-0349](#)

CD 11

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Santa Monica Boulevard and Granville Avenue Lighting District.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated August 28, 2008.

2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **DECEMBER 12, 2008** as the hearing date for the maintenance of the Santa Monica Boulevard and Granville Avenue Lighting District, in accordance with Proposition 218, Articles XIIIC and XIIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$791.04 will be collected annually starting with tax year 2009-10 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: December 5, 2008)

## **ITEM NO. (24) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION**

[08-0770](#)

CD 6

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

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated August 28, 2008.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **DECEMBER 12, 2008** as the hearing date for the maintenance of the Balboa and Victory Boulevards (Reballot) Lighting District, in accordance with Proposition 218, Articles XIIIC and XIIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$4,303.70 will be collected annually starting with tax year 2009-10 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: December 5, 2008)

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

[08-2341](#)

CD 1

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the New Hampshire Avenue and 15th Street Lighting District.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated September 4, 2008.

2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **DECEMBER 12, 2008** as the hearing date for the maintenance of the New Hampshire Avenue and 15th Street Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$4,434.12 will be collected annually starting with tax year 2009-10 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: December 5, 2008)

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

[08-2342](#)

CD 6

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

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated September 4, 2008.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **DECEMBER 12, 2008** as the hearing date for the maintenance of the Crockett Street and Wheatland Avenue Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$181.28 will be collected annually starting with tax year 2009-10 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: December 5, 2008)

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

[08-2343](#)

CD 2

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

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated September 3, 2008.



2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **DECEMBER 12, 2008** as the hearing date for the maintenance of the Moorpark Street and Elmer Avenue Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$1,469.79 will be collected annually starting with tax year 2009-10 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: December 5, 2008)

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

[08-2344](#)

CD 3

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

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated September 3, 2008.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **DECEMBER 12, 2008** as the hearing date for the maintenance of the Vanowen Street and Penfield Avenue Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$137.79 will be collected annually starting with tax year 2009-10 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: December 5, 2008)

**Roll Call #6 - Motion (Weiss - Zine) Adopted, Ayes (12); Absent: Alarcon, Hahn, LaBonge, Reyes and Wesson (5)**

## ITEM NO. (29) - ADOPTED

[08-0005-S643](#)

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 October 7, 2008:

[08-0005-S643](#)

CD 8

- a. Property at 1612 West 84th Street (Case No. 107311).  
Assessor I.D. No. 6034-023-011

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 10, 2007)

[08-0005-S644](#)

CD 1

- b. Property at 1000 South Grand View Street (Case No. 163825).  
Assessor I.D. No. 5136-014-003

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on July 11, 2008)

[08-0005-S645](#)

CD 10

- c. Property at 1275 South Citrus Avenue (Case No. 159005).  
Assessor I.D. No. 5084-026-030

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

[08-0005-S646](#)

CD 14

- d. Property at 1176 South Concord Street (Case No. 23767).  
Assessor I.D. No. 5190-013-013

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 8, 2006)

[08-0005-S647](#)

CD 8

- e. Property at 4062 South Ninth Avenue (Case No. 158957).  
Assessor I.D. No. 5023-001-016

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

[08-0005-S648](#)

CD 10

- f. Property at 1102 South Tremaine Avenue (Case No. 7687).  
Assessor I.D. No. 5083-007-022

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 7, 2004)

**Roll Call #4 - Motion (Cardenas - Rosendahl) Adopted to Continue, Unanimous Vote (10); Absent: Alarcon, Hahn, LaBonge, Reyes and Wesson (5) (Item Nos. 30-32)**

**ITEM NO. (30) - CONTINUED TO OCTOBER 22, 2008**

[06-0727](#)

COMMUNICATION FROM CHAIR and MEMBER, AD HOC COMMITTEE ON GANG VIOLENCE AND YOUTH DEVELOPMENT relative to the enactment of gang injunctions and the processes by which an individual is placed on a gang injunction list and removed from said list.

Recommendation for Council action:

NOTE and FILE the March 31, 2008 Motion (Cárdenas - Hahn - Reyes) relative to the enactment of gang injunctions and the processes by which an individual is placed on a gang injunction list and removed from said list.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

**ITEM NO. (31) - CONTINUED TO OCTOBER 22, 2008**

[08-0150-S1](#)

COMMUNICATION FROM CHAIR and MEMBER, AD HOC COMMITTEE ON GANG VIOLENCE AND YOUTH DEVELOPMENT relative to receiving public/community input in regard to potential gang injunctions.

Recommendation for Council action:

NOTE and FILE the June 20, 2008 Motion (Alarcón - Cárdenas) relative to receiving public/community input in regard to potential gang injunctions.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

**ITEM NO. (32) - CONTINUED TO OCTOBER 22, 2008**

[08-0615-S2](#)

COMMUNICATION FROM CHAIR and MEMBER, AD HOC COMMITTEE ON GANG VIOLENCE AND YOUTH DEVELOPMENT relative to developing protocols and guidelines for interaction with gang intervention workers when responding to gang-related, gang-associated and gang-motivated incidents.

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

1. INSTRUCT the Los Angeles Police Department (LAPD) and Los Angeles Fire Department (LAFD) to report to the Ad Committee on Gang Violence and Youth Development on the efforts to enhance coordination, collaboration and communication with gang intervention workers when responding to gang-related, gang-associated and gang-motivated incidents including:
  - a. A description of the program
  - b. Lessons learned
  - c. Recommended steps to replicate the program throughout the City
2. REQUEST the Mayor to incorporate the protocols and guidelines developed by the LAPD, LAFD and gang intervention workers, in collaboration with community-based gang intervention agencies, into training requirements and policies for future gang intervention contractors.

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. (33) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION**

**Roll Call #6 - Motion (Weiss - Zine) Adopted, Ayes (10); Absent: Alarcon, Hahn, LaBonge, Reyes and Wesson (5)**

[06-0288](#)  
CD 8

COMMUNICATION FROM CHAIR and MEMBER, PUBLIC SAFETY COMMITTEE relative to the Council District Eight Public Benefits Trust Fund.

Recommendation for Council action:

NOTE and FILE City Clerk report to the Mayor and Council dated September 16, 2008 (attached to the Council file) relative to the status of the Council District Eight Public Benefits Trust Fund No. 49F for Fiscal Year 2007-08.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

#### **ITEM NO. (34) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION**

**Roll Call #12 - Motion (Weiss - Smith) Adopted, Ayes (13); Absent: Perry and Reyes (2)**

[06-2064](#)

COMMUNICATION FROM CHAIR and MEMBER, PUBLIC SAFETY COMMITTEE relative to the status of the Vandalism and Graffiti Trust Fund.

Recommendation for Council action:

NOTE and FILE City Clerk report to Council dated September 16, 2008 (attached to the Council file) relative to the status of the Vandalism and Graffiti Trust Fund No. 870 for Fiscal Year 2007-08.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

**Roll Call #6 - Motion (Weiss - Zine) Adopted, Ayes (10); Absent: Alarcon, Hahn, LaBonge, Reyes and Wesson (5)  
(Item Nos. 35-46)**

**ITEM NO. (35) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION**

[08-2495](#)

CD 1

COMMUNICATION FROM CHAIR and MEMBER, PUBLIC SAFETY COMMITTEE relative to the status of the Council District One Public Benefits Trust Fund.

Recommendation for Council action:

NOTE and FILE City Clerk report to the Mayor and Council dated September 16, 2008 (attached to the Council file) relative to the status of the Council District 1 Public Benefits Trust Fund No. 889 for Fiscal Year 2007-08.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

**ITEM NO. (36) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION**

[08-2496](#)

CD 12

COMMUNICATION FROM CHAIR and MEMBER, PUBLIC SAFETY COMMITTEE relative to the Council District 12 Los Angeles Police Department (LAPD) Devonshire and Foothill Divisions Police Assistance Trust Fund.

Recommendation for Council action:

NOTE and FILE City Clerk report to the Mayor and Council dated September 16, 2008 (attached to the Council file) relative to the status of the Council District 12 LAPD Devonshire and Foothill Divisions Police Assistance Trust Fund No. 883 for Fiscal Year 2007-08.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

**ITEM NO. (37) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION**

[08-2538](#)

COMMUNICATION FROM CHAIR and MEMBER, PUBLIC SAFETY COMMITTEE relative to the Disaster Assistance Trust Fund.

Recommendation for Council action:

NOTE and FILE City Administrative Officer report to Council dated September 19, 2008 (attached to the Council file) relative to the status of the Disaster Assistance Trust Fund No. 872 for Fiscal Year 2007-08.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

**ITEM NO. (38) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION**

[07-2814](#)

CD 15

COMMUNICATION FROM CHAIR and MEMBER, PUBLIC SAFETY COMMITTEE relative to the Council District 15 Los Angeles Police Department (LAPD) Harbor Division Police Assistance Trust Fund.

Recommendation for Council action:

NOTE and FILE City Clerk report to the Mayor and Council dated September 16, 2008 (attached to the Council file) relative to the status of the Council District 15 LAPD Harbor Division Police Assistance Trust Fund No. 888 for Fiscal Year 2007-08.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

**ITEM NO. (39) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION**

[07-2816](#)

COMMUNICATION FROM CHAIR and MEMBER, PUBLIC SAFETY COMMITTEE relative to the status of the Community Crisis Relief Trust Fund.

Recommendation for Council action:

NOTE and FILE City Clerk report to the Mayor and Council dated September 16, 2008 (attached to the Council file) relative to the status of the Community Crisis Relief Trust Fund No. 905 for Fiscal Year 2007-08.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

**ITEM NO. (40) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION**

[07-2817](#)

CD 13

COMMUNICATION FROM CHAIR and MEMBER, PUBLIC SAFETY COMMITTEE relative to the status of the Council District 13 Public Assistance Trust Fund.

Recommendation for Council action:

NOTE and FILE City Clerk report to the Mayor and Council dated September 16, 2008 (attached to the Council file) relative to the status of the Council District 13 Public Assistance Trust Fund No. 904 for Fiscal Year 2007-08.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

**ITEM NO. (41) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION**

[07-2819](#)

CDs 8 & 15

COMMUNICATION FROM CHAIR and MEMBER, PUBLIC SAFETY COMMITTEE relative to the status of the Council Districts Eight and 15 Los Angeles Police Department (LAPD) Southeast Division Police Assistance Trust Fund.

Recommendation for Council action:

NOTE and FILE City Clerk report to the Mayor and Council dated September 16, 2008 (attached to the Council file) relative to the status of the Council Districts Eight and 15 LAPD Southeast Division Police Assistance Trust Fund No. 891 for Fiscal Year 2007-08.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

**ITEM NO. (42) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION**

[07-2822](#)

COMMUNICATION FROM CHAIR and MEMBER, PUBLIC SAFETY COMMITTEE relative to the status of the Threat Preparedness Trust Fund.

Recommendation for Council action:

NOTE and FILE City Clerk report to Council dated September 16, 2008 (attached to the Council file) relative to the status of the Threat Preparedness Trust Fund No. 46M for Fiscal Year 2007-08.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

**ITEM NO. (43) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION**

[07-2826](#)

COMMUNICATION FROM CHAIR and MEMBER, PUBLIC SAFETY COMMITTEE relative to the Illegal Dumping Reward Program Trust Fund.

Recommendation for Council action:

NOTE and FILE City Clerk report to Council dated September 16, 2008 (attached to the Council file) relative to the status of the Illegal Dumping Reward Program Trust Fund No. 46G for Fiscal Year 2007-08.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

**ITEM NO. (44) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION**

[07-2788](#)

CD 9

COMMUNICATION FROM CHAIR and MEMBER, PUBLIC SAFETY COMMITTEE relative to the status of the Council District Nine Public Benefits Trust Fund.

Recommendation for Council action:

NOTE and FILE City Clerk report to the Mayor and Council dated September 16, 2008 (attached to the Council file) relative to the status of the Council District Nine Public Benefits Trust Fund No. 48X for Fiscal Year 2007-08.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

**ITEM NO. (45) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION**

[06-2736](#)

COMMUNICATION FROM CHAIR and MEMBER, PUBLIC SAFETY COMMITTEE relative to the status of Proposition M funded projects.

Recommendation for Council action:

NOTE and FILE Emergency Command Control Communications System (ECCCS) Technical Steering Committee (TSC) report to the Public Safety Committee dated July 28, 2008 (attached to the Council file), relative to the status of Proposition M funded projects for the period January through December 2007.



Fiscal Impact Statement: The ECCCS TSC reports that the costs of program contracts and projects are funded by Special Police Communications/9-1-1 System Tax bond funds - Proposition M - which voters approved in November 1992. Projects are within budget and do not affect the General Fund. Compliance with City financial policies is not applicable.

Community Impact Statement: None submitted.

**ITEM NO. (46) - ADOPTED**

08-2147

COMMUNICATION FROM CHAIR and MEMBER, PUBLIC SAFETY COMMITTEE relative to extending the term of the Community Oriented Policing Services (COPS) National Executive Session on Gangs Grant Extension, and a consulting contract with the Hanover Justice Group.

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

1. AUTHORIZE the Chief of Police, or designee, to:
  - a. Accept the United States Department of Justice, COPS Office's approval of a budget modification and a no-cost extension for the National Executive Session on Gangs Grant, extending the award period to February 28, 2009.
  - b. Execute a sole source contract with Hanover Justice Group for the period of July 1, 2008 through February 28, 2009, for a sum not to exceed \$69,836, to provide consulting services and to assist the Police Department in producing reports and publications, subject to the approval of the City Attorney as to form and legality.
2. TRANSFER appropriations within the COPS Enhancement Community Policing Fund No. 47J/70, to reflect the revised COPS National Executive Session on Gangs grant budget, as follows:

	<u>Fund</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
From:	47J/70	A207	Supplies 04	\$ 1,866.78
	47J/70	A208	Travel 04	\$33,331.41
	47J/70	A209	Operating Expense	\$17,146.81
To:	47J/70	A206	Consultants 04	\$52,345.00

3. AUTHORIZE the Police Department to prepare Controller constructions for any technical adjustments consistent with this action, subject to the approval of the City Administrative Officer (CAO); and, AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund inasmuch as there are sufficient grant funds available to support program activities. Approval of the above recommendations will allow for completion of the Session activities proposed for the COPS National Executive Session on Gangs grant award. This action is in compliance with City financial policies as one-time grant revenue will be used to support one-time costs.

Community Impact Statement: None submitted.

**ITEM NO. (47) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION AS AMENDED  
- FORTHWITH - SEE FOLLOWING**

**Roll Call #13 - Motion (Weiss - Smith) to Adopt as Amended, Ayes (12); Absent: Parks, Perry and Reyes  
(3)**

[08-2600](#)

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER relative to an agreement for the Department of Animal Services to provide animal care and services for the City of Beverly Hills.

Recommendation for Council action:

AUTHORIZE the Department of Animal Services to enter into a Memorandum of Understanding (MOU) with the City of Beverly Hills for the provision of animal care and control services for the term of one year, subject to the approval of the City Attorney as to form and legality.

Fiscal Impact Statement: The CAO reports that approving the proposed MOU with Beverly Hills to provide animal care and control services is fiscally neutral. The cost of providing services to Beverly Hills reflects the actual costs of Department of Animal Services providing those services, including Department and general City overhead. This action is in compliance with City financial policies as all City costs will be reimbursed by fees charged to Beverly Hills.

Community Impact Statement: None submitted.

(Public Safety Committee waived consideration of the above matter)

**ADOPTED**

**MOTION (CARDENAS - ALARCON)**

Recommendation for Council action:

**DIRECT the Department of Animal Services and REQUEST the City Attorney to review this agreement between the City of Los Angeles and the City of Beverly Hills after one year to recommend any improvements that may be necessary as a result of the study.**

**ADOPTED**

**MOTION (ALARCON - SMITH)**

Recommendation for Council action:

**DIRECT the Department of Animal Services to prepare an analysis of adjacent jurisdictions with respect to providing similar services to those included in the agreement with the City of Beverly Hills.**

**ITEM NO. (48) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS - TO THE MAYOR FORTHWITH**

**Roll Call #6 - Motion (Weiss - Zine) Adopted, Ayes (10); Absent: Alarcon, Hahn, LaBonge, Reyes and Wesson (5)**

[06-1714](#)

COMMUNICATION FROM THE BOARD OF FIRE COMMISSIONERS relative to a donation from the Allstate Foundation for the Fire Department's Disaster Preparedness Public Safety Education Campaign.

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

1. ACCEPT the donation from the Allstate Foundation totaling \$98,000 to continue and expand the Fire Department's Disaster Preparedness Public Safety Education Campaign.
2. AUTHORIZE the Controller to deposit the \$98,000 donation into Fund 848/38, Account No. 004A - Disaster Preparedness Education.
3. AUTHORIZE the Fire Department to:
  - a. Spend these funds for the 2008 Disaster Preparedness Public Safety Education Campaign.
  - b. Expend monies from existing Fund 100/38 accounts pending Council approval and acceptance of the donation, if necessary.
4. TRANSFER donation funds, from Fund No. 848/38 to Fund No. 100/38, Account No. 6010 (Office and Administrative) to reimburse this Account based on the Fire Department submissions to the City Administrative Officer documenting actual costs fronted to meet deadlines for this Campaign, if necessary.

Fiscal Impact Statement: The Board of Fire Commissioners report that the use of the Allstate Foundation donation will enable the Fire Department to continue the Disaster Preparedness Public Safety Education Campaign at no cost to the City.

Community Impact Statement: None submitted.

(Public Safety Committee waived consideration of the above matter)

**ITEM NO. (49) - CONTINUED TO OCTOBER 29, 2008**

**Roll Call #1 - Motion (Parks - Zine) Adopted to Continue, Unanimous Vote (10); Absent: Alarcon, Hahn, LaBonge, Reyes and Wesson (5)**

[08-0002-S122](#)

CONTINUED CONSIDERATION OF COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST (CLA) and RESOLUTION relative to the City's position on continued funding of the C-17 aircraft program.

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

ADOPT the accompanying RESOLUTION to include in the City's 2007-08 Federal Legislative Program SUPPORT for continued funding of the C-17 aircraft program.

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

Community Impact Statement: None submitted.

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

(Continued from Council Meeting of September 23, 2008)

#### **ITEM NO. (50) - ADOPTED**

**Roll Call #10 - Motion (Parks - Huizar) Adopted, Ayes (13); Absent: Perry and Reyes (2)**

##### [08-2421-S1](#)

CONSIDERATION OF MOTION (PARKS - GREUEL) relative to requesting the City Attorney explain the judge's ruling in the case of City of Los Angeles, et al. v. County of Kern, et al.

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

REQUEST the City Attorney to report to the Budget and Finance Committee to explain exactly how the judge's ruling in the case of City of Los Angeles, et al. v. County of Kern, et al., where the judge concluded that the hours spent by the law firms representing the City were "grossly excessive" and reduced the fees by \$900,000, affects the status of the bill for lawyers fees in that case; why the City's outside counsel firms are charging so much and is there a pattern of such firms overcharging other clients.

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.)

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

#### **ITEM NO. (51) - ADOPTED**

**Roll Call #6 - Motion (Weiss - Zine) Adopted, Ayes (10); Absent: Alarcon, Hahn, LaBonge, Reyes and Wesson (5)**

##### [06-2369-S4](#)

CD 10

CONSIDERATION OF RESOLUTION (WESSON - LABONGE) relative to extending temporary interim regulations on the issuance of certain building permits within portions of the Wilshire Community Plan Area.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION extending the provisions contained in Ordinance No. 179286 and imposing temporary interim regulations on the issuance of certain building permits within portions of the Wilshire Community Plan Area generally bounded by Wilshire Boulevard to the north, Crenshaw Boulevard to the east, Olympic Boulevard to the south, and both sides of Lucerne Boulevard to the west for 180 day period ending on April 24, 2009, or upon adoption of permanent regulations inasmuch as the City Planning Department is actively working to assure that a Historic Preservation Overlay Zone is being expeditiously processed.

Community Impact Statement: None submitted.

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

**Roll Call #14 - Motion (Wesson - Weiss) Adopted, Ayes (12); Absent: Parks, Perry and Reyes (3)**

**ITEM NO. (52) - ADOPTED**

[06-2184-S1](#)

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:

[06-2184-S1](#)

CD 3

- a. 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

- b. 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

- c. 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

- d. 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

- e. 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

- f. 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

- g. 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

- h. 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

- i. 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

- j. 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

- k. 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).

**ITEM NO. (53) - CONTINUED TO OCTOBER 17, 2008**

**Roll Call #15 - Motion (Alarcon - Cardenas) Adopted to Continue, Unanimous Vote (12); Absent: Parks, Perry and Reyes (3)**

[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.

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

1. PROVIDE an offer of reward in the amount of \$50,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Joseph Anthony Wichmann on October 9, 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 #6 - Motion (Weiss - Zine) Adopted, Ayes (10); Absent: Alarcon, Hahn, LaBonge, Reyes and Wesson (5)  
(Item Nos. 54-55)**

**ITEM NO. (54) - ADOPTED**

[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.

Recommendation for Council action:

AUTHORIZE the Bureau of Sanitation-Recycling Division use of the City Hall Tom Bradley Room on December 17, 2008 from 10:00 a.m. to 4:00 p.m.

**ITEM NO. (55) - ADOPTED**

[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.

Recommendations for Council action:

1. CONVENE a Finance Day on October 21, 2008 as a single-item meeting of the Los Angeles City Council to discuss the impact of the current financial market crisis on all aspects of the City's budget.
2. REQUEST the City Administrative Officer (CAO), Chief Legislative Analyst (CLA), City Treasurer, Office of Finance, the General Managers of LACERS and the Fire and Police Pension System, and outside economic advisors to present to the City Council the latest projections on the impact of the financial market crisis on the City's General Fund and Special Fund budgets, LACERS, Pension System, and the City's investment portfolios; impact on the City's ability to issue debt in support of City capital projects, including voter-approved bond measures; and the latest details on the impact of the Federal Bailout package on City projects and programs.
3. DIRECT the CAO and CLA to report on the following Council initiatives:

- a. Motion (Parks - Greuel, Council file No. 05-2514) - Improved collection rate for the payment of fees or other amounts owed for City services from individuals, as well as insurance companies and Medi-Cal.
- b. Motion (Greuel - Parks, Council file No. 07-1886) - Centralizing the City's billing functions by City staff or referral to an outside collection agency, and possible changes in the frequency of billing and collections.
- c. Motion (Parks - Greuel, Council file No. 07-0467) - Examining all General Fund and Special Fund revenue streams to determine if the City is receiving its full share of property tax, sales tax, grants, refunds, and court fines.
- d. Motion (Parks - Smith, Council file No. 07-0465) - Examining the City's processes for collecting debt due to the City via direct payment, litigation or any other mechanism, as applicable.
- e. Motion (Hahn - Parks -et al., Council file No. 08-0792) - Revenue Day options.
- f. Motion (Alarcon - Reyes, Council file No. 08-1125) - Luxury Tax proposal for the next ballot.
- g. Motion (Smith - Rosendahl, Council file No. 08-2502) - Impact of the financial market meltdown on the City's investment portfolios and its pension and retirement plans.
- h. Motion (Greuel - Garcetti - et al., Council file No. 08-2122) - Collection Sheriff.
- i. Motion (Hahn - Parks, Council file No. 08-0411) - Oil extraction fee.
- j. Follow up actions from the Ad Hoc Committee on Public Debt, Bonds and Financing's discussion of issuance of debt, in terms of its direct impact on the City's General Fund and Special Fund budgets.
- k. Issues for discussion from the Jobs, Business Growth, and Tax Reform Committee's discussions of Motion (Smith - Zine, Council file No. 08-2668) relative to the impact of the financial crisis on residents and businesses of Los Angeles.

## **Items Called Special**

## **Motions for Posting and Referral**

## **Councilmembers' Requests for Excuse from Attendance at Council Meetings**



## Closed Sessions - Items 56-60

### ITEM NO. (56) - MEETING HELD - ACTION TAKEN IN CLOSED SESSION

[08-1881](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to an attorneys' fees settlement offer and related issues in the case entitled Mulholland Outer Corridor Deer and Stream Sanctuary of Lankershim, et al. v. City of Los Angeles; Gunvant Patel, et al., Real Parties in Interest, Los Angeles Superior Court (LASC) Case No. BS107912 (Consolidated with similar matter with identical parties, LASC Case No. BS110165; [Council District Four]).

(Budget and Finance Committee considered the above matter in Closed Session on October 6, 2008)

### ITEM NO. (57) - MEETING HELD - ADOPTED IN OPEN SESSION

**Roll Call #10 - Motion (Parks - Huizar) Adopted, Ayes (13); Absent: Perry and Reyes (2)**

[08-2421](#)

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 City of Los Angeles, et al. v. County of Kern, et al., United States District Court Case No. CV06-5094 GAF (VBKx).

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

### ITEM NO. (58) - MEETING HELD - ADOPTED IN OPEN SESSION - SEE FOLLOWING

**Roll Call #17 - Motion (Greuel - Smith) Adopted in Open Session, Ayes (10); Absent: Cardenas, Parks, Perry, Reyes and Weiss (5)**

[08-2453](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to settlement in the case entitled Haywood v. City of Los Angeles, Los Angeles Superior Court Case No. BC367990. (This is an inverse condemnation case concerning 3551 Lowry Road in Council District Four.)

(Budget and Finance Committee considered the above matter in Closed Session on October 6, 2008)

### ADOPTED

**MOTION (GREUEL - SMITH)**

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

1. **AUTHORIZE the City Attorney to execute a settlement agreement and all other documents necessary to implement the settlement.**
2. **AUTHORIZE the City Attorney to expend \$187,289.90 in settlement of the case entitled Haywood v. City of Los Angeles, Los Angeles Superior Court Case No. BC367990, from the Liability Claims Account No. 9770, Fund No. 100/59.**
3. **AUTHORIZE the City Attorney to draw a demand thereon in said amount payable to Julian Haywood, Virginia Haywood, and the Law Offices of Timothy R. Lee.**

**This matter was approved by the Budget and Finance Committee (Greuel-Smith-Rosendahl "yes") at its meeting on October 6, 2008, in Closed Session as permitted by Government Code Section 54956.9(a).**

**ITEM NO. (59) - MEETING HELD - ADOPTED IN OPEN SESSION - SEE FOLLOWING**

**Roll Call #18 - Motion (Greuel - Smith) Adopted in Open Session, Ayes (10); Absent: Cardenas, Parks, Perry, Reyes and Weiss (5)**

[08-2525](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to settlement in the case entitled Over and Over Ready Mix v. State of California, Los Angeles Superior Court Case No. BC366035. (This is an inverse condemnation case concerning 8216 Tujunga Avenue, Sun Valley, in Council District Six.)

(Budget and Finance Committee considered the above matter in Closed Session on October 6, 2008.)

**ADOPTED**

**MOTION (GREUEL - SMITH)**

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

1. **AUTHORIZE the City Attorney to execute a settlement agreement and all other documents necessary to implement the settlement.**
2. **AUTHORIZE the City Attorney to expend \$382,500 in settlement of the case entitled Over and Over Ready Mix v. State of California, Los Angeles Superior Court Case No. BC366035, from the Liability Claims Account No. 9770, Fund No. 100/59.**
3. **AUTHORIZE the City Attorney to draw a demand thereon in said amount payable to Over and Over Ready Mix, Inc.**

4. **REQUEST that the City Attorney obtain a letter of indemnification from the County of Los Angeles indemnifying the City against any future claims related to this matter.**

**This matter was approved by the Budget and Finance Committee (Greuel-Smith-Rosendahl “yes”) at its meeting on October 6, 2008, in Closed Session as permitted by Government Code Section 54956.9(a).**

**ITEM No. (60) - MEETING HELD - ACTION TAKEN IN CLOSED SESSION**

[08-2528](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to an attorneys’ fees settlement offer and related issues in the case entitled Committee to Save the Hollywoodland Specific Plan, et al. v. City of Los Angeles, R.J. Cutler, Real Party in Interest, Los Angeles Superior Court Case No. BS096858.

(Budget and Finance Committee considered the above matter in Closed Session on October 6, 2008.)

**Item for Which Public Hearing Has Been Held - Item 64**

**ITEM NO. (64) - ADOPTED - ORDINANCE OVER TO OCTOBER 22, 2008**

**Roll Call #16 - Motion (Rosendahl - Wesson) Substitute Motion adopted in lieu of Amending Motion, Ayes (11); Absent: Parks, Perry, Reyes and Weiss (4)**

[08-0959](#)

CD 5

CONTINUED CONSIDERATION OF PUBLIC ANNOUNCEMENT OF BALLOT TABULATION, AMENDING MOTION (WEISS - ROSENDAHL) 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.

**A. BALLOT TABULATION and ORDINANCE**

Recommendations for Council action, 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)

## RECEIVED AND FILED

### B. AMENDING MOTION (WEISS - ROSENDAHL)

Recommendations for Council action:

1. AUTHORIZE the City Clerk to make technical corrections to the Management District Plan, including but not limited to correcting the boundary lines of the map in Attachment B to reflect the boundaries mentioned in the Management District Plan.
2. AMEND the Century City Business Improvement District (BID) to remove the lot with APN 4319-004-139 from the BID boundaries, pursuant to Section 36624 of the California Streets and Highways Code, for the following reasons: the fenced-in residential condominium development that lies at the northeast corner of Century Park West and Olympic Boulevard, together with the vacant parcel to its immediate north, (Identified as APN 4319-004-139), are not included within the PBID boundary. These properties are excluded because the PBID will not provide any services to the fenced in condo development or the integrated parcel to the north, which will be kept as fenced open space for the benefit of the residents of the residential condominium development to the south, and therefore will not receive any special benefit from the services provided.
3. AMEND the start date of the Century City Business Improvement District (CCBID) to January 1, 2009 in accordance with the 2009 fiscal year budget, as currently reflected in the Management District Plan.
4. BASE the assessments, should the CCBID cease to perform maintenance services, and the City levies assessments for the on-going maintenance of the Avenue of the Stars median strip, on the proportional benefit to each property owner, as set forth in the California Streets and Highways Code, Article 13 D of the California Constitution, and any other applicable law.

## ADOPTED

### SUBSTITUTE MOTION (WEISS - GREUEL)

Recommendations for Council action:

1. **AUTHORIZE the City Clerk to make technical corrections to the Management District Plan, including but not limited to correcting the boundary lines of the map in Attachment B to reflect the boundaries mentioned in the Management District Plan.**

2. **AMEND the Century City Business Improvement District (BID) to remove the lot with APN 4319-004-139 from the BID boundaries, pursuant to Section 36624 of the California Streets and Highways Code, for the following reasons: the fenced-in residential condominium development that lies at the northeast corner of Century Park West and Olympic Boulevard, together with the vacant parcel to its immediate north, (Identified as APN 4319-004-139), are not included within the PBID boundary. These properties are excluded because the PBID will not provide any services to the fenced in condo development or the integrated parcel to the north, which will be kept as fenced open space for the benefit of the residents of the residential condominium development to the south, and therefore will not receive any special benefit from the services provided.**
3. **AMEND the start date of the Century City Business Improvement District (CCBID) to be January 1, 2009 in accordance with the 2009 fiscal year budget, as currently reflected in the Management District Plan.**
4. **Should the CCBID cease to perform maintenance services, and the City levies assessments for the on-going maintenance of the Avenue of the Stars median strip, such assessments shall be based on the proportional benefit to each property owner, as set forth in the California Streets and Highways Code, Article 13 D of the California Constitution, and any other applicable law.**
5. **ADOPT the findings in the attached revised October 2008 Management District Plan and Engineer's Report.**

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

### [06-2567-S1](#)

CD 5

MOTION (WEISS - GREUEL) relative to declaring the Sikh Dharma Guru Gaddee Day Parade on October 18, 2008 a Special Event (fees and costs absorbed by the City = \$350).

### [08-2803](#)

CD 15

MOTION (HAHN - GREUEL) relative to declaring the Justice for Murdered Children Annual Carnival on October 11, 2008 a Special Event (fees and costs absorbed by the City = \$1,231).

### [07-3197-S1](#)

CD 15

MOTION (HAHN - GREUEL) relative to declaring the Cabrillo Marine Aquarium Annual Sea Scare on October 25, 2008 a Special Event (fees and costs absorbed by the City = \$1,260).

### [08-2802](#)

CD 11

MOTION (ROSENDAHL - GREUEL) relative to declaring the Westdale Neighborhood Block Party on October 12, 2008 a Special Event (fees and costs absorbed by the City = \$1,642).

[06-2522-S1](#)

CD 15

MOTION (HAHN - GREUEL) relative to declaring the Annual Nightmare on Beacon Street Block Party on October 31, 2008 a Special Event (fees and costs absorbed by the City = \$5,731).

[06-2142-S1](#)

CD 15

MOTION (HAHN - GREUEL) relative to declaring the Cabrillo Marine Aquarium Annual Autumn Sea Fair on October 19, 2008 a Special Event (fees and costs absorbed by the City = \$1,260).

[07-2652-S1](#)

CD 11

MOTION (ROSENDAHL - HAHN) relative to declaring the Caricabela Los Angeles Carnivale on October 19, 2008 a Special Event (fees and costs absorbed by the City = \$15,362).

[08-2801](#)

CD 3

MOTION (ZINE - SMITH) relative to declaring the St. Mel's Halloween Knights and Renaissance Faire on October 24-25, 2008 a Special Event (fees and costs absorbed by the City = \$3,802).

[08-2800](#)

CD 11

MOTION (ROSENDAHL - HAHN) relative to declaring the Chabad Jewish Community Center of Pacific Palisades Event from October 13, 2008 to October 23, 2008 a Special Event (fees and costs absorbed by the City = \$1,652).

[08-2799](#)

CD 6

MOTION (CARDENAS - HAHN) relative to declaring the Second Family Resource Fair on October 18, 2008 a Special Event (fees and costs absorbed by the City = \$1,736). This action does not include the waiver of fees and costs that may be associated with the use of facilities under the jurisdiction of the Board of Recreation and Park Commissioners.

[08-2796](#)

CD 6

MOTION (CARDENAS - HAHN) relative to declaring the Hamlin Dental Group Halloween Festival on October 22, 2008 a Special Event (fees and costs absorbed by the City = \$400).

**COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:**

- |   |        |
|---|--------|
| <a href="#">08-2603</a> - Ernest Haleck | (Zine) |
| Alexander Rodriguez Jr.                 | (Zine) |
| Robert S. Hauck                         | (Zine) |
| Mark Fleishmann                         | (Zine) |
| Charles Gioia                           | (Zine) |

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

<a href="#">08-2604</a> - Randal Lee	(Garcetti)
Rick NuDyke	(Greuel)
Gil Stratton	(LaBonge)
Ida "Mommo" Siegel	(Zine)

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

**Whereupon the Council did adjourn.**

ATTEST: Karen E. Kalfayan, CITY CLERK

By	
Council Clerk	PRESIDENT OF THE CITY COUNCIL