

Los Angeles City Council, **Journal/Council Proceedings**
Friday, **October 24, 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, Greuel, Hahn, Huizar, LaBonge, Perry, Rosendahl, Weiss, Wesson, Zine and President Garcetti (12); Absent: Parks, Reyes and Smith (3).

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
OCTOBER 21, 2008

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 32

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 1-6

**Roll Call #3 - Motion (Rosendahl - Wesson) Adopted, Ayes (12); Absent: Parks, Reyes and Smith (3)
(Item Nos. 1-6)**

ITEM NO. (1) - PUBLIC HEARING CLOSED - ADOPTED

[08-1675](#)
CD 4

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST
CONSIDERATION relative to the improvement and maintenance of the Auburn Street and Waverly
Drive 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 October 3, 2008)

ITEM NO. (2) - PUBLIC HEARING CLOSED - ADOPTED

[08-1699](#)

CD 11

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

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

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

(Public Hearing held October 3, 2008)

ITEM NO. (3) - PUBLIC HEARING CLOSED - ADOPTED

[08-1701](#)

CD 11

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

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

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

(Public Hearing held October 3, 2008)

ITEM NO. (4) - PUBLIC HEARING CLOSED - ADOPTED

[08-1715](#)

CD 5

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the La Brea and Rosewood Avenues Lighting District.

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

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

(Public Hearing held October 3, 2008)

ITEM NO. (5) - PUBLIC HEARING CLOSED - ADOPTED

[08-1716](#)

CD 13

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Legion Lane and Sunnynook Drive Lighting District.

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

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

(Public Hearing held October 3, 2008)

ITEM NO. (6) - PUBLIC HEARING CLOSED - ADOPTED

[08-0056-S1](#)

CD 9

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Grand Avenue and 12th Street No. 1 Lighting District.

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

1. FIND that a majority protest exists in the Street Lighting Maintenance Assessment District and therefore the assessment cannot be enacted.
2. PRESENT and ADOPT the accompanying ORDINANCE abandoning all proceedings relating to the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

3. INSTRUCT the Director, Bureau of Street Lighting, to assure that the streetlights are not installed or are removed from service if previously installed.

(Public Hearing held October 3, 2008)

Items for Which Public Hearings Have Been Held - Items 7-22

**Roll Call #5 - Motion (Wesson - Garcetti) Adopted, Ayes (12); Absent: Parks, Reyes and Smith (3)
(Item Nos. 7-14)**

ITEM NO. (7) - ADOPTED

[08-2719](#)

AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE REPORT relative to the Cost Allocation Plan 31 for Central Services and Fringe Benefits audit report for the Fiscal Year ended June 30, 2007.

Recommendation for Council action:

NOTE and FILE the Simpson and Simpson audit report of the Cost Allocation Plan 31 for Central Services and Fringe Benefits for the Fiscal Year ended June 30, 2007, 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. (8) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS - TO THE MAYOR FORTHWITH - SEE FOLLOWING

[07-4160](#)

CDs 4 & 13

COMMUNICATION FROM THE COMMUNITY REDEVELOPMENT AGENCY and RESOLUTION relative to the issuance of tax-exempt multi-family housing revenue bonds in an amount not to exceed \$13.5 million for the Hollywood Bungalow Court Apartments Affordable Housing Project located at 1721 North Kingsley Avenue and 1544, 1554, and 1516 North Serrano Avenue, and related actions.

(Housing, Community and Economic Development Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public 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 RESOLUTION relative to the issuance, sale and delivery of tax-exempt multi-family housing revenue bonds (Bonds) in an amount not to exceed \$13.5 million for the Hollywood Bungalow Court Apartments Affordable Housing Project (Hollywood Bungalow Project).

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

- 1. ADOPT** the accompanying Resolution (Attachment A of the Chief Legislative Analyst (CLA) report dated October 21, 2008) authorizing the issuance, sale, and delivery of Bonds, in one or more series, in an amount not to exceed \$13.5 million for the Hollywood Bungalow Project, located at 1721 North Kingsley Avenue and 1544, 1554, and 1516 North Serrano Avenue, and authorizing certain other actions with such Bonds.
- 2. AUTHORIZE** the Chief Executive Officer, Community Redevelopment Agency (CRA), or designee, to:
 - a. Approve and execute** all financing related documents associated with the Hollywood Bungalow Project as well as any other ancillary documents required to complete this transaction, subject to the review of the City Attorney as to form and legality.
 - b. Collect** at the time of Bond closing, issuance fees in the amount of \$25,000 (initial fee) and 10 basis points (.10%) of the outstanding Bond amount per annum up to an annual maximum of \$50,000.
 - c. Negotiate and enter into** a Subordination Agreement with the Hollywood Community Housing Corporation, the developer, and Citicorp North Bank that would cause the previously approved CRA loan to be subordinated to the bond deed of trust, subject to the review of the City Attorney as to form and legality.

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

Community Impact Statement: None submitted.

ITEM NO. (9) -MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS - TO THE MAYOR FORTHWITH - SEE FOLLOWING

[08-0015](#)

CD 4

COMMUNICATION FROM THE COMMUNITY REDEVELOPMENT AGENCY and Tax Equity and Fiscal Responsibility Act of 1982 (TEFRA) RESOLUTION relative to the issuance of up to \$3,500,000 of Multifamily Housing Revenue Bonds to finance certain development costs of the Alexandria House Apartments Project located at 510 South Alexandria Avenue in the Wilshire Center/Koreatown Redevelopment Project Area.

(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 RESOLUTION relative to the issuance, sale and delivery of tax-exempt multi-family housing revenue bonds (Bonds) in an amount not to exceed \$3.5 million for the Alexandria House Apartments Permanent Supportive Housing Project (Alexandria House Project).

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

1. **ADOPT** the accompanying Resolution (Attachment B of the Chief Legislative Analyst (CLA) report dated October 21, 2008) authorizing the issuance, sale, and delivery of Bonds, in one or more series, in an amount not to exceed \$3.5 million for the Alexandria House Project, located at 510 South Alexandria Avenue, and authorizing certain other actions with such Bonds.
2. **AUTHORIZE** the Chief Executive Officer, Community Redevelopment Agency (CRA), or designee, to:
 - a. **Approve and execute** all financing related documents associated with the Alexandria House Project as well as any other ancillary documents required to complete this transaction, subject to the review of the City Attorney as to form and legality.
 - b. **Negotiate and enter into** a Subordination Agreement with the Hollywood Community Housing Corporation and Union Bank of California that would cause the previously approved CRA loan to be subordinated to the bond deed of trust, subject to the review of the City Attorney as to form and legality.

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

Community Impact Statement: None submitted.

ITEM NO. (10) - ADOPTED

[08-2484](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to securing a dedicated low income housing tax credit allocation from the California Tax Credit Allocation Committee (CTCAC) and housing priorities that would be used to direct affordable housing development funded through such tax credit allocation.

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

INSTRUCT the Los Angeles Housing Department to report relative to:

- a. The benefits to the City of securing a dedicated allocation of low income tax credits from the CTCAC.
- b. The necessary steps for the City to secure such an allocation.
- c. Housing priorities that would be used to direct affordable housing development funded through a dedicated City tax credit allocation.

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. (11) - ADOPTED

[08-2501](#)

CD 4

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to amending the repayment terms of the Loan Agreement with the Los Angeles Gay and Lesbian Community Services Center, Inc. (Borrower) for the Los Angeles Gay and Lesbian Community Education Center.

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

AUTHORIZE the General Manager, Community Development Department (CDD), or designee, to:

- a. Negotiate and execute a first amendment to Loan Agreement No. C-96134 (Agreement) between the City and the Borrower for a City Loan within the United States Department of Housing and Urban Development (HUD) Section 108 Loan Guarantee Program for the Los Angeles Gay and Lesbian Education Center Project, subject to the review of the City Attorney as to form and legality, as follows:
 - 1) Extend the loan term from July 1, 2008 through June 1, 2023.
 - 2) Revise the monthly loan repayment from \$9,053.28 to \$6,945.75 for the balance of \$796,844.22.
- b. Negotiate and execute all agreements between the CDD, the Borrower, and HUD relevant to implementing the first amendment, subject to the review of the City Attorney as to form and legality.
- c. Prepare Controller instructions and/or make technical adjustments that may be required and are consistent with these actions, subject to the concurrence of the City Administrative Officer (CAO), and authorize the Controller to implement these instructions.

Fiscal Impact Statement: The CAO reports that there is no impact on the General Fund. Approval of the recommendations in this report will amend Loan Agreement No. C-96134 between the City and the Borrower to extend the repayment term for the current City Loan for an additional 15 years and provide a revised monthly payment amount. The recommendations comply with the City Financial Policies in that loan proceeds are comprised entirely of federal funds and require no obligation of General Funds for security or repayment. Collateral and debt service obligations of the City Loan are the sole responsibility of the Borrower and are secured by City liens on the Borrower's real property. Funding for the City Loan is allocated within the Section 108 Loan Program.

Community Impact Statement: None submitted.

ITEM NO. (12) - ADOPTED

[08-2564](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to awarding contracts on an as-needed basis for sustainable consultation services.

Recommendation for Council action:

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

- a. Establish a pre-qualified pool of 31 sustainable planning and design firms [attached to the City Administrative Officer (CAO) report dated October 6, 2008] to provide services in all Project Areas on an as-needed basis for a three-year eligibility period, starting from November 1, 2008 and expiring on October 31, 2011. Placement on the pre-qualified list does not guarantee procurement of services.
- b. Enter into contracts on an as-needed basis with the consultants identified above to provide services in all Project Areas and increase the maximum amount of compensation by \$200,000 (from \$300,000 to an aggregate amount of \$500,000) for a term of two years to be executed within the three-year eligibility period of the above mentioned pre-qualified pool participating in the CRA's Sustainable Consultation Program (SCP), subject to the review of the City Attorney as to form and legality.

Fiscal Impact Statement: The CAO reports that there is no impact on the 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. Approval of the recommendations will result in the as-needed funding of up to 31 contracts with a pool of pre-qualified sustainable planning and design firms in an amount of compensation not to exceed an aggregate of \$500,000 for all firms over a two-year period, subject to availability of funds derived from the CRA's various Project Areas.

Community Impact Statement: None submitted.

ITEM NO. (13) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS – SEE FOLLOWING

08-2681
CD 9

COMMUNICATION FROM THE COMMUNITY REDEVELOPMENT AGENCY relative to converting prior loan balances of approximately \$2,136,000 to a new permanent Loan Agreement with Renato Apartments, LP, for the development of the Renato Apartments Project located at 527-31 South San Julian Street.

(Housing, Community and Economic Development Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public 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 relative to converting a prior loan balance of approximately \$2,136,000 to a new permanent Loan Agreement with Renato Apartments, LP, for the development of the Renato Apartments Project (Project).

Recommendations for Council action:

1. **AUTHORIZE**, with respect to the Community Redevelopment Agency (CRA) loans for the Leo Hotel located at 531 South San Julian Street (Loan No. 871976 and Pool Loan), the following actions:
 - a. The cancellation of the existing loan agreement, implementation agreements, and promissory notes with Single Room Occupancy Housing Corporation (SRO Housing).
 - b. The reconveyance of the Deeds of Trust.
 - c. The transfer of the principal and accrued interest into a new principal amount of approximately \$2,136,000.
 - d. The release of the housing covenant agreement concurrent with execution of new loan documents and recording of new housing covenants on the Project.
2. **AUTHORIZE** the Chief Executive Officer, CRA, or designee, to execute a new permanent Loan Agreement with Renato Apartments, L.P. for the Project not sooner than 30 days after approval of the Replacement Housing Plan and to take such other actions as may be necessary to carry out the Loan Agreement, subject to:

- a. All of the conditions outlined in Recommendation No. 1 above.
 - b. The Department of Public Works, Bureau of Contract Administration, for compliance with any applicable CRA contracting requirements.
 - c. The review of the City Attorney as to form and legality.
3. **CONCUR** with the CRA's adoption of the accompanying Subordination Resolution (Attachment One of the City Administrative Officer (CAO) report dated October 21, 2008) which finds that an economically feasible alternative of financing on substantially comparable terms but without subordination of the CRA covenants and use restrictions is not reasonably available, and authorizes the subordination of the CRA's Deed of Trust, covenants, and use restrictions to the construction and permanent loans provided for the Project.

Fiscal Impact Statement: The CAO reports that there is no impact on the General Fund. Approval of the recommendations will result in a prior CRA loan of approximately \$2,136,000 (principal and accrued interest) to be transferred into a new CRA loan with a principal amount of \$2,136,000 and to remain as a secured loan against the Project site. 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.

Community Impact Statement: None submitted.

ITEM NO. (14) - ADOPTED

[07-2597](#)

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to funding from the Construction Services Trust Fund for a Unified Fire Safety Inspection System.

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

APPROVE funding for the Los Angeles Fire Department totaling \$226,995 for the following capital equipment and expense items:

- a. Funding in the amount of \$49,998 for a new storage area network.
- b. Funding in the amount of \$49,997 for an applications server (\$24,999) and a database server license (\$24,998).
- c. Funding in the amount of \$48,000 for 16 laptop personal computers for construction inspection field staff.
- d. Funding in the amount of \$43,000 for a backup tape library (\$25,000) and three development computers with standard and developmental software (\$18,000) for one-stop center staff.
- e. Funding in the amount of \$36,000 for 12 laptop personal computers for plan check and other construction-related field staff.

Fiscal Impact Statement: The City Administrative Officer reports that the source of funds is the Construction Services Trust Fund, which has sufficient funds to finance these eligible requests. The recommended actions are in compliance with the City's Financial Policies in that special one-time funds are used for one-time expenditures.

Community Impact Statement: None submitted.

ITEM NO. (15) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATION - SEE FOLLOWING

Roll Call #10 - Motion (Alarcon - Huizar) Adopted, Ayes (10); Absent: Parks, Perry, Smith, Weiss and Zine (5)

[07-0066](#)

COMMUNICATION FROM THE DEPARTMENT OF FIRE AND POLICE PENSIONS relative to Post-Retirement Marriage Surviving Spouse Benefit and placement of this matter on the March 2009 Municipal Election ballot.

(Rules and Government 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 Rules and Government Committee at 213-978-1074)

ADOPTED

RULES AND GOVERNMENT COMMITTEE REPORT relative to a Post-Retirement Marriage Surviving Spouse Benefit and placement on the March 2009 Municipal Election ballot.

Recommendation for Council action:

REQUEST the City Attorney to prepare a resolution to place the matter, as described in the City Administrative Officer (CAO) report dated October 20, 2008, on the City-wide ballot for March 3, 2009.

Fiscal Impact Statement: The CAO reports that this benefit is anticipated to be cost neutral as the member would pay the full actuarial cost through a reduction in his/her monthly pension benefit. Any administrative costs associated with providing this benefit are anticipated to be minimal.

Community Impact Statement: None submitted.

ITEM NO. (16) - CONTINUED TO OCTOBER 29, 2008

Roll Call #4 - Motion (Huizar - Zine) Adopted, Unanimous Vote (12); Absent: Parks, Reyes and Smith (3)

[08-2167](#)

MOTION (GREUEL - GARCETTI - PERRY - ROSENDAHL) relative to a request for the development of language for a City Charter amendment to clarify and better define the role of the City Controller as it relates to the conduct of performance audits for placement on the next City election ballot.

(Rules and Government 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 Rules and Government Committee at 213-978-1074)

RULES AND GOVERNMENT COMMITTEE REPORT relative to the development of language for a City Charter amendment at the next available City election to clarify and better define the role of city Controller as it relates to the conduct of performance audits.

Recommendation for Council action, as initiated by Motion (Greuel - Garcetti - Perry - Rosendahl):

REQUEST the City Attorney, in consultation with the Chief Legislative Analyst (CLA), to prepare and present the documents necessary to place before the voters on the March, 2009 ballot a Charter amendment which would provide for the performance audit by the Controller of programs administered by City elective offices, as follows:

- a. **Programs shall be defined as an activity, project, function, or entity with established goals and objectives that is funded by City resources.**
- b. **Programs subject to performance audit must be established by ordinance.**
- c. **Programs transferred to City elective offices which were formerly housed in City non-elective offices would be subject to performance audit.**
- d. **Programs funded through state or federal grants would be subject to performance audit.**
- e. **Nothing shall preclude the Council and Mayor from conducting audits of programs, including programs, as defined above, administered by the Office of the Controller.**

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.

**Roll Call #5 - Motion (Wesson - Garcetti) Adopted, Ayes (12); Absent: Parks, Reyes and Smith (3)
(Item Nos. 17-19)**

**ITEM NO. (17) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATION - SEE
FOLLOWING**

[08-2692](#)

MOTION (HAHN - LABONGE) relative to a request for the preparation of the necessary documents to effectuate the placement on the next available election ballot of a City Charter change to allow for dependent (disabled) children covered under the Fire and Police Pension Plan to marry or to become adopted while continuing to collect pension benefits.

(Rules and Government 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 Rules and Government Committee at 213-978-1074)

ADOPTED

RULES AND GOVERNMENT COMMITTEE REPORT relative to placement before the voters at the next available election of a City Charter change to allow for dependent (disabled) children covered under the Fire and Police Pension Plan to marry or to become adopted while continuing to collect pension benefits.

Recommendation for Council action, as initiated by Motion (Hahn - LaBonge):

REQUEST the City Attorney to prepare a resolution to place the measure, as described in the City Administrative Officer (CAO) report dated October 20, 2008, on the City-wide ballot for March 3, 2009, as amended to include the following: (1) the addition of Tier One; (2) include applicants for dependent children benefits in addition to persons already receiving dependent children benefits; and (3) consolidate this measure and the measure to allow payment of pension benefits to a Special Needs Trust for the dependent (disabled) child benefit (Council file No. 08-2692-S1) into one ballot measure.

Fiscal Impact Statement: The CAO reports that the Department of Fire and Police Pensions, in consultation with the Plan's actuary, anticipate that any costs associated with the proposed amendment will be minimal. It is unknown at this time whether any tax ramifications to the plan may arise if the proposed changes are approved.

Community Impact Statement: None submitted.

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

[08-2692-S1](#)

COMMUNICATION FROM THE DEPARTMENT OF FIRE AND POLICE PENSIONS relative to placement on the March 3, 2009 Primary Nominating Election ballot of a City Charter amendment to allow payment of pension benefits to a Special Needs Trust for the dependent (disabled) child benefit provided to a child of a deceased system member who is not married and who had become disabled while under the age of 21.

(Rules and Government 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 Rules and Government Committee at 213-978-1074)

ADOPTED

RULES AND GOVERNMENT COMMITTEE REPORT relative to placement before the voters at the next available election of a City Charter change to allow payment of pension benefits to a Special Needs Trust for the dependent (disabled) child benefit.

Recommendation for Council action:

REQUEST the City Attorney to prepare a resolution to place the measure to allow payment of pension benefits to a Special Needs Trust for the dependent (disabled) child benefit on the City-wide ballot for March 3, 2009, and to consolidate this measure and the measure to allow for dependent (disabled) children covered under the Fire and Police Pension Plan to marry or to become adopted while continuing to collect pension benefits (Council file No. 08-2692) into one ballot measure.

Fiscal Impact Statement: None submitted by the Department of Fire and Police Pensions. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed an analysis of this report.

Community Impact Statement: None submitted.

ITEM NO. (19) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS - SEE FOLLOWING

[08-2693](#)

COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST and MOTION (HUIZAR - WEISS - HAHN - GREUEL - CARDENAS - ZINE) relative to the implementation of an Independent Assessor position and placement of a measure on the March 3, 2009 Primary Nominating Election ballot that would amend the City Charter to authorize an Independent Assessor that would be appointed by and report to the Board of Fire Commissioners.

(Public Safety, Audits and Governmental Efficiency and Rules and Government Committees' reports 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 Rules and Government Committee at 213-978-1074)

ADOPTED

RULES AND GOVERNMENT COMMITTEE REPORT relative to the implementation of an Independent Assessor position and placement of a measure on the March 3, 2009 Primary Nominating Election ballot to amend the City Charter to authorize an Independent Assessor position.

Recommendations for Council action:

1. **REQUEST** the City Attorney, with the assistance of the Chief Legislative Analyst (CLA), to prepare the documents necessary to place a measure on the March 3, 2009 Primary Nominating Election ballot that would amend the City Charter to authorize an Independent Assessor that would be appointed by and report to the Board of Fire Commissioners.
2. **INSTRUCT** the City Clerk, upon receipt of said documents, to place them on the next available Council agenda for consideration on or before November 7, 2008.

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.

ADOPTED

PUBLIC SAFETY and AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEES' JOINT REPORT relative to the implementation of an Independent Assessor position and placement of a measure on the March 3, 2009 Primary Nominating Election ballot to amend the City Charter to authorize an Independent Assessor position.

Recommendations for Council action, as initiated by Motion (Huizar - Weiss - Hahn - Greuel - Cardenas - Zine):

1. **REQUEST** the City Attorney, with the assistance of the Chief Legislative Analyst (CLA), to prepare the documents necessary to place a measure on the March 3, 2009 Primary Nominating Election ballot that would amend the City Charter to authorize an Independent Assessor that would be appointed by and report to the Board of Fire Commissioners.

2. **INSTRUCT** the City Clerk, upon submission of said documents, to place them on the next available Council Agenda for consideration on or before November 7, 2008.
3. **INSTRUCT** the Los Angeles Fire Department, the City Administrative Officer (CAO), and CLA, in consultation with appropriate employee associations, to report back with a detailed description of the new Independent Auditor position, a clarification as to whether the new position can initiate investigations or solely serves an audit function, and a more clear definition of the position's scope of work and area of responsibility.

Fiscal Impact Statement: None submitted. Neither the CAO nor the CLA has completed a financial analysis of this report.

Community Impact Statement Submitted: None.

ITEM NO. (20) - CONTINUED TO OCTOBER 28, 2008

Roll Call #1 - Motion (Garcetti - Greuel) Adopted, Unanimous Vote (12); Absent: Parks, Reyes and Smith (3)

[08-2795](#)

MOTION (GARCETTI - GREUEL - PERRY - ET AL.) relative to a report on the elements of a Los Angeles Basin Solar Power, Green Energy and Jobs Development Mandate for Los Angeles Initiative and taking any steps necessary to place the measure before the voters on the March 2009 Ballot.

(Rules and Government 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 Rules and Government Committee at 213-978-1074)

RULES AND GOVERNMENT COMMITTEE REPORT relative to a Los Angeles Basin Solar Power, Green Energy and Jobs Development Mandate for Los Angeles Initiative and placement on the March 2009 Ballot.

Recommendation for Council action, as initiated by Motion (Garcetti - Greuel - Perry - Rosendahl - Hahn - Huizar - Parks):

REQUEST the City Attorney, with the assistance of the Los Angeles Department of Water and Power (LADWP), the City Administrative Officer (CAO), and the Chief Legislative Analyst (CLA), to draft the necessary City Charter amendment, ordinance and/or resolution by October 29, 2008 to place before the voters at the March 2009 election a solar initiative measure which, at a minimum, includes the following elements:

- a. **Provide the Council with a 90 day review time line to consider the LADWP's solar implementation plan upon its submittal from the Board of LADWP Commissioners.**

- b. Provide the LADWP with the necessary flexibility to submit a thorough and diversified financial plan to the Board of LADWP Commissioners and Council, which factors in existing resources, cash capital, state and federal grants, subsidies and revenue bonds; and grant the LADWP up to 90 days to develop this plan.
- c. Provide the Council with the authority to assess in 2013 whether to continue, modify, or terminate the program by ordinance based on demonstrated evidence of program success and on-going cost factors. Additional assessment/review factors should include: (1) availability of materials; (2) availability of roof-tops on which to install solar panels; (3) natural disasters; (4) economic emergencies; (5) litigation or state or federal legislation that would inhibit the department's ability to collect revenues or otherwise materially impact the department's financial condition; and (6) changes in technology that render the program's use of photovoltaic solar panels/or other solar technologies obsolete or fiscally imprudent.
- d. Provide the Council the authority to suspend, postpone, or modify the solar program by ordinance. Additionally, provide the Council and Mayor the authority to declare an emergency to initiate these suspension/modification provisions, and the definition of an emergency to include: (1) availability of materials; (2) availability of roof-tops on which to install solar panels; (3) natural disasters; (4) economic emergencies; (5) litigation or state or federal legislation that would inhibit the LADWP's ability to collect revenues or otherwise materially impact the department's financial condition; and (6) other solar power technologies, located within the City, which exceed photovoltaic solar technology and can be implemented at a substantially lower cost.
- e. Provide that the language specifies that the equipment installed under the solar program shall be the property of the LADWP and, therefore, that the work shall be completed by LADWP employees, at the rates specified in the applicable bargaining unit Memoranda of Understanding (MOU); if there is a need to utilize contractors to support LADWP employees, then they should be paid consistent with contracting provisions in any applicable MOUs; also, in such an event, employees of the contractors shall be paid prevailing wage.

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.

**Roll Call #2 - Motion (Garcetti - Greuel) Adopted, Unanimous Vote (12); Absent: Parks, Reyes and Smith (3)
(Item Nos. 21-22)**

ITEM NO. (21) - CONTINUED TO OCTOBER 29, 2008

[09-1100-S1](#)

COMMUNICATION FROM THE CITY CLERK and MOTION (HUIZAR - ROSENDAHL) relative to preparing the documents necessary to place on the March 2009 Municipal Election ballot a City Charter amendment to allow for the use of an Instant Runoff Voting (IRV) system for any City of Los Angeles, Los Angeles Unified School District or Community College District election that the

Council deems appropriate; and the feasibility of dedicating any City savings for implementing an IRV system toward a special fund to support the implementation of a program to provide public financing of all City election campaigns.

(Rules and Government 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 Rules and Government Committee at 213-978-1074)

RULES AND GOVERNMENT COMMITTEE REPORT relative to placement on the March 2009 Municipal election ballot of a City Charter amendment to allow the use of an Instant Runoff Voting system for elections in the City of Los Angeles.

SUBMITS WITHOUT RECOMMENDATION the following recommendations of the Chief Legislative Analyst, as initiated by Motions (Huizar - Rosendahl) and (Rosendahl - Huizar - Reyes):

1. **CONTINUE** consideration of Motion (Huizar – Rosendahl) and Motion (Rosendahl - Huizar - Reyes) in the Rules and Government Committee concerning Instant Runoff Voting (IRV) until results of a pending City Clerk Request for Proposals for election voting systems have been reported.
2. **ESTABLISH** a working group comprised of the Mayor, City Attorney, City Administrative Officer, Chief Legislative Analyst, the City Ethics Commission, the Los Angeles Unified School District, the Los Angeles Community College District, the County Registrar-Recorder, and elections specialists from local academic institutions, to be chaired by the City Clerk, to identify issues related to implementation of IRV and report back to Council with policy options.

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

Community Impact Statement: Yes
For Proposal: West Los Angeles Neighborhood Council

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

Roll Call #2 - Motion (Garcetti - Greuel) Adopted, Unanimous Vote (12); Absent: Parks, Reyes and Smith (3)

[09-1100-S4](#)

COMMUNICATION FROM THE CITY CLERK and MOTION (ROSENDAHL - HUIZAR - REYES) relative to preparing the documents necessary to place on the March 2009 Municipal Election ballot a City Charter amendment to implement an Instant Runoff Voting (IRV) system for elections in the City of Los Angeles and the Los Angeles Unified School District, including the use of IRV to fill vacancies; and that IRV would be implemented only when certified election equipment and software are available.

(Rules and Government 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 Rules and Government Committee at 213-978-1074)

RULES AND GOVERNMENT COMMITTEE REPORT relative to placement on the March 2009 Municipal election ballot of a City Charter amendment to allow the use of an Instant Runoff Voting system for elections in the City of Los Angeles.

SUBMITS WITHOUT RECOMMENDATION the following recommendations of the Chief Legislative Analyst, as initiated by Motions (Huizar - Rosendahl) and (Rosendahl - Huizar - Reyes):

1. **CONTINUE** consideration of Motion (Huizar - Rosendahl) and Motion (Rosendahl - Huizar - Reyes) in the Rules and Government Committee concerning Instant Runoff Voting (IRV) until results of a pending City Clerk Request for Proposals for election voting systems have been reported.
2. **ESTABLISH** a working group comprised of the Mayor, City Attorney, City Administrative Officer, Chief Legislative Analyst, the City Ethics Commission, the Los Angeles Unified School District, the Los Angeles Community College District, the County Registrar-Recorder, and elections specialists from local academic institutions, to be chaired by the City Clerk, to identify issues related to implementation of IRV and report back to Council with policy options.

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

Community Impact Statement: Yes
For Proposal: West Los Angeles Neighborhood Council

Items for Which Public Hearings Have Not Been Held - Items 23-32

(10 Votes Required for Consideration)

ITEM NO. (23) - ADOPTED

Roll Call #6 - Motion (Greuel - LaBonge) Adopted, Ayes (12); Absent: Parks, Reyes and Smith (3)

08-0005-S670

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 report of October 16, 2008:

[08-0005-S670](#)

CD 8

- a. Property at 6107 South Hobart Boulevard (Case No. 94371).
Assessor I.D. No. 6002-023-010

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

[08-0005-S671](#)

CD 10

- b. Property at 1301 South Highland Avenue (Case No. 149982).
Assessor I.D. No. 5070-0001-001

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 18, 2008)

[08-0005-S672](#)

CD 10

- c. Property at 3207 West Adams Boulevard (Case No. 167701).
Assessor I.D. No. 5052-027-007

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

[08-0005-S673](#)

CD 10

- d. Property at 4505 West 29th Street (Case No. 156564).
Assessor I.D. No. 5050-011-022

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 9, 2008)

[08-0005-S674](#)

CD 15

- e. Property at 317 West 111th Place (Case No. 147438).
Assessor I.D. No. 6074-019-004

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

[08-0005-S675](#)

CD 1

- f. Property at 2520 North Lincoln Park Avenue (Case No. 80572).
Assessor I.D. No. 5208-025-002

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

[08-0005-S676](#)

CD 13

- g. Property at 1306 Mohawk Street (Case No. 144305).
Assessor I.D. No. 5424-026-003

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

[08-0005-S677](#)

CD 8

- h. Property at 943 West 64th Street (Case No. 116858).
Assessor I.D. No. 6004-017-029

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 21, 2007)

[08-0005-S678](#)

CD 8

- i. Property at 1729 West 56th Street (Case No. 135699).
Assessor I.D. No. 5003-021-018

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 16, 2008)

[08-0005-S679](#)

CD 8

- j. Property at 2237 South Harvard Boulevard (Case No. 195301).
Assessor I.D. No. 5058-018-022

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

ITEM NO. (24) - ADOPTED

Roll Call #11 - Motion (Rosendahl - Hahn) Adopted, Ayes (10); Absent: Parks, Perry, Reyes, Smith and Weiss (5)

[06-2274-S1](#)

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

Recommendations for Council action:

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

[06-2274-S1](#)

CD 4

- a. MOTION (LABONGE - GREUEL) relative to declaring the Los Angeles Bach Festival Young Person's Concert on October 24, 2008 a Special Event (fees and costs absorbed by the City = none submitted).

[07-3646-S1](#)

CD 4

- b. MOTION (LABONGE - WESSON - GREUEL) relative to declaring the Annual Charity Bazaar on November 22-23, 2008 a Special Event (fees and costs absorbed by the City = \$2,226).

[08-2826](#)

CD 4

- c. MOTION (LABONGE - GREUEL) relative to declaring the Second Annual Neighborhood Street Party on October 26, 2008 a Special Event (fees and costs absorbed by the City = \$1,226).

[07-2337](#)

CD 4

- d. MOTION (LABONGE - GARCETTI) relative to declaring the Annual Greater Alarm Gala at Fire Station 27 on October 22-23, 2008 a Special Event (fees and costs absorbed by the City = none submitted).

[08-2828](#)

CD 13

- e. MOTION (GARCETTI - GREUEL) relative to declaring the Who's Next, What's Next Event on October 11, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[07-3602](#)

CD 13

- f. MOTION (GARCETTI - GREUEL) relative to declaring the Arpa International Film Festival on October 26, 2008 a Special Event (fees and costs absorbed by the City = \$982).

[08-2830](#)

CD 12

- g. MOTION (SMITH - ZINE) relative to declaring the Harvest Festival on October 31, 2008 a Special Event (fees and costs absorbed by the City = \$6,543).

[07-3320-S1](#)

CD 8

- h. MOTION (GARCETTI for PARKS - HUIZAR) relative to declaring the Crenshaw High School Annual Homecoming Football Game on October 17, 2008 a Special Event (fees and costs absorbed by the City = \$2,920).

[08-2831](#)

CD 13

- i. MOTION (GARCETTI - GREUEL) relative to declaring the Little in the Middle Event on October 16, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[08-2832](#)

CD 1

- j. MOTION (REYES - ROSENDAHL) relative to declaring the Re-Encuentro Con Alvaro Torres Community Music Festival on October 19, 2008 a Special Event (fees and costs absorbed by the City = \$3,000).

[06-2516-S1](#)

CD 11

- k. MOTION (ROSENDAHL - REYES) relative to declaring the Third Annual Nowita Place Block Party on October 25, 2008 a Special Event (fees and costs absorbed by the City = \$2,092).

[08-2833](#)

CD 9

- i. MOTION (GARCETTI for PERRY - REYES) relative to declaring the Jules Verne Film Festival Opening Night on October 24, 2008 a Special Event (fees and costs absorbed by the City = \$1,226).

[08-2834](#)

CD 14

- m. MOTION (HUIZAR - ALARCON) relative to declaring the Feria del Mole on October 12, 2008 a Special Event (fees and costs absorbed by the City = \$1,955).

[08-2836](#)

CD 14

- n. MOTION (HUIZAR - LABONGE) relative to declaring the LA Youth Festival on October 18, 2008 a Special Event (fees and costs absorbed by the City = \$4,831).

[07-3449-S1](#)

CD 11

- o. MOTION (ROSENDAHL - WESSON) relative to declaring the Open Magnet Charter School Fall Family Festival on October 25, 2008 a Special Event (fees and costs absorbed by the City = \$1,221).

[06-1917-S1](#)

CD 5

- p. MOTION (WEISS - GREUEL) relative to declaring the Warner Elementary Halloween Haunt on October 26, 2008 a Special Event (fees and costs absorbed by the City = \$1,188).

[08-2839](#)

CD 5

- q. MOTION (WEISS - GREUEL) relative to declaring the Sherman Oaks Elementary School Halloween Carnival on October 25, 2008 a Special Event (fees and costs absorbed by the City = \$500).

**Roll Call #6 - Motion (Greuel - LaBonge) Adopted, Ayes (12); Absent: Parks, Reyes and Smith (3)
(Item Nos. 25-32)**

ITEM NO. (25) - ADOPTED

[08-0010-S20](#)

MOTION (GARCETTI for PERRY - REYES) relative to reinstating the reward offer in the death of Clifton Hibbert Jr. and Kenneth Patterson for an additional six months.

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

REAFFIRM Councils findings and REINSTATE the reward offer relative to the death of Clifton Hibbert, Jr. and Kenneth Patterson (Council action of April 15, 2008, Council file No. 08-0010-S20) for an additional period of six months from the publication of the offer of reward by the Office of the City Clerk and, further, that the sum of \$75,000 shall be the aggregate maximum sum of any payment or payments of a City reward in this instance.

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

[08-0010-S48](#)

MOTION (LABONGE - GARCETTI - HUIZAR) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of John Robert McGraham on October 9, 2008.

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

1. PROVIDE an offer of reward in the amount of \$75,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of John Robert McGraham on October 9, 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 to effectuate this reward.

ITEM NO. (27) - ADOPTED

[08-0011-S43](#)

CD 4

MOTION (LABONGE - GREUEL) relative to funding for maintenance of 20 pink Tabebuia trees in Council District Four.

Recommendations for Council action:

1. AUTHORIZE the Board of Public Works, Office of Accounting to issue payment in the amount of \$5,280 to Cahuenga Beautiful for the watering and maintenance of 20 pink Tabebuia trees to be planted, from the Council District Four portion of the Street Furniture Revenue Fund No. 43D/50.
2. AUTHORIZE the Chief Legislative Analyst, or designee, to make any technical corrections or clarifications that may be necessary to implement the intent of the Motion.

ITEM NO. (28) - ADOPTED

[08-2829](#)

CD 15

MOTION (LABONGE for HAHN - HUIZAR) relative to funding for community services in Council District 15.

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

TRANSFER \$50,000 from the Council District 15 Real Property Trust Fund No. 697 to the Council District 15 portion of Council Fund No. 100/28, Account No. 1010, for additional Council office services and support to the community in Council District 15.

ITEM NO. (29) - ADOPTED

[07-3079-S1](#)

CD 8

MOTION (GREUEL for PARKS - GARCETTI) relative to a Neighborhood Council lease agreement for the Park Mesa Heights Community Council.

Recommendation for Council action:

APPROVE the executed Neighborhood Council Lease Agreement between the City of Los Angeles, through the Department of Neighborhood Empowerment (on behalf of the Park Mesa Heights Community Council) and Mr. Wesley Smith, Sr., under the terms and conditions outlined in the attached Neighborhood Council Lease Agreement dated October 1, 2008.

ITEM NO. (30) - ADOPTED

[08-2837](#)

CD 4

MOTION (LABONGE - HUIZAR) relative to funding for community services in Council District Four.

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

TRANSFER \$30,000 from the General City Purposes Fund No. 100/56, Account No. 0704, to Council District Four portion of Council Fund No. 100/28, Account No. 1010, to support Council office services to the community in Council District Four, as detailed in the attached Motion.

ITEM NO. (31) - ADOPTED

[08-0011-S44](#)

CD 14

MOTION (HUIZAR - GREUEL) relative to funding for installing various banners for holiday events in Council District 14.

Recommendations for Council action:

1. ALLOCATE \$13,500 from the Council District 14 portion of the Street Furniture Revenue Fund No. 43D/50 to AAA Flag and Banner Manufacturing Company, Inc., for services relative to the installation of banners for various Holiday Events on December 6, 2008 and December 13, 2008 in Council District 14.
2. AUTHORIZE the Board of Public Works, Office of Accounting to make any payment to AAA Flag and Banner Manufacturing Company, Inc., in the above amount, and to prepare and process any other document as may be required for the above purpose.
3. AUTHORIZE the Chief Legislative Analyst, or designee, to make any technical corrections or clarifications as may be necessary to implement the intent of the Motion.

ITEM NO. (32) - ADOPTED

[08-2835](#)

CD 10

RESOLUTION (WESSON - REYES - LABONGE) relative to the designation of the Koreatown neighborhood as a Preserve America Neighborhood.

Recommendations for Council action:

1. RESOLVE to SUPPORT the application of the Koreatown Youth and Community Center, Inc., for the designation of the Koreatown neighborhood as a Preserve America Neighborhood.
2. RESOLVE to HONOR and CELEBRATE Koreatown, promote the use of its historic assets for economic development and community revitalization, and encourage people to experience and appreciate local historic resources through education and heritage tourism programs.

Items for Which Public Hearings Have Been Held - Items 33-34

ITEM NO. (33) - FAILED OF ADOPTION - RECEIVED AND FILED

Roll Call #12 - Motion (Rosendahl - Wesson) Failed Of Adoption, Ayes (4); Noes: Alarcon, Garcetti, Greuel, Hahn, Huizar and LaBonge (6); Absent: Parks, Perry, Reyes, Smith and Weiss (5)

Roll Call #13 - Motion (LaBonge - Hahn) Adopted To Receive And File, Ayes (9); Noes: Zine (1); Absent: Parks, Perry, Reyes, Smith and Weiss (5)

[08-2253](#)

CONTINUED CONSIDERATION OF PUBLIC WORKS COMMITTEE REPORT relative to authorizing the acceptance of a donation of \$10,000 from Phillip Morris USA to fund enforcement activities related to the illegal street sales of tobacco products.

Recommendation for Council action:

AUTHORIZE the Bureau of Street Services, Investigation and Enforcement Division to accept a donation of \$10,000 from Phillip Morris USA to fund enforcement related to the illegal street vending of tobacco.

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. (34) - ADOPTED

Roll Call #9 - Motion (Rosendahl - Greuel) Adopted, Ayes (11); Absent: Parks, Perry, Smith and Weiss (4)

[08-2595](#)

CONTINUED CONSIDERATION OF TRANSPORTATION COMMITTEE REPORT relative to the Wilshire Boulevard Bus Lanes Project.

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

1. AUTHORIZE the Los Angeles Department of Transportation (LADOT) to negotiate an Memorandum of Understanding with the Los Angeles County Metropolitan Transportation Authority to receive \$22.062 million federal grant funds for the Wilshire Boulevard Bus Lanes Project and DEPOSIT the funds into Transportation Grant Fund No. 655, Wilshire Boulevard Bus Lanes Project Account.
2. DIRECT the LADOT, Bureaus of Engineering and Street Services to report back in 90 days on the progress of the Project.

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

Community Impact Statement: None submitted.

Items for Which Public Hearings Have Not Been Held - Items 35-37

(10 Votes Required for Consideration)

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

Roll Call #8 - Motion (Wesson - Huizar) Adopted, Ayes (12); Absent: Parks, Perry and Smith (3)

[08-0478](#)

CD 10

CONTINUED CONSIDERATION OF COMMUNICATIONS FROM THE CITY ATTORNEY and THE CONTROLLER and ORDINANCE FIRST CONSIDERATION relative to amending the Los Angeles Administrative Code (LAAC) to provide for a special trust fund to be known as the Council District 10 Public Benefits Trust Fund.

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

1. PRESENT and ADOPT the accompanying ORDINANCE relative to amending the LAAC to add Chapter 149 to Division 5 to provide for a special trust fund to be known as the Council District 10 Public Benefits Trust Fund for the support of police and community activities within Council District 10.

2. REQUEST the Controller to create a new fund entitled "Council District 10 Public Benefits Trust Fund."

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

(Lost Quorum - Left on Desk)

ITEM NO. (36) - ADOPTED

Roll Call #7 - Motion (Rosendahl - Huizar) Adopted, Ayes (12); Absent: Parks, Reyes and Smith (3)

[08-0005-S665](#)

et al. CONTINUED CONSIDERATION OF 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 14, 2008:

[08-0005-S665](#)

CD 9

- a. Property at 327 West Eighth Street (Case No. 180345).
Assessor I.D. No. 5109-014-012

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on September 16, 2008)

[08-0005-S666](#)

CD 15

- b. Property at 12241 West Moorpark Street (Case No. 185410).
Assessor I.D. No. 7455-010-003

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

[08-0005-S667](#)

CD 2

- c. Property at 249 West 84th Place (Case No. 9591).
Assessor I.D. No. 2364-003-077

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 29, 2006)

[08-0005-S668](#)

CD 15

- d. Property at 1436 West Plaza Del Amo (Case No. 52747).
Assessor I.D. No. 7347-012-003

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on December 13, 2006)

[08-0005-S669](#)

CD 9

- e. Property at 4422 South Towne Avenue (Case No. 191002).
Assessor I.D. No. 5109-014-012

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on September 30, 2008)

(Lost Quorum - Left on Desk)

ITEM NO. (37) - ADOPTED

Roll Call #7 - Motion (Rosendahl - Huizar) Adopted, Ayes (12); Absent: Parks, Reyes and Smith (3)

[08-2397](#)

CD 2

CONTINUED CONSIDERATION OF RESOLUTION (GREUEL - WEISS - ROSENDAHL) relative to extending the period to utilize Sherman Oaks Galleria funds to pay for annual and visitor permits for Temporary Preferential Parking District (PPD) No. 92.

Recommendation for Council action:

RESOLVE to:

- a. Direct the Los Angeles Department of Transportation (LADOT) to continue to issue annual and visitor permits to the residents of temporary PPD No. 92 at no cost to the residents utilizing the monies deposited in LADOT Fund No. 523, Revenue Source No. 3198, until February 15, 2009, or until the available balance in the fund is depleted; whichever occurs first. Any/all remaining funds may be disbursed at the discretion of the management company of the Sherman Oaks Galleria; such disbursement shall be based upon input by the City Council and the residents of PPD No. 92 and prior to February 28, 2009. The General Fund must be reimbursed quarterly for the cost of the annual and visitor permits issued, by transferring the money from LADOT Fund No. 523, Revenue Source No. 3198. The residents will be required to pay for their own one-day guest permits and lost/stolen and replacement annual and visitor permits.

- b. Instruct the LADOT to reimburse the residents of temporary PPD No. 92 for any annual and visitor permits they purchased between February 1, 2008 and the date the Council adopts this Resolution.
- c. Direct that all other terms and conditions of temporary PPD No. 92 remain unchanged.

Community Impact Statement: None submitted.

(Transportation and Budget and Finance Committees waived consideration of the above matter)

(Lost Quorum - Left on Desk)

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

[08-2924](#)

CD 8

MOTION (PERRY for PARKS - CARDENAS) relative to declaring the EJ Jackson Foundation Annual Turkey Dinner Giveaway on November 25, 2008 a Special Event (fees and costs absorbed by the City = \$10,910).

[08-2925](#)

CD 14

MOTION (HUIZAR - CARDENAS) relative to declaring the Ruby Street Community Harvest Festival on October 31, 2008 a Special Event (fees and costs absorbed by the City = \$4,070).

[08-2926](#)

CD 6

MOTION (CARDENAS - HUIZAR) relative to declaring the American Indian Heritage Month Opening Ceremony on October 24, 2008 a Special Event (fees and costs absorbed by the City = none submitted).

[06-2114-S1](#)

CD 3

MOTION (ZINE - ROSENDAHL) relative to declaring the Dia De Los Muertos Festival Event on November 2, 2008 a Special Event (fees and costs absorbed by the City = \$8,404).

[08-2931](#)

CD 8

MOTION (PERRY for PARKS - HUIZAR) relative to declaring the 50th Anniversary Fun Festival on October 25, 2008 a Special Event (fees and costs absorbed by the City = \$5,060).

[08-2928](#)

CD 9

MOTION (PERRY - GARCETTI) relative to declaring the Bring I.T. Home Event on October 24, 2008 a Special Event (fees and costs absorbed by the City = \$400).

[08-2929](#)

CD 9

MOTION (PERRY - GARCETTI) relative to declaring the Miracle at St. Anna on October 25, 2008 a Special Event (fees and costs absorbed by the City = \$1,000).

[06-2587-S1](#)

CD 13

MOTION (GARCETTI - LABONGE) relative to declaring the Music Box Steps Children's Film Festival on October 25, 2008 a Special Event (fees and costs absorbed by the City = \$1,857).

[08-2930](#)

CD 4

MOTION (LABONGE - GARCETTI) relative to declaring the 18th Annual Intertribal Arts Marketplace on November 7-9, 2008 a Special Event (fees and costs absorbed by the City = \$8,984).

[06-2405-S1](#)

CD 4

MOTION (LABONGE - GARCETTI) relative to declaring the Silver Lake Halloween Block Party on October 31, 2008 a Special Event (fees and costs absorbed by the City = \$1,188).

[08-2920](#)

CD 14

MOTION (HUIZAR - CARDENAS) relative to declaring the Feria De La Salud Event on November 9, 2008 a Special Event (fees and costs absorbed by the City = \$3,860).

[06-2388-S1](#)

CD 5

MOTION (WEISS - WESSON) relative to declaring the Ninth Annual Stoneybrook Drive Halloween Block Party on October 26, 2008 a Special Event (fees and costs absorbed by the City = \$1,005).

[08-2919](#)

CD 7

MOTION (ALARCON - CARDENAS) relative to declaring the Virgin de Guadalupe Peace March - Procession on December 7, 2008 a Special Event (fees and costs absorbed by the City = \$5,500).

[08-2918](#)

CD 11

MOTION (ROSENDAHL - HAHN) relative to declaring the Archer's Holiday Boutique on November 1, 2008 a Special Event (fees and costs absorbed by the City = \$1,910).

[08-2927](#)

CD 1

MOTION (REYES - PERRY - GARCETTI) relative to installing street banners announcing the Glassell Park Neighborhood Council.

[08-2733-S1](#)

CD 9

MOTION (PERRY - GARCETTI) relative to amending a previous Council action regarding the Clippers Season Home Opener Block Party.

[08-2913](#)

CD 10

MOTION (WESSON - ZINE) and RESOLUTION relative to the City receiving its share of tax increment reimbursements from redevelopment project areas.

[08-2914](#)

MOTION (GARCETTI for SMITH - GREUEL) relative to offering incentives to businesses to retain and attract businesses.

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

[08-2923](#)

RESOLUTION (GARCETTI - HAHN - ET AL) relative to declaring November 14-21, 2008 as Air Force Week.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon her request, and without objections, Councilmember Greuel was excused from Council meeting of January 30, 2009 for City business.

Motion (Garcetti - Greuel) unanimously adopted to excuse Councilmember Parks from Council meeting of November 4, 2008 for personal business.

Upon his request, and without objections, Councilmember Reyes was excused from Council meeting of October 24, 2008 to arrive at 11:00 a.m. for City business.

Upon his request, and without objections, Councilmember Rosendahl was excused from Council meetings of November 4-5, 2008 for City business; and Motion (Garcetti - Greuel) unanimously adopted to excuse him from Council meeting of November 7, 2008 for City business.

Upon his request, and without objections, Councilmember Smith was excused from Council meetings of January 6-9, 2009 for personal business.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

[08-2603](#) - Thomas Brough

(Rosendahl - All Councilmembers)

Police Officer III Timothy G. Sands

(Zine - All Councilmembers)

Lieutenant II Gary Nanson

(Zine - All Councilmembers)

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

08-2604 - John Doe #214	(Alarcon)
Judge Jack Tenner	(Greuel - Alarcon - Rosendahl)
Doreen Berg	(Greuel)
Damon Lamont Jones	(Hahn - Wesson)
Thomas Jerald Holzbog	(Rosendahl)
Vincent R. Walker	(Wesson - All Councilmembers)
Alex "Rudy" Lugo	(Zine)
Les Schobert	(Cardenas - Rosendahl)

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

Whereupon the Council did adjourn.

ATTEST: Karen E. Kalfayan, CITY CLERK

By	
Council Clerk	PRESIDENT OF THE CITY COUNCIL