

Los Angeles City Council, **Journal/Council Proceedings**
Tuesday, **October 28, 2008**
John Ferraro Council Chamber, Room 340, City Hall - 10 am

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

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

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
OCTOBER 22, 2008

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 28

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 #1 - Motion (Huizar - Cardenas) Adopted, Ayes (13); Absent: Parks and Weiss (2)
(Item Nos. 1-6)**

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

[08-2448](#)

COMMUNICATION FROM CHAIR and MEMBER, PUBLIC SAFETY COMMITTEE and
ORDINANCE FIRST CONSIDERATION relative to increasing the Official Police Garage (OPG)
vehicle release fee and making the fee applicable to pocket bikes.

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

1. PRESENT and ADOPT the accompanying ORDINANCE dated October 6, 2008 amending Subsection (a) of Section 80.77.1 of the Los Angeles Municipal Code to increase the Vehicle Release Fee from \$48 to \$100, and to make the fee applicable to pocket bikes.
2. NOT PRESENT and ORDER FILED Ordinance transmitted by the City Attorney to Council on September 15, 2008 relative to increasing the vehicle release fee, and making the fee applicable to pocket bikes.

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

Community Impact Statement: None submitted.

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

[08-1702](#)

CD 11

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Purdue 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 7, 2008)

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

[08-1703](#)

CD 6

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

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

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

(Public Hearing held October 7, 2008)

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

[08-1704](#)

CD 4

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Woodbridge Street and Cahuenga Boulevard No. 1 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 7, 2008)

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

[08-1714](#)

CD 5

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Sepulveda Boulevard and Sutton Street 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 7, 2008)

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

[08-1821](#)

CD 7

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

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

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

(Public Hearing held October 7, 2008)

Items for Which Public Hearings Have Been Held - Items 7-24

Roll Call #4 - Motion (Hahn - Alarcon) Adopted, Ayes (13); Absent: Parks and Weiss (2)
(Item Nos. 7-9)

ITEM NO. (7) - ADOPTED

[08-0681](#)

PERSONNEL COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a revision of the provisions of the Los Angeles Administrative Code (LAAC) to allow full-time City employees, officers of the City, and any member of one of the City's retirement or pension plans, excluding the Pension Savings Plan, to make voluntary contributions to deemed Individual Retirement Accounts (IRAs).

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

PRESENT and ADOPT the accompanying ORDINANCE adding Section 4.1411 to the LAAC to allow full-time City employees, officers of the City, and any member of one of the City's retirement or pension plans, excluding the Pension Savings Plan, to make voluntary contributions to deemed IRAs in accordance with the requirements in Internal Revenue Code Section 408 (q) and the Deferred Compensation Plan Document.

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

Community Impact Statement: None submitted.

ITEM NO. (8) - ADOPTED

[08-2565](#)

PERSONNEL COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to the establishment of a salary for the new class of Assistant General Manager Airports and the provision for executive vacation benefits for this class.

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

1. PRESENT and ADOPT the accompanying ORDINANCE amending Ordinance No. 179994 (Salary Increase Recommendations for Non-Represented City Employees for Fiscal Years 2007-08 through 2008-09) to establish a salary for the new class of assistant General Manager Airports, and to amend Los Angeles Administrative Code Section 4.245.1 to provide executive vacation benefits for the new class.
2. AUTHORIZE the City Administrative Officer (CAO) and the Controller, upon accretion of the class, to amend the appropriate Memorandum of Understanding to reflect the salary approved by Ordinance.

Fiscal Impact Statement: The CAO reports that there is no General Fund impact. The Los Angeles World Airports has indicated that one of the existing Deputy General Manager I incumbents will be promoted to the new position. The difference in salary is \$27,750 annually.

Community Impact Statement: None submitted.

ITEM NO. (9) - ADOPTED

[08-0270](#)

CD 7

BUDGET AND FINANCE COMMITTEE REPORT relative to the creation of the "Council District Seven Additional Street Sweeping Trust Fund."

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

REQUEST the City Attorney to prepare and present an Ordinance to create a special trust fund to be known as the "Council District Seven Additional Street Sweeping Trust Fund," for the receipt, retention and disbursement of discretionary funds from Council District Seven as well as possibly gifts, contributions and bequests for the support of additional street sweeping in Council District Seven.

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) - CONTINUED TO OCTOBER 29, 2008

Roll Call #4 - Motion (Hahn - Alarcon) Adopted to Continue, Unanimous Vote (13); Absent: Parks and Weiss (2)

[08-1125](#)

MOTION (ALARCON - REYES) and COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST relative to a proposed luxury tax on homes within the City of Los Angeles that exceed 5,000 square feet.

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

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

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

**Roll Call #4 - Motion (Hahn - Alarcon) Adopted, Ayes (13); Absent: Parks and Weiss (2)
(Item Nos. 11-14)**

ITEM NO. (11) - ADOPTED

[08-1292](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to the status of the Reserve Fund loans.

Recommendation for Council action:

NOTE and FILE the Controller's report relative to the status of the Reserve Fund loans as of June 30, 2008.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (12) - ADOPTED

[07-2818](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to the Volunteer Trust Fund No. 892.

Recommendation for Council action:

NOTE and FILE the City Clerk's report relative to the status of the Volunteer Trust Fund No. 892.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (13) - ADOPTED

[08-2513](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the City's lead remediation/prevention and enforcement efforts.

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

INSTRUCT the Los Angeles Housing Department and the Los Angeles Department of Building and Safety, to provide a report on its lead remediation/prevention and enforcement efforts, in 30 days, including but not limited to the following:

- a. A description of the City's current monitoring and remediation efforts relative to lead paint in the City's housing stock.
- b. The process of reporting lead paint related cases to the County of Los Angeles Health Department.

- c. The number of referrals made annually over the past five years.
- d. Strategies and methods the City could implement to improve access to funding sources for improved inspection and reporting of lead hazard cases.

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. (14) - ADOPTED

08-2563

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the selection of 19 law firms for the Community Redevelopment Agency (CRA) Outside Counsel Panel and the expenditure of \$4.3 million for legal services on an as-needed basis for a three-year period (2008-11).

Recommendations for Council action:

1. AUTHORIZE the Chief Executive Officer, CRA, or designee to:
 - a. Negotiate and execute contracts with 19 law firms for outside legal counsel, to be used on an as-needed basis for a three-year period (2008-11), commencing upon execution of the contracts and subject to availability of funds, the review of the City Attorney as to form and legality, and the Department of Public Works, Bureau of Contract Administration, for compliance with CRA contracting requirements.
 - b. Expend an amount not to exceed \$4.3 million for the above described legal services for the three year period (2005-08), effective from the date of execution and subject to the availability and authorization of funds, not to exceed \$200,000 per contract.
 - c. Approve amendments to the agreements with the selected law firms that are currently providing legal services to the CRA to extend the time of performance of those agreements until the new agreements are executed.
2. INSTRUCT the CRA to:
 - a. Maintain the same provisions and guidelines for outside counsel established by the Council in its previous authorization for Outside Counsel Panel (Council file No. 01-0320) regarding the following: assignment of work; estimated budgets; quarterly reports to Council; and, required Council approval for additional funding and spending authority consistent with the CRA adopted and approved budget for 2008-11.
 - b. Prepare a closeout report and include the following information: breakdown of contractors designated as Small Business, MBE/WBE, location of headquarters, and the percentage of work assigned to each firm for the 2005-08 Outside Counsel Panel within 60 days.

- c. Monitor and report to Council on an annual basis, the following information: breakdown of contractors designated as Small Business, MBE/WBE, location of headquarters, and the percentage of work assigned to each firm for the 2008-11 Outside Counsel Panel.

Fiscal Impact Statement: The Chief Legislative Analyst reports that there is no impact to the General Fund as a result of this action. Funds will be provided from individual Redevelopment Project Areas.

Community Impact Statement: None submitted.

ITEM NO. (15) - ADOPTED

Roll Call #4 - Motion (Hahn - Alarcon) Adopted, Ayes (13); Absent: Parks and Weiss (2)

[08-2623](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to a study of the formulation of the Cost Allocation Plan (CAP) for grant-funded departments to reimburse other City departments for services provided (related costs).

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

1. INSTRUCT the City Administrative Officer (CAO), with the assistance of the Chief Legislative Analyst (CLA), to include the following in the study of the formulation of the CAP requested by the Council through the 2008-09 City budget process:
 - a. Specific emphasis within the CAP study on how various grant regulations impact the City's ability to recover related costs.
 - b. Interim measures to achieve related cost recovery and or re-calculate the related cost burden of grant-funded departments in time for the 2009-10 City budget process.
2. INSTRUCT the Community Development Department (CDD) to provide the CAO with detailed information relative to the potential impact to programs and administrative staffing levels resulting from full payment to the City of the CDD's related cost burden.

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

Community Impact Statement: None submitted.

Roll Call #4 - Motion (Hahn - Alarcon) Adopted, Ayes (13); Absent: Parks and Weiss (2) (Item Nos. 16-22)

ITEM NO. (16) - ADOPTED

[07-2778](#)

PERSONNEL COMMITTEE REPORT relative to an amendment to the 2005-10 Memorandum of Understanding (MOU) for the Operating, Maintenance and Service Unit to adopt salaries for the

newly-established Duties Description Records in the Electric Distribution Mechanic Trainee class.
Recommendation for Council action:

APPROVE the Amendment, attached to the Council file, to modify Appendix A-3 of the 2005-10 Operating, Maintenance and Service Unit MOU.

Fiscal Impact Statement: The City Administrative Officer reports that the Los Angeles Department of Water and Power estimates an annual ongoing savings of approximately \$245,000.

Community Impact Statement: None submitted.

ITEM NO. (17) - ADOPTED

[08-1861](#)

PERSONNEL COMMITTEE REPORT relative to the feasibility of establishing a hardship loan program which would enable the Los Angeles City Employees Retirement System members to borrow against retirement contributions to prevent the foreclosures of their homes.

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

DEFER the establishment of a hardship loan program utilizing retirement funds at this time. The legal, fiduciary, operational and labor concerns cited in the City Administrative Officer (CAO) report, attached to the Council file, argue against the establishment of such program. Further, by the time the necessary legal and actuarial studies could be completed, employees currently facing home foreclosure will likely have found alternatives through the Deferred Compensation Plan, the Employee Assistance Program or other available assistance programs, or be beyond the point where such a loan program could offer a meaningful option.

Fiscal Impact Statement: The CAO reports that the fiscal impact of establishing and maintaining a hardship loan program cannot be fully assessed until additional studies and legal opinions are obtained. The cost of these studies is anticipated to be greater than \$20,000.

Community Impact Statement: None submitted.

ITEM NO. (18) - ADOPTED

[08-2258](#)

CD 5

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an Appeal of Adjustments to the North Westwood Village Specific Plan for the property at 613 South Gayley Avenue.

Recommendations for Council action; SUBJECT OF 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. 08-2258 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 Negative Declaration [ENV 2006-9595-MND-REC-1] filed on May 4, 2007.
2. ADOPT the FINDINGS of the West Los Angeles Area Planning Commission (WLAAPC) as the Findings of the Council.
3. RESOLVE TO DENY APPEAL filed by Wolfgang Veith from part of the decision of the WLAAPC, and THEREBY APPROVE: (a) an Adjustment of the North Westwood Village Specific Plan to permit a deck to observe an eight foot, three inch front yard setback; stairways to observe a six foot front yard setback; a handicap-access lift to observe a 10 foot front yard setback; and (b) an Adjustment of North Westwood Village Specific Plan to permit the garage level of a fraternity house and stairways to observe a zero foot side yard; the residential level of a fraternity house to observe a six foot side yard; and an on-grade stairway to observe an approximately 18 inch southerly side yard (and rear yard) for the proposed construction of a new fraternity house containing 23 guest rooms and 28 onsite parking spaces for property at 613 South Gayley Avenue.

Applicant: Phi Kappa Psi Fraternity Housing Corporation

APCW 2007-4966-SPE-CU-ZV-ZAA

4. 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: None submitted by the Planning Department. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed an analysis of this report.

Community Impact Statement: None submitted.

TIME LIMIT FILE - OCTOBER 28, 2008

(LAST DAY FOR COUNCIL ACTION - OCTOBER 28, 2008)

ITEM NO. (19) - ADOPTED

[08-2415](#)
CD 13

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the withdrawal of the application for a project located at 5401 La Mirada Avenue and 1261-63 North Serrano Avenue.

Recommendation for Council action:

RECEIVE and FILE the application submitted by Sarah Graham and Marc Angelil for a project located at 5401 La Mirada Avenue and 1261-63 North Serrano Avenue, inasmuch as the application has been withdrawn by the applicant and no Council action is necessary.

ZA 2007-0666-ZV-ZAA-1A

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (20) - ADOPTED

[08-2642](#)

CD 11

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the inclusion of the Santa Monica Forestry Station Eucalyptus Grove located at 601 North Latimer Road in the list of Historic-Cultural Monuments.

Recommendations for Council action:

1. ADOPT the FINDINGS of the Cultural Heritage Commission (CHC) as the Findings of the Council.
2. APPROVE the recommendation of the CHC relative to the inclusion of the Santa Monica Forestry Station Eucalyptus Grove located at 601 North Latimer Road in the list of Historic-Cultural Monuments.

Applicant: Betty Lou and Randy Young

CHC 2008-3069 HCM

Owner: City of Los Angeles, Department of Recreation and Parks

Fiscal Impact Statement: The CHC reports that such designation in and of itself has no fiscal impact. Future applications for permits may cause minimal administrative costs.

Community Impact Statement: None submitted.

TIME LIMIT FILE - NOVEMBER 5, 2008

(LAST DAY FOR COUNCIL ACTION - NOVEMBER 5, 2008)

ITEM NO. (21) - ADOPTED

[08-2643](#)

CD 11

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the inclusion of the Aldersgate/We Boys-J.O.C. Lodge located at 925 Haverford Avenue in the list of Historic-Cultural Monuments.

Recommendations for Council action:

1. ADOPT the FINDINGS of the Cultural Heritage Commission (CHC) as the Findings of the Council.
2. APPROVE the recommendation of the CHC relative to the inclusion of the Aldersgate/We Boys-J.O.C. Lodge located at 925 Haverford Avenue in the list of Historic-Cultural Monuments.

Applicant: Betty Lou and Randy Young

CHC 2008-134 HCM

Owner: California Pacific Conference of the United Methodist Church

Fiscal Impact Statement: The CHC reports that such designation in and of itself has no fiscal impact. Future applications for permits may cause minimal administrative costs.

Community Impact Statement: None submitted.

TIME LIMIT FILE - NOVEMBER 5, 2008

(LAST DAY FOR COUNCIL ACTION - NOVEMBER 5, 2008)

ITEM NO. (22) - ADOPTED

[08-2655](#)

CD 9

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the inclusion of the Westinghouse Electric Building located at 420 South San Pedro Street in the list of Historic-Cultural Monuments.

Recommendations for Council action:

1. ADOPT the FINDINGS of the Cultural Heritage Commission (CHC) as the Findings of the Council.
2. APPROVE the recommendation of the CHC relative to the inclusion of the Westinghouse Electric Building located at 420 South San Pedro in the list of Historic-Cultural Monuments.

Applicant: Historic Preservation Partners

CHC 2008-2130 HCM

Owner: Lofts Hammer IRP LTL Associates

Fiscal Impact Statement: The CHC reports that such designation in and of itself has no fiscal impact. Future applications for permits may cause minimal administrative costs.

Community Impact Statement: None submitted.

TIME LIMIT FILE - NOVEMBER 5, 2008

(LAST DAY FOR COUNCIL ACTION - NOVEMBER 5, 2008)

ITEM NO. (23) - CONTINUED TO OCTOBER 29, 2008

Roll Call #3 - Motion (LaBonge - Alarcon) Adopted to Continue, Unanimous Vote (13); Absent: Parks and Weiss (2)

[08-2611](#)

ADMINISTRATIVE EXEMPTION and TRADE, COMMERCE AND TOURISM COMMITTEE REPORT relative to a proposed Foreign Trade Zone (FTZ) Subzone Operating Agreement with Sony Electronics for the operation of a warehouse and distribution center.

Recommendations for Council action:

1. FIND that approving Port Agreement No. 2647 between the City of Los Angeles and Sony Electronics Inc., is exempt from the requirements of the California Environmental Quality Act (CEQA) under Article III, Section 1(14) of the City's CEQA Guidelines.
2. APPROVE Port Agreement No. 2647 an FTZ agreement for a ten-year term with the option to extend for two additional five-year terms, with Sony Electronics Inc., for the operation of a warehouse and distribution center at FTZ 202, at 2201 East Carson Street, Carson, California.
3. CONCUR with the action taken by the Board of Harbor Commissioners at its meeting held April 3, 2008, approving Port Agreement No. 2647 between the City of Los Angeles and Sony Electronics Inc. for the operation of a warehouse and distribution center.

Fiscal Impact Statement: The City Administrative Officer reports that this action will not impact the General Fund. Approval of the proposed agreement includes a one-time administrative fee of \$20,000 and administrative fees of \$10,000 per year, for a total compensation of \$120,000 for the first ten-year term and up to \$220,000 over the proposed 20-year life of the agreement. Fees will be deposited in the Harbor Revenue Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - DECEMBER 1, 2008

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

ITEM NO. (24) - ADOPTED

Roll Call #4 - Motion (Hahn - Alarcon) Adopted, Ayes (13); Absent: Parks and Weiss (2)

[08-0333](#)

PERSONNEL and BUDGET AND FINANCE COMMITTEES' REPORT relative to the acceptance of a grant from the United States Department of Commerce, Minority Business Development Agency (MBDA) to support the Los Angeles Minority Business Opportunity Center (LA MBOC) Program.

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

APPROVE the recommendations contained in the City Administrative Officer (CAO) report dated August 1, 2008, attached to the Committee report, relative to the acceptance of a grant from the United States Department of Commerce, MBDA to support the LA MBOC Program, and the continuance of resolution authority in Fiscal Year 2008-09 for related positions in the Mayor's Office.

Fiscal Impact Statement: The CAO reports that accepting the Department of Commerce, MBDA grant would result in up to \$900,000 over three years (from April 1, 2008 through March 31, 2011) to support the LA MBOC Program. The 2008 program year salary and fringe benefit costs would be \$555,234 for the positions authorized for the LA MBOC Program. Of that amount, \$300,000 would be paid by the MBDA grant, with the balance of \$255,234 in salary and fringe benefit costs funded in the 2008-09 Adopted Budget. Therefore, no additional appropriation is necessary at this time. Accepting the grant and approving the recommendations would comply with the Financial Policies in that 2008-09 budgeted General Fund revenues plus grant revenues are available to support the cost of this program.

Community Impact Statement: None submitted.

(Jobs, Business Growth and Tax Reform Committee waived consideration of the above matter)

Items for Which Public Hearings Have Not Been Held - Items 25-35

(10 Votes Required for Consideration)

ITEM NO. (25) - ADOPTED - TO THE MAYOR FORTHWITH

**Roll Call #5 - Motion (Perry - Smith) Adopted, Ayes (13); Absent: Parks and Weiss (2)
(Item Nos. 25-29)**

[07-0472](#)

CDs 9 & 14

COMMUNICATION FROM THE OFFICE OF THE CITY CLERK and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to the renewal of the existing Fashion District Property and Business Improvement District (PBID).

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

1. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION to renew the Fashion District Property and Business Improvement District (PBID).
2. FIND that:
 - a. The petitions submitted on behalf of the proponents of the proposed Fashion District PBID are signed by property owners who will pay more than 50 percent of the assessments proposed to be levied.
 - b. All parcels that will have a special benefit conferred upon them and upon which an assessment would be imposed are those as identified in the Management District Plan.
3. ADOPT the Preliminary Report of the City Clerk, the Management District Plan, and the Engineer's Report, attached to the Council file.

4. FIND that in accordance with Article XIIIID of the California Constitution, and based on the facts and conclusion contained in the Engineer's Report, attached to the Council file.
 - a. The assessment levied on each parcel within the proposed PBID is proportionate to the special benefit derived from the improvements and activities that are to be provided.
 - b. There are no general benefits to be separated from the special benefits conferred on each parcel within the proposed PBID.
 - c. No assessment imposed on any parcel exceeds the reasonable cost of the proportional special benefit conferred on that parcel.
5. FIND that the services provided by the Owners' Association are in the nature of professional, expert, technical or other special services, that the services are of a temporary and occasional character, and that the use of competitive bidding would be impractical, not advantageous, undesirable or where the common law otherwise excuses compliance with competitive bidding requirements.
6. APPROVE the Downtown Los Angeles Property Owners' Association to serve as the Owners' Association to administer the Fashion District PBID and authorize the City Clerk to execute a contract with the Downtown Los Angeles Property Owners' Association, if the District is renewed.
7. DIRECT the City Clerk to comply, with the notice, protest, and hearing procedures prescribed in the Proposition 218 Omnibus Implementation Act (California Government Code, Section 53750 et seq.).
8. REQUEST the City Attorney, with the assistance of the City Clerk, to prepare an enabling Ordinance renewing the Fashion District PBID for City Council consideration at the conclusion of the required public hearing.
9. REQUEST the Controller to provide, if necessary, an advance to the Downtown Los Angeles Property Owners Association in an amount not to exceed one quarter (25 percent) of the Fashion District PBID's 2009 anticipated assessment revenue, if the Ordinance establishing the PBID is adopted and the funds are available.

Fiscal Impact Statement: The City Clerk reports that funding for assessments levied on the City-owned properties within the District were included in the General Fund allocation to the 2008-09 Business Improvement District Trust Fund 659. Assessments levied on the Department of Water and Power properties within the District will not be paid from the General Fund.

Community Impact Statement: None submitted.

(Jobs, Business Growth, and Tax Reform Committee waived consideration of the above matter)

ITEM NO. (26) - ADOPTED

[08-0005-S680](#)

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 LAHDs report of October 20, 2008:

[08-0005-S680](#)

CD 8

- a. Property at 1731 West Vernon Avenue (Case No. 134579).
Assessor I.D. No. 5021-025-009

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

[08-0005-S681](#)

CD 10

- b. Property at 4525 West Saturn Street (Case No. 148384).
Assessor I.D. No. 5071-013-058

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

[08-0005-S682](#)

CD 10

- c. Property at 1021 South Catalina Street (Case No. 53869).
Assessor I.D. No. 5078-013-005

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on July 28, 2005)

[08-0005-S683](#)

CD 8

- d. Property at 6618 South Crenshaw Boulevard (Case No. 54280).
Assessor I.D. No. 4006-016-018

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on July 3, 2006)

[08-0005-S684](#)

CD 15

- e. Property at 1370 East 108th Street (Case No. 180960).
Assessor I.D. No. 6070-002-032

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on September 23, 2008)

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

[08-2524](#)

COMMUNICATION FROM THE CITY CLERK relative to fees for election recounts.

Recommendation for Council action:

REQUEST the City Attorney, with the cooperation of the City Clerk, to prepare the necessary Ordinance to provide the following election recount fee schedule:

- a. Amend the manual recount fee for any municipal election conducted by the City of Los Angeles to be \$2,171 for one precinct and \$.33 for each ballot recounted manually.
- b. Amend the electronic recount fee for any municipal election conducted by the City of Los Angeles to be \$2,274 for one precinct and \$.014 for each ballot recounted electronically.

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

Community Impact Statement: None submitted.

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

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

[09-1100-S2](#)

COMMUNICATION FROM THE CITY CLERK and RESOLUTION relative to requesting support from the Los Angeles County Registrar-Recorder for the 2009 Municipal Elections.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION requesting the Los Angeles County Board of Supervisors to authorize the County Registrar-Recorder to perform specified election related support services for the City of Los Angeles 2009 Primary Nominating and General Municipal Elections.

Fiscal Impact Statement: The City Clerk reports that the adoption of the attached Resolution will not require an additional General Fund appropriation as the funds required to conduct the 2009 Municipal elections are already included in the City Clerk's Fiscal Year 2008-09 operating budget.

Community Impact Statement: None submitted.

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

ITEM NO. (29) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

[09-1100-S3](#)

COMMUNICATION FROM THE CITY CLERK and RESOLUTION relative to consolidation of elections with the Los Angeles Community College District.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION consenting to the consolidation of the member elections for the Board of Trustees of the Los Angeles Community College District - Seat Numbers Two, Four, and Six, and for a Special Election for Seat Number Seven, scheduled for March 3, 2009 and May 19, 2009, with the City of Los Angeles Primary Nominating election and General Municipal Election to be held on the same dates, respectively.

Fiscal Impact Statement: The City Clerk reports that consolidating the City of Los Angeles regularly scheduled Municipal Elections with the Board of Trustees of the Los Angeles Community College District member elections will reduce the City's portion of the election cost by approximately 25 percent, depending on items appearing on the ballot. Depending on the ultimate number of candidates and measures on the ballot, the reduction in the City's share of the election will range between \$2.5 to \$3.5 million.

Community Impact Statement: None submitted.

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

ITEM NO. (30) - ADOPTED

Roll Call #8 - Motion (Rosendahl - Cardenas) Adopted, Ayes (14); Absent: Parks (1) (Item Nos. 30a-30n)

08-2858

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

Recommendations for Council action:

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

08-2858

CD 4

- a. MOTION (LABONGE - GREUEL) relative to declaring the Annual Toluca Estate Halloween Block Party on October 31, 2008 a Special Event (fees and costs absorbed by the City = \$1,686).

07-3414-S1

CD 9

- b. MOTION (PERRY - REYES) relative to declaring the Creative Group Community Outreach on October 25, 2008 a Special Event (fees and costs absorbed by the City = \$500).

08-2859

CD 9

- c. MOTION (PERRY - REYES) relative to declaring the Little Pharma on November 6, 2008 a Special Event (fees and costs absorbed by the City = \$1,000).

[08-2860](#)

CD 1

- d. MOTION (REYES - PERRY) relative to declaring the El Recate Farmer's Market on November 1, 2008, December 20, 2008, January 17, 2009 and February 14, 2009 a Special Event (fees and costs absorbed by the City = none submitted).

[08-2861](#)

CD 9

- e. MOTION (PERRY - GREUEL) relative to declaring the LA LIVE Grand Opening on December 1-8, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[07-3321](#)

CD 5

- f. MOTION (WEISS - GREUEL) relative to declaring the American Jewish University Second Annual Celebration of Books on November 9, 2008 a Special Event (fees and costs absorbed by the City = \$1,500).

[08-2863](#)

CD 13

- g. MOTION (GARCETTI - LABONGE) relative to declaring the World of Wonder Gallery Event on October 23, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[08-2864](#)

CD 13

- h. MOTION (GARCETTI - LABONGE) relative to declaring the AD/DC Promotion on October 16-17 and 19, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[08-2865](#)

CD 9

- i. MOTION (PERRY - LABONGE) relative to declaring the Project Homeless Connect on December 4, 2008 a Special Event (fees and costs absorbed by the City = \$1,000).

[08-2866](#)

CD 9

- j. MOTION (PERRY - LABONGE) relative to declaring the Cole's 100th Anniversary Party on December 7, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[08-2867](#)

CD 11

- k. MOTION (ROSENDAHL - PERRY) relative to declaring the Spay Day LA and Adopt-A-Thon on October 25, 2008 a Special Event (fees and costs absorbed by the City = \$1,330).

[07-3331-S1](#)

CD 11

- l. MOTION (ROSENDAHL - ALARCON) relative to declaring the Saint Sebastian School Annual Carnival on October 25-26, 2008 a Special Event (fees and costs absorbed by the City =

\$11,931).

[06-2716](#)

CD 8

- m. MOTION (PARKS - HUIZAR) relative to declaring the USC Homecoming Weekend 2008 on October 28 - November 1, 2008 a Special Event (fees and costs absorbed by the City = \$5,464).

[06-2211-S1](#)

CD 7

- n. MOTION (ALARCON - GREUEL) relative to declaring the Annual Mary Immaculate School Community Festival on October 24-26, 2008 a Special Event (fees and costs absorbed by the City = \$980).

**Roll Call #5 - Motion (Perry - Smith) Adopted, Ayes (13); Absent: Parks and Weiss (2)
(Item Nos. 31-35)**

ITEM NO. (31) - ADOPTED

[05-1008](#)

CD 13

MOTION (ROSENDAHL - GARCETTI) relative to initiating street vacation proceedings for Alvarado Street (portion of northwesterly side) from approximately 50 feet to approximately 100 feet northeasterly of Baxter Street.

Recommendations for Council action:

1. INITIATE street vacation proceedings, pursuant to California Streets and Highways Code, Division 9, Part 3, Public Streets, Highways and Service Easements Vacation Law for Alvarado Street (portion of northwesterly side) from approximately 50 feet to approximately 100 feet northeasterly of Baxter Street.
2. DIRECT the Bureau of Engineering to investigate the feasibility of this vacation request.
3. DIRECT the Bureau of Engineering to present its report regarding the feasibility of vacating the requested areas to the Public Works Committee.
4. DIRECT the City Clerk to schedule this request for the City Councils consideration at the appropriate time under the Citys Street Vacation procedures.

ITEM NO. (32) - ADOPTED

[08-2862](#)

MOTION (WEISS - GREUEL) relative to funding for services in connection with the UCLA Day in Local Government hosted by Council District Five.

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

TRANSFER \$697.10 from the Reserve Fund to the Unappropriated Balance Fund No. 100/58 and APPROPRIATE therefrom to the General Services Fund No. 100/40, as follows: \$575.60 to Account No. 1070 (Security-As Needed) and \$121.50 to Account No. 1090 (Parking), for services in

connection with the October 23, 2008 "UCLA Day in LA" events in the City Hall Tom Bradley Room and the City Hall Rotunda, with said funds to be reimbursed to the General Fund by the event sponsor.

ITEM NO. (33) - ADOPTED

[08-2142-S1](#)

CD 11

MOTION (ROSENDAHL - SMITH) relative to amending Council action of October 1, 2008 in connection with sale of surplus City-owned properties.

Recommendation for Council action:

AMEND the Council action of October 1, 2008 in connection with sale of surplus City-owned properties, as follows:

Instruct the Department of General Services to withdraw Parcel No. Five located at 520 East Venice Way, Venice, CA 90291, Council District 11, from the list of surplus properties available for auction.

ITEM NO. (34) - ADOPTED

[08-0011-S45](#)

CD 1

MOTION (REYES - ROSENDAHL) relative to funding to support the efforts of a contract consultant in organizing the Greater Lincoln Heights Business Improvement District (BID).

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

1. TRANSFER \$10,000 from the Council District One portion of the Street Furniture Revenue Fund No. 43D/50 to the BID Trust Fund No. 659, Account No. V004 for additional contractual services in forming the Greater Lincoln Heights BID.
2. DIRECT the City Clerk to prepare and execute the necessary document(s) and/or payment(s) in the above amount, for the above purpose, subject to the approval of the City Attorney, if needed.
3. AUTHORIZE the City Clerk to make clarifications or technical corrections to the above fund transfer instructions as may be necessary to implement the intent of the Motion.

ITEM NO. (35) - ADOPTED

[08-2856](#)

RESOLUTION (GARCETTI - REYES) relative to declaring November 14, 2008 as Chronic Obstructive Pulmonary Disease Awareness Day.

Recommendation for Council action:

RESOLVE to DECLARE November 14, 2008 as Chronic Obstructive Pulmonary Disease Awareness Day in the City of Los Angeles.

Items for Which Public Hearings Have Been Held - Items 36-37

ITEM NO. (36) - ADOPTED

Roll Call #6 - Motion (Garcetti - Greuel) Adopted, Ayes (13); Absent: Parks and Weiss (2)

[08-2594](#)

CD 5

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change at 12629, 12703-29 West Riverside Drive.

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. 08-2594 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV 2007-5081 MND] filed on February 8, 2008.
2. ADOPT the October 23, 2008, FINDINGS of the Director of Planning as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, effecting a zone change from [Q]R3-1 to (T)(Q)R3-1 for Parcel A and a zone change from CR-1VL, C1-1VL and P-1VL to (T)(Q)RAS4-1VL for Parcel B for the proposed development comprising a total of 3.6 acres of land for two apartment buildings having a combined total of 264 dwelling units; one building on each parcel, and a total of 503 parking spaces in subterranean and at-grade garages on both parcels located at 12629, 12703-29 West Riverside Drive, subject to modified Conditions of Approval by adding Condition No. 34. (CPC also approved a zone variance, various Adjustments, and Site Plan Review for this project.)

Applicant: Archstone - Smith
Representative: Brown/Meshul, Inc.

CPC 2007-5088 ZC-ZV-ZAA-SPR

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.
8. NOT PRESENT AND ORDER FILED the ordinance dated June 26, 2008, signed by the City Planning Commission.

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

Community Impact Statement: None submitted.

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

Roll Call #6 - Motion (Garcetti - Greuel) to Adopt as Amended, Ayes (13); Absent: Parks and Weiss (2)

[08-2795](#)

CONTINUED CONSIDERATION OF THE 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 Water and Power 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 CAO has not completed a financial analysis of this report.

Community Impact Statement: None submitted.

(Continued from the Council meeting of October 24, 2008)

TIME LIMIT FILE - OCTOBER 29, 2008

(LAST DAY FOR COUNCIL ACTION - OCTOBER 29, 2008)

ADOPTED

MOTION (HAHN - LABONGE)

Recommendations for Council action:

INSTRUCT the Los Angeles Department of Water and Power to include as part of the solar program proposal, the installation of solar panels on street and park lighting.

ADOPTED

MOTION (LABONGE - HAHN)

INSTRUCT the Los Angeles Department of Water and Power to include and involve Neighborhood Council's in the Green Energy and Good Jobs Initiative.

ADOPTED

MOTION (SMITH - LABONGE)

INSTRUCT the Chief Legislative Analyst to analyze and include as an additional option, a proposal to provide language that specifies equipment installed under the solar program shall be the property of the Los Angeles Department of Water and Power (LADWP) and that work shall be completed utilizing Hiring Hall Union MOU employees first, and LADWP certified contractors or LADWP hired employees as the last recourse, at the rates specified in

the applicable bargaining unit 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 MOU; also in such an event, employees of the contractors shall be paid prevailing wage.

ADOPTED

MOTION (GARCETTI - GREUEL)

AMEND the Department of Water and Power's phase-in development schedule to achieve the targeted 400 megawatts of installed solar capacity as follows:

**2010 = 50 MW
2011 = 75 MW
2012 = 75 MW
2013 = 100 MW
2014 = 100 MW**

Items for Which Public Hearings Have Not Been Held - Items 38-40

(10 Votes Required for Consideration)

ITEM NO. (38) - ADOPTED

Roll Call #7 - Motion (Zine - Huizar) Adopted, Ayes (13); Absent: Parks and Weiss (2)

[08-2913](#)

CD 10

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

Recommendations for Council action:

1. ADOPT the accompanying RESOLUTION electing to receive the City of Los Angeles share of all past and future year pass-through payments for the Hollywood Redevelopment Project Area and the Fourth Amendment Area of the Exposition/University Park Redevelopment Project Area.
2. DIRECT the City Clerk to transmit, upon adoption, a copy of this action and the adopted Resolution to the Los Angeles County Auditor-Controller's Office.

ITEM NO (39) - ADOPTED

Roll Call #10 - Motion (Smith - Huizar) Adopted, Ayes (13); Absent: Parks and Weiss (2)

[08-2914](#)

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

Recommendation for Council action:

REQUEST the City Attorney to prepare a Charter amendment relative to changes that would be necessary to authorize the Mayor and the City Council to offer incentives to businesses including, but not limited to, extending business tax waivers, identification of surplus city property which may be available and site fee waivers.

ITEM NO. (40) - MAP APPROVED - CITY ENGINEER REPORT ADOPTED

Roll Call #7 - Motion (Zine - Huizar) Adopted, Ayes (13); Absent: Parks and Weiss (2)

[08-2891](#)

CD10

PARCEL MAP L.A. NO. NO. 2005-4905 for property lying easterly of Clarington Avenue and southerly of Palms Boulevard.

(Approve Subdivision Improvement Agreement and Contract with attached security documents)

(ADOPT City Engineer Report)

(ADOPT Bond No. C-114421)

Applicants: Ted Norris

Robert Kameoka

MOTION ADOPTED UPON FINDINGS BY COUNCIL THAT THE NEED TO TAKE ACTION AROSE SUBSEQUENT TO THE POSTING OF THE COUNCIL AGENDA FOR TUESDAY, OCTOBER 28, 2008, PURSUANT TO GOVERNMENT CODE SECTION 54954.2(b)(2) AND COUNCIL RULE 23

ADOPTED - FORTHWITH

Roll Call # 11 - Resolution (Hahn - Garcetti - Wesson) Findings on Need to Act - Adopted, Ayes (12); Absent: LaBonge, Parks and Weiss (3)

Roll Call # 12 - Resolution (Hahn - Wesson) Adopted, Ayes (13); Absent: Parks and Weiss (2)

[08-2938](#)

RESOLUTION (HAHN - GARCETTI) relative to the City's position on the Federal Maritime Commission's action to challenge the clean trucks program agreement in Federal District Court.

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

ADOPT the accompanying RESOLUTION to include in the City's Legislative Program OPPOSITION to the Federal Maritime Commission's action to challenge the Clean Trucks program Agreement in Federal District Court.

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

NEXT AVAILABLE AGENDA

08-2945

MOTION (GARCETTI - LABONGE) relative to declaring the AFI Fest 2008 from October 29, to November 10, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

08-2946

MOTION (REYES - PERRY) relative to declaring the International Tamale Festival on October 31, to November 2, 2008 a Special Event (fees and costs absorbed by the City = \$5,000).

08-2947

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

07-3413-S1

MOTION (PERRY - GARCETTI) relative to declaring the Homeless Thanksgiving Dinner on November 22, 2008 a Special Event (fees and costs absorbed by the City = \$1,760).

07-3442-S1

MOTION (PERRY - REYES) relative to declaring the Spirit of Chrysalis on November 12, 2008 a Special Event (fees and costs absorbed by the City = \$400).

08-2948

MOTION (PERRY - REYES) relative to declaring the Mann Foundation Event on November 2, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

08-2949

MOTION (ZINE - SMITH) relative to declaring the Fifth Annual Motor4Toys Charity Car Show on December 7, 2008 a Special Event (fees and costs absorbed by the City = \$4,637).

06-2654-S1

MOTION (SMITH - ROSENDAHL) relative to declaring the 25th Annual Granada Hills Holiday Parade on December 7, 2008 a Special Event (fees and costs absorbed by the City = \$9,364).

07-3452-S1

MOTION (SMITH - ROSENDAHL) relative to declaring the Knollwood Property Owners Association Halloween Block Party on October 31, 2008 a Special Event (fees and costs absorbed by the City = \$1,676).

08-2950

MOTION (CARDENAS - HUIZAR) relative to declaring the St. Elisabeth Church Annual Guadalupano Parade on December 7, 2008 a Special Event (fees and costs absorbed by the City = \$578).

06-2550-S1

MOTION (ROSENDAHL - GARCETTI) relative to declaring the Venice High School Homecoming 2008 on November 7, 2008 a Special Event (fees and costs absorbed by the City = \$1,432).

[08-2951](#)

MOTION (HUIZAR - CARDENAS) relative to declaring the Annual Panamanian Independence Day Parade on October 18, 2008 a Special Event (fees and costs absorbed by the City = \$5,119).

[08-2966](#)

MOTION (ROSENDAHL - LABONGE) relative to initiating street vacation proceedings to vacate the northerly 180 feet of Innsdale Drive.

[08-2967](#)

MOTION (ROSENDAHL - GREUEL) relative to initiating street vacation proceedings to vacate an approximately 225-foot portion of Ventura Boulevard along the southerly side approximately 30 feet wide between Whitsett Avenue and Fairway Avenue.

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

[08-2952](#)

RESOLUTION (HUIZAR - ALARCON - GARCETTI) relative to the City's position on imposing a moratorium on foreclosures for a limited time to allow banks to renegotiate loans with homeowners.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Motion (Zine - LaBonge) Unanimously adopted to excuse Councilmember Parks from Council Session of Friday, October 31, 2008 due to Personal Business.

Upon her request and without objections, Councilmember Perry was excused to leave at 11:15 a.m. from Council Session of Tuesday, November 18, 2008 due to City Business.

Upon her request and without objections, Councilmember Greuel was excused to arrive at 10:30 a.m., to Council Session of Wednesday, December 17, 2008 due to Personal Business.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

[08-2603](#) - Commander Jerry C. Szymanski

Zine - All Councilmembers

Officer III Maria Yamamoto

Zine - All Councilmembers

Lieutenant Lee Allen

Zine - All Councilmembers

Ramon F. Maytorena, Special Agent in Charge

Zine - All Councilmembers

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

[08-2604](#) - Earl Parks

Garcetti - Perry - All Councilmembers

Grayson Douglas Cook

Reyes - Huizar

Michael Garcia

Huizar

Lance Jerome Parker

LaBonge - All Councilmembers

Delmar Watson

LaBonge - All Councilmembers

Judith Carr Arend

Rosendahl

Mother Rosa L. Broadous

Alarcon - All Councilmembers

Max Mrohs

Alarcon

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

Whereupon the Council did adjourn.

ATTEST: Karen E. Kalfayan, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL