

Los Angeles City Council, **Journal/Council Proceedings**
Tuesday, **November 4, 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, Reyes, Smith, Weiss, Zine and President Garcetti (11); Absent: Parks, Perry, Rosendahl and Wesson (4).

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
OCTOBER 31, 2008

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 19

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

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

Items Noticed for Public Hearing - Items 1-7

ITEM NO. (1) - ADOPTED

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

[08-2042](#)
CD 3

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Victory Boulevard and Blemar 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 14, 2008)

**Roll Call #1 - Motion (Weiss - Reyes) Adopted to Continue, Unanimous Vote (10); Absent: Parks, Perry, Rosendahl, Smith and Wesson (5)
(Item Nos. 2-6)**

ITEM NO. (2) - PUBLIC HEARING HELD - CONTINUE HEARING AND PRESENT ORDINANCE ON NOVEMBER 25, 2008

[07-0284](#)

CD 4

HEARING PROTESTS against the proposed improvement and maintenance of the Bloomfield Street and Cahuenga Boulevard (Reballot) Lighting District.

Recommendation for Council action:

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

(Ordinance of Intention adopted on September 5, 2008 - Continue hearing and present Ordinance on NOVEMBER 25, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (3) - PUBLIC HEARING HELD - CONTINUE HEARING AND PRESENT ORDINANCE ON NOVEMBER 25, 2008

[08-1309](#)

CD 5

HEARING PROTESTS against the proposed improvement and maintenance of the Weddington Street and Bellingham Avenue Lighting District.

Recommendation for Council action:

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

(Ordinance of Intention adopted on September 5, 2008 - Continue hearing and present Ordinance on NOVEMBER 25, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (4) - PUBLIC HEARING HELD - CONTINUE HEARING AND PRESENT ORDINANCE ON NOVEMBER 25, 2008

[08-1310](#)

CD 4

HEARING PROTESTS against the proposed improvement and maintenance of the Las Palmas and Franklin Avenues Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Las Palmas and Franklin Avenues Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on September 5, 2008 - Continue hearing and present Ordinance on NOVEMBER 25, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (5) - PUBLIC HEARING HELD - CONTINUE HEARING AND PRESENT ORDINANCE ON NOVEMBER 25, 2008

[08-1311](#)
CD 12

HEARING PROTESTS against the proposed improvement and maintenance of the San Fernando Mission Boulevard and Gothic Avenue Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the San Fernando Mission Boulevard and Gothic Avenue Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on September 5, 2008 - Continue hearing and present Ordinance on NOVEMBER 25, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (6) - PUBLIC HEARING HELD - CONTINUE HEARING AND PRESENT ORDINANCE ON NOVEMBER 25, 2008

[08-2062](#)
CD 11

HEARING PROTESTS against the proposed improvement and maintenance of the Almar Plaza and Almar Avenue Lighting District.

Recommendation for Council action:

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

(Ordinance of Intention adopted on September 5, 2008 - Continue hearing and present Ordinance on NOVEMBER 25, 2008 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (7) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #11 - Motion (Huizar - Rosendahl) Adopted, Ayes (12); Absent: Parks, Smith and Wesson (3)

[04-0613](#)

CD 14

CONTINUED CONSIDERATION OF HEARING PROTEST against the proposed vacation of the alley northeasterly of Cesar E. Chavez Avenue between State Street and Golden State Freeway (VAC E1400900).

(Categorical Exemption approved, Findings and Public Works Committee report adopted on September 23, 2008)

(Continued from Council meeting of October 21, 2008)

ADOPTED

AMENDING MOTION (HUIZAR - ROSENDAHL)

Recommendation for Council action:

DELETE Recommendation B and Condition No. 4 of the City Engineer report dated September 25, 2007 for this street vacation application.

Items for Which Public Hearings Have Been Held - Items 8-13

ITEM NO. (8) - ADOPTED - TO THE MAYOR FORTHWITH

Roll Call #8 - Motion (Rosendahl - Weiss) Adopted, Ayes (11); Absent: Parks, Smith, Wesson and Zine (4)

[06-0423](#)

ORDINANCE SECOND CONSIDERATION amending Sections 4.2100 and 4.2101 of the Los Angeles Administrative Code to extend the Deferred Retirement Option Plan for members of the Fire and Police Pension Plan.

(10 VOTES REQUIRED)

[Scheduled pursuant to Council action of October 3, 2008 and Charter Section 1619(b)]

**Roll Call #2 - Motion (Reyes - Weiss) Adopted, Ayes (10); Absent: Parks, Perry, Rosendahl, Smith and Wesson (5)
(Item Nos. 9-13)**

ITEM NO. (9) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS

[08-2168](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to amending the Los Angeles Municipal Code (LAMC) to reflect current domestic partnership law pertaining to the addition of spouses and domestic partners as parties who may be added to tenancies.

Recommendations for Council action, as initiated by Motion (Huizar - LaBonge):

1. REQUEST the City Attorney to amend the draft ordinance dated July 5, 2005, which amends Subsection A of Section 151.09 of the LAMC to add spouses and domestic partners as parties who may be added to tenancies (R05-0240), to reflect current domestic partnership law.
2. INSTRUCT the Los Angeles Housing Department (LAHD) to report to Council in 60 days with an assessment of the difficulties encountered by tenants under current City law with moving spouses or domestic partners into their existing apartments, including any complaints received by the LAHD.

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) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS

[08-2392](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to awarding contracts in a total aggregate amount not to exceed \$2.5 million to five firms for urban forestry services in various Community Redevelopment Agency (CRA) Redevelopment Project Areas.

Recommendations for Council action:

1. AUTHORIZE the Chief Executive Officer, CRA, or designee, to award contracts to LA Conservation Corps, North East Trees, Koreatown Youth and Community Center, Hollywood/LA Beautification Team, and Dudek Engineering and Environmental to provide urban forestry-related services for various CRA projects in a total aggregate amount not to exceed \$2.5 million for a three-year term with options to renew for two additional one-year periods, subject to the review of the City Attorney as to form and legality.
2. INSTRUCT the CRA to monitor and report annually relative to 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 term of contracts.

Fiscal Impact Statement: The Chief Legislative Analyst reports that there is no General Fund impact. CRA Redevelopment Project Area funds will be used on an as-needed basis.

Community Impact Statement: None submitted.

ITEM NO. (11) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATION

[08-2395](#)

CD 9

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to a Service Repayment Loan Agreement (Agreement) in the amount of \$1 million with the Esperanza Community Housing Corporation (EHC) for the renovation of the Mercado La Paloma (Mercado).

Recommendation for Council action:

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

- a. Execute an Agreement with EHC in the amount of \$1 million for the renovation of the Mercado located at 3655 South Grand Avenue in the Council District Nine Corridors South of the Santa Monica Freeway Recovery Redevelopment Project Area, and to take such other actions as may be necessary to carry out the transaction, subject to the review of the City Attorney as to form and legality.
- b. Amend the CRA's Fiscal Year 2009 Budget and Work Program to transfer \$300,000 from budgeted line item "Public Improvements" to budgeted line item "Commercial and Industrial."
- c. Subordinate the CRA's Deed of Trust to the Economic Development Administration Conditional Grant, as set forth in the Agreement, subject to the review of the City Attorney as to form and legality.

Fiscal Impact Statement: The Chief Legislative Analyst reports that there is no fiscal impact to the General Fund as a result of this action.

Community Impact Statement: None submitted.

ITEM NO. (12) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATION

[08-2541](#)

CDs 9 & 14

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to restructuring nine loans and permitting the borrower to "backfill" operating and replacement reserve accounts in settlement of past due payments on residual receipt loans with the Single Room Occupancy Housing Corporation (Borrower).

Recommendation for Council action:

AUTHORIZE the Chief Executive Officer, Community Redevelopment Agency (CRA), or designee, to execute nine amendments, and all ancillary documents, to restructure or modify various existing Loan Agreements (CRA Loan) with the Borrower [substantially as reflected in the Attachment to the City Administrative Officer (CAO) report dated October 22, 2008], for the following nine affordable housing projects: Ellis Hotel; Florence Hotel; Golden West Hotel; Harold Hotel; Haskell Hotel; La Jolla Hotel; Leo Hotel; Panama Hotel; and, Regal Hotel, subject to the review of the City Attorney as to form and legality, and the Department of Public Works, Bureau of Contract Administration, for compliance with any applicable CRA contracting requirements, as follows:

- a. Various loans for the Ellis Hotel, Golden West Hotel, Leo Hotel, and Regal Hotel: Restructure and modify the repayment terms of the existing Loan Agreements to consolidate multiple residual receipt notes and contingency pool note, if applicable, for each property.
- b. Various loans for the Florence Hotel, Harold Hotel, Haskell Hotel, La Jolla Hotel, Leo Hotel, Panama Hotel, and Regal Hotel: Restructure and modify the provisions of the reserve account terms of the existing Loan Agreements to permit the Borrower to utilize delinquent amounts as "backfill" deposits into the Operating and Replacement Reserve Funds on the property in settlement of past due residual receipt invoices with the CRA.

Fiscal Impact Statement: The CAO reports that there is no impact on the City General Fund. The CRA is only bound by the disclosure provisions of the City Debt Management Policies; the City Financial Policies are not applicable to the CRA. There is no CRA funding required for this action.

Community Impact Statement: None submitted.

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

[08-2544](#)

CDs 8 & 9

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTION relative to amending the Redevelopment Plans for seven Community Redevelopment Agency (CRA) Project Areas in South Los Angeles, including their proposed merger, the extension of eminent domain time limits, and an increase in bonding capacity.

Recommendations for Council action:

1. INTERPRET certain actions relative to the preparation process of the proposed amendments to the existing Broadway/Manchester Recovery, Crenshaw/Crenshaw Amended, Crenshaw/Slauson Recovery, Exposition-University Park, Normandie 5, Vermont/Manchester Recovery, and Western/Slauson Recovery Redevelopment Project Area Plans as ministerial actions and not "actions of the CRA," subject to Section 8.99.04 of the Los Angeles Administrative Code, which amendments should include: (1) A merger of the seven Project Areas; (2) the extension of eminent domain time limits; (3) the extension of the time limit to incur indebtedness; and, (4) an increase of the maximum bond indebtedness, on the condition that:
 - a. The CRA will fully consult with the appropriate Council District offices prior to taking action, and that any concerns of other Councilmembers may be raised through the mechanism provided by the "10-day rule."

- b. Only the Broadway/Manchester Recovery, Crenshaw and Crenshaw Amended, Crenshaw/Slauson Recovery, Exposition-University Park, Normandie 5, Vermont/Manchester Recovery, and Western/Slauson Recovery Redevelopment Project Areas are to be subject to these expedited procedures.
2. ADOPT the accompanying RESOLUTION [attached to the Chief Legislative Analyst (CLA) report dated October 21, 2008] which will provide for processing the draft amendments to the proposed Broadway/Manchester Recovery, Crenshaw/Crenshaw Amended, Crenshaw/Slauson Recovery, Exposition-University Park, Normandie 5, Vermont/Manchester Recovery, and Western/Slauson Recovery Redevelopment Plans, prepared by the CRA under the California Community Redevelopment law, in such a manner that the review by the City Council would be subject to the "10-day rule" under the Oversight Ordinance, pursuant to Section 8.99.05 of the Los Angeles Administrative Code.
3. AUTHORIZE the Chief Executive Officer, CRA, or designee, to:
 - a. Work with the offices of Council Districts One, Eight, Nine, and 10, appropriate City Departments and public agencies, and members of the South Los Angeles Plan Merger Steering Committee, which shall remain intact and continue to provide guidance and input on the proposed Project Area amendments and merger, meeting regularly not less than quarterly until a final staff report and recommendation is submitted to the CRA Board and Council.
 - b. Hold a final community wide Town Hall meeting prior to the release of the proposed Project Area Amendments and Merger Report.

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

Community Impact Statement: None submitted.

Items for Which Public Hearings Have Not Been Held - Items 14-19

(10 Votes Required for Consideration)

ITEM NO. (14) - ADOPTED

**Roll Call #3 - Motion (Reyes - Weiss) Adopted, Ayes (10); Absent: Parks, Perry, Rosendahl, Smith and Wesson (5)
(Item No. 14)**

[08-0005-S695](#)

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 28, 2008:

[08-0005-S695](#)

CD 13

- a. Property at 967 North Lucile Avenue (Case No. 137272).
Assessor I.D. No. 5427-012-002

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

[08-0005-S696](#)

CD 8

- b. Property at 1464 West 35th Place (Case No. 95605).
Assessor I.D. No. 5041-011-032

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on July 31, 2007)

[08-0005-S697](#)

CD 5

- c. Property at 1600 West Court Street (Case No. 7054).
Assessor I.D. No. 5159-019-015

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 14, 2007)

[08-0005-S698](#)

CD 5

- d. Property at 317 North Mansfield Avenue (Case No. 195826).
Assessor I.D. No. 5524-040-024

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

[08-0005-S699](#)

CD 13

- e. Property at 1704 West Grafton Street (Case No. 162985).
Assessor I.D. No. 5419-016-006

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 28, 2008)

**Roll Call #9 - Motion (Perry - Huizar) Adopted, Ayes (12); Absent: Parks, Smith and Wesson (3)
(Item Nos. 15a-15l)**

ITEM NO. (15) - ADOPTED

[08-2945](#)

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:

[08-2945](#)

CD 13

- a. 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](#)

CD 1

- b. 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](#)

CD 9

- c. 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](#)

CD 9

- d. 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](#)

CD 9

- e. 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](#)

CD 9

- f. 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](#)

CD 3

- g. 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](#)

CD 12

- h. 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](#)

CD 12

- i. 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](#)

CD 6

- j. 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](#)

CD 11

- k. 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](#)

CD 14

- l. 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).

ITEM NO. (16) - ADOPTED

Roll Call #3 - Motion (Reyes - Weiss) Adopted, Ayes (10); Absent: Parks, Perry, Rosendahl, Smith and Wesson (5)

[08-2966](#)

CD 4

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

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 to vacate the northerly 180 feet of Innsdale Drive.

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. (17) - CONTINUED TO NOVEMBER 18, 2008

Roll Call #6 - Motion (Weiss - Reyes) Adopted to Continue, Unanimous Vote (10); Absent: Parks, Perry, Rosendahl, Smith and Wesson (5)

[08-2967](#)

CD 2

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.

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 to vacate an approximately 225-foot portion of Ventura Boulevard along the southerly side approximately 30 feet wide between Whitsett Avenue and Fairway Avenue.
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. (18) - ADOPTED

Roll Call #10 - Motion (Huizar - Reyes) Adopted, Ayes (12); Absent: Parks, Smith and Wesson (3)

[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.

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

ADOPT the accompanying RESOLUTION to include in the City's 2007-08 Federal Legislative Program SUPPORT and/or SPONSORSHIP of legislation, and/or administrative action which would impose a moratorium on foreclosures for a limited time to allow banks to renegotiate loans with homeowners.

ITEM NO. (19) - MAP APPROVED - CITY ENGINEER REPORT ADOPTED

Roll Call #3 - Motion (Reyes - Weiss) Adopted, Ayes (10); Absent: Parks, Perry, Rosendahl, Smith and Wesson (5)

[08-2953](#)

CD 15

PARCEL MAP L.A. NO. 2004-2141 for property located at 3431, 3437 and 3447 East Anaheim Street.

(ADOPT City Engineer Report)

Applicants: City of Long Beach
Mollenhauer Group

Items for Which Public Hearings Have Not Been Held - Items 20-26

(10 Votes Required for Consideration)

ITEM NO. (20) - ADOPTED

Roll Call #12 - Motion (LaBonge - Perry) Adopted, Ayes (12); Absent: Parks, Smith and Zine (3)

[07-0066](#)

COMMUNICATION FROM THE CITY ATTORNEY, RESOLUTIONS and ORDINANCE TO BE PRESENTED relative to placing before the voters at the March 3, 2009 Primary Nominating Election a Post-Retirement Marriage Surviving Spouse Benefit.

TIME LIMIT FILE - NOVEMBER 7, 2008

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

ADOPTED

MOTION (LABONGE - PERRY)

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

- 1. ADOPT the accompanying RESOLUTION providing that a certain proposal to amend the Charter of the City of Los Angeles be submitted to a vote of the qualified electors of the City of Los Angeles at a Special Election to be called and consolidated with the City's Primary Nominating Election or a Statewide Special Election to be held on March 3, 2009.**
- 2. ADOPT the accompanying BALLOT TITLE RESOLUTION as follows:**

SURVIVOR BENEFIT PURCHASE PROGRAM FOR RETIREES OF THE FIRE AND POLICE PENSION PLAN.

CHARTER AMENDMENT _____

Shall the Charter be amended to allow retired members of the Fire and Police Pension Plan to purchase, at their own expense, a survivor benefit for a spouse or domestic partner?

3. **PRESENT and ADOPT the accompanying ORDINANCE calling a Special Election to be held on Tuesday, March 3, 2009 for the purpose of submitting to the qualified voters of the City of Los Angeles a certain Charter amendment and consolidating this Special Election with the City's Primary Nominating Election or a Statewide Special Election to be held on the same date.**

ITEM NO. (21) - CONTINUED TO NOVEMBER 5, 2008

Roll Call #4 - Motion (Weiss - Reyes) Adopted to Continue, Unanimous Vote (10); Absent: Parks, Perry, Rosendahl, Smith and Wesson (5)

[08-2167](#)

COMMUNICATION FROM THE CITY ATTORNEY, RESOLUTIONS and ORDINANCE TO BE PRESENTED relative to placing before the voters at the March 3, 2009 Primary Nominating Election a Charter amendment relative to the role of the City Controller in the conduct of performance audits.

TIME LIMIT FILE - NOVEMBER 7, 2008

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

**Roll Call #13 - Motion (Hahn - Wesson) Adopted, Ayes (13); Absent: Parks and Smith (2)
(Item Nos. 22-23)**

ITEM NO. (22) - ADOPTED

[08-2692](#)

COMMUNICATION FROM THE CITY ATTORNEY, RESOLUTIONS and ORDINANCE TO BE PRESENTED relative to placing before the voters at the March 3, 2009 Primary Nominating Election a Charter amendment 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.

TIME LIMIT FILE - NOVEMBER 7, 2008

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

ADOPTED

MOTION (HAHN - WESSON)

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

1. **ADOPT the accompanying RESOLUTION providing that a certain proposal to amend the Charter of the City of Los Angeles be submitted to a vote of the qualified electors of the City of Los Angeles at a Special Election to be called and consolidated with the City's Primary Nominating Election or a Statewide Special Election to be held on March 3, 2009.**

2. **ADOPT the accompanying BALLOT TITLE RESOLUTION as follows:**

**DISABLED CHILDREN SURVIVOR BENEFIT OF THE FIRE AND POLICE PENSION PLAN.
CHARTER AMENDMENT _____**

Shall the Charter be amended to allow disabled children of deceased members of the Fire and Police Pension Plan to marry or be adopted without losing their Dependent Child benefits and to provide additional options for the payment of benefits belonging to disabled children of deceased members that do not increase the amount of the benefits being paid?

3. **PRESENT and ADOPT the accompanying ORDINANCE calling a Special Election to be held on Tuesday, March 3, 2009 for the purpose of submitting to the qualified voters of the City of Los Angeles a certain Charter amendment and consolidating this Special Election with the City's Primary Nominating Election or a Statewide Special Election to be held on the same date.**

ITEM NO. (23) - ADOPTED

[08-2692-S1](#)

COMMUNICATION FROM THE CITY ATTORNEY, RESOLUTIONS and ORDINANCE TO BE PRESENTED relative to placing before the voters at the March 3, 2009 Primary Nominating Election a 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 has become disabled while under the age of 21.

TIME LIMIT FILE - NOVEMBER 7, 2008

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

ADOPTED

MOTION (HAHN - WESSON)

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

1. **ADOPT the accompanying RESOLUTION providing that a certain proposal to amend the Charter of the City of Los Angeles be submitted to a vote of the qualified electors of the City of Los Angeles at a Special Election to be called and consolidated with the City's Primary Nominating Election or a Statewide Special Election to be held on March 3, 2009.**

2. **ADOPT the accompanying BALLOT TITLE RESOLUTION as follows:**

**DISABLED CHILDREN SURVIVOR BENEFIT OF THE FIRE AND POLICE PENSION PLAN.
CHARTER AMENDMENT _____**

Shall the Charter be amended to allow disabled children of deceased members of the Fire and Police Pension Plan to marry or be adopted without losing their Dependent Child benefits and to provide additional options for the payment of benefits belonging to disabled children of deceased members that do not increase the amount of the benefits being paid?

3. **PRESENT and ADOPT the accompanying ORDINANCE calling a Special Election to be held on Tuesday, March 3, 2009 for the purpose of submitting to the qualified voters of the City of Los Angeles a certain Charter amendment and consolidating this Special Election with the City's Primary Nominating Election or a Statewide Special Election to be held on the same date.**

ITEM NO. (24) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #14 - Motion (Huizar - Weiss) Adopted, Ayes (13); Absent: Parks and Smith (2)

[08-2693](#)

COMMUNICATION FROM THE CITY ATTORNEY, RESOLUTIONS and ORDINANCE TO BE PRESENTED relative to placing before the voters at the March 3, 2009 Primary Nominating Election a Charter amendment to authorize an Independent Assessor that would be appointed by and report to the Board of Fire Commissioners.

TIME LIMIT FILE - NOVEMBER 7, 2008

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

ADOPTED

MOTION (WEISS - HUIZAR)

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

1. **ADOPT the accompanying RESOLUTION providing that a certain proposal to amend the Charter of the City of Los Angeles be submitted to a vote of the qualified electors of the City of Los Angeles at a Special Election to be called and consolidated with the City's Primary Nominating Election or a Statewide Special Election to be held on March 3, 2009.**
2. **ADOPT the accompanying BALLOT TITLE RESOLUTION as follows:**

**FIRE DEPARTMENT INDEPENDENT ASSESSOR.
CHARTER AMENDMENT _____**

Shall the Charter be amended to empower the Board of Fire Commissioners to appoint and remove an Independent Assessor, exempt from Civil Service, who shall be responsible for auditing, assessing and reviewing the Fire Department's handling of complaints against sworn and civilian employees?

3. **PRESENT and ADOPT the accompanying ORDINANCE calling a Special Election to be held on Tuesday, March 3, 2009 for the purpose of submitting to the qualified voters of the City of Los Angeles a certain Charter amendment and consolidating this Special Election with the City's Primary Nominating Election or a Statewide Special Election to be held on the same date.**

ADOPTED

AMENDING MOTION (WEISS - HUIZAR)

Recommendations for Council action:

INSTRUCT the Chief Legislative Analyst and the Personnel Department to work with the Fire Commission and report back to the Public Safety and Audit and Government Efficiency Committees with the job class specifications and job description for the Independent Assessor position.

ITEM NO. (25) - CONTINUED TO NOVEMBER 5, 2008

Roll Call #4 - Motion (Weiss - Reyes) Adopted to Continue, Unanimous Vote (10); Absent: Parks, Perry, Rosendahl, Smith and Wesson (5)

[08-2795](#)

COMMUNICATION FROM THE CITY ATTORNEY, RESOLUTIONS and ORDINANCE TO BE PRESENTED relative to placing before the voters at the March 3, 2009 Primary Nominating Election, the Los Angeles basin solar power, green energy and jobs development program.

TIME LIMIT FILE - NOVEMBER 7, 2008

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

ITEM NO. (26) - CONTINUED TO NOVEMBER 7, 2008

Roll Call #5 - Motion (Weiss - Reyes) Adopted to Continue, Unanimous Vote (10); Absent: Parks, Perry, Rosendahl, Smith and Wesson (5)

[08-2914](#)

COMMUNICATION FROM THE CITY ATTORNEY, RESOLUTIONS and ORDINANCE TO BE PRESENTED relative to placing before the voters at the March 3, 2009 Primary Nominating Election a Charter amendment that would authorize the Mayor and the City Council to offer incentives to businesses to retain and attract businesses.

TIME LIMIT FILE - NOVEMBER 7, 2008

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

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

08-3011

CD 13

MOTION (GARCETTI - GREUEL) relative to declaring the Theater for Children - The Dangerous Christmas of Red Riding Hood on October 23 and 28, 2008, November 4-5, November 11-13, and November 18-20, 2008 and December 2 and 4, 2008 a Special Event (fees and costs absorbed by the City = \$11,045).

08-3012

CD 9

MOTION (PERRY - REYES) relative to declaring the For All Time on November 6-9, November 12-16, and November 19-23, 2008 a Special Event (fees and costs absorbed by the City = \$600).

08-3013

CD 1

MOTION (REYES - PERRY) relative to declaring the Olympic Community Police Station Dedication Ceremony on January 17, 2009 a Special Event (fees and costs absorbed by the City = \$5,000).

08-3014

CD 9

MOTION (PERRY - REYES) relative to declaring the L.A. Earthquake Get Ready Rally on November 14, 2008 a Special Event (fees and costs absorbed by the City = \$350).

08-3015

CD 6

MOTION (CARDENAS - ZINE) relative to declaring the First Annual San Fernando Valley Children's Day, A Salute to Kids on November 22, 2008 a Special Event (fees and costs absorbed by the City = \$1,000).

08-3017

CD 11

MOTION (ROSENDAHL - CARDENAS) relative to declaring the First Annual Heroes of Hope Run and Walk on November 23, 2008 a Special Event (fees and costs absorbed by the City = \$4,158).

07-2527-S1

CD 11

MOTION (ROSENDAHL - CARDENAS) relative to declaring the Fourth Annual Power by Number Run/Walk on November 16, 2008 a Special Event (fees and costs absorbed by the City = \$7,177).

[08-3018](#)

CD 13

MOTION (GARCETTI - PERRY) relative to declaring the Microsoft Event on November 6, 2008 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[08-0010-S49](#)

MOTION (REYES - PERRY) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the deaths of Steven Munoz and Luis Rodriguez on October 12, 2008.

[08-0011-S48](#)

CD 11

MOTION (ROSENDAHL - GARCETTI) relative to funding for the installation of tsunami signs in the coastal areas of Council District 11.

[08-0011-S49](#)

CD 6

MOTION (CARDENAS - ZINE) relative to funding for watering newly planted trees in or around City rights of way in the Council District Six area of Van Nuys.

[08-3016](#)

MOTION (GREUEL - LABONGE) relative to transferring funds for the construction necessary to expand the Los Angeles Department of Transportation's coin counting operation.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

[08-2603](#) - Donald V. Keith

Zine - All Councilmembers

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

[08-2604](#) - Jirire S. Boyajian

LaBonge - All Councilmembers

William Bill R. Stall

Wesson

Giovanni Joe Hernandez

Wesson

Ola Ree Sherow Cato

Zine - LaBonge

Madelyn Dunham

Rosendahl - All Councilmembers

Ayes, Alarcon, Cardenas, Greuel, Hahn, Huizar, LaBonge, Perry, Reyes, Rosendahl, Weiss, Wesson, Zine and President Garcetti (13); Absent: Parks and Smith (2).

Whereupon the Council did adjourn.

ATTEST: Karen E. Kalfayan, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL