

- - - SPECIAL COUNCIL MEETING - - -

ALL ITEMS FORTHWITH

11:15 A.M. OR AS SOON THEREAFTER
AS COUNCIL RECESSES ITS REGULAR MEETING

ROLL CALL - Members present: Alarcon, Greuel, Hahn, Huizar, LaBonge, Parks, Perry, Reyes, Rosendahl, Smith, Weiss, Wesson, Zine and President Garcetti (14); Absent: Cardenas, (1).

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

Items for Which Public Hearings Have Been Held - Items 67-68

ITEM NO. (67) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS, AS AMENDED - SEE FOLLOWING

Roll Call #5 - Motion (Parks - Greuel) to Adopt as Amended, Ayes (13); Absent: Cardenas and Rosendahl (2)

[08-0600-S35](#)

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER relative to the Third Financial Status Report for Fiscal Year 2008-09.

(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.)

ADOPTED

BUDGET AND FINANCE COMMITTEE REPORT relative to the Third Financial Status Report for Fiscal Year (FY) 2008-09.

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

1. **APPROVE** the recommendations of the City Administrative Officer (CAO) as contained in the Third Financial Status Report for Fiscal Year 2008-09, attached to the Committee report.
2. **INSTRUCT** the CAO and Chief Legislative Analyst to provide the Council with recommendations of a more permanent nature which may be instituted to address the \$430 million projected budget deficit for FY 2009-10 and the increasing FY 2008-09 budget deficit.
3. **INSTRUCT** the CAO to report back to the Council relative to a list of Municipal Corporation of Los Angeles (MICLA) funded projects and the status of the projects.

Fiscal Impact Statement: The CAO reports that transfers, appropriations and other adjustments totaling approximately \$30.2 million are recommended in this report to meet current-year obligations. The current Reserve Fund balance is estimated at \$155 million (consisting of \$125 million in the Emergency Reserve Account and \$30 million in the Contingency Reserve Account).

ADOPTED

AMENDING MOTION (PARKS - GREUEL)

Recommendation for Council action:

AMEND to add the following recommendation to preserve Proposition 1B funding:

"AUTHORIZE the Director, Bureau of Street Services to take the necessary actions to draw down on all Proposition 1B funds available to the City."

ADOPTED

AMENDING MOTION (SMITH - PARKS)

Recommendation for Council action:

APPROPRIATE \$150,000, or the total of the unallocated balance, whichever is greater, from the CIEP line item for Contaminated Soil Removal/Mitigation that is State, Federally, or otherwise legally-mandated to be used for the ongoing clean-up of Chatsworth Park South.

ADOPTED

AMENDING MOTION (PARKS - GREUEL)

Recommendation for Council action:

1. **APROVE** the City Administrative Officer/Chief Legislative Analyst report dated December 17, 2008, amending Recommendation No. 5 to include an evaluation of other benefits in addition to sworn pensions.

2. **AMEND Section "Y" relative to the Library to require that funds from the sale of property in the Eighth District go to the Library Construction Account.**

ITEM NO. (68) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS - SEE FOLLOWING

Roll Call # - 7 Motion (Alarcon - Greuel), Ayes (13); Absent: Cardenas and Rosendahl (2)

[08-2106](#)

MOTION (ALARCON - PARKS) and COMMUNICATIONS FROM THE COMMUNITY DEVELOPMENT DEPARTMENT AND CITY ADMINISTRATIVE OFFICER relative to a City Loan Agreement in the amount of \$15 million with the Valley Economic Development Center to fund a Small Business Loan Program on a Citywide basis.

(Housing, Community and Economic Development and Jobs, Business Growth and Tax Reform Committees' 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 Housing, Community and Economic Development Committee at 213-978-1080 and the Legislative Assistant for the Jobs, Business Growth and Tax Reform Committee at 213-978-1071.)

ADOPTED

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT AND JOBS, BUSINESS GROWTH AND TAX REFORM COMMITTEES' REPORT relative to a City Loan Agreement in the amount of \$15 million with the Valley Economic Development Center to fund a Small Business Loan Program on a Citywide basis.

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

1. **APPROVE** the Valley Economic Development Center (VEDC) as the administrator of the City Small Business Loan Program (Program) utilizing an amount of up to \$15 million from the proceeds of City-borrowed funds through the U.S. Department of Housing and Urban Development (HUD) Section 108 Loan Guarantee Program for the Program.
2. **APPROVE** the recommendations in the Community Development Department (CDD) report, dated August 15, 2008 and listed below, subject to confirmation from HUD that the City can utilize a third party as a pass-through administrator for the City Loans funded through the Section 108 Loan Guarantee Program and approval of the City Attorney as to form.
 - a. **Authorize the General Manager, CDD, or designee to apply to HUD for loans of up to \$15 million pursuant to the Section 108 Loan Guarantee Program (Section 108 Loan).**

Fiscal Impact Statement: The CAO reports that there is no General Fund impact on City Loans funded through the Section 108 Loan Guarantee Program as Section 108 proceeds are ultimately guaranteed with future Community Development Block Grant allocations to the City from the U.S. Department of Housing and Urban Development, except in the case of disallowed costs due to ineligible activities. The above recommendations comply with the City Financial Policies in that loan proceeds are comprised entirely of federal funds and require no obligation of General Funds.

Community Impact Statement: None submitted.

Items for Which Public Hearings Have Not Been Held - Items 69-74

(10 Votes Required for Consideration)

ITEM NO. (69) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #2 - Motion (Wesson - Smith) to Adopt as Amended, Ayes (14); Absent: Cardenas (1)

[07-2438-S9](#)

ORDINANCE FIRST CONSIDERATION relative to adding Article 14.1 to Chapter IV of the Los Angeles Municipal Code (LAMC) to regulate the grounds for eviction of tenants from foreclosed residential rental properties.

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

PRESENT and ADOPT the accompanying ORDINANCE adding Article 14.1 to Chapter IV of the LAMC to regulate the grounds for eviction of tenants from foreclosed residential rental properties.

URGENCY CLAUSE - 12 VOTES REQUIRED

ADOPTED

AMENDING MOTION (GARCETTI - WESSON)

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

AMEND the Ordinance, as follows:

Sec. 2. Statement of Intent. It is the intent of the City council that the provisions of this Article shall apply to properties containing Rental Units to which the landlord obtains title through Foreclosure on or after December 17, 2008.

ITEM NO. (70) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call # - 3 Motion (Parks - Perry) to Adopt as Amended, Ayes (14); Absent: Cardenas (1)

[08-3412](#)

CD 8

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER (CAO) and ORDINANCE FIRST CONSIDERATION relative to land exchange and operating agreements with the State of California and a gift agreement with Friends of Expo Center regarding portions of Exposition Park.

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

1. PRESENT and ADOPT the accompanying ORDINANCE to approve Resolution No. 10250 of the Board of Recreation and Park Commissioners authorizing the exchange of property as described in the Land Exchange Agreement relative to certain portions of Exposition Park.
2. APPROVE and AUTHORIZE the President and Secretary of the Board of Recreation and Park Commissioners to execute, the land exchange agreement with the State of California, acting by and through the Sixth District Agricultural Association also known as the California Science Center (State), relative to certain portions of Exposition Park.
3. APPROVE and AUTHORIZE the President and Secretary of the Board of Recreation and Park Commissioners to execute, the operating agreement with the State relative to certain portions of Exposition Park for a term of five years from the date of execution, renewable annually for 20 years.
4. APPROVE and AUTHORIZE the President and Secretary of the Board of Recreation and Park Commissioners to execute, the gift agreement with the Friends of Expo Center relative to sports field improvements at a certain portion of Exposition Park for a term of three years.
5. AUTHORIZE the CAO to make technical corrections as necessary to those transactions included in this report to implement Mayor and Council intentions.

Fiscal Impact Statement: The CAO reports that minimal costs will be required for the processing of the land exchange. Department of Recreation and Parks (Department) funds are available for this purpose. Funding for the first annual payment required under the Operating Agreement is available from the Department's operating budget. Funding for future annual payments is subject to additional appropriation by Mayor and Council. Should the Federal Emergency Management Agency's Hazardous Mitigation Grant Program application be approved, the City will be responsible for matching grants in the amount of \$678,334. The Friends of Expo Center will give the City sports field improvements with an estimated total value of \$5.5 million. There is no additional impact on the General Fund. The above recommendations are in compliance with the City Financial Policies in that one-time revenues will be used to offset one-time expenditures and ongoing revenues will be used to support ongoing programs.

Community Impact Statement: None submitted.

(Arts, Parks, Health and Aging Committee waived consideration of the above matter)

ADOPTED

MOTION (PARKS - PERRY)

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

- 6. ADD the re-opening of Leighton Avenue from Bill Robertson Lane (formerly Menlo Avenue) to Vermont Avenue as a one-way street to provide circulation improvements and additional parking spaces for the Expo Center to the Operating Agreement with the State of California and to the Exposition Park Master Plan (Leighton Avenue was vacated by the City to the State of California via Vacation Ordinance 144242).**
- 7. ADD that in the interim the Department of Transportation be directed to coordinate with the Department of Recreation and Parks as well as the Exposition Park Manager's Office to re-strip Leighton Avenue to diagonal parking and designate these spaces for visitors and staff of the Expo Center.**
- 8. ADD that alternative funding sources be evaluated to effectuate both the interim and permanent re-opening of Leighton Avenue. These sources should include, but not be limited to, potential resources available from the Exposition/University Park Redevelopment Project Area and the Eighth Council District Real Property Trust Fund.**
- 9. ADD clarifying language to establish a defined area that will provide year-round, primary parking for Expo Center visitors and staff.**
- 10. ADD that discussions be held with the Exposition Park Manager's Office to better coordinate and reduce the impact of Major Events on the operations at the Expo Center and the ability of community residents to access the facility during Major Events.**
- 11. ADD that opportunities be explored to provide a more equitable exchange of acreage between the City (8.4 acres) and the State (7.17 acres), whereby the 1.2 acre difference would be minimized.**
- 12. ADD clarifying language to re-evaluate on an annual basis the financial impact on the expenditure of Department of Recreation and Parks resources to cover the playfields during Major Events.**

**ITEM NO. (71) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION AS AMENDED
- SEE FOLLOWING**

Roll Call # - 6 Motion (Parks - Greuel) Adopted, As Amended Ayes (14); Absent: Cardenas (1)

[08-3422](#)

COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE TO BE PRESENTED relative to prohibiting the installation of new off-site and supergraphic signs or alterations of existing off-site

signs.

Recommendation for Council action:

ADOPT the proposed ORDINANCE relative to imposing interim regulations on the issuance of building permits and construction or alterations for off-site signs and supergraphic signs. The moratorium would apply on a citywide basis for a period of six months, with two three-month extensions.

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: Yes
For Proposal: Greater Griffith Park Neighborhood Council
Encino Neighborhood Council

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

ADOPTED

MOTION (HAHN - REYES)

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

PRESENT and ADOPT the accompanying ORDINANCE imposing interim regulations on the issuance of building permits for Off-site Signs, including Digital Displays, and new Supergraphic Signs.

ADOPTED

AMENDING MOTION (HAHN - REYES)

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

- 1. PROHIBIT the issuance of permits for new Off-site Signs, including Digital Displays, and Supergraphic Signs.**
- 2. ESTABLISH the Interim Control Ordinance for a period of 90 days, with two additional 45-day period extensions.**

ITEM NO. (72) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

Roll Call # - 4 Motion (Perry - Parks) Adopted, Ayes (14); Absent: Cardenas (1)

[07-0472](#)

CDs 9 & 14

COMMUNICATION FROM THE OFFICE OF THE CITY CLERK and ORDINANCE TO BE SUBMITTED relative to modifications to the Fashion District Property and Business Improvement District Management District Plan.

Recommendations for Council action:

1. FIND that the written request by the Downtown Los Angeles Property Owners Association to modify the established Fashion District Business Improvement District meets the requirements of Section 36600 et seq. of the California Streets and Highways Code.
2. REQUEST the City Attorney to prepare an Ordinance of Intention to modify and expand the established Fashion District Business Improvement District upon verification of the 50 percent threshold; or ADOPT the Ordinance of Intention if the 50 percent petition threshold is met.
3. DIRECT the City Clerk upon verification of the 50 percent threshold of preliminary support from the expanded area properties, to schedule a public hearing and comply with the notice, protest, and hearing procedures prescribed in Section 36600 et seq. of the California Streets and Highways Code, California Government Code Section 53750 et seq. and Article XIID of the California Constitution Proposition 218 Omnibus Implementation Act.
4. ADOPT the Preliminary Report of the City Clerk, the Management District Plan, and the Engineer's Report, attached to the Council file.
5. FIND that 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.
6. FIND that in accordance with Article XIID of the California Constitution, and based on the facts and conclusion contained in the attached Engineer's Report that:
 - a. The assessment levied on each parcel within the Modified District 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 Modified District.
 - c. No assessment imposed on any parcel exceeds the reasonable cost of the proportional special benefit conferred on that parcel.
7. APPROVE if a weighted majority of financially supportive ballots are not submitted by the affected property owners in favor of the modification process, the established Fashion District BID will remain in place.
8. APPROVE the Downtown Los Angeles Property Owners Association to serve as the Owners' Association to administer the Modified Fashion District Business Improvement District and authorize the City Clerk to execute a contract with the Downtown Los Angeles Property Owners Association.
9. REQUEST the City Attorney, with the assistance of the City Clerk, to prepare an enabling Ordinance modifying the Fashion District Property and Business Improvement District for Council consideration at the conclusion of the required public hearing.

Fiscal Impact Statement: The City Clerk reports that funding for assessments levied on the City-owned properties within the District are 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. (73) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

Roll Call # - 1 Motion (Perry - Huizar) Adopted, Ayes (14); Absent: Cardenas (1)

[08-1841](#)

CD 1

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION TO VACATE relative to the vacation of the alley southeasterly of Lucas Avenue from Lucas Avenue to approximately 280 feet northeasterly of Emerald Drive (VAC E1400942).

Recommendations for Council action:

1. REAFFIRM the FINDINGS of August 15, 2008, that the vacation of alley southeasterly of Lucas Avenue from Lucas Avenue to approximately 280 feet northeasterly of Emerald Drive, pursuant to the City of Los Angeles Environmental Guidelines, is exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(3) of the City of Los Angeles Environmental Guidelines.
2. REAFFIRM the FINDINGS of August 15, 2008, that this vacation is in substantial conformance with the General Plan pursuant to Section 556 of the Los Angeles City Charter.
3. ADOPT the accompanying RESOLUTION TO VACATE NO. 08-1400942 for the vacation of the alley southeasterly of Lucas Avenue from Lucas Avenue to approximately 280 feet northeasterly of Emerald Drive.
4. INSTRUCT the City Clerk to transmit, following Council adoption, Resolution to Vacate No. 08-1400942 to the Land Development Group of the Bureau of Engineering for recordation of said Resolution with the Los Angeles County Recorder.

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

ENVIRONMENTAL WORK COMPLETED FOR THIS PROJECT

ITEM NO. (74) - ADOPTED - MAP AND BOND APPROVED

Roll Call # - 8 Motion (Hahn - Huizar) Adopted, Ayes (13); Absent: Cardenas and Rosendahl (2)

[08-3421](#)

CD 15

PARCEL MAP L.A. NO. 2006-8646, located at 434 West 112th Street, lying southerly of 112th Street and easterly of Figueroa Street.

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

(ADOPT City Engineer's Report)

(ADOPT Bond No. C-114920)

(Quimby Fee: \$10,221)

Applicants: Habitat for Humanity

Nader J. Qoborsi

Councilmember Hahn moved, seconded by Councilmember Huizar, that the Special Council meeting adjourn.

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

Whereupon the Special Council meeting did adjourn.

ATTEST: Karen E. Kalfayan, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL