

Los Angeles City Council, **Journal/Council Proceedings**
Wednesday, **February 11, 2009**
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: Huizar, LaBonge, Parks, Perry, Reyes, Rosendahl, Weiss, Wesson, Zine and President Garcetti (10); Absent: Alarcon, Cardenas, Greuel, Hahn and Smith (5).

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
FEBRUARY 6, 2009

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 39

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 1-15

**Roll Call #7 - Motion (Rosendahl - Hahn) Adopted, Ayes (12); Absent: Alarcon, Greuel and Smith (3)
(Item Nos. 1-6)**

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

[08-2648](#)
CD 7

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST
CONSIDERATION relative to the improvement and maintenance of the Rayen Street and Kester
Avenue 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 January 21, 2009)

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

[08-2659](#)

CD 7

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Foothill Boulevard and Carl 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 January 21, 2009)

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

[08-2662](#)

CD 15

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Gaffey Street and Capitol Drive Lighting District.

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

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

(Public Hearing held January 21, 2009)

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

[08-2745](#)

CD 7

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Community Street and Eton 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 January 21, 2009)

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

[08-2747](#)

CD 7

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Columbus Avenue and Los Olivos 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 January 21, 2009)

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

[08-2658](#)

CD 11

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the National Boulevard and Jasmine Avenue Lighting District.

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

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

(Public Hearing held January 21, 2009)

**Roll Call #2 - Motion (Rosendahl - LaBonge) Adopted to Continue, Unanimous Vote (10);
Absent: Alarcon, Cardenas, Greuel, Hahn and Smith (5)
(Item Nos. 7-9)**

**ITEM NO. (7) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON MARCH 4, 2009**

[08-0784](#)

CD 15

HEARING PROTESTS against the proposed improvement and maintenance of the 10th Street and Grand Avenue Reballot Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the 10th Street and Grand Avenue 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 December 10, 2008 - Continue hearing and present Ordinance on MARCH 4, 2009 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (8) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON MARCH 4, 2009**

[08-3139](#)

CD 5

HEARING PROTESTS against the proposed improvement and maintenance of the Wallingford and Benedict Canyon Drives Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Wallingford and Benedict Canyon Drives Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on December 10, 2008 - Continue hearing and present Ordinance on MARCH 4, 2009 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (9) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON MARCH 4, 2009**

[08-3178](#)

CD 4

HEARING PROTESTS against the proposed improvement and maintenance of the Peach Grove Street and Cleon Avenue Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Peach Grove Street and Cleon 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 December 10, 2008 - Continue hearing and present Ordinance on MARCH 4, 2009 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**Roll Call #3 - Motion (Rosendahl - Weiss) Adopted, Ayes (10); Absent: Alarcon, Cardenas, Greuel, Hahn and Smith (5)
(Item Nos. 10-11)**

ITEM NO. (10) - PUBLIC HEARING CLOSED - NO PROTEST - LIEN CONFIRMED

[08-3112](#)

CD 5

HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 500 North La Brea Avenue, APN 5525-020-010. (Lien: \$1,321.50)

Recommendations for Council action:

1. HEAR PROTESTS relative to a proposed lien recorded against property located at 500 North La Brea Avenue, to recover the cost of inspections, plus appropriate fees and fines, as authorized by the Los Angeles Municipal Code Sections 91.103, 98.0402(e), 98.0411(a) and Sections 7.35.5 and 7.35.5 of the Los Angeles Administrative Code, as described in the Building and Safety report, attached to the Council file; and, CONFIRM said lien.
2. INSTRUCT the Department of Building and Safety to deposit to Department 08, Fund 48R, Balance Sheet Account 2200, any payment received against this lien in the amount of \$1,321.50 on the above referenced property.

ITEM NO. (11) - PUBLIC HEARING CLOSED - PROTEST DENIED - LIEN CONFIRMED

[08-3107](#)

CD 15

HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 650 North Broad Avenue, APN 7423-013-030. (Lien: \$871.10)

Recommendations for Council action:

1. HEAR PROTESTS relative to a proposed lien recorded against property located at 650 North Broad Avenue, to recover the cost of delinquent annual inspection invoices, plus appropriate fees and fines, as authorized by the Los Angeles Municipal Code Section 98.0402(e), and Sections 7.35.3 and 7.35.5 of the Los Angeles Administrative Code, as described in the Building and Safety report, attached to the Council file; and, CONFIRM said lien.
2. INSTRUCT the Department of Building and Safety to deposit to Department 08, Fund 48R, Balance Sheet Account 2200, any payment received against this lien in the amount of \$871.10 on the above referenced property.

**Roll Call #4 - Motion (Parks - Wesson) Adopted, Ayes (10); Absent: Alarcon, Cardenas, Greuel, Hahn and Smith (5)
(Item Nos. 12-14)**

ITEM NO. (12) - RECEIVED AND FILED - INASMUCH AS THE LIEN HAS BEEN PAID

[08-3108](#)
CD 10

HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 5360 West Adams Boulevard, APN 5043-007-003. (Lien: \$1,295.05)

Recommendations for Council action:

1. HEAR PROTESTS relative to a proposed lien recorded against property located at 5360 West Adams Boulevard, to recover the cost of delinquent annual inspection invoices, plus appropriate fees and fines, as authorized by the Los Angeles Municipal Code Section 98.0402(e), and Sections 7.35.3 and 7.35.5 of the Los Angeles Administrative Code, as described in the Building and Safety report, attached to the Council file; and, CONFIRM said lien.
2. INSTRUCT the Department of Building and Safety to deposit to Department 08, Fund 48R, Balance Sheet Account 2200, any payment received against this lien in the amount of \$1,295.05 on the above referenced property.

ITEM NO. (13) - RECEIVED AND FILED - INASMUCH AS THE LIEN HAS BEEN PAID

[08-3109](#)
CD 8

HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 2601 West Florence Avenue, APN 4008-023-018. (Lien: \$1,240.06)

Recommendations for Council action:

1. HEAR PROTESTS relative to a proposed lien recorded against property located at 2601 West Florence Avenue, to recover the cost of delinquent annual inspection invoices, plus appropriate fees and fines, as authorized by the Los Angeles Municipal Code Section 98.0402(e), and Sections 7.35.3 and 7.35.5 of the Los Angeles Administrative Code, as described in the Building and Safety report, attached to the Council file; and, CONFIRM said lien.

2. INSTRUCT the Department of Building and Safety to deposit to Department 08, Fund 48R, Balance Sheet Account 2200, any payment received against this lien in the amount of \$1,240.06 on the above referenced property.

ITEM NO. (14) - RECEIVED AND FILED - INASMUCH AS THE LIEN HAS BEEN PAID

[08-3110](#)

CD 12

HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 10243 North Topanga Canyon Boulevard, APN 2745-001-012.

(Lien: \$1,314.76)

Recommendations for Council action:

1. HEAR PROTESTS relative to a proposed lien recorded against property located at 10243 North Topanga Canyon Boulevard, to recover the cost of delinquent annual inspection invoices, plus appropriate fees and fines, as authorized by the Los Angeles Municipal Code Section 98.0402(e), and Sections 7.35.3 and 7.35.5 of the Los Angeles Administrative Code, as described in the Building and Safety report, attached to the Council file; and, CONFIRM said lien.
2. INSTRUCT the Department of Building and Safety to deposit to Department 08, Fund 48R, Balance Sheet Account 2200, any payment received against this lien in the amount of \$1,314.76 on the above referenced property.

ITEM NO. (15) - PUBLIC HEARING CLOSED - CITY ENGINEER INSTRUCTED TO PROCEED

Roll Call #5 - Motion (LaBonge - Rosendahl) Adopted, Unanimous Vote (12); Absent: Alarcon, Greuel and Smith (3)

[07-1861](#)

CD 4

HEARING PROTESTS relative to the vacation of Killion Street from Lankershim Boulevard to its Easterly Terminus (VAC E1401064).

(Public Works Committee report adopted on January 13, 2009)

Items for Which Public Hearings Have Been Held - Items 16-35

ITEM NO. (16) - CONTINUED TO FEBRUARY 18, 2009

Roll Call #1 - Motion (Rosendahl - LaBonge) Adopted to Continue, Unanimous Vote (10); Absent: Alarcon, Cardenas, Greuel, Hahn and Smith (5)

[07-3535](#)

TRADE, COMMERCE AND TOURISM COMMITTEE REPORT relative to the reappointment of Mr. Gilbert Bautista to the Los Angeles Convention and Exhibition Center Authority.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Mr. Gilbert Bautista to the Los Angeles Convention and Exhibition Center Authority for the new term ending January 16, 2013 is APPROVED and CONFIRMED. Mr. Bautista resides in Council District 12. (Current Commission gender composition: M=8; F=3)

Ethics Commission Review: Complete.

Background Check Review: Complete.

Community Impact Statement: None submitted.

**Roll Call #10 - Motion (Hahn - Rosendahl) Adopted, Ayes (14); Absent: Smith (1)
(Item Nos. 17-18)**

ITEM NO. (17) - ADOPTED

[08-0721](#)

TRADE, COMMERCE AND TOURISM COMMITTEE REPORT relative to the reappointment of Ms. Susan A. Rodriguez to the Los Angeles Convention and Exhibition Center Authority.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Ms. Susan A. Rodriguez to the Los Angeles Convention and Exhibition Center Authority for the new term ending January 16, 2013 is APPROVED and CONFIRMED. Ms. Rodriguez resides in Council District 13. (Current Commission gender composition: M=8; F=3)

Ethics Commission Review: Complete.

Background Check Review: Complete.

Community Impact Statement: None submitted.

ITEM NO. (18) - ADOPTED

[08-3467](#)

TRADE, COMMERCE AND TOURISM COMMITTEE REPORT relative to the reappointment of Mr. Robert Lessin to the Los Angeles Convention and Exhibition Center Authority.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Mr. Robert Lessin to the Los Angeles Convention and Exhibition Center Authority for the new term ending January 16, 2013 is APPROVED and CONFIRMED. Mr. Lessin resides in Council District 12. (Current Commission gender composition: M=8; F=3)

Ethics Commission Review: Complete.

Background Check Review: Complete.

Community Impact Statement: None submitted.

ITEM NO. (19) - ADOPTED, AS AMENDED - TO THE MAYOR FORTHWITH - SEE FOLLOWING

Roll Call #22 - Motion (Cardenas - Alarcon) to Adopt as Amended, Ayes (14); Absent: Smith (1)

[08-3292](#)

CDs 6 & 7

PUBLIC ANNOUNCEMENT OF BALLOT TABULATION and ORDINANCE FIRST CONSIDERATION relative to the establishment of the Panorama City Property and Business Improvement District (BID) , pursuant to Section 53753 of the California Government Code, Section 36600 et seq. of the California Streets and Highways Code, and Article XIII D of the California Constitution.

Recommendations for Council action, if the tabulation of ballots indicated majority support, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. PRESENT and ADOPT the accompanying ORDINANCE establishing the Panorama City BID and confirming the assessments to be levied upon properties within the BID, as described in the Management District Plan.
2. AUTHORIZE the City Clerk, subject to the approval of the City Attorney, to prepare, execute and administer and operating agreement between the City and a nonprofit management entity, for administration of the BID.

Fiscal Impact Statement: There are three City-owned properties in the Panorama City BID. Assessments levied for these City-owned properties for the first year of the BID will be \$1,503.20, or 0.01 percent of the total BID assessments. Funding is available in the BID Trust Fund 659 to pay the General share of assessments for the first operating year.

(Pursuant to Council action of Tuesday, February 10, 2009 and adoption of Ordinance No. 180430 on December 16, 2008.)

ADOPTED

MOTION (CARDENAS - ALARCON)

Recommendations for Council action:

1. **AMEND the operational start date of the Panorama City Business Improvement District in the attached Management District Plan and Engineers Report to be January 1, 2010, and in accordance with the 2010 fiscal year budget amounts as reflected in each document. Pursuant to section 36624 of the California Streets and Highways Code.**

2. **AMEND the district operational period in Section 14 of the accompanying Ordinance of Establishment to begin on January 1, 2010 and end on December 31, 2013.**

ITEM NO. (20) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #21 - Motion (Wesson - LaBonge) to Adopt as Amended, Ayes (14); Absent: Smith (1)

[09-0040](#)

CD 10

CONTINUED CONSIDERATION OF MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change at 3525 West Eighth Street.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the lead agency in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 09-0040 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV 2006-9525 MND] filed on May 18, 2007.
2. ADOPT the FINDINGS of the City Planning Commission (CPC) as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the CPC, effecting a zone change from R3P-1, C2-1, (T)(Q)P-1 and (T)(Q)C2-1 to (T)(Q)C2-1 for lots 79-80, 112-113, and 139-141 of Tract 2189 for the continued use, maintenance, and expansion of an existing 104,998 square foot commercial/retail building by adding approximately 1,663 square feet of ground floor retail use for property at 3525 West Eighth Street, subject to Conditions of Approval.

Applicant: Sung Chul Rhee, Assi Market

CPC 2006-9524 ZC-CUB-CU-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.

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.

TIME LIMIT FILE - APRIL 6, 2009

(LAST DAY FOR COUNCIL ACTION - APRIL 3, 2009)

(Continued from Council meeting of January 28, 2009)

ADOPTED

MOTION (WESSON - LABONGE)

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

MAKE the following changes to the Mitigated Negative Declaration, Planning and Land Use Management Committee Report and Ordinance relative to a zone change at 3525 West Eighth Street:

a. **Replace Recommendation No. 3 to read:**

3. **PRESENT and ADOPT the accompanying ORDINANCE, approved by the CPC, effecting a zone change from R3P-1, C2-1, (T)(Q)P-1 and (T)(Q)C2-1 to (T)(Q)C2-1 for lots 78-80, 112-114, and 139-141 of Tract 2189 for the continued use, maintenance, and expansion of an existing 104,998 square foot commercial/retail building by adding approximately 1,663 square feet of ground floor retail use for property at 3525 West Eighth Street, subject to Conditions of Approval.**

b. **Replace or Remove "Q" Qualified classifications as follows:**

1) **Remove Condition 6.**

2) **Replace opening statement for Condition No. 20 to read:**

20. **Stormwater and Urban Runoff Pollution Control. If building permits are applied for that would change the building envelope by 30 percent or more than the project shall comply with the following:**

3) **Replace Condition No. 36 to read:**

36. **Two years from the issuance of a Certificate of Occupancy, and every five years thereafter, the property owner shall file a Plan Approval application and associated fees together with mailing labels for all property owners and tenants within 500 feet of the property. The purpose of the Plan Approval shall be to review the effectiveness of, and the level of compliance with, the terms and conditions of this grant. Upon review of the effectiveness of and compliance with the conditions, the City Planning Commission shall issue a determination. Such determination may modify the existing terms**

and conditions, add new terms and conditions or delete one or more of them, all as deemed appropriate.

- c. Replace the second paragraph under (T) Tentative classifications as follows:

Dedication(s) and Improvements. No dedications for improvements will be required unless the building or building envelope changes by 30 percent or more. If the building or building envelope changes by more 30 percent or more, prior to the issuance of any building permits, public improvements and dedications for streets and other rights-of-way adjoining the subject property shall be guaranteed to the satisfaction of the Bureau of Engineering, Department of Transportation, Fire Department (and other responsible City, regional, and Federal government agencies, as may be necessary).

- d. Replace "T" Tentative classifications as follows:

- 1) Replace Condition No. 3 to read:

Street Lighting. To the satisfaction of the Bureau of Street Lighting, if new street light(s) are required, the property within the boundary of the development shall be formed or annexed into a Street Lighting Maintenance Assessment District prior to final recordation or issuance of the Certificate of Occupancy. New street light(s) will be required unless the building or building envelope changes by 30 percent or more.

- 2) Replace Condition No. 4 to read:

Street Trees. If determined necessary, construct tree wells and plant street trees satisfactory to the City Engineer and the Urban Forestry (213) 847-0833 of the Bureau of Street Services, Street trees will not be required unless the building or building envelope changes by 30 percent or more.

- 3) Replace Condition No. 5 to read:

Sewers. If determined necessary, construct sewers to the satisfaction of the City Engineer. New sewers will not be required unless the building or building envelope changes by 30 percent or more.

- 4) Replace the opening paragraph in Condition No. 6 to read:

Parking/Driveway Plan. Submit a parking and driveway plan to the Bureau of Engineering and the Department of Transportation, Construction Services Counter (Station 23 at 201 North Figueroa Street, third floor), prior to the issuance of a building permit. A parking area and driveway plan may be submitted to the Department of Transportation for approval prior to submittal of building permit plans for plan check by the Department of Building and Safety. Final DOT approval shall be accomplished by submitting detailed site/driveway plans at a scale of 1" = 40' and proper documentation verifying the existing or previous use, square footage. A parking and driveway plan will not be required unless the building or building envelope changes by 30 percent or more.

ITEM NO. (21) - ADOPTED

Roll Call #7 - Motion (Rosendahl - Hahn) Adopted, Ayes (12); Absent: Alarcon, Greuel and Smith (3)

[09-0054](#)

CD 3

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change at 19701-801 West Vanowen Street and 6801-41 North Corbin Avenue.

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. 09-0054 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 2008-344 MND] filed on August 8, 2008.
2. ADOPT the FINDINGS of the City Planning Commission (CPC) as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the CPC, effecting a zone change, incident to subdivision, from C4-1VL and P-1VL to (T)(Q)C4-1VL for the proposed project which includes the demolition of one existing furniture store for the construction, use, and maintenance of two new stand alone one-story commercial buildings for the property at 19701-19801 West Vanowen Street and 6801-6841 North Corbin Avenue, subject to Conditions of Approval. (One building will be approximately 13,885 square feet and will contain multiple retail/office tenants and a maximum of 4,000 square feet for restaurant uses. The second building is a proposed drugstore approximately 15,789 square feet. The existing department store and market will remain at the site.)

Applicant: The Giacopuzzi-Pomo-Unruh Trust No. 1 CPC 2008-343 ZC-CUB-CU-SPR
 Lindo Giacopuzzi (Manager Trustee); c/o Bruce Bailey
Representative: Greg Jackson, Rosenheim & Associates

4. REMOVE the (T) Tentative classification as described in detail on the sheet(s) attached to the Committee report.
5. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.
6. ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.

7. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.

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

Community Impact Statement: None submitted.

TIME LIMIT FILE - APRIL 8, 2009

(LAST DAY FOR COUNCIL ACTION - APRIL 8, 2009)

ITEM NO. (22) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #23 - Motion (Reyes - Garcetti) to Adopt as Amended, Ayes (14); Absent: Smith (1)

[09-0207](#)

CDs 1, 13 & 14

NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to establishing the Cypress Park and Glassell Park Community Design Overlay (CDO) District Boundaries.

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 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. 09-0207 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 2008-0146-ND] filed on February 1, 2008.
2. ADOPT the FINDINGS of the City Planning Commission as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE dated January 22, 2009, establishing boundaries for the proposed Cypress Park and Glassell Park CDO District, generally bounded by the Los Angeles River to the west, the Glendale Freeway and Delay Drive to the northwest, Chapman Street, Roderick Place, the Forrest Lawn Cemetery and the Glendale City limits to the north, the Glendale Freeway and York Boulevard to the northeast, properties along Eagle Rock Boulevard and Verdugo Road to the east, Avenue 30, Cypress Avenue and Isabel Street to the east, Avenue 37, Figueroa Street and Pasadena Avenue to the southeast, and the Pasadena Freeway and the Golden State Freeway to the south.

Applicant: City of Los Angeles

4. NOT PRESENT and ORDER FILED Ordinance dated April 10, 2008.

Fiscal Impact Statement: The Planning Department reports that there is a General Fund impact, as administrative costs resulting from implementation are not recovered through fees.

Community Impact Statement: None submitted.

ADOPTED

MOTION (REYES - GARCETTI)

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

PRESENT and ADOPT the attached ORDINANCE in lieu of any other ordinance in order to make the following technical corrections:

- 1) **Add a “CDO” suffix to all existing zones to reflect that all parcels shown with a [T][Q]RAS3-1 VL zone are in fact zoned [Q]RAS3-1 VL.**
- 2) **Add a “CDO” suffix to all existing zones to reflect that the entirety of Block 4 of the Highland View Tract is not included within the boundaries of the CDO.**

ITEM NO. (23) - ADOPTED

Roll Call #24 - Motion (Rosendahl - Parks) Adopted, Ayes (13); Absent: Smith and Wesson (2)

[08-0600-S46](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to State actions affecting street resurfacing.

Recommendations for Council action:

1. NOTE and FILE the City Administrative Officer (CAO) reports relative to State actions affecting street resurfacing, inasmuch as the reports are submitted for information only and no Council action is necessary.
2. INSTRUCT the CAO to remove the transfer of surplus funds from the Street Furniture Revenue Fund, in the amount of \$3.8 million, from the list of options being evaluated to offset the potential deficit resulting from the State's actions.

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

Community Impact Statement: None submitted.

ITEM NO. (24) - ADOPTED

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

[08-3491](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to litigation successes and the status of liability accounts.

Recommendation for Council action:

NOTE and FILE the City Attorney report relative to litigation successes and the status of liability accounts inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

[Council may recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to the above matter.]

ITEM NO. (25) - REFERRED TO BUDGET AND FINANCE COMMITTEE

Roll Call #25 - Motion (Parks - Garcetti) Adopted to Refer, Unanimous Vote (13); Absent: Smith and Wesson (2)

[09-0126](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to a claim for refund of plan check fees for a job site at 6202 West Hollywood Boulevard.

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

APPROVE refund claim No. 98739, filed by Clarett Hollywood LLC in the amount of \$175,460.14, for plan check fees for a job site at 6202 West Hollywood Boulevard, Application No. 07010-10000-05449.

Fiscal Impact Statement: None submitted by the Department of Building and Safety. 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. (26) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #26 - Motion (Reyes - Parks) to Adopt as Amended, Ayes (12); Absent: Cardenas, Smith and Wesson (3)

[06-2682](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to amending the Rent Stabilization Ordinance (RSO) to keep witness names in drug-related evictions confidential when testifying in the case of a drug-related conviction.

Recommendation for Council action, as initiated by Motion (Parks - Padilla):

REQUEST the City Attorney, with the assistance of the Los Angeles Housing Department, to prepare and present an Ordinance within 60 days amending the RSO to keep witness names in drug-related evictions confidential when testifying in the case of a drug-related conviction.

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.

ADOPTED

MOTION (REYES - PARKS)

Recommendations for Council action:

INCLUDE the following recommendations in lieu of those contained on the Agenda:

1. **REQUEST** the City Attorney, with the assistance of the Los Angeles Housing Department, to prepare and present an Ordinance within 60 days amending the RSO to keep tenant witness names in drug-related evictions confidential when testifying in the case of a drug-related conviction.
2. **REQUEST** the City Attorney to consider the City's existing VACATE Program model, as operated by the City Attorney's Office, and the provisions of AB 1384 and AB 2523, when preparing the request Ordinance.

ITEM NO. (27) - ADOPTED

Roll Call #27 - Motion (Reyes - Garcetti) Adopted, Ayes (11); Absent: Cardenas, Perry, Smith and Wesson (4)

[07-4174-S1](#)

CD 9

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the recognition of \$405,910 in interest payments regarding litigation on the development of the Slauson Central Retail Center and related actions.

Recommendation for Council action:

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

- a. Amend the CRA Fiscal Year (FY) 2008-09 Budget and Work Program to recognize cumulative interest earnings in the amount of \$405,910 from funds deposited with the Superior Court of California County of Los Angeles (Superior Court) in relation to the case, The Agency v. Kramer Metals (Superior Court No. BC318563), as the probable amount of just compensation for the real property located at 944-1010 East Slauson Avenue, located in the CRA's Council District Nine Corridors South of the Santa Monica Freeway Recovery Redevelopment Project Area (CD9RPA).
- b. Allocate such funds to the CD9RPA budgeted line item category "Commercial and Industrial" to pay principal and interest costs associated with the repayment of City-borrowed funds, pursuant to a Cooperation Agreement executed with the Community Development Department (Contract No. 106481) for land acquisition costs and/or front funding for environmental remediation work related to the development of the proposed Slauson Central Retail Center.

Fiscal Impact Statement: The City Administrative Officer reports that there is no impact on the General Fund. The CRA is only bound by the disclosure provisions of the City Debt Management Policies; the City Financial Policies are not applicable to the CRA. Approval of the recommended actions will allow the CRA to amend its FY 2008-09 Budget and Work Program to recognize cumulative interest earnings from deposits made with the Superior Court and increase its CD9RPA budgeted line item category "Commercial and Industrial" by the amount of \$405,910 to pay for related land acquisition costs and/or front funding for environmental remediation work for the Slauson Central Retail Center.

Community Impact Statement: None submitted.

ITEM NO. (28) - CONTINUED TO FEBRUARY 13, 2009

**Roll Call #20 - Motion (Huizar - Wesson) Adopted to Continue, Unanimous Vote (14);
Absent: Smith (1)**

08-3007-S1

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the status of Assembly Bill (AB) 1290 funds for the second quarter of Fiscal Year (FY) 2008-09 and the allocation of funds.

Recommendations for Council action:

1. NOTE and FILE the Community Redevelopment Agency (CRA) report dated January 15, 2009, relative to the status of AB 1290 funds for the second quarter of FY 2008-09.
2. INSTRUCT the Chief Executive Officer, CRA, or designee, to:
 - a. Allocate the AB 1290 funds from the Little Tokyo Project Area to the restoration of the Japanese Village Plaza Tower and other public improvements.

- b. Allocate any available AB 1290 funds from the Council District Nine Corridors Project Area to the 28th Street YMCA Project.
- c. Analyze if all of the AB 1290 funds are needed to repay Section 108 loans for the Goodyear Tract and Slauson Central Projects and report your findings directly to the Office of Council District Nine.
- d. Allocate \$775,000 in AB 1290 funds from the City Center Project Area to the Single Room Occupancy Housing Corporation for the operation of the Gladys and San Julian Parks and the James Wood Community Center in Central City East; and, allocate the remaining AB 1290 funds from the City Center Project Area to the Venice Hope Recreation Center.
- e. Allocate \$775,000 in AB 1290 funds from the Central Industrial Project Area to the Single Room Occupancy Housing Corporation for the operation of the Gladys and San Julian Parks and the James Wood Community Center in Central City East; and, allocate the remaining AB 1290 funds from the Central Industrial Project Area to public improvements.
- f. Allocate any available AB 1290 funds from the Bunker Hill Project Area to the streetscape and public improvements surrounding Angelus Plaza.

Fiscal Impact Statement: The CRA reports that there is no fiscal impact to the City's General Fund.

Community Impact Statement: None submitted.

**Roll Call #6 - Motion (Wesson - Parks) Adopted, Ayes (12); Absent: Alarcon, Greuel and Smith (3)
(Item Nos. 29-32)**

ITEM NO. (29) - ADOPTED

[08-3191](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to Management Services and Loan Agreements for start-up capital with the Los Angeles Development Fund (LADF) for the City's New Markets Tax Credit Program (NMTCP).

Recommendation for Council action:

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

- a. Management Services Agreement and all ancillary documents with the LADF to allow the CRA to perform management and administrative services on behalf of the LADF in implementing its NMTCP and to take such actions as may be necessary to carry out the Management Services Agreement, subject to the review of the City Attorney as to form and legality.

- b. Loan Agreement and all ancillary documents with the LADF for a term of 36 months in an amount not to exceed \$700,000 to provide working capital to allow the LADF to implement the NMTCP loan and to take such other actions as may be necessary to carry out the loan agreement, subject to the review of the City Attorney as to form and legality.

Fiscal Impact Statement: The Chief Legislative Analyst (CLA) reports that this action will not impact the General Fund.

Community Impact Statement: None submitted.

ITEM NO. (30) - ADOPTED

[08-3295](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to awarding contracts to four firms for parking garage design services in various Redevelopment Project Areas.

Recommendation for Council action:

AUTHORIZE the Chief Executive Officer, Community Redevelopment Agency, or designee, to award and execute contracts with Choate Parking Consultants, Inc., Walker Parking Consultants, Owen Group, and Watry Design for parking garage design services in a total aggregate amount not to exceed \$1,800,000, with no firm's contract exceeding \$600,000, 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.

Fiscal Impact Statement: The Chief Legislative Analyst reports that this action will not impact the General Fund. Work orders will be paid from individual redevelopment project area funds on an as-needed basis.

Community Impact Statement: None submitted.

ITEM NO. (31) - ADOPTED

[08-3296](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to awarding contracts to four firms for entitlement services in various Redevelopment Project Areas.

Recommendation for Council action:

AUTHORIZE the Chief Executive Officer, Community Redevelopment Agency, or designee, to award and execute contracts with Bruce A. Miller and Associates, Vega Cayetano PE, Inc., The McCarty Company, LLC, and Phillip K. Kaainoa for entitlement services in a total aggregate amount not to exceed \$1,800,000, with no firm's contract exceeding \$600,000, for a three-year term with options to renew for two additional one-year periods for entitlement services in various Redevelopment Project Areas, subject to the review of the City Attorney as to form and legality.

Fiscal Impact Statement: The Chief Legislative Analyst reports that this action will not impact the General Fund. Work orders will be paid from individual redevelopment project area funds on an as-needed basis.

Community Impact Statement: None submitted.

ITEM NO. (32) - ADOPTED

[08-3458](#)
CD 13

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to amending the Community Redevelopment Agency's (CRA) Exclusive Negotiating Agreement with 1601 North Vine, LLC, for the development of a commercial office building.

Recommendation for Council action:

AUTHORIZE the Chief Executive Officer, CRA, or designee, to execute a Second Amendment to the Exclusive Negotiating Agreement with 1601 North Vine, LLC, to extend the negotiating period to June 30, 2009 with three 30-day options to extend administratively, for the development of a commercial office building at 1601 North Vine Street in the Hollywood Redevelopment Project Area, subject to the approval of both 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.

Fiscal Impact Statement: The City Administrative Officer reports that this action will not impact the General Fund. The CRA is only bound by City debt management policies. City financial policies are not applicable. Approval of the above recommendation will allow the CRA to extend the Exclusive Negotiating Agreement period with the 1601 North Vine LLC for the finalization of related environmental documents, the drafting of subsequent agreements towards the development of the Vine Street Tower Project in the Hollywood Redevelopment Project Area. There are no proposed uses of CRA funds for this action.

Community Impact Statement: None submitted.

**Roll Call #9 - Motion (Parks - Perry) Adopted, Ayes (12); Absent: Alarcon, Greuel and Smith (3)
(Item Nos. 33-34)**

ITEM NO. (33) - ADOPTED - SEE FOLLOWING

[07-4015](#)

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER relative to Amendment No. 3 to Memorandum of Understanding No. 18, Safety/Security Representation Unit, for an alternative work schedule for specified Detention Officers.

(Personnel 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, please contact the Legislative Assistant for the Personnel Committee at 213-978-1078.)

ADOPTED

PERSONNEL COMMITTEE REPORT relative to Amendment No. 3 to Memorandum of Understanding (MOU) No. 18, Safety/Security Representation Unit, for an alternative work schedule for specified Detention Officers.

Recommendations for Council action:

1. **APPROVE** Amendment No. 3 to MOU No. 18, Safety/Security Representation Unit, for an alternative work schedule for specified Detention Officers.
2. **AUTHORIZE** the City Administrative Officer (CAO) and the Controller to make clerical or technical corrections to the MOU Amendment as required.
3. **DIRECT** the CAO to provide copies of the actual analysis on the 3/12 work schedule and to report back in one year with an evaluation/update.

Fiscal Impact Statement: The CAO reports that during the pilot program, the savings in overtime for the Metropolitan Jail Section was approximately \$35,000 per Deployment Period (DP). There are 13 DPs in a year for an annual savings of \$455,000. The Metropolitan Jail Section has approximately one-third of the total Jail Division employees. The annual overtime savings for the entire Division is estimated to be \$1,365,000. Sick Time use decreased by approximately 16 hours per employee. The estimated annual savings is \$350,000. The estimated savings for overtime and sick use is approximately \$1.8 million.

Community Impact Statement: None submitted.

ITEM NO. (34) - ADOPTED - SEE FOLLOWING

[09-0151](#)

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER relative to Amendment No. 1 to Memorandum of Understanding No. 12, Supervisory Blue Collar Unit, for an alternative work schedule for specified Senior and Principal Detention Officers.

(Personnel 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, please contact the Legislative Assistant for the Personnel Committee at 213-978-1078.)

ADOPTED

PERSONNEL COMMITTEE REPORT relative to Amendment No. 1 to Memorandum of Understanding (MOU) No. 12, Supervisory Blue Collar Unit, for an alternative work schedule for specified Senior and Principal Detention Officers.

Recommendations for Council action:

1. **APPROVE** Amendment No. 1 to MOU No. 12, Supervisory Blue Collar Unit, for an alternative work schedule for specified Senior and Principal Detention Officers.
2. **AUTHORIZE** the City Administrative Officer (CAO) and the Controller to make clerical or technical corrections to the MOU Amendment as required.
3. **DIRECT** the CAO to provide copies of the actual analysis on the 3/12 work schedule and to report back in one year with an evaluation/update.

Fiscal Impact Statement: The CAO reports that during the pilot program, the savings in overtime for the Metropolitan Jail Section was approximately \$35,000 per Deployment Period (DP). There are 13 DPs in a year for an annual savings of \$455,000. The Metropolitan Jail Section has approximately one-third of the total Jail Division employees. The annual overtime savings for the entire Division is estimated to be \$1,365,000. Sick Time use decreased by approximately 16 hours per employee. The estimated annual savings is \$350,000. The estimated savings for overtime and sick use is approximately \$1.8 million.

Community Impact Statement: None submitted.

ITEM NO. (35) - ADOPTED

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

[07-3888](#)

CD 9

CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to vacating the 27th Street Vacation District (VAC E1401089).

Recommendations for Council action:

1. FIND that the vacation of the 27th Street Vacation District 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. DIRECT that the street vacation proceedings, pursuant to the Public Streets, Highways and Service Easements Vacation Law, BE INSTITUTED for the vacation of the public right-of-way indicated below and shown colored blue on Exhibit B of the January 24, 2008 City Engineer report, attached to the Council file:
 - a. 27th Street from Compton Avenue to approximately 511 feet northwesterly thereof.
 - b. The alley northwesterly of Compton Avenue from 27th Street to Adams Boulevard.
 - c. The alley northeasterly of 27th Street from Compton Avenue to approximately 618 feet northwesterly thereof.
3. ADOPT the FINDINGS of the City Engineer dated January 24, 2008, as the Findings of the Council.

4. AMEND the City Engineer report dated January 24, 2008 as follows:
 - a. Delete the text of Condition 5b1 and replace with the following:

Construct new integral curb and gutter, and a 4-foot wide sidewalk along the northeasterly side of 27th Street adjoining lots 12 through 15, Hooper's Adams Street Tract.
 - b. Delete the text of Condition 5b2 and replace with the following:

Construct a cul-de-sac at the southeasterly terminus of the unvacated portion of 27th Street.
5. ADOPT the accompanying City Engineer report dated January 24, 2008 to approve the vacations, as amended.
6. INSTRUCT the City Clerk to set a public hearing date for **MARCH 11, 2009**.

Fiscal Impact Statement: The City Engineer reports that to date, an estimated \$6,420 in charges has been expended in the investigation of this request pursuant to Los Angeles Administrative Code (LAAC) Section 7.42. Any deficit fee to recover the cost pursuant to LAAC Section 7.44 may be required of the petitioner.

Items for Which Public Hearings Have Not Been Held - Items 36-47

(10 Votes Required for Consideration)

ITEM NO. (36) - ADOPTED

Roll Call #28 - Motion (Parks - Perry) Adopted, Ayes (12); Absent: Cardenas, Smith and Wesson (3)

[09-0230](#)

GENERAL EXEMPTION, COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to amending Section 89.60 of the Los Angeles Municipal Code (LAMC) to update parking fines.

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

1. FIND that this action is Generally Exempt from the provisions of the California Environmental Quality Act (CEQA), pursuant to State CEQA Guidelines Section 15061(b)(3), and the City CEQA Guidelines, Article II, (1) General Rule and General Exemption.
2. PRESENT and ADOPT the accompanying ORDINANCE amending Section 89.60 of the LAMC to update parking fees.

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.

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

ITEM NO. (37) - ADOPTED

**Roll Call #29 - Motion (Reyes - Huizar) Adopted, Ayes (12); Absent: Cardenas, Smith and Wesson (3)
(Item Nos. 37a-37e)**

[09-0005-S62](#)

et al. RESOLUTIONS relative to removing various properties from the Rent Escrow Account Program.

Recommendation for Council action:

ADOPT the accompanying RESOLUTIONS removing the following properties from the Rent Escrow Account Program (REAP), inasmuch as the owner(s) have corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department (LAHD), Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the LAHD's report of February 4, 2009:

[09-0005-S62](#)

CD 10

- a. Property at 1369 South Mansfield Avenue (Case No. 159058).
Assessor I.D. No. 5070-003-014

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 29, 2008)

[09-0005-S63](#)

CD 8

- b. Property at 1430 West 83rd Street (Case No. 208611).
Assessor I.D. No. 6034-020-007

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 13, 2008)

[09-0005-S64](#)

CD 13

- c. Property at 1635 North Edgemont Street (Case No. 44743).
Assessor I.D. No. 5543-008-011

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 16, 2006)

[09-0005-S65](#)

CD 14

- d. Property at 2655 East Seventh Street (Case No. 26796).
Assessor I.D. No. 5189-012-018

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 10, 2006)

[09-0005-S66](#)

CD 5

- e. Property at 5340 Whitsett Avenue (Case No. 201260).
Assessor I.D. No. 2347-031-062

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

**Roll Call #8 - Motion (Parks - Cardenas) Adopted, Ayes (12); Absent: Alarcon, Greuel and Smith (3)
(Item Nos. 38-42)**

ITEM NO. (38) - ADOPTED

[08-3381](#)

CD 9

COMMUNICATION FROM CHAIR, ARTS, PARKS, HEALTH AND AGING COMMITTEE relative to using Quimby Funds to acquire foreclosed property in Council District Nine.

Recommendation for Council action, pursuant to Motion (Perry - Reyes):

AUTHORIZE and INSTRUCT the Department of Recreation and Parks to use Quimby Funds to acquire foreclosed property in Council District Nine that will be auctioned at a Sheriff's sale for open space and park land use.

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. (39) - ADOPTED

[09-0093](#)

CDs 1, 3 & 7

COMMUNICATION FROM CHAIR, ARTS, PARKS, HEALTH AND AGING COMMITTEE relative to amending Proposition A-I and A-II project agreements.

Recommendations for Council action:

APPROVE a request to amend the project scope and/or extend the term of the following Proposition A-I and Proposition A-II project agreements, as detailed in the attachment to the Committee report:

- a. Brand Park Community Center (CD 7 - Proposition A-II)
- b. Elysian Park Grand View Area Park Development (CD 1 - Proposition A-I)
- c. Reseda Park (CD 3, Proposition A-II)
- d. Tierra de la Culebra Park Acquisition (CD 1, Proposition A-II)

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. (40) - ADOPTED

[09-0167](#)

COMMUNICATION FROM CHAIR, ARTS, PARKS, HEALTH AND AGING COMMITTEE relative to a refund of an Arts Development Fee to SL Noho, LLC.

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

1. AUTHORIZE and INSTRUCT the Department of Cultural Affairs (DCA) to process Claim No. 99392 for refund of an Arts Development Fee in the amount of \$219,560 which was paid in error by the developers of the Noho Commons Project, SL Noho, LLC, under circumstances described in the text of the Motion.
2. AUTHORIZE the Controller to make payment to SL Noho, LLC, in the amount of \$219,560 from the Arts Development Trust Fund No. 516 for the above purpose.
3. AUTHORIZE the DCA to make any technical corrections or clarifications to the above financial transaction instructions in order to effectuate the intent of the Motion.

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. (41) - ADOPTED

[09-0156](#)

COMMUNICATION FROM THE OFFICE OF FINANCE relative to a refund claim filed by Coldwell Banker Residential Brokerage, in the amount of \$52,643.79, for overpayment of business tax.

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

APPROVE the refund claim filed by Coldwell Banker Residential Brokerage for overpayment of business tax in the amount of \$52,643.79, plus daily interest of \$7.21 from the date of filing the claim until the date the refund is paid.

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

Community Impact Statement: None submitted.

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

ITEM NO. (42) - ADOPTED

[09-0157](#)

COMMUNICATION FROM THE OFFICE OF FINANCE relative to a refund claim filed by Robert Half International, Inc., in the amount of \$226,602.32, for overpayment of business tax.

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

APPROVE the refund claim filed by Robert Half International, Inc., for overpayment of business tax in the amount of \$226,602.32, plus daily interest of \$31.04 from the date of filing the claim until the date the refund is paid.

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

Community Impact Statement: None submitted.

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

ITEM NO. (43) - ADOPTED - FORTHWITH

Roll Call #30 - Motion (Huizar - Reyes) Adopted, Ayes (12); Absent: Cardenas, Smith and Wesson (3)

[09-0220](#)

CD 14

COMMUNICATION FROM THE DEPARTMENT OF GENERAL SERVICES relative to a request for authorization to negotiate and execute a new lease for the Council District 14 Boyle Heights Office located at 1868 East First Street, Los Angeles.

Recommendations for Council action:

AUTHORIZE the Department of General Services (GSD) to negotiate and execute a new lease for the Council District 14 Boyle Heights Office located 1868 East First Street, Los Angeles, under the terms and conditions as detailed in the January 29, 2009 GSD report as attached to the Council file.

Fiscal Impact Statement: The GSD reports that the first year rental cost for the Council District 14 Boyle Heights Office is estimated to be \$45,000. Rental cost for the full three-year period is estimated to be \$141,863. Rent, excess tenant improvement costs and the cost for furniture will be paid through the Municipal Improvement Corporation of Los Angeles funding.

Community Impact Statement: None submitted.

(Information Technology and General Services Committee waived consideration of the above matter)

ITEM NO. (44) - ADOPTED - SEE FOLLOWING

**Roll Call #31 - Motion (Rosendahl - Perry) Adopted, Ayes (12); Absent: Cardenas, Smith and Wesson (3)
(Item Nos. 44a-44f)**

[09-0245](#)

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:

[09-0245](#)

CD 9

- a. MOTION (PERRY - CARDENAS) relative to declaring the funeral services for Culver City Police Officer Curtis Massey on February 6, 2009 a Special Event (fees and costs absorbed by the City = none submitted).

[09-0246](#)

CD 14

- b. MOTION (HUIZAR - LABONGE) relative to declaring the Ascot Hills Presentation on February 3, 2009 a Special Event (fees and costs absorbed by the City = \$195).

SUBSTITUTE MOTION ADOPTED IN LIEU OF ORIGINAL MOTION

[09-0247](#)

CD 1

- c. MOTION (REYES - PERRY) relative to declaring the Clean Community Celebration and Environmental Services Fair on February 21, 2009 a Special Event (fees and costs absorbed by the City = \$3,000).

ADOPTED

SUBSTITUTE MOTION (REYES - PERRY)

Recommendations for Council action:

ADDED TO MOTION:

- a. **DIRECT the Bureau of Sanitation to provide and staff automated containers to dispose of waste and recyclable materials.**
- b. **DIRECT the Department of transportation to post "Temporary No Stopping" signs and traffic personnel, if necessary and that they permit the use of City Parking Lot 635 for the duration of the event.**

[09-0248](#)

CD 1

- d. MOTION (REYES - PERRY) relative to declaring the St. Ignatius of Loyola Parish 10th Annual Community Festival on April 10, 2009 a Special Event (fees and costs absorbed by the City = \$3,000).

[09-0249](#)

CD 13

- e. MOTION (GARCETTI - PERRY) relative to declaring the LA Magazine/Rhino Entertainment event on February 7, 2009 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event)

ADOPTED, AS AMENDED

[09-0250](#)

CD 13

- f. MOTION (GARCETTI - PERRY) relative to declaring the Mayor's Day of Service on February 7, 2009 a Special Event (fees and costs absorbed by the City = \$1,642).

ADOPTED

MOTION (GARCETTI - PERRY)

Recommendation for Council action:

REQUIRE that the funding for the estimated \$1,642 in fees and salary costs be absorbed by the Mayor's Office.

[09-0251](#)

CD 13

- g. MOTION (GARCETTI - PERRY) relative to declaring the Belvedere on February 5, 2009 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

**Roll Call #8 - Motion (Parks - Cardenas) Adopted, Ayes (12); Absent: Alarcon, Greuel and Smith (3)
(Item Nos. 45-46)**

ITEM NO. (45) - ADOPTED

[08-0010-S34](#)

MOTION (GREUEL - PARKS) relative to reinstating the reward offer in the deaths of Kevin Deville and Saul Garcia for an additional six months.

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

REAFFIRM Councils findings and REINSTATE the reward offer relative to the deaths of Kevin Deville and Saul Garcia (Council action of July 18, 2008, Council file No. 08-0010-S34) for an additional period of six months from the publication of the offer of reward by the Office of the City Clerk and, further, that the sum of \$25,000 shall be the aggregate maximum sum of any payment or payments of a City reward in this instance.

ITEM NO. (46) - ADOPTED

08-0067-S2

MOTION (HUIZAR - ALARCON) relative to the Latina Lawyers Bar Association special reception.

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

APPROPRIATE \$547 from the Unappropriated Balance Fund No. 100/58 to the General Services Fund No. 100/40 as follows: \$335 to Account No. 1090 (Salaries-Overtime), \$131 to Account No. 6020 (Operating Supplies), and \$81 to Account No. 1070 (Salaries - As Needed) for services in connection with the February 4, 2009, Council District 14 special reception for the Latina Lawyers Bar Association in the City Hall Rotunda - Said funds to be reimbursed to the General Fund by the Latina Lawyers Bar Association.

ITEM NO. (47) - SUBSTITUTE RESOLUTION ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #17 - Motion (Garcetti - Zine) Adopted, Ayes (10); Noes: Alarcon, Cardenas, Parks and Reyes (4); Absent: Smith (1)

09-0002-S2

CONTINUED CONSIDERATION OF RESOLUTION (GARCETTI - ROSENDAHL) and SUBSTITUTE RESOLUTION (GARCETTI - ROSENDAHL) relative to the City's position in connection with AB 109 (Feuer).

RECEIVED AND FILED

A. RESOLUTION (GARCETTI - ROSENDAHL)

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

ADOPT the accompanying RESOLUTION to include in the City's 2009-10 State Legislative Program SUPPORT for AB 109 (Feuer) which would establish a moratorium on the construction of, or conversion to, new digital advertising displays until January 1, 2012, and would also disallow the conversion of existing static billboards which would include 877 signs approved for conversion in the City as part of the World Wide Rush v. City of Los Angeles settlement.

ADOPTED, AS AMENDED

B. SUBSTITUTE RESOLUTION (GARCETTI - ROSENDAHL)

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

ADOPT the accompanying RESOLUTION to include in the City's 2009-10 State Legislative Program SUPPORT for AB 109 (Feuer) which would establish a moratorium on the construction of, or conversion to, new digital advertising displays until January 1, 2012, and would also disallow the conversion of existing static billboards which would include 878 signs approved for conversion in the City as part of multiple legal settlement agreements with various billboard companies.

(Continued from Council meeting of February 6, 2009)

ADOPTED

MOTION (PARKS - GARCETTI)

Recommendation for Council action:

REQUEST the City Attorney to evaluate and take into account any finding from the Federal Highway Administration or American Association of Highways studies for the City's Interim Control Ordinance and billboard ordinance.

ADOPTED

MOTION (REYES - ZINE)

Recommendation for Council action:

INSTRUCT the Department of Building and Safety to contract with Public Works for the removal of illegal billboards and to charge the property owner(s) and/or sign companies for labor costs to the City for removal.

ADOPTED

MOTION (REYES - ZINE)

Recommendation for Council action

REQUEST the City Attorney to report to the Council in Closed Session with respect to AB 109 and its effect on billboard litigation.

Closed Sessions - Items 48-53

ITEM NO. (48) - MOTION ADOPTED TO APPROVE CITY ATTORNEY RECOMMENDATIONS

Roll Call #11 - Motion (Parks - Greuel) Adopted, Ayes (14); Absent: Smith (1)

[08-3424](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to settlement in the case entitled Patrick Marek v. City of Los Angeles, Workers' Compensation Appeals Board Case No. VNO449128; Claim No. 9003-1980-6509. (Claimant alleges he sustained personal injuries during the course and scope of his employment as a Firefighter with the Los Angeles Fire Department.

(Budget and Finance Committee considered the above matter in Closed Session on February 2, 2009.)

ADOPTED

MOTION (PARKS - GREUEL)

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

1. **AUTHORIZE the City Attorney to enter into a settlement in the case entitled Patrick Marek v. City of Los Angeles, Workers' Compensation Appeals Board Case No. VNO449128; Claim No. 9003-1980-6509, through a Stipulated Award for 79 percent permanent disability or \$205,704.90 based on \$116,725 in permanent disability benefits plus life pension of approximately \$88,979.90 (\$73.44/week for approximately 23.3 years).**
2. **AUTHORIZE the City Attorney to execute the Stipulated Award with all appropriate parties for submission to the Workers' Compensation Appeals Board for its award of payment.**

This matter was approved by the Budget and Finance Committee (Parks - Greuel - Huizar - Smith "yes") at its meeting on February 2, 2009, in Closed Session as permitted by Government Code Section 54956.9(a).

ITEM NO. (49) - MOTION ADOPTED TO APPROVE CITY ATTORNEY RECOMMENDATIONS

Roll Call #12 - Motion (Parks - Greuel) Adopted, Ayes (14); Absent: Smith (1)

[08-3425](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to settlement in the case entitled Michael Burrell v. City of Los Angeles, Workers' Compensation Appeals Board Case Nos. VNO475912, et al.; Claim Nos. 9001-2002-1640, et al. (Claimant alleges he sustained personal injuries during the course and scope of his employment as an Irrigator for the Department of Recreation and Parks.)

(Budget and Finance Committee considered the above matter in Closed Session on February 2, 2009.)

ADOPTED

MOTION (PARKS - GREUEL)

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

1. **AUTHORIZE** the City Attorney to enter into a settlement in the case entitled Michael Burrell v. City of Los Angeles, Workers' Compensation Appeals Board Case Nos. VNO475912, et al.; Claim Nos. 9001-2002-1640, et al., through two Stipulated Awards in the amounts of \$5,915.00 and \$104,305.00 for a total of \$110,220.00 plus a life pension of \$30,572.10 at the weekly rate of \$50.25 payable at the conclusion of permanent disability payments.
2. **AUTHORIZE** the City Attorney to execute the Stipulated Awards with all appropriate parties for submission to the Workers' Compensation Appeals Board for its award of payment.

This matter was approved by the Budget and Finance Committee (Parks - Greuel - Huizar - Smith "yes") at its meeting on February 2, 2009, in Closed Session as permitted by Government Code Section 54956.9(a).

ITEM NO. (50) - MOTION ADOPTED TO APPROVE CITY ATTORNEY RECOMMENDATIONS

Roll Call #13 - Motion (Parks - Greuel) Adopted, Ayes (14); Absent: Smith (1)

[08-3426](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to settlement in the case entitled Richard Hodgson v. City of Los Angeles, Workers' Compensation Appeals Board (WCAB) Case Nos. VNO509747, et al.; Claim Nos. 9003-1970-7763, et al. (Claimant alleges he sustained personal injuries during the course and scope of his employment as a Firefighter/Apparatus Operator with the Los Angeles Fire Department.)

(Budget and Finance Committee considered the above matter in Closed Session on February 2, 2009.)

ADOPTED

MOTION (PARKS - GREUEL)

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

1. **AUTHORIZE** the City Attorney to enter into a settlement in the case entitled Richard Hodgson v. City of Los Angeles, WCAB Case No. VNO509747, Claim No. 9003-1970-7763, through a Stipulated Award for 76 percent permanent disability or \$142,897.50, plus a life pension thereafter payable at \$61.85 per week; and WCAB Case No. VNO509745, Claim No. 9003-2002-0102 for 19 percent permanent disability which is equivalent to the total sum of \$10,600.

2. **AUTHORIZE the City Attorney to execute the Stipulated Award with all appropriate parties for submission to the Workers' Compensation Appeals Board for its award of payment.**

This matter was approved by the Budget and Finance Committee (Parks - Greuel - Huizar - Smith "yes") at its meeting on February 2, 2009, in Closed Session as permitted by Government Code Section 54956.9(a).

ITEM NO. (51) - MOTION ADOPTED TO APPROVE CITY ATTORNEY RECOMMENDATIONS

Roll Call #14 - Motion (Parks - Greuel) Adopted, Ayes (14); Absent: Smith (1)

[09-0045](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to settlement in the case entitled James Schilling v. City of Los Angeles, Workers' Compensation Appeals Board Case Nos. VNO553070, et al.; Claim Nos. 9003-2007-1139, et al. (This is a death benefit claim for decedent, a retired Firefighter/Paramedic with the Los Angeles Fire Department.)

(Budget and Finance Committee considered the above matter in Closed Session on February 2, 2009.)

ADOPTED

MOTION (PARKS - GREUEL)

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

1. **AUTHORIZE the City Attorney to enter into a settlement in the case entitled James Schilling v. City of Los Angeles, Workers' Compensation Appeals Board Case Nos. VNO553070, et al.; Claim Nos. 9003-2007-1139, et al., through Stipulations to the statutory death benefit of \$145,000.00, payable at the prevailing temporary total disability rate, and \$5,000.00 for funeral expenses.**
2. **AUTHORIZE the City Attorney to execute the Stipulations to the statutory death benefit with all appropriate parties for submission to the Workers' Compensation Appeals Board for its award of payment.**

This matter was approved by the Budget and Finance Committee (Parks - Greuel - Huizar - Smith "yes") at its meeting on February 2, 2009, in Closed Session as permitted by Government Code Section 54956.9(a).

ITEM NO. (52) - MOTION ADOPTED TO APPROVE CITY ATTORNEY RECOMMENDATIONS

Roll Call #15 - Motion (Parks - Greuel) Adopted, Ayes (14); Absent: Smith (1)

[09-0055](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to settlement of the case entitled Arturo Jacinto v. City of Los Angeles, Workers' Compensation Appeals Board Case Nos. VNO519605, et al.; Claim Nos. 9003-1973-9109, et al. (Claimant alleges he sustained personal injuries during the course and scope of his employment as a Los Angeles Fire Department Captain.)

(Budget and Finance Committee considered the above matter in Closed Session on February 2, 2009.)

ADOPTED

MOTION (PARKS - GREUEL)

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

- 1. AUTHORIZE the City Attorney to enter into a settlement in the case entitled Arturo Jacinto v. City of Los Angeles, Workers' Compensation Appeals Board Case Nos. VNO519605, et al.; Claim Nos. 9003-1973-9109, et al., through a Stipulated Award for 82 percent permanent disability or \$168,817.50, plus a life pension thereafter payable at the weekly rate of \$84.05.**
- 2. AUTHORIZE the City Attorney to execute the Stipulated Award with all appropriate parties for submission to the Workers' Compensation Appeals Board for its award of payment.**

This matter was approved by the Budget and Finance Committee (Parks - Greuel - Huizar - Smith "yes") at its meeting on February 2, 2009, in Closed Session as permitted by Government Code Section 54956.9(a).

ITEM NO. (53) - MOTION ADOPTED TO APPROVE CITY ATTORNEY RECOMMENDATIONS

Roll Call #32 - Motion (Parks - Greuel) Adopted, Ayes (12); Absent: Cardenas, Smith and Wesson (3)

[09-0057](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to settlement in the case entitled Manhole Adjusting Contractors, Inc. v. City of Los Angeles, Los Angeles Superior Court Case No. BC383389. (This case arises out of a public works construction contract entitled Maintenance Hole Resetting W.O. SZC11264.)

(Budget and Finance Committee will consider the above matter in Closed Session on February 2, 2009.)

(Continued from Council meeting of February 4, 2009)

ADOPTED

MOTION (PARKS - GREUEL)

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

1. **AUTHORIZE the Bureau of Sanitation to pay \$237,200 in settlement of the case entitled Manhole Adjusting Contractors Inc. v. City of Los Angeles, Los Angeles Superior Court Case No. BC383389, from the Bureau of Sanitation, Sewer Capital Fund No. 761, Department 50, Account YAW3, Object 659, Work Order SZC11264.**
2. **AUTHORIZE the Bureau of Sanitation to draw a demand thereon in said amount payable to Plaintiff, Manhole Adjusting Contractors, Inc.**
3. **AUTHORIZE the City Attorney, or designee, to prepare instructions to the Chief Accounting Officer of the Department of Public Works for any necessary technical adjustments, subject to the approval of the City Administrative Officer, and AUTHORIZE the Chief Accounting Officer of the Department of Public Works to implement the instructions.**

This matter was approved by the Budget and Finance Committee (Parks - Greuel - Huizar - Rosendahl-Smith "yes") at its meeting on February 2, 2009, in Closed Session as permitted by Government Code Section 54956.9(a).

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

[09-0310](#)

MOTION (WEISS - GARCETTI) relative to declaring the GRAMMY PARTY/RED ZONE on February 6, 2009 a Special Event (all costs incurred by the City associated with this event will be paid by the event sponsor).

[09-0311](#)

MOTION (PERRY - REYES) relative to declaring the Key Volunteer Event on February 21, 2009 a Special Event (fees and costs absorbed by the City = \$500).

[09-0313](#)

MOTION (WESSON - ZINE) relative to declaring the Pre Grammy Merit Awards on February 7, 2009 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[07-0598-S2](#)

MOTION (HAHN - LABONGE) relative to declaring the Mary Star of the Sea Church Fiesta on March 15, 2009 a Special Event (fees and costs absorbed by the City = \$1,226).

[08-1208-S1](#)

MOTION (HAHN - LABONGE) relative to declaring the National Maritime Day on May 22, 2009 a Special Event (fees and costs absorbed by the City = \$1,214).

[09-0314](#)

MOTION (HAHN - LABONGE) relative to declaring the 20th Annual Pacific Islander Festival at Ken Malloy Harbor Regional Park on May 2-3, 2009 a Special Event (fees and costs absorbed by the City = \$1,260).

[08-0632-S1](#)

MOTION (HAHN - LABONGE) relative to declaring the Fifth Annual City of Los Angeles 5K Run/Walk for Victims' Rights on April 5, 2009 a Special Event (fees and costs absorbed by the City = \$8,000).

[09-0315](#)

MOTION (HAHN - LABONGE) relative to declaring the 42nd Annual Palos Verdes Marathon, Half Marathon and 5K Community Run and Walk on May 2, 2009 a Special Event ((the event sponsor shall reimburse the City for all fees and costs associated with this event).

[09-0325](#)

MOTION (ROSENDAHL - LABONGE) relative to initiating street vacation proceedings to vacate Cumpston Street between Vineland Avenue and Case Avenue.

[09-0316](#)

MOTION (ROSENDAHL - HAHN) relative to initiating alley vacation proceedings to vacate the alley easterly of McFarland Avenue between E Street and F Street.

[09-0317](#)

MOTION (ROSENDAHL - HAHN) relative to initiating street vacation proceedings to vacate the Avalon Boulevard and M Street vacation district.

[09-0312](#)

MOTION (PERRY - REYES) relative to the American Society for Public Administration reception.

[09-0011-S5](#)

MOTION (HUIZAR - LABONGE) relative to funding for beautification projects in Council District 14.

[09-0326](#)

MOTION (HUIZAR - LABONGE) relative to funding for community amenities in Council District 14.

[08-0097-S7](#)

MOTION (PERRY - ROSENDAHL) relative to reprogramming savings for the Assistance to Families on Skid Row Program.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon her request and without objections, Councilmember Greuel was excused to arrive at 10:30 a.m., due to Personal Business, and to leave at 12:30 p.m., due to City Business, to Council Session of Tuesday, February 17, 2009.

Motion (Garcetti - Greuel) unanimously adopted to excuse Councilmember Parks to leave at 11:30 a.m. to Council Session of Friday, February 20, 2009, due to City Business.

Motion (Garcetti - Greuel) unanimously adopted to excuse Councilmember Reyes from Council Session of Tuesday, March 10, and upon his request and without objections, was excused from Council Session of Wednesday, March 11, 2009 both due to City Business.

Motion (Perry - Greuel) unanimously adopted to excuse Council President Garcetti from Council Session of Friday, March 20, 2009 due to City Business.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

[09-0004](#) - Lieutenant John D. Fletcher

Zine - All Councilmembers

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

[09-0003](#) - Margaret Bonnell Emerson

Greuel - Garcetti

Office Ruben Baca

Hahn - Zine

Stephen Barry McDonnell

LaBonge - Zine

Herman Bryant

Parks

Barbara Miller Egerton

Parks

Ayes, Alarcon, Greuel, Hahn, Huizar, LaBonge, Parks, Perry, Reyes, Rosendahl, Weiss, Zine and President Garcetti (12); Absent: Cardenas, Smith and Wesson (3).

Whereupon the Council did adjourn.

ATTEST: Karen E. Kalfayan, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL