

Los Angeles City Council, **Journal/Council Proceedings**  
Wednesday, **February 25, 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, Rosendahl, Smith, Weiss, Wesson, Zine and President Garcetti (10); Absent: Alarcon, Cardenas, Greuel, Hahn and Reyes (5).**

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF  
FEBRUARY 20, 2009

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - NONE

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

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

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## **Items Noticed for Public Hearing - Items 1-6**

**Roll Call #8 - Motion (Parks - Perry) Adopted, Ayes (13); Absent: Cardenas and Greuel (2)  
(Item Nos. 1-6)**

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

[08-2347](#)  
CD 13

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST  
CONSIDERATION relative to the improvement and maintenance of the El Centro Avenue and Santa  
Monica Boulevard 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 February 4, 2009)

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

[08-2529](#)

CD 7

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Hubbard and Fenton Avenues 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 February 4, 2009)

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

[08-2530](#)

CD 8

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Figueroa and 77th Streets 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 February 4, 2009)

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

[08-2533](#)

CD 8

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Main Street between 88th Place and 90th 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 February 4, 2009)

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

[08-2534](#)

CD 5

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Sherbourne and Whitworth Drives 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 February 4, 2009)

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

[08-2345](#)

CD 2

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Colfax Avenue and Chandler Boulevard 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 February 4, 2009)

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

### ITEM NO. (7) - ADOPTED

Roll Call #9 - Motion (Wesson - Perry) Adopted, Ayes (13); Absent: Cardenas and Greuel (2)

[09-0211](#)

COMMUNICATION FROM THE MAYOR relative to the appointment of Ms. Shirley Friedman to the Relocation Appeals Board.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Shirley Friedman to the Relocation Appeals Board for the term ending April 2, 2009, is APPROVED and CONFIRMED. Ms. Friedman resides in Council District Five. (Current Board gender composition: M=3; F=2)

Ethics Commission Review: Pending

Background Check Review: Pending

Community Impact Statement: None submitted.

(Housing, Community and Economic Development 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 Housing, Community and Economic Development Committee at 213-978-1080)

### ADOPTED

**HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT** relative to the appointment of Ms. Shirley Friedman to the Relocation Appeals Board for the term ending April 2, 2009.

Recommendation for Council action:

**RESOLVE** that the Mayor's appointment of Ms. Friedman to the Relocation Appeals Board for the term ending April 2, 2009, is APPROVED and CONFIRMED. Ms. Friedman resides in Council District Five. (Current Board gender composition: M=3; F=2)

Ethics Commission Review: Pending

Background Check Review: Pending

### ITEM NO. (8) - ADOPTED

Roll Call #6 - Motion (Zine - Wesson) Adopted, Ayes (11); Absent: Alarcon, Cardenas, Greuel and Hahn (4)

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone and height district change for property at 10601-623 Riverside Drive.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the lead agency in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 09-0195 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 2005-8660 MND] filed on May 9, 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 and height district change from C2-1VL to (T)(Q)RAS4-1VL for the proposed development of 109,748 square foot mixed use building, six-stories (maximum 72 feet high) over a two-level subterranean parking garage, and 68 dwelling units, approximately 15,451 square feet of commercial uses, and 190 parking spaces on a 41,709 square foot site, for property at 10601-623 Riverside Drive, subject to Conditions of Approval.

Applicant: Joseph Cohen, Mark Armbruster, Representative CPC 2005-8658 ZC ZV 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 28, 2009

(LAST DAY FOR COUNCIL ACTION - APRIL 28, 2009)

**ITEM NO. (9) - CONTINUED TO APRIL 3, 2009 - IN THE INTERIM, REFERRED BACK TO THE PLANNING AND LAND USE MANAGEMENT COMMITTEE**

**Roll Call #4 - Motion (Garcetti - Reyes) Adopted to Continue, Unanimous Vote (11); Absent: Alarcon, Cardenas, Greuel and Hahn (4)**

[09-0082](#)

CD 13

CONTINUED CONSIDERATION OF MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change and related appeal of Vesting Tentative Tract (VTT) 62900-SL for property at 2400 Allesandro Street, and 2005 and 2021 West El Moran 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. 09-0082 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 2005-9337 MND REC], as modified, filed on November 3, 2008.
2. ADOPT the FINDINGS of the East Los Angeles Area Planning Commission (ELAAPC) as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE dated February 10, 2009, approved by the Director of Planning on behalf of the ELAAPC, effecting a zone change from R1-1VL to (T)(Q)RD6-1VL for a proposed 15-lot single family subdivision plus one (1) open space lot under the Small Lot Ordinance No. 176354 with 36 residential parking spaces including eight guest parking spaces for property at 2400 Allesandro Street, 2005 and 2021 West El Moran Street, subject to Conditions of Approval, as modified by the ELAAPC, and as further modified in Committee, and attached to the Committee report.

Applicant: Henry Nunez Real Estate Co., Inc.  
Fisher Associates (Representative)

APCE 2006-8787-ZC

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. DENY APPEAL filed by Diane Edwardson, Cindy Ortiz, and Cheryl Parisi, from the entire decision of the East Los Angeles Area Planning Commission, and THEREBY APPROVE a zone change from R1-1VL to (T)(Q)RD6-1VL and VTT 62900-SL for a 15-lot single family subdivision plus one (1) open space lot under the Small Lot Ordinance No. 176354 with 36 residential parking spaces including eight guest parking spaces for property at 2400 Allesandro Street, 2005 and 2021 West El Moran Street, subject to Conditions of Approval, as modified by the ELAAPC, and as further modified in Committee, and attached to the Committee report.

VTT 62900-SL

7. 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.
8. 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.
9. NOT PRESENT and ORDER FILED the Ordinance dated September 24, 2008.

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

Community Impact Statement: None submitted.

TIME LIMIT FILE - FEBRUARY 25, 2009

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 25, 2009)

(Continued from Council meeting of February 17, 2009)

#### **ITEM NO. (10) - ADOPTED**

**Roll Call #6 - Motion (Zine - Wesson) Adopted, Ayes (11); Absent: Alarcon, Cardenas, Greuel and Hahn (4)**

#### [07-1342-S6](#)

AD HOC RIVER COMMITTEE REPORT relative to the establishment of the Los Angeles River Revitalization Corporation (RRC).

Recommendation for Council action:

APPROVE the formation of the RRC and its proposed Articles of Incorporation and Bylaws and AUTHORIZE the Chief Executive Officer, Community Redevelopment Agency (CRA), or designee, to take all actions necessary and required to establish such corporation; and to RECOGNIZE that by carrying out its purposes as set forth in its organizational documents, the RRC will be lessening the burdens of the City of Los Angeles.

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

Community Impact Statement: None submitted.

#### **ITEM NO. (11) - CONTINUED TO MARCH 25, 2009**

**Roll Call #1 - Motion (LaBonge - Huizar) Adopted to Continue, Unanimous Vote (11); Absent: Alarcon, Cardenas, Greuel and Hahn (4)**

[07-2679](#)

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to the 2008 Community School Parks Report.

Recommendation for Council action:

NOTE and FILE the 2008 Community School Parks Report relative to recommendations for the ongoing development of a master joint use agreement and the implementation of 15 Community School Parks, 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.

**Roll Call #6 - Motion (Zine - Wesson) Adopted, Ayes (11); Absent: Alarcon, Cardenas, Greuel and Hahn (4)  
(Item Nos. 12-13)**

**ITEM NO. (12) - ADOPTED**

[08-1594-S2](#)

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to a grant award in the amount of \$35,000 to assist seniors with Digital Television Transition.

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

1. AUTHORIZE the General Manager, Los Angeles Department of Aging (LADOA), or designee, to:
  - a. Submit an application to the National Association of Area Agencies on Aging for \$35,000 for the purpose of assisting older adults to transition from analog transmission to digital transmission.
  - b. Accept the \$35,000 for the rendering of services.
  - c. Negotiate and execute a contract with the Mexican American Opportunity Foundation (MAOF) in the amount of \$35,000 for the provision of services that will assist older adults to transition from analog transmission to digital transmission.
2. AUTHORIZE the Controller to:
  - a. Establish a new account and appropriate \$35,000 within the Area Plan for the Aging Trust Fund Number 395, Account Number E990 titled DTV Conversion Program.
  - b. Prepare Controller instructions and any technical corrections as necessary that are consistent with Mayor and Council intentions, subject to the approval of the City Administrative Officer, and authorize the Controller to implement the instructions.



Fiscal Impact Statement: The LADOA reports that the DTV Conversion Box Program is entirely funded by the National Telecommunication and Information Administration. No City General Funds will be allocated to this project.

Community Impact Statement: None submitted.

## ITEM NO. (13) - ADOPTED

[09-0085](#)

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to approval of a request for proposal for the Multipurpose Senior Center Social Services, Nutrition and Transportation Programs for the Elderly (MPC Programs) for the West Adams Aging Service Area.

Recommendations for Council action:

1. APPROVE the Request for Proposal (RFP) documents for the MPC Programs in the West Adams Aging Service Area and the RFP process identified and included in the Los Angeles Department of Aging's (LADOA) report dated January 6, 2009, attached to the Council file.
2. AUTHORIZE the General Manager, LADOA, or designee, to release the above referenced RFP in accordance with the above process.

Fiscal Impact Statement: The LADOA reports that the MPC Programs is funded with Older Americans Act and Prop A Transit funds. The City General Fund amount that supplements the delivery of Home Delivered Meals is estimated at \$248,014.

Community Impact Statement: None submitted.

## ITEM NO. (14) - CONTINUED TO MARCH 4, 2009

**Roll Call #5 - Motion (Wesson - Perry) Adopted to Continue, Unanimous Vote (11); Absent: Alarcon, Cardenas, Greuel and Hahn (4)**

[08-3297](#)

CD 1

CONTINUED CONSIDERATION OF HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to a Cooperation Agreement with the Department of City Planning, in an amount not to exceed \$84,286, to develop Community Design Overlay Districts for the Westlake Recovery Redevelopment Area and the Pico Union Redevelopment Project Areas Nos. 1 and 2 (Project Areas).

Recommendation for Council action:

AUTHORIZE the Chief Executive Officer, Community Redevelopment Agency, or designee, to negotiate and enter into a Cooperation Agreement with the Department of City Planning, in an amount not to exceed \$84,286, to develop Community Design Overlay Districts for the Project Areas, subject to the review of the City Attorney as to form and legality.

Fiscal Impact Statement: The Chief Legislative Analyst reports that there is no impact to the General Fund as a result of this action. The funding sources are Westlake General Revenue, Pico Union 1 Tax Increment, and Pico Union 2 Bond proceeds.

Community Impact Statement: None submitted.

(Continued from Council meeting of February 18, 2009)

**ITEM NO. (15) - CONTINUED TO MARCH 4, 2009**

**Roll Call #2 - Motion (Wesson - Rosendahl) Adopted to Continue, Unanimous Vote (11);  
Absent: Alarcon, Cardenas, Greuel and Hahn (4)**

[09-0148](#)

CONTINUED CONSIDERATION OF HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to extending for two years the contracts for outside legal counsel for the Los Angeles Housing Department (LAHD).

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

1. AUTHORIZE the City Attorney Housing Division (CAHD) to extend outside legal counsel contracts for an additional two years with the following law firms:
  - a. Best, Best, & Krieger (Contract No. 109391).
  - b. Robie & Matthai (Contract No. 109667).
  - c. Robinson & Pearman, LLP (Contract No. 109244).
  - d. Kutack Rock, LLP (Contract No. 109393).
  - e. Hawkins, Delafield, & Wood, LLP (Contract No. 109625).
2. AUTHORIZE the Controller to:
  - a. Establish a new appropriation account within Fund No. 41 M, Code Enforcement Trust Fund, and Fund 440, Rent Stabilization Trust Fund, Department 43, as follows:

<u>Account</u>	<u>Title</u>
E227	Outside Legal Counsel

- b. Transfer appropriations within Funds No. 41M, Code Enforcement Trust Fund, and Fund 440, Rent Stabilization Trust Fund, Department 43, on an as-needed basis for a total of up to \$500,000, as follows:

From:	<u>Fund/Dept.</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
	41M/43	V143	Housing	\$250,000
	440/43	W143	Housing	\$250,000

To:	<u>Fund/Dept.</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
	41M	E227	Outside Legal Counsel	\$250,000
	440/43	E227	Outside Legal Counsel	\$250,000

- c. Expend funds not to exceed \$500,000 from the above funds and accounts upon proper written demand of the General Manager, LAHD, or designee, on an as-needed basis.
3. AUTHORIZE the General Manager, LAHD, or designee, to prepare Controller instructions and make any necessary technical adjustments consistent with the Mayor and Council action in this matter, subject to the approval of the City Administrative Officer (CAO), and AUTHORIZE the Controller to implement these instructions.

Fiscal Impact Statement: The CAO reports that there is no additional cost to the General Fund as a result of these recommendations. The total estimated expenditure for CAHD outside legal counsel or an additional two years (2009-11) will be up to \$550,000. Of this amount, \$500,000 will be provided by currently available funds in the Code Enforcement and Rent Stabilization Trust Funds. The recommendations in this report are in compliance with the City's Financial Policies in that Special Revenue Funds are supported by special levies and fees, grants, or intergovernmental revenues. Expenditures in these funds are strictly limited to the mandates of the funding source.

Community Impact Statement: None submitted.

(Continued from Council meeting of February 18, 2009)

**Roll Call #6 - Motion (Zine - Wesson) Adopted, Ayes (11); Absent: Alarcon, Cardenas, Greuel and Hahn (4)  
(Item Nos. 16-17)**

**ITEM NO. (16) - ADOPTED**

[09-0222](#)

INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT relative to authorization to negotiate and execute new leases with the Community Redevelopment Agency (CRA) and Los Angeles Department of Water and Power (LADWP) for space at Figueroa Plaza, 201 North Figueroa Street.

Recommendations for Council action:

1. AUTHORIZE the Department of General Services (GSD) to negotiate and execute new leases with the CRA and the LADWP for office/counter space on the fourth floor of the Metro Construction Services Center at 201 North Figueroa Avenue, Los Angeles, California under the terms and conditions as detailed in the January 29, 2009 GSD report, attached to the Council file.
2. AMEND the January 29, 2009 GSD report to add:

The lease start date for the leases with the CRA and LADWP is February 1, 2009.

Fiscal Impact Statement: The GSD reports that at present, the Los Angeles Department of Building and Safety (LADBS) Enterprise Fund pays its share of Figueroa Plaza capitalized lease cost and operating expenses. The LADBS has requested a reduction for the amount of space that the CRA has been occupying and that the LADWP will now occupy. The GSD is therefore requesting rent from CRA and LADWP to partially offset the LADBS reduction. The lease of the space by the CRA and the LADWP will generate combined monthly revenue of \$880.00 or annual combined revenue of \$10,560 to the General Fund.

Community Impact Statement: None submitted.

## ITEM NO. (17) - ADOPTED

[09-0236](#)

CD 5

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the inclusion of the "The Beverly-Sycamore" located at 308 North Sycamore Avenue in the list of Historic-Cultural Monuments.

Recommendations for Council action:

1. ADOPT the FINDINGS of the Cultural Heritage Commission (CHC) as the Findings of the Council.
2. APPROVE the recommendation of the CHC relative to the inclusion of the "The Beverly-Sycamore" located at 308 North Sycamore Avenue in the list of Historic-Cultural Monuments.

Applicant/Owner: Faubourg St. Denis Homeowners Association  
Van Ambatielos

CHC 2008-4395 HCM

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

Community Impact Statement: None submitted.

TIME LIMIT FILE - MARCH 18, 2009

(LAST DAY FOR COUNCIL ACTION - MARCH 11, 2009)

## ITEM NO. (18) - ADOPTED

**Roll Call #16 - Motion (Rosendahl - Smith) Adopted, Ayes (13); Absent: Greuel and Weiss (2)**

[07-1586-S1](#)

PUBLIC WORKS COMMITTEE REPORT relative to a proposed eighth amendment to Contract No. C-92010 with FilmLA, Inc. (FilmLA) for film permitting and coordination services.

Recommendations for Council action:

1. INSTRUCT the City Administrative Officer (CAO) to execute the Eighth Amendment to Contract No. C-92010 with FilmLA to extend the contract term until December 31, 2009 with two 90-day options to extend the contract consistent with the terms of the Sixth and Seventh Amendments to Contract No. C-92010.
2. AUTHORIZE the CAO to negotiate and execute adjustments to the language in the Eight Amendment, provided they are consistent with the intent of the Council, are reviewed by the City Attorney, and result in no cost to the City General Fund.

Fiscal Impact Statement: The CAO reports that approval of the recommendation, as detailed above in Recommendation No. 1, results in \$830,000 in General Fund savings (\$258,352 for Fiscal Year [FY] 2008-09 and \$575,000 for FY 2009-10).

Community Impact Statement: None submitted.

**Roll Call #6 - Motion (Zine - Wesson) Adopted, Ayes (11); Absent: Alarcon, Cardenas, Greuel and Hahn (4)  
(Item Nos. 19-20)**

**ITEM NO. (19) - ADOPTED**

[08-1858](#)

TRANSPORTATION COMMITTEE REPORT relative to a summary of results from operating the Late Night DASH Program during the 2008 holiday season.

Recommendations for Council action:

1. RECEIVE and FILE the Los Angeles Department of Transportation report dated February 3, 2009, inasmuch as the report is submitted for information only and no Council action is necessary.
2. SUPPORT moving forward with offering the service for next year.

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. (20) - ADOPTED**

[08-2119](#)

TRANSPORTATION COMMITTEE REPORT relative to a summary of results from operating the Late Night Red Line Program during the 2008 holiday season.

Recommendations for Council action:

1. RECEIVE and FILE the Los Angeles Department of Transportation report dated February 3, 2009, inasmuch as the report is submitted for information only and no Council action is necessary.

2. SUPPORT moving forward with offering the service for next year.

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. (21) - ADOPTED, AS AMENDED**

**Roll Call #14 - Motion (Parks - LaBonge) to Adopt as Amended, Ayes (13); Absent: Cardenas and Greuel (2)**

[08-3353](#)

TRANSPORTATION COMMITTEE REPORT relative to the prohibition of the parking of trailers and semi-trailers on local streets.

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

1. REQUEST the City Attorney to prepare and present an ordinance to prohibit the parking of trailers and semi-trailers on local streets, inasmuch as currently such parking is prohibited only on a major highway, secondary highway, or collector street and the City is experiencing problems with parking of trailers and semi-trailers on local streets.
2. INSTRUCT the Chief Legislative Analyst (CLA) to pursue legislation for more local control on regulating the parking of trailers on City streets.

Fiscal Impact Statement: Neither the City Administrative Officer nor the CLA has completed a financial analysis of this report.

Community Impact Statement: None submitted.

**ADOPTED**

**AMENDING MOTION (PARKS - LABONGE)**

**Recommendation for Council action:**

**ADD tractors and/or trailers to the request for an ordinance to prohibit parking on local streets.**

**ITEM NO. (22) - ADOPTED**

**Roll Call #6 - Motion (Zine - Wesson) Adopted, Ayes (11); Absent: Alarcon, Cardenas, Greuel and Hahn (4)**

**RECEIVED AND FILED**

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to an application for \$32,860,870 to the US Department of Housing and Urban Development (HUD), pursuant to the Housing and Economic Recovery Act of 2008, and related authorities necessary to implement the City's Neighborhood Stabilization Program (NSP) including recommendations for eviction protections for renters in foreclosed properties.

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

APPROVE the recommendations contained within the accompanying joint City Administrative Officer and Chief Legislative Analyst (CAO/CLA) report dated February 3, 2009.

Fiscal Impact Statement: The CAO/CLA report that there is no General Fund impact. The recommendations contained in the CAO/CLA report address the expenditure of \$32,860,870 in NSP grant funds issued by HUD. The recommendations are in compliance with the City's Financial Policies in that the continuation of the NSP grant activities are contingent upon the continuation of federal funding.

Community Impact Statement: None submitted.

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

**ADOPTED**

**PERSONNEL COMMITTEE REPORT** relative to an application for \$32,860,870 to the U.S. Department of Housing and Urban Development (HUD), pursuant to the Housing and Economic Recovery Act of 2008, and related authorities necessary to implement the City's Neighborhood Stabilization Program (NSP) including recommendations for eviction protections for renters in foreclosed properties.

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

**APPROVE** the recommendations contained within the accompanying joint City Administrative Officer and Chief Legislative Analyst (CAO/CLA) report dated February 3, 2009, with the following modifications:

- 1. Delete Recommendation No. 5.**
- 2. Substitute Recommendation No. 6 with the following new language:**

**AUTHORIZE** the Controller to:

- a. Establish a new program fund entitled Neighborhood Stabilization Program Grant (NSP) for the receipt and disbursement of NSP grant funds of \$32,860,870 to be administered by the Los Angeles Housing Department (LAHD), as follows:

<u>Fund/Department</u>	<u>Title</u>
XXX/43	Neighborhood Stabilization Program Grant (NSP)

- b. Establish new accounts and appropriate funds within the Neighborhood Stabilization Program Grant, Fund No. XXX, Department 43, as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
E818	NSP Program Operation	\$29,574,783
E820	NSP Program Administration	<u>3,286,087</u>
	Total	\$32,860,870

- c. Expend funds from the above fund and accounts not to exceed \$32,860,870 upon proper written demand by the General Manager, LAHD, or designee, for the implementation of the NSP and administration of the program, in accordance with applicable State and Federal guidelines and all City rules, regulations and ordinances.
- d. Periodically appropriate funds in the Neighborhood Stabilization Program Grant, Fund Number XXX Department 43, upon receipts of future program income from loan repayment and other sources, in the NSP Program Operation Account and the NSP Program Administration Account. The ratio for the appropriation of the two accounts will be 90/10, respectively.

**Fiscal Impact Statement:** The CAO/CLA report that there is no General Fund impact. The recommendations contained in the CAO/CLA report address the expenditure of \$32,860,870 in NSP grant funds issued by HUD. The recommendations are in compliance with the City's Financial Policies in that the continuation of the NSP grant activities are contingent upon the continuation of federal funding.

**Community Impact Statement:** None submitted.

## Items for Which Public Hearings Have Not Been Held - Items 23-30

(10 Votes Required for Consideration)

### ITEM NO. (23) - ADOPTED

Roll Call #10 - Motion (Reyes - Huizar) Adopted, Ayes (13); Absent: Cardenas and Greuel (2)

#### [06-1293-S1](#)

EXEMPTION, COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION making technical and clarifying changes to Los Angeles Municipal Code Sections 12.21.1, 12.23, and 12.28 to clarify the application of floor area limitations for residentially zoned properties (RA, RE, RS, and R1) not located in a hillside area or coastal zone.



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

1. FIND that the Ordinance is exempt from the California Environmental Quality Act (CEQA), pursuant to Article II, Section 2, Subsection (m) of the City of Los Angeles CEQA Guidelines.
2. ADOPT the January 5, 2009 REVISED FINDINGS of the Director of Planning as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, dated January 5, 2009, making technical and clarifying changes to Los Angeles Municipal Code Sections 12.21.1, 12.23, and 12.28 to clarify the application of floor area limitations for residentially zoned properties (RA, RE, RS, and R1) not located in a hillside area or coastal zone (Baseline Mansionization Clean-Up Ordinance).

Applicant: City of Los Angeles

CPC 2008-4401-CA

4. NOT PRESENT and ORDER FILED the Ordinance dated October 30, 2008.

Fiscal Impact Statement: The City Planning Commission reported that there is no General Fund impact as administrative costs are recovered through fees.

Community Impact Statement: None submitted.

(On December 16, 2008, the Planning and Land Use Management Committee approved the Ordinance, and on February 18, 2009, waived consideration of the final draft.)

(For background reports and materials related to this matter, contact the Legislative Assistant for the Planning and Land Use Management Committee at 213-978-1068)

## ITEM NO. (24) - ADOPTED

### Roll Call #11 - Motion (Smith - Rosendahl) Adopted, Ayes (13); Absent: Cardenas and Greuel (2)

#### [09-0005-S105](#)

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 18, 2009:

#### [09-0005-S105](#)

CD 10

- a. Property at 1366 South Burnside Avenue (Case No. 190066).  
Assessor I.D. No. 5085-036-007

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 6, 2008)

[09-0005-S106](#)

CD 9

- b. Property at 200 West 59th Place (Case No. 10714).  
Assessor I.D. No. 6006-005-018

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 2, 2006)

[09-0005-S107](#)

CD 10

- c. Property at 2931 West Leeward Avenue (Case No. 211697).  
Assessor I.D. No. 5077-016-019

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

[09-0005-S108](#)

CD 8

- d. Property at 432 West 75th Street (Case No. 17841).  
Assessor I.D. No. 6022-025-003

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 4, 2006)

[09-0005-S109](#)

CD 8

- e. Property at 449 West 75th Street (Case No. 196681).  
Assessor I.D. No. 6020-031-008

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 20, 2008)

[09-0005-S110](#)

CD 10

- f. Property at 4703 West St. Charles Place (Case No. 137819).  
Assessor I.D. No. 5071-018-012

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

[09-0005-S111](#)

CD 4

- g. Property at 5654 North Auckland Avenue (Case No. 204811).  
Assessor I.D. No. 2415-026-013

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 26, 2008)

[09-0005-S112](#)

CD 2

- h. Property at 6334 North Simpson Avenue (Case No. 199583).  
Assessor I.D. No. 2334-006-052

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

**ITEM NO. (25) - CONTINUED TO MARCH 11, 2009**

**Roll Call #3 - Motion (Huizar - Reyes) Adopted to Continue, Unanimous Vote (11); Absent: Alarcon, Cardenas, Greuel and Hahn (4)**

[08-0150-S2](#)

COMMUNICATION FROM CHAIR, AD HOC COMMITTEE ON GANG VIOLENCE AND YOUTH DEVELOPMENT relative to the development and implementation of the City's Gang Injunction Removal Process.

Recommendation for Council action:

NOTE and FILE the City Attorney report dated February 9, 2009, in response to Motion (Cardenas - Huizar), inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

**ITEM NO. (26) - CONTINUED TO MARCH 4, 2009**

**Roll Call #15 - Motion (Hahn - Parks) Adopted to Continue, Unanimous Vote (13); Absent: Cardenas and Greuel (2)**

[08-0615-S2](#)

CONTINUED CONSIDERATION OF COMMUNICATION FROM CHAIR, AD HOC COMMITTEE ON GANG VIOLENCE AND YOUTH DEVELOPMENT relative to efforts to enhance coordination, collaboration and communication with gang intervention workers when responding to gang-related, associated and motivated incidents.

Recommendations for Council action:

1. NOTE and FILE the Board of Police Commissioners report dated December 19, 2008 inasmuch as the report is submitted for information only and no Council action is necessary.
2. DIRECT the Los Angeles Police Department (LAPD) to report to the Ad Hoc Committee on Gang Violence and Youth Development in 90 days with a status report on the gang intervention efforts and its expansion.
3. INSTRUCT the LAPD to:
  - a. Incorporate the community-based gang intervention evaluation measurements.

- b. Explore the ramifications of establishing and implementing Real Time Analysis and Critical Response notification system.
- c. Report back to the Ad Hoc Committee on Gang Violence and Youth Development on the following:
  - 1) LAPD recommendations relative to skill set and tools needed to facilitate a working relationship with Public Safety entities within the City of Los Angeles.
  - 2) LAPD recommendations regarding the outcomes of the Professional Community Intervention Training Institute and the Advancement Project's Community Violence Intervention Academy.
  - 3) A status update prior to the expansion of the Gang Intervention Collaborative.

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

Community Impact Statement: None submitted.

(Continued from Council meeting of February 17, 2009)

#### **ITEM NO. (27) - ADOPTED**

**Roll Call #17 - Motion (Cardenas - Hahn) Adopted, Ayes (11); Absent: Greuel, Labonge, Weiss and Wesson (4)**

#### **[08-0178-S11](#)**

COMMUNICATION FROM THE MAYOR relative to the Office of the Mayor, Gang Reduction and Youth Development Status Report (July 1, 2008 - December 31, 2008.)

Recommendation for Council action:

NOTE and FILE the communication from the Mayor dated February 11, 2009 regarding the Office of the Mayor, Gang Reduction and Youth Development Status Report (July 1, 2008 - December 31, 2008), 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.

(Ad Hoc Committee on Gang Violence and Youth Development waived consideration of the above matter)

#### **ITEM NO. (28) - ADOPTED - FORTHWITH**

**Roll Call #13 - Motion (Smith - Perry) Adopted, Ayes (13); Absent: Cardenas and Greuel (2)**

[09-0002-S8](#)

CONSIDERATION OF RESOLUTION (SMITH - PERRY) relative to authority to submit an application to the California Energy Commission (CEC) for the Renewable-Based Energy Secure Communities Grants under its Public Interest Energy Research Program.

Recommendation for Council action:

AUTHORIZE the Director, Bureau of Sanitation, or designee, to submit an application to the CEC for the Renewable-Based Energy Secure Communities Grants under its Public Interest Energy Research Program, and if awarded the grant, to report it to the Council to obtain approval for the receipt of these funds and authorization to negotiate and execute grant agreements.

Community Impact Statement: None submitted.

(Energy and Environment and Rules and Government Committees waived consideration of the above matter)

**ITEM NO. (29) - ADOPTED**

**Roll Call #12 - Motion (Zine - Wesson) Adopted, Ayes (13); Absent: Cardenas and Greuel (2)**

[09-0290-S1](#)

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

Recommendations for Council action:

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

[09-0290-S1](#)

CD 1

- a. MOTION (REYES - ZINE) relative to declaring the public dedication ceremony and open house for the new Fire Station 13 on February 28, 2009 a Special Event (fees and costs absorbed by the City = \$5,000).

[07-0413-S1](#)

CD 15

- b. MOTION (HAHN - LABONGE) relative to declaring the Fort MacArthur Museum's annual Great Los Angeles Air Raid on February 28, 2009 a Special Event (fees and costs absorbed by the City = \$2,280).

**ITEM NO. (30) - ADOPTED**

**Roll Call #7 - Motion (Wesson - Smith) Adopted, Ayes (11); Absent: Alarcon, Cardenas, Greuel and Hahn (4)**

[09-0370](#)

CD 10

MOTION (WESSON - SMITH) relative to construction and repair of curbs in Council District 10.

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

1. TRANSFER \$100,000 from the Pipeline Franchise Revenue portion of the Council District 10 Real Property Trust Fund No. 692 to the Street Services Fund No. 100/86, as follows: \$50,000 to Account No. 1090 (Salaries-Overtime), \$30,000 to Account No. 3030 (Construction Materials), \$5,000 to Account No. 6010 (Office and Administrative Expense) and \$15,000 to Account No. 6020 (Operating Supplies and Expense) for services in connection with the construction and repair of curbs at various locations in Council District 10.
2. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above instructions in order to effectuate the intent of the Motion.

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

[09-0441](#)

MOTION (HUIZAR - LABONGE) relative to declaring the Monthly Bulky Item Pick-up Program in City Parking Lot No. 668 from February 28, 2009 to February 27, 2010, on the fourth Saturday of every month, a Special Event (fees and costs absorbed by the City = \$1,890).

[08-0694-S1](#)

MOTION (LABONGE - GARCETTI) relative to declaring the 18th Annual Los Feliz Village Street Fair on June 14, 2009 a Special Event (fees and costs absorbed by the City = \$6,131).

[09-0439](#)

MOTION (ALARCON - HUIZAR) relative to declaring the HOPE for Tomorrow Star Gala on April 23, 2009 a Special Event (fees and costs absorbed by the City = \$877).

[09-0438](#)

MOTION (HUIZAR - ROSENDAHL) relative to declaring the Eve of Justice: Lighting the way for the Supreme Court on March 4, 2009 a Special Event (fees and costs absorbed by the City = \$1,101.70).

[09-0442](#)

MOTION (LABONGE - HUIZAR) relative to a donation to support the Los Angeles Hospital HIV Testing Summit.

[09-0440](#)

MOTION (PERRY - PARKS) relative to a meeting for the Chicano Employees Association.

## **COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS**

Motion (Garcetti - Perry) unanimously adopted to excuse Councilmember Greuel from the Council sessions of March 10 and 11, 2009, due to City business.

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

[09-0003](#) - Jean Stalcup

(Hahn - All Councilmembers)

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

**Whereupon the Council did adjourn.**

ATTEST: Karen E. Kalfayan, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL