

Los Angeles City Council, **Journal/Council Proceedings**
Tuesday, **March 24, 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: Cardenas, Greuel, Hahn, Huizar, LaBonge, Parks, Perry, Smith, Zine and President Garcetti (10); Absent: Alarcon, Reyes, Rosendahl, Weiss and Wesson (5).

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
MARCH 11, 2009

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 20

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 1-12

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

ITEM NO. (1) - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED ON APRIL 14, 2009

[06-0699-S1](#)

CD 3

HEARING PROTESTS against the proposed improvement and maintenance of the Ventura Boulevard and Yolanda Avenue No. 1 Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Ventura Boulevard and Yolanda Avenue No. 1 Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on January 30, 2009 - Continue hearing and present Ordinance on APRIL 14, 2009 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (2) - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED ON APRIL 14, 2009

[08-3250](#)

CD 4

HEARING PROTESTS against the proposed improvement and maintenance of the Wilcox and Melrose Avenues Lighting District.

Recommendation for Council action:

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

(Ordinance of Intention adopted on January 30, 2009 - Continue hearing and present Ordinance on APRIL 14, 2009 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (3) - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED ON APRIL 14, 2009

[08-3262](#)

CD 9

HEARING PROTESTS against the proposed improvement and maintenance of the 12th and San Pedro Streets No. 1 Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the 12th and San Pedro Streets No. 1 Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on January 30, 2009 - Continue hearing and present Ordinance on APRIL 14, 2009 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (4) - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED ON APRIL 14, 2009

[08-3337](#)

CD 7

HEARING PROTESTS against the proposed improvement and maintenance of the El Dorado Avenue and La Rue Street Lighting District.

Recommendation for Council action:

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

(Ordinance of Intention adopted on January 30, 2009 - Continue hearing and present Ordinance on APRIL 14, 2009 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (5) - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED ON APRIL 14, 2009

[08-3338](#)

CD 1

HEARING PROTESTS against the proposed improvement and maintenance of the Lucas Avenue and Beverly Boulevard Lighting District.

Recommendation for Council action:

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

(Ordinance of Intention adopted on January 30, 2009 - Continue hearing and present Ordinance on APRIL 14, 2009 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (6) - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED ON APRIL 14, 2009

[08-3369](#)

CD 11

HEARING PROTESTS against the proposed improvement and maintenance of the Stoner and Ohio Avenues Lighting District.

Recommendation for Council action:

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

(Ordinance of Intention adopted on January 30, 2009 - Continue hearing and present Ordinance on APRIL 14, 2009 to consider report of protests to be submitted as a result of **balloting, pursuant to** Proposition 218)

Roll Call #2 - Motion (Smith - Parks) Adopted to Receive and File, Unanimous Vote (10); Absent: Alarcon, Reyes, Rosendahl, Weiss and Wesson (5) (Item Nos. 7 and 8)

ITEM NO. (7) - RECEIVED AND FILED, INASMUCH AS THE LIEN HAS BEEN PAID

[08-3219](#)

CD 14

CONTINUED CONSIDERATION OF HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of barricading all openings, cleaning and fencing of the lot at 2916 East New Jersey Street. (Lien: \$17,166.48)

(Continued from Council meeting of March 4, 2009)

ITEM NO. (8) - RECEIVED AND FILED, INASMUCH AS THE LIEN HAS BEEN PAID

[08-3220](#)

CD 5

CONTINUED CONSIDERATION OF HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the cost of cleaning of the lot at 4761 North Haskell Avenue. (Lien: \$778.40)

(Continued from Council meeting of March 4, 2009)

Roll Call #3 - Motion (Smith - Parks) Adopted to Confirm Lien, Ayes (10); Absent: Alarcon, Reyes, Rosendahl, Weiss and Wesson (5) (Item Nos. 9-11)

ITEM NO. (9) - PUBLIC HEARING CLOSED - NO APPEALS - LIEN CONFIRMED

[08-3221](#)

CD 9

CONTINUED CONSIDERATION OF HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of barricading all openings and fencing of the lot at 906 West 50th Street. (Lien: \$4,702.15)

(Continued from Council meeting of March 4, 2009)

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

[08-3222](#)

CD 8

CONTINUED CONSIDERATION OF HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of barricading all openings and cleaning of the lot at 7603 South Brighton Avenue. (Lien: \$3,933.45)

(Continued from Council meeting of March 4, 2009)

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

[08-3223](#)

CD 15

CONTINUED CONSIDERATION OF HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of barricading all openings, cleaning and fencing of the lot, and graffiti abatement at 2309 East 112th Street.

(Lien: \$15,642.20)

(Continued from Council meeting of March 4, 2009)

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

Roll Call #2 - Motion (Rosendahl - Parks) Adopted to Receive and File, Unanimous Vote (10); Absent: Alarcon, Reyes, Rosendahl, Weiss and Wesson (5) (Item Nos. 7 and 8)

[08-3224](#)

CD 9

CONTINUED CONSIDERATION OF HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of barricading of all openings, cleaning and fencing of the lot, and graffiti abatement at 353 East 76th Street.

(Lien: \$13,953.70)

(Continued from Council meeting of March 4, 2009)

Items for Which Public Hearings Have Been Held - Items 13-20

ITEM NO. (13) - CONTINUED TO APRIL 7, 2009

Roll Call #16 - Motion (Perry - Wesson) Adopted to Continue, Unanimous Vote (10); Absent: Alarcon, Reyes, Rosendahl, Weiss and Wesson (5)

[08-3412](#)

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to various agreements regarding portions of Exposition Park.

Recommendation for Council action:

NOTE and FILE the City Attorney report dated February 6, 2009 relative to Land Exchange and Operating Agreements with the State of California and a Gift Agreement with Friends of Expo Center regarding portions of Exposition Park, 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. (14) - ADOPTED, AS AMENDED

Roll Call #8 - Motion (Hahn - Parks) to Adopt as Amended, Ayes (13); Absent: Alarcon and Rosendahl (2)

[08-2848](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to a pilot project to add additional collection agencies to help with new debt collection.

Recommendations for Council action, as initiated by Motion (Hahn - Parks):

1. INSTRUCT the Office of Finance (OOF), along with the City Attorney, Los Angeles Department of Transportation, Los Angeles Fire Department (LAFD), Chief Legislative Analyst (CLA) and the City Administrative Officer (CAO), to report back to the Council in ~~90~~ ***60** days **(*Hahn - Greuel)** on the feasibility of creating a pilot project which would allow the City to add additional collection agencies immediately to help with new debt collection. The report should include:
 - a. An evaluation of an appropriate time for release of a new Request for Proposals (RFP) for additional collection agencies ***with emphasis on hiring local businesses** to add to the City's collection team. **(*Hahn - Greuel)**
 - b. The legal aspects of creating a second set of RFPs for additional collection agencies, in conjunction with the existing contracted collection agencies.
 - c. Identification of the percentage of delinquent debt collected directly by the OOF, and the percentage of debt collected by the City's collection agencies once debt is referred to them for collection.
 - d. An estimate on how quickly, working with the OOF, that LAFD debt could be managed.
2. INSTRUCT the OOF to reach out to local collection agencies to supplement the City's current contract and to help collect new revenue due to uncollected debts.
3. INSTRUCT all City Departments to adhere to the Mayor's Executive Directive No. 5 relative to Revenue Billing and Collection.

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

Community Impact Statement: None submitted.

**Roll Call #4 - Motion (Cardenas - Perry) Adopted, Ayes (10); Absent: Alarcon, Reyes, Rosendahl, Weiss and Wesson (5)
(Item Nos. 15-16)**

ITEM NO. (15) - ADOPTED

[09-0343](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to developing a strategy to apply for funding from the Hope VI Federal Housing Program for the redevelopment of public housing.

Recommendation for Council action, as initiated by Motion (Greuel - Reyes):

DIRECT the Housing Authority of the City of Los Angeles to report on a strategy to apply for the next round of Hope VI funding and each opportunity thereafter until all City public housing has been redeveloped.

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. (16) - ADOPTED

09-0396

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the requirements of new Emergency Shelter Grant (ESG) funds provided through the American Recovery and Reinvestment Act of 2009.

Recommendations for Council action, as initiated by Motion (Garcetti - Perry - Rosendahl):

1. INSTRUCT the Los Angeles Housing Department (LAHD), the Los Angeles Homeless Services Authority, and the Community Development Department to review the requirements of new ESG funds provided through the American Recovery and Reinvestment Act of 2009 and provide a program framework to the Chief Legislative Analyst (CLA) and the City Administrative Officer (CAO) to include in their report to the Council relative to the 2009-10 Housing, Community, and Economic Consolidated Plan (Con Plan).
2. INSTRUCT the LAHD to continue providing oversight over the Stimulus ESG, consistent with the ESG entitlement, including but not limited to: fiscal management (including fund allocation and disbursement); program oversight (including accomplishment and data recording); and, administrative oversight (including Con Plan fund schedules and amendments).

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

Community Impact Statement: None submitted.

ITEM NO. (17) - CONTINUED TO APRIL 7, 2009

Roll Call #9 - Motion (Greuel - Reyes) Adopted to Continue, Unanimous Vote (13); Absent: Alarcon and Rosendahl (2)

07-2585-S3

CD 2

TRANSPORTATION COMMITTEE REPORT relative to a follow-up report on transportation improvements funded by the Ventura/Cahuenga Boulevard Corridor Specific Plan.

Recommendation for Council action:

RECEIVE and FILE the Los Angeles Department of Transportation report dated March 5, 2009 regarding a follow-up report on transportation improvements funded by the Ventura/Cahuenga Boulevard Corridor Specific Plan, 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. (18) - ADOPTED

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

[08-1869](#)

TRANSPORTATION COMMITTEE REPORT relative to the Los Angeles County Metropolitan Transit Authority (MTA) to report on promoting the Gold Line Eastside Extension and the impact of increases to transit fares on ridership.

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

REQUEST the MTA to report on:

- a. Their plans for advertising and promoting the Gold Line Eastside Extension to ensure maximum ridership for the eight new stops, five of which will be located within the City.
- b. What impact the recent increases to daily, monthly and senior passes have had on bus ridership and what steps can be taken to increase ridership, including reducing one or more of the recent increases.
- c. Elimination of the bi-weekly day pass.
- d. New program change that requires day pass users to purchase \$2 TAP cards in place of the disposable paper passes.
- e. Proposal to revert the MTA's previous student bus pass procedures instead of the recent expedited process.

Fiscal Impact Statement: Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis on this report.

Community Impact Statement: None submitted.

ITEM NO. (19) - CONTINUED TO MAY 6, 2009

Roll Call #6 - Motion (Hahn - Perry) Adopted to Continue, Unanimous Vote (12); Absent: Alarcon, Reyes and Rosendahl (3)

[09-0435](#)

CD 15

GENERAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the establishment of an oversize vehicle restricted area in the Green Meadows neighborhood of Harbor City.

Recommendations for Council action:

1. FIND that the establishment of an oversize vehicle restricted area for approximately 60 street segments in the Green Meadows neighborhood of Harbor City, pursuant to Los Angeles Municipal Code (LAMC) Section 80.69.4, is exempt from the California Environmental Quality Act (CEQA) under the General Exemption (Article II, Section 1 of the 2002 Los Angeles City CEQA Guidelines).
2. FIND that up to 14 oversize vehicles are being regularly parked for long periods of time instead of being properly stored on the owners' properties or in the appropriate off-street storage facilities, thereby limiting visibility to motorists driving within and upon entering and exiting the neighborhood and creating visual blight.
3. ADOPT the accompanying RESOLUTION establishing an oversize vehicle restricted area, pursuant to LAMC Section 80.69.4, to include the area bounded in clockwise fashion by the south curb of Sepulveda Boulevard from Western Avenue to Normandie Avenue, the City Limit 100 feet west of the centerline of Normandie Avenue from Sepulveda Boulevard to a point along the easterly horizontal extension of the north curb of 240th Street, the north curb of 240th Street from a point along the easterly extension of the north curb of 240th Street and the City Limit to Western Avenue, and the east curb of Western Avenue from 240th to Sepulveda Boulevard.
4. DIRECT the Los Angeles Department of Transportation (LADOT) to post "NO PARKING, 2 AM TO 6 AM; VEHICLES OVER 7 FEET HIGH AND OVER 22 FEET LONG, EXEMPT BY PERMIT" signs, at entrance and exit points to the Green Meadows neighborhood, except for areas where parking is currently prohibited at all times in the interest of traffic flow or safety, upon Council action establishing the oversize vehicle restricted area.
5. AUTHORIZE the LADOT to install or remove "NO PARKING, 2 AM TO 6 AM; VEHICLES OVER 7 FEET HIGH AND OVER 22 FEET LONG, EXEMPT BY PERMIT" signs, at ingress and egress points to the area described in Recommendation No. Three upon receipt of a letter from Council District 15 which includes a statement that residents and business owners in the vicinity of the proposed action have been notified and given an opportunity to comment, which resulted in either support for, or lack of sufficient opposition to, the proposed action.
6. INSTRUCT the LADOT to initiate the necessary procedures to prepare, issue and collect payments for oversize vehicle restricted area parking permits from Los Angeles residents that would exempt their oversize vehicles from the authorized parking restrictions in accordance with LAMC Section 80.69.4.

7. DIRECT the LADOT to prepare a Notice of Exemption reflecting the Council's action under Recommendation No. One above and file such notice with the City and County Clerks within five working days of the City Council's action.

Fiscal Impact Statement: The LADOT reports the establishment of an oversize vehicle restricted area in the Green Meadows neighborhood will have no cost impact to the General Fund during the current fiscal year. The LADOT will cover the costs of fabricating and installing the signs and printing the temporary parking permits this fiscal year using funds already appropriated in the Fiscal Year 2009-10 LADOT budget. The City may, however, gain additional General Fund revenue from the issuance of parking citations to violators of the oversize vehicle restricted area's parking restrictions.

The department further notes that since the oversize vehicle parking permit program is a special service provided to Los Angeles residents who own oversize vehicles and wish to park them on City streets where they would otherwise be prohibited, the fees paid for the oversize vehicle parking permits should be set at a level sufficient to fully recover the costs of fabricating and installing the signs, printing the permits and administering the program. The LADOT will track costs and revenues associated with this program and evaluate the program after one year to see if the program costs are being fully recovered from permit sales revenues.

Community Impact Statement: None submitted.

ITEM NO. (20) - ADOPTED - FORTHWITH TO THE MAYOR

Roll Call #11 - Motion (LaBonge - Parks) Adopted, Ayes (13); Absent: Alarcon and Rosendahl (2)

[09-0444](#)

ARTS, PARKS, HEALTH AND AGING and BUDGET AND FINANCE COMMITTEES' REPORT relative to recommendations regarding projects impacted by the suspension of State grant funds.

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

1. APPROVE the LA for Kids Steering Committee recommended actions, listed in the attachment to the Committee report, requiring the use of \$16,874,403 in various funds for 28 projects.
2. DIRECT the Department of Recreation and Parks (RAP) to repay the \$2,000,000 outstanding loan authorized by Council file No. 05-1231-S3 for the South Los Angeles Wetlands Acquisition Project, to the Public Works Trust Fund, Fund No. 834/50, from the Recreation and Parks Grant Fund, No. 205/88.
3. DIRECT the Bureau of Engineering to repay the \$1,000,000 outstanding loan authorized by Council file No. 07-2877-S4 for the Proposition 50 LA River Parkway West Valley Phase 1, to the Public Works Trust Fund, Fund No. 834/50, from the Subventions and Grants Fund, No. 305/50.
4. AUTHORIZE a loan to the RAP in an amount not to exceed \$3,000,000 from Public Works Trust Fund, Fund No. 834/50, to be used on a revolving basis for State Proposition 12 and Proposition 40 projects and to be repaid by corresponding State grant reimbursements.

5. TRANSFER \$3,000,000 from the Public Works Trust Fund No. 834/50 to the Recreation and Parks Grant Fund, No. 205, Department 88, to the Proposition 12 and 40 Cash Flow Account.
6. INSTRUCT the RAP to repay the \$3,000,000 loan from the Public Works Trust Fund upon receipt of State grant reimbursements and completion of the State Proposition 12 and 40 projects.
7. AUTHORIZE the Controller to TRANSFER \$938,087.89 in 2008-09 Proposition K inflation monies appropriated within Fund 43K110, from Account E800, entitled Inflation, to Account E577, entitled Fred Roberts Recreation.
8. AUTHORIZE the City Administrative Officer to make any technical adjustments that may be needed to implement the above recommendations.

Fiscal Impact Statement: The LA for Kids Steering Committee reports that the Public Works Trust Fund has provided the Proposition 12 and Proposition 40 Grant Program with \$9.4 million in cash flow loans. Adoption of the above recommendations will result in the reallocation of \$3 million in existing Public Works Trust Fund loans to cash flow Proposition 12 and Proposition 40 funded projects and increase the total loan amount to \$12.4 million. If project expenditures are not reimbursed by the State, the program impact to the General Fund could be \$12.4 million if alternate funding sources are not identified to repay these loans. Outstanding appropriations of \$1,236,171 from the General Fund provided to the Department of General Services will become a liability in the Reserve Fund if State reimbursements are not resumed by the end of the 2008-09 Fiscal Year.

Community Impact Statement: None submitted.

Items for Which Public Hearings Have Not Been Held - Items 21-28

(10 Votes Required for Consideration)

ITEM NO. (21) - ADOPTED FORTHWITH

Roll Call #7 - Motion (LaBonge - Smith) Adopted, Ayes (13); Absent: Alarcon and Rosendahl (2)

[08-3365](#)

COMMUNICATION FROM THE MAYOR relative to the appointment of Ms. Tonantzin Carmelo to the Los Angeles City/County Native American Indian Commission.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Tonantzin Carmelo to the Los Angeles City/County Native American Indian Commission for the term ending October 7, 2013, is APPROVED and CONFIRMED. Ms. Carmelo resides in Council District 13. (Current Commission composition: M = 2; F = 1)

Background Check Review: Pending

Ethics Commission Review: Pending

Community Impact Statement: None submitted.

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

ITEM NO. (22) - ADOPTED

Roll Call #13 - Motion (Garcetti - LaBonge) Adopted to Reconsider, Ayes (13); Absent: Alarcon and Rosendahl (2)

Roll Call #14 - Motion (Garcetti - Reyes) Adopted, Ayes (13); Absent: Alarcon and Rosendahl (2)

[09-0494](#)
CD 11

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Arbor Vitae Street and Airport Boulevard (Reballot) Lighting District.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated March 5, 2009.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **MAY 26, 2009** as the hearing date for the maintenance of the Arbor Vitae Street and Airport Boulevard (Reballot) Lighting District, in accordance with Proposition 218, Articles XIII C and XIII D of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$17,903.98 will be collected annually starting with tax year 2009-10 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: May 18, 2009)

ITEM NO. (23) - ADOPTED

Roll Call #12 - Motion (Reyes - Smith) Adopted, Ayes (13); Absent: Alarcon and Rosendahl (2)

[08-2911](#)

GENERAL EXEMPTION, COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to amending various Sections of Articles 1, 3, 4 and 8 of Chapter IX of the Los Angeles Municipal Code (LAMC) and Sections 5.114 and 5.114.1 of the Los Angeles Administrative Code (LAAC), regarding technical corrections and clerical errors which were inadvertently created by Ordinance Nos. 179324, 179325, 179326 and 179327, and to incorporate revised seismic standards.

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

1. FIND that the Ordinance is generally exempt from the California Environmental Quality Act (CEQA), under Section 15061 (b) of the State CEQA Guidelines and Article II, Section 1 of the City of Los Angeles CEQA Guidelines.
2. ADOPT the January 27, 2009, FINDINGS of the Department of Building and Safety as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE amending various Sections of Articles 1, 3, 4 and 8 of Chapter IX of the LAMC and Sections 5.114 and 5.114.1 of the LAAC, regarding technical corrections and clerical errors which were inadvertently created by Ordinance Nos. 179324, 179325, 179326 and 179327, and to incorporate revised seismic standards.
4. INSTRUCT the Department of Building and Safety to file the Department Findings and modifications with the California Building and Safety Commission at the earliest possible time, but in any event before the effective date of the ordinance.

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.

(On December 9, 2008, the Planning and Land Use Management Committee approved the proposed ordinance, and on March 5, 2009, waived consideration of the final draft.)

**Roll Call #5 - Motion (Hahn - Zine) Adopted, Ayes (10); Absent: Alarcon, Reyes, Rosendahl, Weiss and Wesson (5)
(Item Nos. 24a-27)**

ITEM NO. (24) - ADOPTED

[09-0005-S161](#)

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 March 17, 2009:

[09-0005-S161](#)

CD 15

- a. Property at 1147 North Hyatt Avenue (Case No. 89457).
Assessor I.D. No. 7423-027-009

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

[09-0005-S162](#)

CD 13

- b. Property at 1711 West Miramar Street (Case No. 154967).
Assessor I.D. No. 5153-002-026

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 1, 2008)

[09-0005-S163](#)

CD 1

- c. Property at 218 North Avenue 54 (Case No. 151746).
Assessor I.D. No. 5468-019-008

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on December 27, 2007)

[09-0005-S164](#)

CD 14

- d. Property at 2918 East Pennsylvania Avenue (Case No. 210799).
Assessor I.D. No. 5180-020-024

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

[09-0005-S165](#)

CD 10

- e. Property at 3206 West Adams Boulevard (Case No. 169044).
Assessor I.D. No. 5052-015-011

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

[09-0005-S166](#)

CD 13

- f. Property at 4230 West Burns Avenue (Case No. 139719).
Assessor I.D. No. 5539-012-006

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

[09-0005-S167](#)

CD 9

- g. Property at 4348 South Budlong Avenue (Case No. 103731).
Assessor I.D. No. 5020-023-020

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 17, 2007)

[09-0005-S168](#)

CD 10

- h. Property at 4840 West Mascot Street (Case No. 137528).
Assessor I.D. No. 5067-012-013

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

[09-0005-S169](#)

CD 8

- i. Property at 6338 South Victoria Avenue (Case No. 124254).
Assessor I.D. No. 4006-009-013

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on July 26, 2007)

[09-0005-S170](#)

CD 10

- j. Property at 818 South Normandie Avenue (Case No. 202276).
Assessor I.D. No. 5094-018-008

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

ITEM NO. (25) - ADOPTED

[09-0380](#)

COMMUNICATION FROM THE COMMUNITY DEVELOPMENT DEPARTMENT (CDD) relative to the extension of the exemption of 48 grant-funded positions from Civil Service provisions of the City Charter.

Recommendation for Council action:

RESOLVE that the following positions, in the CDD, BE EXEMPTED from the Civil Service provisions of the City Charter, pursuant to City Charter Section 1001(d)(4):

<u>No.</u>	<u>Code</u>	<u>Class</u>
1	1577	Assistant Chief Grants Administrator
9	1538	Senior Project Coordinator
6	1537	Project Coordinator
27	1546	Senior Project Assistant
1	1550	Program Aide
4	1542	Project Assistant

These positions are grant-funded, and the term of the extension is for a period of one year. (On January 29, 2009, the Board of Civil Service Commissioners approved the extension of the exemption request from CDD).

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

Community Impact Statement: None submitted.

(Personnel Committee waived consideration of the above matter)

ITEM NO. (26) - ADOPTED

09-0373

EXEMPTION, COMMUNICATIONS FROM THE BOARD OF AIRPORT COMMISSIONERS (BOAC) and CITY ADMINISTRATIVE OFFICER (CAO) relative to the First and Second Amendments with ServisAir LLC, formerly known as GlobeGround North America LLC.

Recommendations for Council action:

1. FIND that this action is exempt from the requirements of the California Environmental Quality Act (CEQA) as provided by Article III, Class 1(18)(c) of the Los Angeles City CEQA Guidelines.
2. APPROVE the Operating Agreement No. DA-3904 with ServisAir LLC, formerly known as GlobeGround North America, LLC.
3. APPROVE the First and Second Amendments to Operating Agreement No. DA-3904 with ServisAir LLC.
4. AUTHORIZE the Executive Director, Los Angeles World Airports (LAWA), to execute Operating Agreement No. DA-3904, as well as the First amendment that addresses ServisAir's agreement to pay damages to the City and to cooperate with the City in implementing the terms of the settlement entered into on May 2, 2008, and the Second amendment to extend the term for a period no longer than 12 months on a month-to-month basis that expires on March 31, 2010, and request additional funding not to exceed \$12.1 million.
5. CONCUR with the action taken by BOAC at its meeting held March 1, 2004, authorizing the Executive Director to execute Operating Agreement No. DA-3904, as well as the action taken by BOAC at its meeting held February 9, 2009, approving the First and Second amendments to Operating Agreement No. DA-3904.

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund. Approval of the proposed First and Second Amendments to Operating Agreement No. DA-3904 with ServisAir LLC, will result in a payment of up to \$95,000 from the Airport Revenue Fund to the State Attorney General for legal costs and the costs to monitor the City's compliance with the settlement agreement. To offset those the costs, the LAWA will receive up to \$218,000 from ServisAir LLC as reimbursement for the payment to the Attorney General and for other costs associated with the retention of outside legal counsel by the City for investigation of the ADA violations and resulting contract amendments. It will also increase the total authorized project budget by a not-to-exceed \$12.1 million, which will be funded through the LAWA's budget from funding available in Fiscal Year 2008-09 and 2009-10. Since the LAWA is only bound by City debt management policies, City financial policies are not applicable.

Community Impact Statement: None submitted.

TIME LIMIT FILE - APRIL 19, 2009

(LAST DAY FOR COUNCIL ACTION - APRIL 17, 2009)

(Trade, Commerce and Tourism Committee waived consideration of the above matter)

ITEM NO. (27) - ADOPTED

[09-0488](#)

EXEMPTION, COMMUNICATIONS FROM THE BOARD OF AIRPORT COMMISSIONERS (BOAC) and CITY ADMINISTRATIVE OFFICER (CAO) relative to a new Airline Terminal Space Lease and License Agreement and a First Amendment to the lease with United Air Lines, Inc., (UAL) in Terminal 6 at the Los Angeles International Airport (LAX).

Recommendations for Council action:

1. FIND that this action is exempt from the requirements of the California Environmental Quality Act (CEQA) as provided by Article III, Class 1(18)(c) of the Los Angeles City CEQA Guidelines.
2. APPROVE the new Airline Terminal Space Lease and License Agreement between the City and UAL in Terminal 6 at LAX.
3. APPROVE the First Amendment to the new Airline and Terminal Space Lease and License Agreement between the City and the UAL.
4. AUTHORIZE the Executive Director, Los Angeles World Airports (LAWA), to execute the new Airline Terminal Lease and License agreement and the First Amendment with UAL to acquire space in Terminal 6 at LAX, for a period not to exceed 12 years expiring on or before August 14, 2021, and to provide project completion capital for an amount not to exceed \$2.5 million.
5. CONCUR with the BOAC's action of March 2, 2009, Board Order No. AO-5116 approving the Lease and License agreement the and First Amendment between the City and UAL in Terminal 6 at LAX.

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund. Approval of the proposed lease and license agreement and First Amendment between the LAWA and UAL will generate approximately \$211,587 new revenue during the lease term, exclusive of rental adjustments. The UAL Baggage System Improvements project at LAX was approved as part of a Settlement Agreement and funds in an amount not to exceed \$2.5 million are requested to be allocated from the Airport Revenue Fund. Since the LAWA is only bound by City debt management policies, City financial policies are not applicable.

Community Impact Statement: None submitted.

TIME LIMIT FILE - MAY 2, 2009

(LAST DAY FOR COUNCIL ACTION - MAY 1, 2009)

(Trade, Commerce and Tourism Committee waived consideration of the above matter)

ITEM NO. (28) - ADOPTED - FORTHWITH TO THE MAYOR

Roll Call #15 - Motion (Parks - Greuel) Adopted, Ayes (13); Absent: Alarcon and Rosendahl (2)

[09-0436](#)

CONSIDERATION OF MOTION (ALARCON for CARDENAS - ROSENDAHL) relative to authorization for the reprogramming of money in connection with the Department of Public Works High School Internship Program.

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

REPROGRAM the remaining money in the Public Works Trust Fund from the donors for other activities that will assist the Department of Public Works in maintaining and growing the Department of Public Works High School Internship Program, as detailed in the Motion.

Community Impact Statement: None submitted.

(Public Works Committee waived consideration of the above matter)

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

[09-0645](#)

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:

[09-0645](#)

CD 9

MOTION (PERRY - PARKS) relative to declaring the Azusa Street Festival on April 23-26, 2009 a Special Event (fees and costs absorbed by the City = \$1,226).

[08-0945-S1](#)

CD 9

MOTION (PERRY - PARKS) relative to declaring the 25th Annual Los Angeles Asian Pacific Film Festival on May 7, 2009 a Special Event (fees and costs absorbed by the City = \$500).

[09-0644](#)

CD 13

MOTION (GARCETTI - PERRY) relative to declaring The Cross Movie Premier on March 24, 2009 a Special Event (event sponsor to reimburse the City for all fees and costs incurred).

[09-0643](#)

CD 13

MOTION (GARCETTI - PERRY) relative to declaring the ER 20th Anniversary on March 28, 2009 a Special Event (event sponsor to reimburse the City for all fees and costs incurred).

[08-0752-S1](#)

CD 8

MOTION (PARKS - LABONGE) relative to declaring the Annual St. Vincent Catholic School Fiesta on April 17-19, 2009 a Special Event (fees and costs absorbed by the City = \$7,299).

[07-1346-S1](#)

CD 8

MOTION (PARKS - HUIZAR) relative to declaring the Dinosaur Ball on April 25, 2009 a Special Event (fees and costs absorbed by the City = \$500).

[09-0642](#)

CD 6

MOTION (CARDENAS - HUIZAR) relative to declaring the Panorama City-Van Nuys Spring Parade on April 26, 2009 a Special Event (fees and costs absorbed by the City = \$1,500).

[09-0641](#)

CD 6

MOTION (CARDENAS - ZINE) relative to declaring the Victory for Victims on April 19, 2009 a Special Event (fees and costs absorbed by the City = \$1,000).

[09-0640](#)

CD 6

MOTION (CARDENAS - ZINE) relative to declaring the Our Lady of Holy Rosary Community Parade on April 10, 2009 a Special Event (fees and costs absorbed by the City = \$3,190).

[09-0639](#)

CD 13

MOTION (GARCETTI - PERRY) relative to declaring the Grammy Celebration Concert on April 9, 2009 a Special Event (event sponsor to reimburse the City for all fees and costs incurred).

[09-0638](#)

CD 9

MOTION (PERRY - LABONGE) relative to declaring the 12th Annual Hope for Firefighters on June 4, 2009 a Special Event (fees and costs absorbed by the City = \$1,600).

[09-0637](#)

CD 9

MOTION (PERRY - GARCETTI) relative to declaring the 10 Year Monument Dedication on June 9, 2009 a Special Event (fees and costs absorbed by the City = \$500).

[09-0636](#)

CD 9

MOTION (PERRY - GARCETTI) relative to declaring the Fourth Annual LA Weekly Detour Festival on October 3, 2009 a Special Event (event sponsor to reimburse the City for all fees and costs incurred).

[09-0635](#)

CD 14

MOTION (HUIZAR - PARKS) relative to funding from the Central Los Angeles Recycling and Transfer Station (CLARTS) Community Amenities Trust Fund for three organizations in Council District 14.

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

[09-0646](#)

RESOLUTION (GARCETTI - PERRY) relative to declaring March 22, 2009 to be World Water Day in Los Angeles.

[09-0002-S44](#)

RESOLUTION (HUIZAR - REYES - GARCETTI - LABONGE) relative to declaring March 24, 2009 as The Day of Remembrance of Archbishop Oscar A. Romero of El Salvador.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon his request, and without objections, Councilmember Alarcon was excused from Council session of May 26-27, and September 29-30, 2009 due to City business.

Upon his request, and without objections, Councilmember Huizar was excused from Council session of Tuesday, April 21, 2009 due to City business.

Motion (Garcetti - Weiss) unanimously adopted to excuse Councilmember Hahn from Council session of Friday, April 3, 2009, leaving at 11:30 due to City business.

Upon his request, and without objections, Councilmember Reyes was excused from Council session of April 21-22, 2009, due to City business.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

[09-0004](#) - Girl Scout Week

(Garcetti)

The Miracles

(Garcetti - LaBonge)

Chuck Lorre

(Garcetti - LaBonge)

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

09-0003 - Sergeant Mark Dunakin	(Zine - All)
Sergeant Ervin Romans	(Zine - All)
Sergeant Daniel Sakai	(Zine - All)
Officer John Hege	(Zine - All)
Brooke Ashleigh Alexander	(Zine)
Fannye Peake	(Zine)
Sam Bramey	(Greuel - Garcetti - All)
Salvador Guerrero Saucedo Sr.	(Huizar)
Sam Colquitt	(Garcetti - LaBonge)

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

Whereupon the Council did adjourn.

ATTEST: Karen E. Kalfayan, CITY CLERK

By

Council Clerk	PRESIDENT OF THE CITY COUNCIL
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