

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

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
APRIL 21, 2009

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 19

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

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

Items Noticed for Public Hearing - Items 1-6

Roll Call #1 - Motion (Hahn - Rosendahl) Adopted to Receive and File, Unanimous Vote (12); Absent: Alarcon, Cardenas and Perry (3) (Item Nos. 1-2)

ITEM NO. (1) - RECEIVED AND FILED

[08-3471](#)
CD 7

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Paxton Street and Bradley Avenue Lighting District.

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

PRESENT and ADOPT the accompanying ORDINANCE confirming assessment and ordering the work, if there was not a majority protest as a result of balloting, and if protests are denied, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held April 3, 2009)

ITEM NO. (2) - RECEIVED AND FILED

[08-3472](#)

CD 2

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Fulton Avenue and Oxnard Street Lighting District.

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

PRESENT and ADOPT the accompanying ORDINANCE confirming assessment and ordering the work, if there was not a majority protest as a result of balloting, and if protests are denied, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held April 3, 2009)

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

ITEM NO. (3) - ADOPTED

[08-3475](#)

CD 15

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Grand Avenue and 112th 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 April 3, 2009)

ITEM NO. (4) - ADOPTED

[08-3495](#)

CD 2

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Riverside Drive and Colfax 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 April 3, 2009)

ITEM NO. (5) - ADOPTED

[09-0016](#)

CD 7

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Orion Avenue and Rayen Street No. 3 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 April 3, 2009)

ITEM NO. (6) - ADOPTED

[08-3494](#)

CD 12

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Nordhoff Way and Nordhoff Street 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 April 3, 2009)

Items for Which Public Hearings Have Been Held - Items 7-11

**Roll Call #2 - Motion (Huizar - LaBonge) Adopted, Ayes (10); Absent: Alarcon, Cardenas, Hahn, Perry and Reyes (5)
(Item Nos. 7-8)**

ITEM NO. (7) - ADOPTED

[08-0600-S42](#)

ORDINANCE SECOND CONSIDERATION amending Section 21.12.5 of the Los Angeles Municipal Code to provide for a Tax Penalty Amnesty Program in which delinquent taxpayers are relieved of the penalties normally imposed on delinquent taxes when certain conditions are met.

[Motion (Huizar - Rosendahl) adopted on April 17, 2009]

ITEM NO. (8) - ADOPTED

[09-0751](#)

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to acceptance of additional grant funds and mid-year financial adjustments to senior services contract providers.

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

APPROVE the recommendations of the Los Angeles Department of Aging (LADOA), contained in a report dated April 2, 2009, attached to the Committee report, relative to the acceptance of additional grant funds for Fiscal Year 2008-09 and mid-year financial adjustments to senior services contract providers.

Fiscal Impact Statement: The LADOA reports that the proposed actions only involve the redistribution of existing budgeted Title III Grant funds, the allocation of Aging Trust Funds, and One-Time-Only funds. There is no additional impact to the City General Fund.

Community Impact Statement: None submitted.

ITEM NO. (9) - CONTINUED TO MAY 1, 2009

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

[09-0563](#)

ADMINISTRATIVE EXEMPTION and TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to the Permanent Board Order (Order) No. 08-6642 amending the Port of Los Angeles Tariff No. 4, for the Clean Truck Program (CTP) Participation Agreements (PA) and Authority Delegation.

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 II, Section 2(f) and 2 (i) of the Los Angeles City CEQA Guidelines.
2. APPROVE Order No. 08-6642 proposed PA's with the CTP grant recipients: San Pedro Bay Ports Clean Trucks Program Truck Replacement Funding Participation Agreement (Subsidized Lease); San Pedro Bay Ports Clean Truck Program Truck Replacement Funding Participation Agreement (Proposition 1B); and San Pedro Bay Ports Clean Truck Program Truck Replacement Funding Participation Agreement (Purchase Subsidy).
3. CONCUR with the Board of Harbor Commissioners (Board) action on October 23, 2008 authorizing the Executive Director, Harbor Department (Port), to execute the Participation Agreements with the CTP grant recipients.

Fiscal Impact Statement: The City Administrative Officer reports that this action will not impact the General Fund. Approvals of the PA's are legal contracts that will provide financial incentives and grant funding for eligible participants under the CTP. Total funding for the proposed Agreements will be contingent upon the number and eligibility of applicants for the subsidized leases and loans and Proposition 1B (Prop 1B) grant funding awards. The Port estimates that the total estimated cost for the subsidized programs will be approximately \$250 million to fund approximately 2,000 alternative fuels trucks. The Prop 1B funds will not affect Port funding except in the case of a default by CTP Participants. The proposed Amendments to the Tariff will have no impact on the City General Fund and the City Financial Policies are not applicable. Funding is provided from the Harbor Revenue Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - MAY 15, 2009

(LAST DAY FOR COUNCIL ACTION - MAY 15, 2009)

ITEM NO. (10) - ADOPTED

Roll Call #7 - Motion (Rosendahl - LaBonge) Adopted, Ayes (10); Absent: Cardenas, Greuel, Hahn, Zine and President Garcetti (5)

[09-0634](#)

CATEGORICAL EXEMPTION and TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to the adoption of a blanket order to issue a new Non-Exclusive Revocable Fuel Delivery Permits for Van Nuys Airport (VNY) and to amend Blanket Order AO-4964.

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 Blanket Order covering new Non-Exclusive Five Year Fuel Delivery Permits for VNY.
3. AMEND the Blanket Order under Board Order No. A0-4964 for a five year Non-Exclusive Revocable Fuel Delivery Permits to exclude VNY.

4. AUTHORIZE the Executive Director, Los Angeles World Airports (LAWA) to:
 - a. Issue an amendment to Blanket Order No. AO-4964 for a five-year Non-Exclusive Revocable Fuel Delivery Permits to exclude VNY.
 - b. Issue, subject to City Attorney approval as to form and legality, proposed new Non-Exclusive Revocable Fuel Delivery Permits.
 - c. Execute new Non-Exclusive Revocable Fuel Delivery Permits for VNY, from January 1, 2009 through December 31, 2013.
5. CONCUR with the Board of Airport Commissioners' (BOAC) action taken March 23, 2009 authorizing the Executive Director, under a new Blanket Order, to issue new Non-Exclusive Revocable Fuel Delivery Permits for VNY.

Fiscal Impact Statement: The City Administrative Officer (CAO) reports that this action will not impact the General Fund. The proposed increase in the fuel delivery fees at VNY will be from \$0.03 to \$0.11 per gallon over three years. Revenue generated for the Airport Revenue Fund is anticipated to increase from approximately \$1.3 million in calendar year 2009 to approximately \$2.6 million in calendar year 2011 during the first three years of the five-year term. The LAWA proposes to revise the Faithful Performance Guarantee such that it will become an amount equal to three times last year's highest monthly fuel delivery amount multiplied by the applicable fee, or \$5,000, whichever amount is greater. Since the LAWA is only bound by the City Debt Management Policies, the City Financial Policies are not applicable.

Community Impact Statement: None submitted.

TIME LIMIT FILE - APRIL 24, 2009

(LAST DAY FOR COUNCIL ACTION - APRIL 24, 2009)

ITEM NO. (11) - ADOPTED

Roll Call #8 - Motion (Weiss - Smith) Adopted, Ayes (8); Noes: Parks and Perry (2); Absent: Cardenas, Garcetti, Greuel, Hahn and Zine (5)

[09-0768](#)

PUBLIC SAFETY COMMITTEE MAJORITY AND MINORITY REPORTS relative to the Los Angeles Police Department's (LAPD) revised Code-Three Response Policy.

ADOPTED

A. MAJORITY REPORT

Recommendations for Council action:

1. REFRAIN from acting on the Board of Police Commissioners' action taken March 31, 2009 to approve the LAPD's revised Code-Three Response Policy.
2. DIRECT the LAPD to report back to the Public Safety Committee in six months on the implementation, use, and impact of its revised Code-Three Response Policy.

RECEIVED AND FILED

B. MINORITY REPORT

Recommendations for Council action:

1. VETO and REMAND back to the Board of Police Commissioners for further consideration the Board's action taken March 31, 2009 approving the LAPD's revised Code-Three Response Policy.
2. REQUEST that the Board of Police Commissioners approve a Code-Three Response Policy revised to include a mandate to include LAPD Communications in all decisions to declare Code-Three.

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.

TIME LIMIT FILE - APRIL 28, 2009

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

Items for Which Public Hearings Have Not Been Held - Items 12-23

(10 Votes Required for Consideration)

ITEM NO. (12) - NOTED AND FILED

Roll Call #9 - Motion (Parks - Reyes) Adopted to Note and File, Unanimous Vote (10); Absent: Cardenas, Garcetti, Greuel, Hahn and Zine (5)

[09-0648](#)

CONSIDERATION OF AND AUTHORITY TO submit potential grant applications in order to meet deadlines established by the Federal Government to secure American Recovery and Reimbursement Act of 2009 funding for the City of Los Angeles, and related discussions.

(Pursuant to Council action of April 7, 2009)

**Roll Call #3 - Motion (Parks - Wesson) Adopted, Ayes (11); Absent: Alarcon, Cardenas, Hahn and Perry (4)
(Item Nos. 13-14)**

ITEM NO. (13) - ADOPTED

[09-0005-S243](#)

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 April 17, 2009:

[09-0005-S243](#)

CD 8

- a. Property at 1135 West 37th Drive, aka 1137 West 37th Drive (Case No. 38488).
Assessor I.D. No. 5040-032-026

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on October 12, 2006)

[09-0005-S244](#)

CD 9

- b. Property at 1317 West 61st Street, aka 1319 West 61st Street (Case No. 210553).
Assessor I.D. No. 6003-018-016

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 8, 2009)

[09-0005-S245](#)

CD 10

- c. Property at 2911 South Ninth Avenue (Case No. 178791).
Assessor I.D. No. 5051-022-020

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 21, 2008)

[09-0005-S246](#)

CD 13

- d. Property at 441 North Coronado Terrace, aka 443 North Coronado Terrace (Case No. 135339).
Assessor I.D. No. 5157-005-015

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 31, 2008)

ITEM NO. (14) - ADOPTED

[09-0708](#)

COMMUNICATION FROM THE CITY ENGINEER relative to the installation of the name of George Harrison on the Hollywood Walk of Fame.

Recommendation for Council action:

APPROVE the installation of the name of George Harrison on the Hollywood Walk of Fame at 1750 Vine Street.

Fiscal Impact Statement: The City Engineer reports that there is no General Fund impact.

ITEM NO. (15) - ADOPTED - TO THE MAYOR FORTHWITH

Roll Call #12 - Motion (Smith - Weiss) Adopted, Ayes (12); Absent: Cardenas, Hahn and Zine (3)

09-0002-S43

CONSIDERATION OF RESOLUTION (ZINE - GARCETTI) relative to the City's position on AB 576, which would ensure that local governments are able to recover the costs of graffiti abatement through criminal restitution.

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

ADOPT the accompanying RESOLUTION to include in the City's 2009-2010 State Legislative Program SUPPORT of AB 576, which would ensure that local governments are able to recover the costs of graffiti abatement through criminal restitution.

Community Impact Statement: None submitted.

(Rules and Government Committee waived consideration of the above matter)

**Roll Call #3 - Motion (Parks - Wesson) Adopted, Ayes (11); Absent: Alarcon, Cardenas, Hahn and Perry (4)
(Item Nos. 16-21)**

ITEM NO. (16) - ADOPTED

08-0400-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:

08-0400-S1

CD 8

- a. MOTION (PERRY for PARKS - LABONGE) relative to declaring the March for Babies Walk on April 25, 2009 a Special Event (fees and costs absorbed by the City = \$28,230).

09-0861

CD 13

- b. MOTION (GARCETTI - PERRY) relative to declaring the Ghost of Girlfriends Past on April 27, 2009 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[09-0860](#)

CD 13

- c. MOTION (GARCETTI - PERRY) relative to declaring the Heroes for Autism Benefit on April 19, 2009 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[09-0862](#)

CD 13

- d. MOTION (GARCETTI - PERRY) relative to declaring the Halo Opening Party on April 9, 2009 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[09-0863](#)

CD 13

- e. MOTION (GARCETTI - PERRY) relative to declaring the US Weekly Hot Hollywood on April 22, 2009 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[09-0864](#)

CD 11

- f. MOTION (ROSENDAHL - PERRY) relative to declaring the Venice Vintage Motorcycle Rally on April 19, 2009 a Special Event (fees and costs absorbed by the City = \$5,036).

[07-1126-S1](#)

CD 14

- g. MOTION (HUIZAR - ALARCON) relative to declaring the L.A. Fiesta Broadway 2009 on April 26, 2009 a Special Event (fees and costs absorbed by the City = \$180,586).

[07-1530-S1](#)

CD 15

- h. MOTION (HAHN - ALARCON) relative to declaring the Croatian Independence on May 24, 2009 a Special Event (fees and costs absorbed by the City = \$1,226).

[09-0868](#)

CD 15

- i. MOTION (HAHN - ALARCON) relative to declaring the Warren Chapel CME Church Annual Block Party on May 9, 2009 a Special Event (fees and costs absorbed by the City = \$1,226).

[09-0869](#)

CD 15

- j. MOTION (HAHN - LABONGE) relative to declaring the Cabrillo Beach - Traffic Management Services on Saturday's and Sunday's beginning May 23, to September 8, 2009 a Special Event (fees and costs absorbed by the City = \$3,765), except fees and costs that may be associated with the use of facilities under the jurisdiction of the Board of Recreation and Park Commissioners.

[08-0984-S1](#)

CD 15

- k. MOTION (HAHN - LABONGE) relative to declaring the St. Margaret Mary Church Block Party on April 24, 2009 a Special Event (fees and costs absorbed by the City = \$1,226).

[08-0983-S1](#)

CD 15

- I. MOTION (HAHN - LABONGE) relative to declaring the Third Annual Community Awareness Day on April 25, 2009 a Special Event (fees and costs absorbed by the City = \$2,520).

[09-0848](#)

CD 15

- m. MOTION (HAHN - LABONGE) relative to declaring the Whole Neighborhood Energy Fair on May 2, 2009 a Special Event (fees and costs absorbed by the City = \$1,226).

ITEM NO. (17) - ADOPTED

[09-0010-S28](#)

MOTION (REYES - ROSENDAHL) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Agapito Gaspar Nicolas on March 29, 2009.

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

1. PROVIDE an offer of reward in the amount of \$50,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Agapito Gaspar Nicolas on March 29, 2009.
2. FIND that the subject reward complies with the provisions of Chapter 12, Article 1, Division 19, of the Los Angeles Administrative Code.
3. DIRECT the City Clerk to publish the required notices and/or advertisements to effectuate this reward.

ITEM NO. (18) - ADOPTED

[03-1183](#)

CD 1

MOTION (ROSENDAHL - REYES) relative to initiating street vacation proceedings for Bunker Hill Avenue and Boston Street vacation district.

Recommendations for Council action:

1. INITIATE street vacation proceedings, pursuant to California Streets and Highways Code, Division 9, Part 3, Public Streets, Highways and Service Easements Vacation Law for Bunker Hill Avenue and Boston Street vacation district.
2. DIRECT the Bureau of Engineering to investigate the feasibility of this vacation request.
3. DIRECT the Bureau of Engineering to present its report regarding the feasibility of vacating the requested areas to the Public Works Committee.
4. DIRECT the City Clerk to schedule this request for the City Council's consideration at the appropriate time under the City's Street Vacation procedures.

ITEM NO. (19) - ADOPTED

[09-0011-S22](#)

CD 1

MOTION (REYES - ROSENDAHL) relative to funding for Charter bus services in Council District One.

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

1. TRANSFER \$25,000 from the Council District One portion of the Street Furniture Revenue Fund No. 43D/50 to the Transportation Fund No. 384/94, Account No. E226 for supplemental Charter Bus services in Council District One.
2. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above instructions in order to effectuate the intent of this motion.

ITEM NO. (20) - ADOPTED

[09-0867](#)

MOTION (PERRY - GARCETTI) relative to adopting principles as a condition to applying for and accepting federal Recovery Act grants.

Recommendation for Council action:

ADOPT the following principals as a condition to applying for and accepting any federal Recovery Act grants and REQUIRE that all City federal Recovery grant analyses, charts and reports include a disclosure of the impact of the principles on each Recovery Act grant:

- a. Matching funds should be held to a minimum or eliminated
- b. Safeguards should be put in place to ensure compliance
- c. Federal Recovery Act funds should be used where possible to reduce attrition rather than to hire new hires
- d. Before any federal Recovery Act funds are accepted, consider the impact of any such action(s) on the City's pension system and on all personnel decisions

ITEM NO. (21) - ADOPTED

[09-0865](#)

RESOLUTION (ALARCON - SMITH) relative to recognizing April 25, 2009 as Arbor Day in the City of Los Angeles.

Recommendation for Council action:

RESOLVE to RECOGNIZE April 25, 2009 as Arbor Day and the City's Twenty-Third consecutive honor as a Tree City USA, and continue to promote tree planting which enhances the quality of life in our communities and extend best wishes for a memorable and successful event.

ITEM NO. (22) - CONTINUED TO MAY 29, 2009

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

[08-1319-S1](#)

RESOLUTION (ALARCON - HUIZAR) relative to observing Bert Corona Day in the City of Los Angeles.

Recommendations for Council action:

1. RESOLVE to URGE all residents to celebrate Bert Corona's life and contributions by engaging in service, events, and actions representative of his legacy on his birthday, May 29, 2009.
2. RESOLVE to OBSERVE May 29, 2009 as Bert Corona Day in the City of Los Angeles and honor Bert Corona for his life, work and legacy.

ITEM NO. (23) - ADOPTED

Roll Call #3 - Motion (Parks - Wesson) Adopted, Ayes (11); Absent: Alarcon, Cardenas, Hahn and Perry (4)

[09-0866](#)

RESOLUTION (ALARCON - GREUEL) relative to recognizing the month of April 2009 as National Child Abuse Prevention Month in the City of Los Angeles.

Recommendation for Council action:

RESOLVE to RECOGNIZE the month of April 2009 as National Child Abuse Prevention Month in Los Angeles and encourage all citizens to help prevent and respond to child abuse by strengthening families and contributing to all children's physical, emotional and developmental needs.

Item for Which Public Hearing Has Not Been Held - Item 24

(10 Votes Required for Consideration)

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

Roll Call #13 - Motion (Perry - Huizar) Adopted, Ayes (10); Absent: Cardenas, Hahn, Smith, Weiss and Zine (5)

[09-0385](#)

[09-0385-S1](#)

CDs 9 & 14

CONTINUED CONSIDERATION OF NEGATIVE DECLARATION, COMMUNICATION FROM CHAIR, PLANNING AND LAND USE MANAGEMENT COMMITTEE and RESOLUTION relative to General Plan Amendment to the Central City Community Plan and Transportation Element and proposed amendments to the Downtown Design Guide and Urban Design Standards Guidelines.

Recommendations for Council action:

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 Nos. 09-0385 and 09-0385-S1 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 2008-4505-ND] filed on November 21, 2008.
2. ADOPT the FINDINGS of the City Planning Commission as the Findings of the Council.
3. ADOPT the accompanying RESOLUTION, substantially as approved by the Mayor, City Planning Commission, and the Director of Planning, APPROVING the proposed General Plan Amendment to the Central City Community Plan to: (a) re-designate selected streets from Major and Secondary Highways to Modified Major and Secondary Highways; (b) revise Chapter V of the Central City Community Plan text to incorporate Downtown Design Guide, Urban Design Standards and Guidelines; and, (c) concurrently amend the Transportation Element to revise the Urban Design Chapter and amend the Street Designations for a subarea generally bounded by the 101 Freeway on the north, the 110 Freeway on the west, the 10 Freeway on the south, and San Pedro and Alameda Streets on the east.

Applicant: City of Los Angeles

CPC 2008-4502-GPA and CPC 2008-4503-CA

4. REQUEST the City Attorney to prepare an Ordinance amending Sections 12.03, 12.21, 12.22, 12.37, and 17.05 of the Los Angeles Municipal Code to implement the Downtown Design Guide, Urban Design Standards and Guidelines.
5. INSTRUCT the Director of Planning to make the necessary changes to the Central City Community Plan, maps, and Transportation Element upon adoption by the City Council.
6. REQUEST that the Ad Hoc Downtown Street Standards Committee continue with specific tasks.
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 Planning Department reports that there is no General Fund impact, as administrative costs are recovered through fees.

Community Impact Statement: None submitted.

TIME LIMIT FILE - MAY 4, 2009

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

ADOPTED

AMENDING MOTION (PERRY - HUIZAR - PARKS)

Recommendations for Council action:

1. Revise Exhibit D, “Revised Central City Community Plan Text”, as follows:
 - A. Make the following change to the second clause under the heading “Little Tokyo”:

Maintain existing and improve overall pedestrian linkage, including Azusa Street as a Pedestrian Walk, within Little Tokyo, as well as with neighboring districts (e.g., Arts District, industrial areas, Civic Center).
 - B. ADD the following clause under the heading, “Historic Core/Center City”:

“Support and implement the Bringing Back Broadway Initiative to revitalize Broadway as a vibrant entertainment and cultural destination for businesses, pedestrians, transit users, shoppers visitors, residents:

 - 1) Develop and adopt a Community Design Overlay Zone
 - 2) Complete a Streetscape Plan to reinforce connections and linkages for businesses/pedestrians/transit users.
 - 3) Support implementation of a Streetcar system to serve and connect Broadway, the Historic Core with Downtown destinations.
 - 4) Provide incentives for visual vibrancy, commercial re-use/re-activation opportunities, shared/municipal parking opportunities.
2. DIRECT the City Planning Department, in coordination with the Department of Transportation (LADOT), and the Bureau of Engineering, to prepare and present the necessary documents and Plan Amendments to the “Streets and Highways Designation Map” of the Transportation Element of the General Plan and to the Central City Community Plan, to re-designate and downgrade a segment of Francisco Street between Wilshire Boulevard and Seventh Street from its current Collector Street classification to a Local Street.
3. DIRECT the LADOT, in anticipation of the approval of this Plan Amendment, to provide input on the current or future traffic volume in this area, and quickly evaluate the need for any additional traffic signals, signage, and other traffic calming measures that may be needed in this area.

Items Called Special

Motions for Posting and Referral

Councilmembers' Requests for Excuse from Attendance at Council Meetings

Adjourning Motions

Council Adjournment

MOTION ADOPTED UPON FINDINGS BY COUNCIL THAT THE NEED TO TAKE ACTION AROSE SUBSEQUENT TO THE POSTING OF THE COUNCIL AGENDA FOR FRIDAY, APRIL 24, 2009, PURSUANT TO GOVERNMENT CODE SECTION 54954.2(b)(2) AND COUNCIL RULE 23

ADOPTED - FORTHWITH

Roll Call #10 - Motion (Huizar - Wesson) Findings on Need to Act - Adopted, Ayes (12); Absent: Cardenas, Hahn and Zine (3)

Roll Call #11 - Motion (Huizar - Wesson) Adopted, Ayes (12); Absent: Cardenas, Hahn and Zine (3)

09-0318-S1

MOTION (HUIZAR - WESSON) relative to providing a short term loan of Urban Development Action Grant (UDAG) Miscellaneous Revenue funds for the Girls Today Women Tomorrow (GTWT) program.

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

- 1. APPROVE the use of \$500,000 UDAG Miscellaneous Revenue for the purpose of providing a short term loan to GTWT to purchase and renovate a new facility in Council District 14, as a loan subject to repayment upon receipt of Proposition 40 approved by the State for this project.**
- 2. AUTHORIZE the Controller to restore Community Development Block Grant funds previously allocated for this purpose as follows:**
 - a. Transfer appropriations within the Community Development Trust Fund No. 424 as follows:**

| | <u>Account</u> | <u>Title</u> | <u>Amount</u> |
|--------------|----------------|-------------------------------------|----------------------|
| From: | E721 | Girls Today Woman Tomorrow | \$500,000 |
| To: | C376 | Boyle Heights Green Corridor | 200,000 |
| | E423 | Homeless Facility CD9 | 200,000 |
| | A449 | El Sereno Recreation Center | 75,000 |
| | E140 | GSD-Hazard Park | <u>25,000</u> |
| | | Total | \$500,000 |

- b. Increase appropriations within Fund No. 100/40 as follows:

| <u>Account</u> | <u>Title</u> | <u>Amount</u> |
|----------------|-----------------------------|------------------|
| 1104 | | \$ 5,526.70 |
| 1101 | Hiring Hall Salaries | 7,587.00 |
| 1121 | Hiring Hall Fringe Benefits | 1,770.30 |
| 3180 | Construction Materials | <u>10,116.00</u> |
| | Total | \$25,000.00 |

- c. Establish new account E721 GTWT and appropriate \$500,00 within UDAG Miscellaneous Revenue Fund No. 356.
- d. Expend funds upon proper demand of the General Manager of Community Development Department (CDD).

3. AUTHORIZE the General Manager, CDD, to:

- a. Negotiate and execute a loan agreement with GTWT, subject to repayment upon receipt by GTWT of Proposition 40 funds previously allocated to this project from the State of California.
- b. Take the necessary actions to replace funds into the UDAG Miscellaneous Revenue Fund No. 356 upon repayment by GTWT.
- c. Prepare Controller Instructions and/or make any technical adjustment that may be required and are consistent with this action subject to the approval of the City Administrative Officer and request the Controller to implement these instructions.
- d. Amend the Housing and Community Development Action Plan as necessary, in accordance with the City's adopted Citizen's Participation Plan.

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

[09-0941](#)
CD 13

MOTION (GARCETTI - LABONGE) relative to declaring the GEN ART on April 22, 2009 a Special Event (event sponsor to reimburse the City for all fees and costs incurred).

[09-0942](#)
CD 13

MOTION (GARCETTI - LABONGE) relative to declaring the Atwater Village Farmers' Market on April 26, 2009 to May 3, 2009 a Special Event (fees and costs absorbed by the City = \$3,678).

[09-0940](#)

CD 6

MOTION (PARKS for CARDENAS - LABONGE) relative to declaring the Spring Fling 2009 on April 25-26, 2009 a Special Event (fees and costs absorbed by the City = \$500).

[09-0939](#)

CD 8

MOTION (PARKS - LABONGE) relative to declaring the Barack the Block BBQ on May 1, 2009 a Special Event (event sponsor to reimburse the City for all fees and costs incurred).

[09-0931](#)

CD 14

MOTION (HUIZAR - ALARCON) relative to declaring the Veracruzana Celebration on April 25, 2009 a Special Event (event sponsor to reimburse the City for all fees and costs incurred).

[09-0930](#)

CD 11

MOTION (ROSENDAHL - SMITH) relative to declaring the First Annual Expo Fair-2009 on May 17, 2009 a Special Event (fees and costs absorbed by the City = \$4,770).

[08-0999-S1](#)

CD 1

MOTION (REYES - ROSENDAHL) relative to declaring the Tamale de la Paz on April 30, 2009 a Special Event (fees and costs absorbed by the City = \$500).

[09-0934](#)

CD 1

MOTION (REYES - ROSENDAHL) relative to declaring the Memorial Day Festival on May 23-24, 2009 a Special Event (fees and costs absorbed by the City = \$6,000).

[09-0937](#)

CD 14

MOTION (HUIZAR - LABONGE) relative to declaring the State Street Baseball Opening Day Ceremony on April 25, 2009 a Special Event (fees and costs absorbed by the City = \$3,320).

[07-0712-S1](#)

CD 9

MOTION (PERRY - PARKS) relative to declaring the Mother's Day Banquet on May 10, 2009 a Special Event (fees and costs absorbed by the City = \$1,660).

[09-0938](#)

CD 11

MOTION (ROSENDAHL - SMITH) relative to declaring the Founders Day Celebration on May 1, 2009 a Special Event (fees and costs absorbed by the City = \$1,498).

[09-0932](#)

CD 11

MOTION (ROSENDAHL - SMITH) relative to declaring the Officer Tommy Edward Scott Memorial and Street Dedication Ceremony on May 2, 2009 a Special Event (fees and costs absorbed by the City = \$3,218).

[09-0010-S30](#)

MOTION (SMITH - ROSENDAHL) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the April 11, 2009 assault and subsequent death of Haik Oganyan.

[08-1327-S2](#)

CD 5

MOTION (WEISS - GREUEL) relative to the funding to assist the Mountains Recreation and Conservation Authority (MRCA) in the purchase of six acres of privately held land at the corner of Laurel Canyon and Mulholland Drive.

[08-1327-S1](#)

CD 2

MOTION (GREUEL - WEISS) relative to the funding to assist the Mountains Recreation and Conservation Authority (MRCA) in the purchase of six acres of privately held land at the corner of Laurel Canyon and Mulholland Drive.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

[09-0727](#) - 9-1-1 for Kids Education Week and
California State 9-1-1 Heros and Dispatchers Day

(Garcetti - All Councilmembers)

Sergeant Danny Miller

(Zine - All Councilmembers)

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

[09-0726](#) - Janine Manji

(Wesson - LaBonge - All Councilmembers)

Ayes, Alarcon, Greuel, Huizar, LaBonge, Parks, Perry, Reyes, Rosendahl, Wesson and President Garcetti (10); Absent: Cardenas, Hahn, Smith, Weiss and Zine (5).

Whereupon the Council did adjourn.

ATTEST: Karen E. Kalfayan, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL