

Los Angeles City Council, **Journal/Council Proceedings**
Wednesday, **April 1, 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: Alarcon, Greuel, Huizar, Parks, Reyes, Rosendahl, Smith, Weiss, Zine and President Garcetti (10); Absent: Cardenas, Hahn, LaBonge, Perry and Wesson (5).

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
MARCH 27, 2009

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - NONE SUBMITTED

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 1-11

ITEM NO. (1) - PUBLIC HEARING CLOSED - MOTION ADOPTED TO GRANT APPLICATION

Roll Call #2 - Motion (Garcetti - Reyes) Adopted, Ayes (10); Absent: Cardenas, Hahn, LaBonge, Perry and Wesson (5)

[09-0551](#)

CD 15

HEARING COMMENTS relative to application for determination of "Public Convenience or Necessity" for alcohol sales for on-site consumption at Stars in the Sky bar.

1. DETERMINE that the issuance of a liquor license at Stars in the Sky bar located at 326 3/4 North Avalon Boulevard, Wilmington, 90744, will serve the "Public Convenience or Necessity" and will not tend to create a law enforcement problem.
2. GRANT the Application for Determination of "Public Convenience or Necessity" for the sale of alcoholic beverages for on-site consumption at 326 3/4 North Avalon Boulevard.

3. INSTRUCT the City Clerk to transmit this determination to the State Department of Alcoholic Beverage Control as the required findings under Business and Professions Code Section 23958.4.

Applicant: Robbie F. Stevens-Gama

TIME LIMIT FILE - APRIL 27, 2009

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

ITEM NO. (2) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED ON APRIL 22, 2009

Roll Call #3 - Motion (Alarcon - Parks) Adopted to Continue, Unanimous Vote (10); Absent: Cardenas, Hahn, LaBonge, Perry and Wesson (5)

[08-3496](#)

CD 9

HEARING PROTESTS against the proposed improvement and maintenance of the Vignes and First Streets No. 1 Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Vignes and First 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 28, 2009 - Continue hearing and present Ordinance on APRIL 22, 2009 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**Roll Call #8 - Motion (Greuel - Cardenas) Adopted, Ayes (14); Absent: Perry (1)
(Item Nos. 3-6)**

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

[08-3174](#)

CD 6

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Firmament Avenue and Sherman Way 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 March 11, 2009)

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

[08-3177](#)

CD 11

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Lincoln Boulevard and Maxella 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 March 11, 2009)

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

[08-3173](#)

CD 2

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Hillhaven Avenue and Valmont 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 March 11, 2009)

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

[08-3176](#)

CD 14

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Eagle Rock Boulevard and Avenue 45 No. 1 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 March 11, 2009)

**Roll Call #4 - Motion (Parks - Rosendahl) Adopted to Continue, Unanimous Vote (10); Absent: Cardenas, Hahn, LaBonge, Perry and Wesson (5)
(Item Nos. 7-11)**

ITEM NO. (7) - CONTINUED TO APRIL 29, 2009

[08-3031](#)

CD 10

CONTINUED CONSIDERATION OF HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the cost of barricading all openings of the lot at 2212 South Burnside Avenue. (Lien: \$300)

(Continued from Council meeting of January 13, 2009)

ITEM NO. (8) - CONTINUED TO APRIL 29, 2009

[08-3034](#)

CD 2

CONTINUED CONSIDERATION HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the cost of cleaning the lot at 3728 North Berry Drive. (Lien: \$300)

(Continued from Council meeting of January 13, 2009)

ITEM NO. (9) - CONTINUED TO APRIL 29, 2009

[08-3035](#)

CD 8

CONTINUED CONSIDERATION HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the cost of cleaning the lot at 2915 West 67th Street. (Lien: \$14,946.26)

(Continued from Council meeting of January 13, 2009)

ITEM NO. (10) - CONTINUED TO APRIL 29, 2009

[08-3036](#)

CD 8

CONTINUED CONSIDERATION 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 3934 West 58th Place. (Lien: \$10,764.43)

(Continued from Council meeting of January 13, 2009)

ITEM NO. (11) - CONTINUED TO APRIL 29, 2009

[08-3037](#)

CD 14

CONTINUED CONSIDERATION HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of cleaning and fencing of the lot at 1705 West Yosemite Drive. (Lien: \$4,309.20)

(Continued from Council meeting of January 13, 2009)

Items for Which Public Hearings Have Been Held - Items 12-22

ITEM NO. (12) - ADOPTED - TO THE MAYOR FORTHWITH

Roll Call #8 - Motion (Greuel - Cardenas) Adopted, Ayes (14); Absent: Perry (1)

[07-0472](#)

CDs 9 & 14

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

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

1. PRESENT and ADOPT the accompanying ORDINANCE modifying the Fashion District Property and BID and confirming the assessments to be levied upon properties within the BID, as described in the Modified Management District Plan.
2. AUTHORIZE the Controller to provide, if necessary, an advance to the Modified District's management entity, the Downtown Los Angeles Property Owners Association, an amount not to exceed one quarter (25 percent) of the proposed expanded area's 2009 anticipated assessment revenue, if funds are available.

Fiscal Impact Statement: The City Clerk reports that direct costs associated with Department administrative expenses will be charged to the BID and will be recovered from assessments collected.

There are currently seven City-owned, real properties included in the list of properties to be assessed within the boundaries of the BID, as disclosed in the Modified Management District Plan and as required under existing state BID legislation. One of these properties is controlled by a General Fund Department and six properties are controlled by the Los Angeles Department of Water and Power. Funding is available in the BID Trust Fund 659 to pay the General Fund share of assessments for the first operating year.

Community Impact Statement: None submitted.

(Pursuant to Council action of Tuesday, March 31, 2009 and adoption of Ordinance No. 180512 on February 3, 2009.)

ITEM NO. (13) - ADOPTED

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

[09-0172](#)

CD 11

ENERGY AND ENVIRONMENT COMMITTEE REPORT and RESOLUTION relative to authorization to apply for, and accept, grant funding from the Proposition (Prop) 84 Clean Beach Initiative (CBI) Grant Program.

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

1. AUTHORIZE the Director of the Bureau of Sanitation (BOS), or designee, to apply for and accept grant funding; to conduct all negotiations; to provide additional information; and to execute and submit all documents, including, but not limited to, applications, agreements, or amendments, subject to the approval of the City Attorney as to form and legality, which may be necessary to secure funding with respect to the Coastal Interceptor Relief Sewer Project, Santa Monica Canyon Low Flow Diversion Expansion, Temescal Wet Weather Bacteria Total Maximum Daily Loads (TMDL) Project, Penmar Wet Weather Bacteria TMDL Project and Los Liones Canyon Stream Daylighting Project under the Prop 84 CBI Grant Program.

2. APPROVE the acceptance of grant funding by BOS from the Prop 84 CBI Grant Program, in an amount not to exceed \$17,800,000.
3. ADOPT the accompanying RESOLUTION authorizing the Director of the BOS, or designee, to apply for and, if awarded, accept grant funding from the CBI Prop 84 Grant Program, in an amount not-to-exceed \$17,800,000 for the implementation of the above-listed projects; to conduct all negotiations; to execute an agreement and any amendments, subject to the City Attorney review as to form; to render and certify payment of invoices on behalf of the City; to carry out the purpose of this Resolution in compliance with the grant requirements; and to certify that the City has and will comply with all applicable statutory and regulatory requirements related to any State funds received.

Fiscal Impact Statement: The Board of Public Works reports that acceptance of this funding will have no impact on the General Fund. Initial and additional funding for this project is available through BOS Wastewater Capital Improvement Prop O. Receipt of grant funds will leverage funds provided by these programs, in an amount not-to-exceed \$17,800,000. The City's contribution of up to \$40,950,000 satisfies the Prop 84 Grant CBI Program requirement of a minimum 20 percent match for stormwater projects greater than \$1,000,000. Estimated total project costs amount to \$58,750,000.

Community Impact Statement: None submitted.

ITEM NO. (14) - ADOPTED

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

[09-0571](#)

ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to financial review, project adjustment and funding recommendations related to the Proposition (Prop) O, Clean Water General Obligation Bond Program and related matters.

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

1. APPROVE an increase of \$31,139,028 to the Prop O project budget for construction costs associated with the Santa Monica Bay Low Flow Diversion Upgrades projects, Packages 1 through 4.
2. INSTRUCT the Bureau of Sanitation (BOS) to include the Coastal Interceptor Relief Sewer (CIRS) project in the Wastewater Capital Improvement Program budget for Fiscal Years 2009-10 through 2013-14 in an amount not-to-exceed \$7,000,000 from the Sewer Construction and Maintenance Fund for the purpose of constructing the CIRS as part of the Santa Monica Bay Low Flow Diversion Upgrades, Package 3 Project.
3. AUTHORIZE the Chief Accounting Officer of the Department of Public Works to transfer an amount not-to-exceed \$7,000,000 from the Sewer Construction and Maintenance Fund to the Prop O Fund for Fiscal Years 2009-10 through 2013-14 based upon annual instructions provided by the Director of the BOS and/or designee.

4. REMOVE the La Cienega/Fairfax Stormwater BMP project from Prop O, de-obligate unspent funds and transfer remaining funds (approximately \$6,999,728) to the Unappropriated Balance within the Prop O Fund.
5. APPROVE the new Westside Rainwater Irrigation project and approve Prop O funding in the amount of \$6,904,589.
6. APPROVE an increase of \$5,278,202 to the Prop O project budget for the South Los Angeles Wetlands Park project, pending further review of water quality scope.
7. APPROVE an increase of \$2,000,000 to front-fund land acquisition costs for the South Los Angeles Wetlands Park to be reimbursed to Prop O upon receipt of Prop 12 grant funds or other alternative sources of funding.
8. AUTHORIZE the Department of Public Works and the City Administrative Officer (CAO) to make technical corrections relative to the actions approved by the Council and the Mayor on this matter and AUTHORIZE the Controller to implement those corrections.
9. INSTRUCT the CAO and the Chief Legislative Analyst to periodically review the financial condition of the Prop O Bond Fund and report back to Council with appropriate recommendations.

Fiscal Impact Statement: The CAO reports that the recommendations in this report result in additional appropriations of \$45.3 million in the Prop O Fund and \$7 million in appropriations in the Sewer Construction and Maintenance Fund. This is partially offset by the cancellation of one project (\$7 million) and transfers of approximately \$3.1 million in funds from completed projects. Approval of the recommendations in this report will allocate the total amount of \$500 million in Prop O funding. There is an estimated additional annual cost to the General Fund of \$0.7 million for Operation and Maintenance (O&M) costs for the Santa Monica Bay Low Flow Diversion Upgrades projects. The O&M costs for the other Prop O projects are to be determined and will be addressed through the annual budgetary process. The recommendations in this report are in compliance with the City's Financial Policies as funding for the proposed projects is provided from bond funds which are supported by voter-approved property tax revenue.

Community Impact Statement: None submitted.

**Roll Call #5 - Motion (Weiss - Huizar) Adopted, Ayes (10); Absent: Cardenas, Hahn, LaBonge, Perry and Wesson (5)
(Item Nos. 15-17)**

ITEM NO. (15) - ADOPTED

[09-0379](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to releasing a Request for Proposals (RFP) for the Handyworker and Home Secure Programs for the 2009-10 Program Year and executing contract amendments to extend the current contracts through June 30, 2009.

Recommendation for Council action:

APPROVE the recommendations contained within the City Administrative Officer (CAO) report dated March 23, 2009 (attached to the Council file), relative to releasing an RFP for the Handyworker and Home Secure Programs for the 2009-10 Program Year and executing contract amendments to extend the current contracts through June 30, 2009, with the following amendment and additional recommendation:

- a. Amend Recommendation No. 3 of the CAO report dated March 23, 2009, to read: Execute contract extensions on a month-to-month basis for up to three additional months (July, August and September 2009), to prevent a break in service in the event that the RFP process is not completed and/or approved by Council and the Mayor prior to June 30, 2009.
- b. Add the following additional recommendation: Instruct the Los Angeles Housing Department (LAHD) to work with and disseminate information to existing contractors relative to forthcoming opportunities created by the Economic Recovery Bill.

Fiscal Impact Statement: The CAO reports that there is no impact on the General Fund. The recommendations of the CAO report are in compliance with City Financial Policies in that the grant awards that will be awarded to the LAHD through the 35th Program Year Consolidated Plan for the Handyworker and Home Secure Programs will fully fund the program activities.

Community Impact Statement: None submitted.

ITEM NO. (16) - ADOPTED

09-0404

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to releasing a Request for Proposals (RFP) for outreach and educational services for the Rent Escrow Account and Utility Maintenance Programs (REAP and UMP) for Fiscal Years 2010-13.

Recommendations for Council action:

1. AUTHORIZE the General Manager, Los Angeles Housing Department (LAHD), or designee, to release a RFP for outreach services for the REAP and UMP for Fiscal Years 2010-13 (substantially in the form as attached to the LAHD report dated January 14, 2009), subject to the review of the City Attorney as to form and legality.
2. INSTRUCT the LAHD to report back to the Mayor and Council with the RFP results and recommendation for contractor selection, funding amount(s), and any necessary Controller instructions.

Fiscal Impact Statement: The City Administrative Officer reports that there is no impact on the General Fund. The recommendations are in compliance with City Financial Policies in that the cost of outreach contracts for the REAP and UMP funded by the Rent Stabilization and Code Enforcement Trust Funds administered by the LAHD.

Community Impact Statement: None submitted.

ITEM NO. (17) - ADOPTED

[09-0408](#)

CD 7

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to a Construction and Permanent Loan Agreement with Urban Housing Communities 00317 North Hills, LP (UHC), in an amount not to exceed \$500,000, for the proposed development of the Crossings at North Hills (Project), located at 9311-45 Sepulveda Boulevard.

Recommendation for Council action:

AUTHORIZE the Chief Executive Officer, Community Redevelopment Agency, or designee, to negotiate and execute a Construction and Permanent Loan Agreement, and other related documents, with UHC, in an amount not to exceed \$500,000, for the Project, an affordable senior housing development, located at 9311-45 Sepulveda Boulevard, 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. Source of funds are Earthquake Disaster Assistance Project Area for Portions of Council District Seven Low and Moderate Income Housing Trust Funds and tax increment monies.

Community Impact Statement: None submitted.

ITEM NO. (18) - ADOPTED

Roll Call #10 - Motion (Parks - Wesson) Adopted, Ayes (12); Absent: Huizar, LaBonge and Perry (3)

[09-0516](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to awarding contracts in a total aggregate amount not to exceed \$3.5 million for a three-year period with two one-year extensions to six firms for construction management services.

Recommendation for Council action:

AUTHORIZE the Chief Executive Officer, Community Redevelopment Agency (CRA), or designee, to award and execute contracts for general construction management services in various Redevelopment Project Areas on an as-needed basis for various CRA projects in a total aggregate amount not to exceed \$3.5 million for a three-year term with options to renew for two additional one-year periods with the following six firms: CBM Consulting Inc.; Frontline Consulting; KPFF Consulting Engineers; Psomas; Vega Cayetano P.E., Inc.; and, Vince Jarak & Associates, 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. Funds will be provided from individual Project Areas.

Community Impact Statement: None submitted.

**Roll Call #5 - Motion (Weiss - Huizar) Adopted, Ayes (10); Absent: Cardenas, Hahn, LaBonge, Perry and Wesson (5)
(Item Nos. 19-22)**

ITEM NO. (19) - ADOPTED

[09-0104-S1](#)

CD 5

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to proposed Development Agreement by and between the City of Los Angeles and Westfield U.S. Holdings, LLC and proposed amendments to the Century City North Specific Plan for property at 10250 Santa Monica Boulevard, 1801 Avenue of the Stars, and 1930 Century Park West (known as the New Century Plan Project).

Recommendations for Council action:

1. REQUEST the City Attorney to prepare and present a final draft Ordinance authorizing the execution of a proposed Development Agreement by and between the City of Los Angeles and Westfield U.S. Holdings, LLC relating to real property in the Century City Community of the City of Los Angeles located at 10250 Santa Monica Boulevard, 1801 Avenue of the Stars, and 1930 Century Park West.
2. REQUEST the City Attorney to prepare and present a final draft Ordinance proposing to amend the Century City North Specific Plan relating to real property in the Century City Community of the City of Los Angeles located at 10250 Santa Monica Boulevard, 1801 Avenue of the Stars, and 1930 Century Park West.

Applicant: Westfield U.S. Holdings, LLC

CPC 2006-1913 SP SPP SPR CUB ZAD DA

Representative: Cindy Starrett, Latham & Watkins

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

Community Impact Statement: None submitted.

ITEM NO. (20) - ADOPTED

[09-0226](#)

CD 9

CATEGORICAL EXEMPTION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an appeal on conditions imposed on the operation of Ken's Liquor located at 7535 South Broadway Street.

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

1. FIND that this action is categorically exempt from California Environmental Quality Act pursuant to Article III, Section 1, Class 21 (2) of the City's Environmental Guidelines.
2. ADOPT the FINDINGS of the Zoning Administrator as the Findings of the Council.
3. RESOLVE TO DENY APPEAL filed by Erica I. Han (on behalf of Erica Ivy Corporation), from the decision of the Zoning Administrator in part, and THEREBY SUSTAIN the decision of the Zoning Administrator and APPROVE imposed Condition No. 9 (hours of operation) and Condition No. 17 (Security Guard), with respect to the operation of the business known as Ken's Liquor located at 7535 South Broadway Street.

Applicant: City of Los Angeles, Office of Zoning Administration

DIR 2008-4412 (RV)

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 - APRIL 7, 2009

(LAST DAY FOR COUNCIL ACTION - APRIL 7, 2009)

ITEM NO. (21) - ADOPTED

[07-2933](#)

ARTS, PARKS, HEALTH AND AGING and TRANSPORTATION COMMITTEES' REPORT relative to the adequacy of transportation services for individuals with disabilities.

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

NOTE and FILE the joint report from the Los Angeles Department of Transportation (LADOT), Department of Disability (DOD) and the Department of Aging dated October 1, 2008 and the joint report from LADOT and DOD dated March 11, 2008, relative to the adequacy of transportation services for individuals with disabilities, inasmuch as the reports are submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (22) - ADOPTED

[08-1514-S1](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT and PERSONNEL COMMITTEES' REPORT relative to various actions necessary to allocate funds from the U.S. Department of Housing and Urban Development (HUD) and extend resolution position authority for the Lead Hazard Remediation Program (LHRP).

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

APPROVE the recommendations contained within the City Administrative Officer (CAO) report dated March 9, 2009 (attached to the Council file), relative to various actions necessary to allocate funds from HUD and extend resolution position authority for the LHRP.

Fiscal Impact Statement: The CAO reports that there is no General Fund impact. The recommendations contained within the CAO report comply with City Financial Policies in that HUD Lead Hazard Reduction Grant funds will support program expenses reflected herein. Approval of the recommendations within the CAO report will enable continued staffing for the Los Angeles Housing Department LHRP.

Community Impact Statement: None submitted.

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

(10 Votes Required for Consideration)

**Roll Call #13 - Motion (Rosendahl - Reyes) Adopted, Ayes (12); Absent: Alarcon, LaBonge and Perry (3)
(Item Nos. 23a-23b)**

ITEM NO. (23) - ADOPTED

[09-0005-S195](#)

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 25, 2009:

[09-0005-S195](#)

CD 13

- a. Property at 1601 North Hobart Boulevard (Case No. 166592).
Assessor I.D. No. 5544-020-009

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

[09-0005-S196](#)

CD 9

- b. Property at 615 East 80th Street (Case No. 154401).
Assessor I.D. No. 6029-001-016

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

[09-0005-S197](#)

CD 9

- c. Property at 615 East 80th Street (Case No. 205172).
Assessor I.D. No. 6029-001-016

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on October 23, 2008)

ITEM NO. (24) - ADOPTED

Roll Call #14 - Motion (Hahn - Zine) Adopted, Ayes (12); Absent: Alarcon, LaBonge and Perry (3)

[09-0661](#)

COMMUNICATION FROM THE EXECUTIVE EMPLOYEE RELATIONS COMMITTEE (EERC) relative to the salary for Interim Executive Director Commission for Children, Youth and Their Families (CCYF).

Recommendation for Council action:

RESOLVE that the salary rate of pay for the position of interim Executive Director, CCYF, effective March 7, 2009, shall BE ESTABLISHED, as recommended by the Mayor and approved by the EERC at its meeting on March 24, 2009.

(Council may recess to Closed Session, pursuant to Government Code 54957.6, relative to the above salary recommendation)

ITEM NO. (25) - ADOPTED

Roll Call #15 - Motion (Parks - Wesson) Adopted, Ayes (12); Absent: Alarcon, LaBonge and Perry (3)

[09-0559](#)

CD 8

CONSIDERATION OF RESOLUTION (PARKS - WESSON) relative to submitting a grant application for the Crenshaw Corridor project.

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

RESOLVE to authorize General Manager, Los Angeles Department of Transportation, to submit an Environmental Justice: Context-Sensitive Planning grant to Caltrans by the April 1, 2009 deadline and enter into a contract with Caltrans if grant funds are awarded, that would focus on pedestrian and bicycle access around the three Crenshaw Corridor future transit stations at Martin Luther King Boulevard, Vernon Avenue and Slauson Avenue.

(Transportation Committee waived consideration of the above matter)

**Roll Call #16 - Motion (Rosendahl - Smith) Adopted, Ayes (12); Absent: Alarcon, LaBonge and Perry (3)
(Item Nos. 26a-26k)**

ITEM NO. (26) - ADOPTED

[09-0667](#)

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:

[09-0667](#)

CD 4

- a. MOTION (LABONGE - GARCETTI) relative to declaring the Observe and Report Movie Screening Event on April 6, 2009 a Special Event (event sponsor to reimburse the City for all fees and costs incurred).

[08-2219-S1](#)

CD 9

- b. MOTION (GARCETTI - HUIZAR for PERRY - ALARCON) relative to declaring El Grito 2009 on September 15, 2009 a Special Event (fees and costs absorbed by the City = \$50,000).

[08-1000-S1](#)

CD 6

- c. MOTION (CARDENAS - PARKS) relative to declaring the First Annual Pet Care Fair on April 18, 2009 a Special Event (fees and costs absorbed by the City = \$3,500).

[09-0655](#)

CD 7

- d. MOTION (ALARCON - HUIZAR) relative to declaring the Procession for Peace on April 10, 2009 a Special Event (fees and costs absorbed by the City = \$1,470).

[07-1736-S1](#)

CD 12

- e. MOTION (SMITH - CARDENAS) relative to declaring the Shepherd of the Hills Fourth of July Spectacular on July 4, 2009 a Special Event (fees and costs absorbed by the City = \$17,374).

[09-0665](#)

CD 15

- f. MOTION (HAHN - PARKS) relative to declaring the 2009 Earth Day Celebration on April 18, 2009 a Special Event (fees and costs absorbed by the City = \$1,280).

[08-0975-S1](#)

CD 15

- g. MOTION (HAHN - PARKS) relative to declaring the Annual Cinco De Mayo Festival on May 2-3, 2009 a Special Event (fees and costs absorbed by the City = \$4,452).

[07-1035-S1](#)

CD 15

- h. MOTION (HAHN - PARKS) relative to declaring the His Sheltering Arms Annual Health Fair on April 28, 2009 a Special Event (fees and costs absorbed by the City = \$1,226).

[09-0654](#)

CD 15

- i. MOTION (HAHN - PARKS) relative to declaring the Harbor Police Station Grand Opening on April 25, 2009 a Special Event (fees and costs absorbed by the City = \$1,252).

[09-0653](#)

CD 5

- j. MOTION (WEISS - LABONGE) relative to declaring the Mural Rededication Street Fair on March 29, 2009 a Special Event (fees and costs absorbed by the City = \$1,008).

[09-0664](#)

CD 10

- k. MOTION (WESSON - WEISS) relative to declaring the JBC Community Charity Bazaar on March 28, 2009 a Special Event (fees and costs absorbed by the City = \$2,392).

ITEM NO. (27) - ADOPTED

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

[09-0658](#)

MOTION (WEISS - GARCETTI - GREUEL) relative to a report on the backlog of untested rape kits by the Human Rights Watch.

Recommendation for Council action:

INVITE the Human Rights Watch to report to the City Council on April 1, 2009 regarding their research and their findings regarding the backlog of untested rape kits throughout the nation, specifically in Los Angeles County.

ITEM NO. (28) - ADOPTED

Roll Call #17 - Motion (Weiss - Cardenas) Adopted, Ayes (12); Absent: Alarcon, LaBonge and Perry (3)

[09-0657](#)

CD 5

MOTION (WEISS - CARDENAS) relative to funding to install a security system at the Westwood Charter School.

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

1. TRANSFER \$18,750 in the Council District Five Real Property Trust Fund No. 687/14 to the Council District Five portion of the Council Fund No. 100/28, Account No. 3040 (Contractual Services) for the installation of a security system at the Westwood Charter School.
2. INSTRUCT the City Clerk to prepare the necessary document with, and/or payment to the Westwood Charter School, or any other agency or organization as appropriate, in the above amount, for the above purpose, subject to the approval of the City Attorney, if needed and AUTHORIZE the Councilmember of the District to execute any such documents on behalf of the City.
3. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above instructions in order to effectuate the intent of this motion.

**Roll Call #6 - Motion (Parks - Weiss) Adopted, Ayes (10); Absent: Cardenas, Hahn, LaBonge, Perry and Wesson (5)
(Item Nos. 29-30)**

ITEM NO. (29) - ADOPTED

[09-0656](#)
CD 7

MOTION (ALARCON - GREUEL) relative to funding for the 2009 Fourth of July Celebration at Hansen Dam.

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

1. RESOLVE that \$25,000 in the Lopez Canyon Landfill Community Amenities Trust Fund No. 531/14, Account No. L32 be utilized to fund any aspect of the 2009 Fourth of July community celebrations at Hansen Dam, including general operating expenses.
2. INSTRUCT the City Clerk to prepare the necessary document and/or agreement with Fourth of July Celebration at Hansen Dam, Inc., or any other agency or organization as appropriate, in the above amount, for the above purpose, subject to the approval of the City Attorney as to form and legality, if needed; and, AUTHORIZE the Councilmember of the District or the City Clerk to execute any such agreement or other documents on behalf of the City, if needed.
3. 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. (30) - ADOPTED

[09-0659](#)

RESOLUTION (GARCETTI - SMITH) relative to submitting a grant application for the development of the Virgil Village Context-Sensitive Transit Village Master Plan and Implementation Strategy.

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

AUTHORIZE the General Manager, Los Angeles Department of Transportation, to submit an Environmental Justice: Context-Sensitive Planning grant to Caltrans by the April 1, 2009 deadline and enter into a contract with Caltrans if grant funds are awarded for the development of the Virgil Village Context-Sensitive Transit Village Master Plan and Implementation Strategy.

Closed Sessions - Items 31-32

ITEM NO. (31) - ADOPTED - TO THE MAYOR FORTHWITH

Roll Call #9 - Motion (LaBonge - Parks) Adopted, Ayes (14); Absent: Perry (1)

[09-0577](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(b), to confer with its legal counsel relative to settlement in the case entitled Threm v. City of Los Angeles, Inverse Condemnation Claim No. C05-4743 (concerning 2639 Harlesden Court in Council District Four).

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

ADOPTED

MOTION (LABONGE - PARKS)

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

1. APPROVE Phase One of the settlement.
2. AUTHORIZE the City Attorney to execute a settlement agreement and all other documents necessary to implement the settlement of claimant's phase one damages.
3. AUTHORIZE the City Attorney to expend \$95,000 in settlement of the case entitled Threm v. City of Los Angeles, Inverse Condemnation Claim No. C05-4743 from the City Attorney Liability Claims Budget, Department 59, Account No. 9760.
4. AUTHORIZE the City Attorney, to draw a demand thereon in said amount payable to Wayne Threm, Marjorie Threm, and The Law Offices of Darren Burge.

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

ITEM NO. (32) - MOTION ADOPTED IN OPEN SESSION

Roll Call #19 - Motion (Zine - Rosendahl) Adopted, Ayes (11); Absent: Alarcon, LaBonge, Perry and Wesson (4)

[09-0607](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to the settlement of labor charges filed by Petar Blanusa and AFSCME, Local 164, against the Los Angeles Community Redevelopment Agency.

(Housing, Community and Economic Development Committee waived consideration of the above matter)

ADOPTED

MOTION (ZINE - ROSENDAHL)

Recommendation for Council action:

APPROVE the terms of the agreement between Petar Blanusa and AFSCME and the Los Angeles Community Redevelopment Agency:

- a. **Blanusa and AFSCME agree to release and waive any claims of any nature whatsoever that they might have against CRA/LA or the City of Los Angeles in multiple claims filed by Blanusa.**
- b. **In exchange for releases and waivers, Blanusa will receive monetary consideration in the aggregate amount of \$145,000.**
- c. **Blanusa will be deemed to have resigned from CRA/LA effective December 8, 2008.**

(Housing, Community and Economic Development Committee waived consideration of the above matter)

ITEM NO. (33) - SUBSTITUTE MOTION ADOPTED IN LIEU OF ORIGINAL - SEE FOLLOWING

Roll Call #18 - Motion (Zine - Parks) Adopted in Lieu of Original Motion, Ayes (12); Absent: Alarcon, LaBonge and Perry (3)

RECEIVED AND FILED

[09-0476](#)

CONTINUED CONSIDERATION OF PERSONNEL COMMITTEE REPORT relative to the exemption of two Project Coordinator positions in the Los Angeles Department of Water and Power (LADWP) from the Civil Service provisions of the City Charter.

Recommendation for Council action:

APPROVE the exemption of two positions of Project Coordinator for the LADWP from the Civil Service Provisions of the City Charter, pursuant to Charter Section 1001(b) (1).

Fiscal Impact Statement: None submitted by the Mayor. 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 1, 2009

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

ADOPTED

SUBSTITUTE MOTION (ZINE - PARKS)

Recommendation for Council action:

DISAPPROVE the exemption of two positions of Project Coordinator for the LADWP from the Civil Service provisions of the City Charter, pursuant to Charter Section 1001(b)(1).

TIME LIMIT FILE - APRIL 1, 2009

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

10 VOTES REQUIRED

Items for Which Public Hearings Have Not Been Held - Items 34-35

(10 Votes Required for Consideration)

ITEM NO. (34) - CONTINUED TO APRIL 15, 2009

Roll Call #1 - Motion (Alarcon - Rosendahl) Adopted to Continue, Ayes (10); Absent: Cardenas, Greuel, LaBonge, Perry and Wesson (5)

[07-3771](#)

CONTINUED CONSIDERATION OF COMMUNICATION FROM THE MAYOR relative to the reappointment of Ms. Chrissie M. Castro to the Los Angeles City/County Native American Indian Commission.

Recommendation for Council action:

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

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. (35) - ADOPTED - TO THE MAYOR FORTHWITH

Roll Call #7 - Motion (Parks - LaBonge) Adopted, Ayes (14); Absent: Perry (1)

09-0010-S22

CONTINUED CONSIDERATION OF MOTION (PARKS - LABONGE) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Adrianna Bachan and injuries to Marcus Garfinkle 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 \$75,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Adrianna Bachan and injuries to Marcus Garfinkle 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.

(Pursuant to Council action of March 31, 2009)

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

09-0738

CD 9

MOTION (PERRY - PARKS) relative to declaring the A-List Awards Post Party on April 5, 2009 a Special Event (event sponsor to reimburse the City for all fees and costs incurred).

09-0739

CD 9

MOTION (PERRY - PARKS) relative to declaring the First Annual Mothers Day Affair on May 9, 2009 a Special Event (fees and costs absorbed by the City = \$1,984).

[08-0763-S1](#)

CD 9

MOTION (GARCETTI FOR PERRY - PARKS) relative to declaring the Baisakhi Day Procession on April 12, 2009 a Special Event (fees and costs absorbed by the City = \$1,188).

[07-0981-S2](#)

CD 4

MOTION (LABONGE - WEISS) relative to declaring the Youth Holocaust Commemoration on April 22, 2009 a Special Event (fees and costs absorbed by the City = \$5,000. Office of Public Safety staffing costs have already been paid in the amount of \$2,366.26 by the event sponsor).

[07-0981-S3](#)

CD 4

MOTION (LABONGE - WEISS) relative to declaring the Citywide Holocaust Commemoration on April 26, 2009 a Special Event (fees and costs absorbed by the City = \$5,000. Office of Public Safety staffing costs have already been paid in the amount of \$2,184.24 by the event sponsor).

[09-0740](#)

CD 4

MOTION (LABONGE - WESSON) relative to declaring the Aloha Brookside on June 14, 2009 a Special Event (fees and costs absorbed by the City = \$1,496).

[09-0741](#)

CD 11

MOTION (ROSENDAHL - HAHN) relative to declaring the Short Avenue Elementary Hawaiian Luau 2009 on May 2, 2009 a Special Event (fees and costs absorbed by the City = \$3,098).

[07-2461-S1](#)

CD 11

MOTION (ROSENDAHL - HAHN) relative to declaring the Spring Art Festival/Fifth Annual Bow Wow Meow Event on April 5, 2009 a Special Event (fees and costs absorbed by the City = \$3,665).

[09-0745](#)

CD 14

MOTION (HUIZAR - LABONGE) relative to declaring the Salesian Bishop Mora Career Day on April 3, 2009 a Special Event (fees and costs absorbed by the City = \$1,330).

[09-0746](#)

CD 14

MOTION (HUIZAR - CARDENAS) relative to declaring the Blessing of the Animals on April 11, 2009 a Special Event (fees and costs absorbed by the City = \$6,022).

[09-0748](#)

CD 5

MOTION (WEISS - GARCETTI) relative to declaring the Kids4Kids 5K Run and Carnival on April 26, 2009 a Special Event (fees and costs absorbed by the City = \$1,688).

[09-0749](#)

CD 8

MOTION (PARKS - CARDENAS) relative to declaring the Springfest Concert 2009 on April 4, 2009 a Special Event (fees and costs absorbed by the City = \$1,643).

[09-0010-S25](#)

MOTION (CARDENAS - ALARCON) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the March 10, 2009 assault and subsequent death of Eusobia Rojas.

[09-0743](#)

CD 13

MOTION (ROSENDAHL - GARCETTI) relative to initiating street vacation proceedings for the walk easterly of 101 Freeway and southerly of Hollywood Boulevard.

[09-0744](#)

CD 11

MOTION (ROSENDAHL - GREUEL) relative to initiating street vacation proceedings for the east-west alley southerly of Arbor Vitae Street easterly of Airport Boulevard.

[09-0747](#)

CD 6

MOTION (ROSENDAHL - CARDENAS) relative to initiating street vacation proceedings for the Ralston Avenue Vacation District.

[09-0742](#)

CD 12

MOTION (SMITH - GREUEL) relative to additional funding for the installation of a traffic signal at Balboa Boulevard at Knollwood Shopping Center.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Motion (Garcetti - Greuel) unanimously adopted to excuse Councilmember Alarcon from Council session of April 15, 2009 due to City business.

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

[09-0726](#) - Adrianna Bachan

(Parks - All Councilmembers)

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

Whereupon the Council did adjourn.

ATTEST: Karen E. Kalfayan, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL