

Los Angeles City Council, **Journal/Council Proceedings**  
Wednesday, **May 13, 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, Cardenas, Greuel, Hahn, Huizar, LaBonge, Parks, Reyes, Rosendahl and Wesson (10); Absent: Perry, Smith, Weiss, Zine and President Garcetti (5).**

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF  
MAY 8, 2009

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 27

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

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

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## **Items Noticed for Public Hearing - Items 1-2**

**ITEM NO. (1) - CONTINUED TO MAY 15, 2009**

**Roll Call #1 - Motion (Greuel - Rosendahl) Adopted to Continue, Unanimous Vote (11); Absent: Perry, Weiss, Zine and President Garcetti (4)**

[09-0845](#)  
CD 2

HEARING COMMENTS relative to application for determination of "Public Convenience or Necessity" for alcohol sales for off-site consumption at Sky Line Market.

Recommendations for Council action:

1. DETERMINE that the issuance of a liquor license at Sky Line Market located at 10760-62 Vanowen Street, North Hollywood, 91605, 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 off-site consumption at 10760-62 Vanowen Street.

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: Sky Line Market c/o Aymon Rateb Maleeh (Wil Nieves, representative)

TIME LIMIT FILE - JUNE 1, 2009

(LAST DAY FOR COUNCIL ACTION - MAY 29, 2009)

#### **ITEM NO. (2) - PUBLIC HEARING CLOSED - MOTION ADOPTED TO GRANT APPLICATION**

**Roll Call #2 - Motion (LaBonge - Reyes) Adopted to Grant Application, Ayes (11); Absent: Perry, Weiss, Zine and President Garcetti (4)**

[09-0699](#)

CD 4

HEARING COMMENTS relative to application for determination of "Public Convenience or Necessity" for alcohol sales for off-site consumption at Yucca Supermarket.

Recommendations for Council action:

1. DETERMINE that the issuance of a liquor license at Yucca Supermarket located at 1815 North Cahuenga Boulevard, Los Angeles, 90028, 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 off-site consumption at 1815 North Cahuenga 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: Yucca Supermarket c/o Karapet Karo Muradyani (Wil Nieves, representative)

TIME LIMIT FILE - MAY 15, 2009

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

#### **Items for Which Public Hearings Have Been Held - Items 3-13**

**Roll Call #7 - Motion (Greuel - Hahn) Adopted, Ayes (12); Absent: LaBonge, Perry and President Garcetti (3)  
(Item Nos. 3-4)**

**ITEM NO. (3) - ADOPTED - TO THE MAYOR FORTHWITH**

[08-2139](#)

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT, RESOLUTION and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to the proposed 2009-10 Proposition K Assessment.

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

1. ADOPT the City Engineer's report for the 2009-10 Proposition K Assessment (Attachment 9 of the L.A. for Kids Steering Committee report dated April 22, 2009 contained in Council file No. 08-2139).
2. ADOPT the accompanying RESOLUTION OF INTENTION to levy an assessment authorized by Proposition K, pursuant to the Landscaping and Lighting Act of 1972 (Attachment 10).
3. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION to levy an assessment authorized by Proposition K, pursuant to the Landscaping and Lighting Act of 1972 (Attachment 11).
4. APPROVE the 2008-09 Proposition K Maintenance awards totaling \$3.39 million, which includes \$2.37 million in 2008-09 assessment funds and the reprogramming of \$1.02 million in surplus maintenance funds remaining from prior allocations of 2004-05 and 2005-06 assessment monies (Attachment 8).
5. APPROVE reprogramming of 2008-09 project allocations as reflected in report Attachment 12, and AUTHORIZE the City Engineer to execute or amend grant agreements with competitive grant applications, as needed to effectuate the 2008-09 reprogramming actions.
6. AUTHORIZE the Controller to adjust accounts to reflect the 2008-09 reprogramming of project allocations in the following funds pursuant to instructions to be provided by the City Administrative Officer (CAO): Proposition K Projects Fund No. 43K, Proposition K Maintenance Fund No. 43L and Proposition K Administration Fund No. 43M.
7. INSTRUCT the City Clerk to publish notice by May 22, 2009 of a public hearing to take place on **JUNE 3, 2009**, at 10:00 A.M. during the regular Council meeting.
8. INSTRUCT the City Clerk to set an agenda item for public hearing on the Council agenda for **JUNE 3, 2009** to include the following actions:
  - a. With respect to the projects in List 1 of Attachment 7:
    - 1) FIND that each of these projects is STATUTORILY OR CATEGORICALLY exempt from the California Environmental Quality Act (CEQA) under the particular State and City CEQA Guidelines.
    - 2) DIRECT the Department of Recreation and Parks (RAP) and/or the Bureau of Engineering (BOE) to prepare Notice(s) of Exemption or Notice(s) of Determination reflecting Council's actions and file such notices with the City and County Clerks within five working days of the City Council's final action confirming the 2009-10 Assessment and Engineer's Report.

- b. With respect to the projects in List 2 of Attachment 7:

FIND that these projects are exempt from the CEQA under State CEQA Guidelines section 15262 and Article II, section 2.d of the City CEQA Guidelines because the City Council's action is not subject to CEQA. The City Council's action is not an approval of a project which may cause a physical change in the environment, but instead is in the nature of a feasibility and planning study for a project which is not being approved at this time.

- c. With respect to the projects in List 3 of Attachment 7:

ACKNOWLEDGE that the City Council's action is exempt from CEQA under Article II, section 2.i, because the underlying project has already been evaluated and processed in accordance with the City CEQA Guidelines.

- d. With respect to the projects in List 4 of Attachment 7:

- 1) REVIEW and CONSIDER the Negative Declaration/Mitigated Negative Declaration.
- 2) CERTIFY that the Negative Declaration/Mitigated Negative Declaration has been prepared in accordance with CEQA, and ADOPT it.
- 3) ADOPT all the mitigation measures described in the Mitigated Negative Declaration as part of the City Council's approval of the Proposition K assessment and ADOPT the mitigation monitoring program prepared to ensure that the mitigation measures will be implemented.
- 4) FIND that with imposition of the mitigation measures, there will remain no significant impacts.
- 5) INSTRUCT the RAP and the BOE to prepare a Notice of Determination and file with the City and County Clerks within five working days of the City Council's approval.

- e. With respect to the projects in List 5 of Attachment 7:

FIND that those are projects that may be considered for funding after CEQA compliance. No further action is required at this time.

- f. PRESENT and ADOPT the ORDINANCE prepared and transmitted by the City Attorney, confirming the assessments and approving the assessment diagram for Fiscal Year 2009-10.
- g. INSTRUCT the City Engineer to record a Notice of Assessment with the County Recorder.
- h. AUTHORIZE the Controller to set up accounts for the 2009-10 Proposition K assessment in the following funds pursuant to instructions to be provided by the CAO: Proposition K Projects Fund No. 43K, Proposition K Maintenance Fund No. 43L, and Proposition K Administration Fund No. 43M.
- i. APPROVE the 2009-10 Five Year Plan for the LA for Kids Program and related schedules, as set forth in Attachments 1, 2, 3 and 6.

- j. INSTRUCT the Information Technology Agency to prepare and transmit the necessary computer tape or compact disk, as appropriate, to the County containing the assessment levy information confirmed by the City Council for fiscal year 2009-10 for each parcel in the Assessment District.
- k. AUTHORIZE the City Engineer to negotiate and execute Proposition K grant contracts with competitive grant applicants in the Five Year Plan for 2009-10, excluding projects from the RAP and Bureau of Street Lighting, subject to approval of the City Attorney.

Fiscal Impact Statement: The L.A. for Kids Steering Committee reports that adoption of an Ordinance and Resolution of Intention to levy the Proposition K: LA for Kids Assessment for fiscal year 2009-10 indicates the Council's intention to levy assessments totaling \$25 million to acquire and construct park and recreational facilities. The assessment can only be used for capital improvements, acquisition of land, administration, and maintenance. The cost of operating Proposition K projects as they are completed in future years will be funded by the annual operating budget adopted for City departments and with independent funding for projects operated by external entities. As reported by the RAP, the annual impact on the General Fund, once all projects recommended for funding in 2009-10 become operational, totals \$4.69 million and includes \$2.92 million for maintenance and \$1.77 million for operations. The General Fund impact can potentially be reduced by maintenance funding awarded to RAP projects in future years (Attachments 4 and 5). The proposed 2008-09 maintenance award for RAP projects totals \$2.5 million, due in part to the availability of one-time funding.

Prior to Council acting on the 2009-10 Proposition K funding recommendations, the L.A. for Kids Steering Committee will review a final construction budget estimate for the A list of projects proposed for funding in the upcoming year. The final 2009-10 A List of projects will have sufficient funding identified to complete construction and meet all Proposition K program obligations without having an impact on the General Fund.

Community Impact Statement: None submitted.

#### **ITEM NO. (4) - ADOPTED**

[09-0082](#)  
CD 13

CONTINUED CONSIDERATION OF MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change and related appeal of Vesting Tentative Tract (VTT) 62900-SL for property at 2400 Allesandro Street, and 2005 and 2021 West El Moran Street.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the lead agency in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 09-0082 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV 2005-9337 MND REC], as modified, filed on November 3, 2008.

2. ADOPT the FINDINGS of the East Los Angeles Area Planning Commission (ELAAPC) as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE FIRST CONSIDERATION dated February 10, 2009, approved by the Director of Planning on behalf of the ELAAPC, effecting a zone change from R1-1VL to (T)(Q)RD6-1VL for a proposed 15-lot single family subdivision plus one (1) open space lot under the Small Lot Ordinance No. 176354 with 36 residential parking spaces including eight guest parking spaces for property at 2400 Allesandro Street, 2005 and 2021 West El Moran Street, subject to Conditions of Approval, as modified by the ELAAPC, and as further modified in Committee, and attached to the Committee report.

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

APCE 2006-8787-ZC

4. REMOVE the (T) Tentative classification as described in detail on the sheet(s) attached to the Committee report.
5. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.
6. DENY APPEAL filed by Diane Edwardson, Cindy Ortiz, and Cheryl Parisi, from the entire decision of the East Los Angeles Area Planning Commission, and THEREBY APPROVE a zone change from R1-1VL to (T)(Q)RD6-1VL and VTT 62900-SL for a 15-lot single family subdivision plus one (1) open space lot under the Small Lot Ordinance No. 176354 with 36 residential parking spaces including eight guest parking spaces for property at 2400 Allesandro Street, 2005 and 2021 West El Moran Street, subject to Conditions of Approval, as modified by the ELAAPC, and as further modified in Committee, and attached to the Committee report.  
 VTT 62900-SL
7. ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.
8. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.
9. NOT PRESENT and ORDER FILED the Ordinance dated September 24, 2008.

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

Community Impact Statement: None submitted.

TIME LIMIT FILE - MAY 15, 2009

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

(Continued from Council meeting of May 8, 2009)

**ADOPTED**

**REVISED MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change and related appeal of Vesting Tentative Tract (VTT) 62900-SL for property at 2400 Allesandro Street, and 2005 and 2021 West El Moran Street.**

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

- 1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Revised Mitigated Negative Declaration reflects the independent judgment of the lead agency in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 09-0082 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Revised Mitigated Negative Declaration [ENV 2005-9337 MND REC1], as modified, filed on November 3, 2008.**
- 2. ADOPT the FINDINGS of the East Los Angeles Area Planning Commission (ELAAPC) as the Findings of the Council.**
- 3. PRESENT and ADOPT the accompanying ORDINANCE dated May 13, 2009, approved by the Director of Planning on behalf of the ELAAPC, effecting a zone change from R1-1VL to (T)(Q)RD6-1VL for a proposed 15-lot single family subdivision plus one open space lot under the Small Lot Ordinance No. 176354 with 36 residential parking spaces including eight guest parking spaces for property at 2400 Allesandro Street, 2005 and 2021 West El Moran Street, subject to Conditions of Approval, as modified by the ELAAPC, and as further modified in Committee, and attached to the Committee report.**

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

**APCE 2006-8787-ZC**

- 4. REMOVE the (T) Tentative classification as described in detail on the sheet(s) attached to the Committee report.**
- 5. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.**
- 6. DENY APPEAL filed by Diane Edwardson, Cindy Ortiz, and Cheryl Parisi, from the entire decision of the ELAAPC, and thereby APPROVE a zone change from R1-1VL to (T)(Q)RD6-1VL and VTT 62900-SL for a 15-lot single family subdivision plus one open space lot under the Small Lot Ordinance No. 176354 with 36 residential parking spaces including eight guest parking spaces for property at 2400 Allesandro Street, 2005 and 2021 West El Moran Street, subject to Conditions of Approval, as modified by the ELAPC, and as further modified in Committee and attached to the Committee report.**

**VTT 62900-SL**

7. **ADVISE** the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.
8. **ADVISE** the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.
9. **NOT PRESENT** and **ORDER FILED** Ordinances dated September 24, 2008, and February 10, 2009.

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

**Community Impact Statement:** None submitted.

**TIME LIMIT FILE - MAY 15, 2009**

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

**ITEM NO. (5) - ADOPTED - ORDINANCE OVER ONE WEEK TO MAY 20, 2009**

**Roll Call #11 - Motion (Parks - Smith) Adopted, Ordinance Over One Week, Ayes (11);  
Absent: Cardenas, Perry, Weiss and President Garcetti (4)**

[07-3428](#)

[08-2385](#)

CONTINUED CONSIDERATION OF PUBLIC SAFETY COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to amending the Los Angeles Municipal Code (LAMC) to hold the parent/guardian of a minor graffiti offender liable for the recovery of costs for graffiti abatement, and related abatement penalties and procedures.

Recommendations for Council action, as initiated by Motion (Zine - Smith) and Motion (Parks - Garcetti), SUBJECT TO THE APPROVAL OF THE MAYOR:

1. **PRESENT** and **ADOPT** the accompanying ORDINANCE amending Article 14 of Chapter IV of the LAMC in its entirety to establish the Graffiti Removal and Recovery Act and the Los Angeles Administrative Code to establish the Graffiti Technology and Recovery Fund, to hold the parent/guardian of a minor graffiti offender liable for the recovery of costs for graffiti abatement, and to establish related abatement penalties and procedures.
2. **REQUEST** the City Attorney to prepare an amending ordinance to stipulate that recovered graffiti fees and penalties deposited in the proposed Graffiti Technology and Recovery Fund can also be used for graffiti abatement.
3. **DIRECT** the Chief Legislative Analyst (CLA), City Administrative Officer (CAO) and other appropriate City departments to report back relative to:



- a. Recommendations for the implementation of a process that would bring together the City programs that address the graffiti issue and put them under the auspices of one entity in the City.
- b. Expanding and clarifying the Parenting Classes prescribed in the aforementioned Ordinance.

Fiscal Impact Statement: None submitted by the City Attorney. Neither the CAO nor the CLA has completed a financial analysis of this report.

Community Impact Statement: None submitted.

(Continued from Council meeting of May 5, 2009)

#### **ITEM NO. (6) - ADOPTED- TO THE MAYOR FORTHWITH**

**Roll Call #3 - Motion (Wesson - LaBonge) Adopted, Ayes (11); Absent: Perry, Weiss, Zine and President Garcetti (4)**

[09-0971](#)

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to the Proposition K Request for Proposals (RFP) for the Seventh Cycle, repayment schedule revisions and Parks First Trust Fund monies.

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

1. APPROVE the proposed revisions to the Proposition K Service and Maintenance Repayment Schedule as detailed in the City Administrative Officer (CAO) report dated April 28, 2009 contained in the Council file.
2. AUTHORIZE that funds now available in the Parks First Trust Fund (Ordinance No. 173964) be incorporated into and awarded as part of the L.A. for Kids Program Proposition K Request for Proposals for the Seventh Cycle [Fiscal Year (FY) 2010-11 and FY 2011- 12].
3. APPROVE the Draft L.A. for Kids Program Proposition K Request for Proposals (RFP), attached to the CAO report dated April 28, 2009 contained in the Council file, for the Seventh Cycle (FY 2010-11 and FY 2011-12), and AUTHORIZE staff to make technical changes as necessary in order to finalize the RFP for release on or about Monday, April 20, 2009.

Fiscal Impact Statement: The CAO reports that the adoption of the above recommendations will have no impact on the General Fund.

Community Impact Statement: None submitted.

#### **ITEM NO. (7) - ADOPTED, AS AMENDED - SEE FOLLOWING**

**Roll Call #12 - Motion (Smith - Rosendahl) to Adopt as Amended, Ayes (11); Absent: Cardenas, Perry, Weiss and President Garcetti (4)**

[07-2436](#)

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to expanding the permissible uses of the annual Council Civic Fund allocation in the Cultural Affairs budget.

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

INSTRUCT the General Manager, Department of Cultural Affairs, to further report on the impacts of amending the Los Angeles Administrative Code to include catering, equipment rental and similar type costs as permissible uses for Council Civic Fund monies.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the above recommendation will have no fiscal impact on the General Fund. Funding for the Council Civic Fund expenditures is provided in the 2008-09 Budget.

Community Impact Statement: None submitted.

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

**ADOPTED**

**AMENDING MOTION (SMITH - LABONGE)**

**Recommendation for Council action:**

**REQUEST the City Attorney to amend the Los Angeles Administrative Code to include catering, equipment rental and similar type costs as permissible uses for Council Civic Fund monies for cultural events.**

**Roll Call #3 - Motion (Wesson - LaBonge) Adopted, Ayes (11); Absent: Perry, Weiss, Zine and President Garcetti (4)  
(Item Nos. 8-9)**

**ITEM NO. (8) - ADOPTED**

[07-0938](#)

ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to the acceptance and expenditure of grant funds from the Carl Moyer Memorial Air Quality Standards Attainment Program (CMP) for a motor vehicle emission reduction project.

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

1. AUTHORIZE the Director, Bureau of Sanitation (BOS), to accept, on behalf of the City, an amount not to exceed \$1,653,109 from the CMP to be used toward the purchase of 96 new on-road heavy-duty natural gas powered solid resources collection vehicles.
2. AUTHORIZE the Controller to deposit the grant receipts in an amount not to exceed \$1,653,109 from the CMP into the following BOS account: Revenue Source Code 3410, Fund 45T/50.

3. AUTHORIZE the Director, BOS, or designee, to prepare Controller instructions and/or make any technical adjustments that may be required and are consistent with this action, subject to the approval of the City Administrative Officer, and AUTHORIZE the Controller to implement these instructions.
4. AUTHORIZE the Director, BOS, or designee, to negotiate and execute, on behalf of the City, all grant contracts, agreements, and amendments with grantor agencies and contractors as necessary to fully implement the above BOS project, subject to the approval of the City Attorney as to form and legality.
5. DIRECT the BOS and the Department of General Services to follow all grant requirements and conditions, including mileage fuel usage and other record keeping and reporting as required by the CMP grant contract.

Fiscal Impact Statement: The Environmental Affairs Department reports that acceptance of the CMP grant provides funding in an amount not to exceed \$1,653,109 from the CMP to be used toward the purchase of 96 new on-road alternative fuel heavy-duty vehicles. There would be no impact to the General Fund from accepting the grant funds.

Community Impact Statement: None submitted.

#### **ITEM NO. (9) - ADOPTED**

[09-0924](#)

ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to the acceptance and expenditure of Local Enforcement Agency (LEA) Grant EA-19 for Fiscal Year (FY) 2008-09.

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

1. APPROVE receipt of LEA Grant EA-19 for FY 2008-09.
2. AUTHORIZE the Controller to TRANSFER said funds into LEA Trust Fund No. 527, FY 2008-09, to an account entitled, "Enforcement Assistance Grants," Account No. 0001.
3. AUTHORIZE the General Manager, Environmental Affairs Department (EAD), or designee, to sign grant agreements and any amendments with the California Integrated Waste Management Board (CIWMB), directly expend said funds from the LEA Trust Fund listed above for the purposes set forth in this report, and return any unspent funds, if necessary, to the CIWMB, as required by the State of California.

Fiscal Impact Statement: None submitted by the EAD. 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. (10) - ADOPTED**

**Roll Call #13 - Motion (Parks - Wesson) Adopted, Ayes (11); Absent: Cardenas, Perry, Weiss and President Garcetti (4)**

[08-1555](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to awarding contracts on an as-needed basis to a pre-qualified list of 28 art consultants to assist with the management of upcoming public art projects.

Recommendation for Council action:

AUTHORIZE the Chief Executive Officer, Community Redevelopment Agency (CRA), or designee, to award and execute contracts, on an as-needed basis, to a pre-qualified list of 28 art consultants [Attachment A of the Chief Legislative Analyst (CLA) report dated May 5, 2009] to assist with the management of public art projects in all CRA Project Areas, for a three-year term with two one-year options to renew, for amounts ranging from \$25,000 to \$75,000 per contract, subject to the review of the City Attorney as to form and legality.

Fiscal Impact Statement: The CLA reports that there is no impact to the General Fund as a result of this action. Funds will be derived from Cultural Trust Funds and/or Tax Increment from individual CRA Project Areas.

Community Impact Statement: None submitted.

#### **ITEM NO. (11) - ADOPTED**

**Roll Call #8 - Motion (Hahn - Rosendahl) Adopted, Ayes (12); Absent: Perry, Smith and President Garcetti (3)**

[07-2247](#)

TRADE, COMMERCE AND TOURISM COMMITTEE REPORT relative to healthcare insurance costs and options for private sector workers at Los Angeles World Airports (LAWA).

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

1. REQUEST the City Attorney to draft a revision to the Living Wage Ordinance to require a periodic review and adjustment of the health insurance component of the Ordinance for LAWA, with the goal of covering family health insurance.
2. INSTRUCT the City Administrative Officer (CAO), along with the Chief Legislative Analyst, to report back to the Trade, Commerce and Tourism Committee with a recommended amount for the increase in the differential to accomplish the goal of covering family health insurance, to be effective with the ordinance revision and with a recommendation for the appropriate indexing method.

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund.

Community Impact Statement: None submitted.

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

**Roll Call #3 - Motion (Wesson - LaBonge) Adopted, Ayes (11); Absent: Perry, Weiss, Zine and President Garcetti (4)**

[08-1010](#)

ADMINISTRATIVE EXEMPTION and TRADE, COMMERCE AND TOURISM COMMITTEE REPORT relative to amending Los Angeles World Airports' (LAWA) contract with Hall & Foreman, Inc., for professional services for the completion of the Reversion of Acreage Subdivision entitled "Palmdale Parcel Map No. 24419" at the Los Angeles/Palmdale Regional Airport.

Recommendations for Council action:

1. FIND that the proposed Fourth Amendment is exempt from the requirements of the California Environmental Quality Act (CEQA), as provided by Article II, Section 2(i) of the City's CEQA Guidelines.
2. APPROVE the proposed Fourth Amendment to LAWA Contract (No. DA-4025) with Hall & Foreman, Inc., extending the contract term for one additional year for the completion of the reversion of acreage subdivision entitled "Palmdale Parcel Map No. 24419" at the Los Angeles/Palmdale Regional Airport.
3. CONCUR with the Board of Airport Commissioners action of April 21, 2009, Resolution No. 23768, authorizing the Executive Director, LAWA, to execute proposed Fourth Amendment with Hall & Foreman, Inc.

Fiscal Impact Statement: The City Administrative Officer reports that this action will not impact the General Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JUNE 21, 2009

(LAST DAY FOR COUNCIL ACTION - JUNE 16, 2009)

**ITEM NO. (13) - ADOPTED**

**Roll Call #9 - Motion (Hahn - Rosendahl) Adopted, Ayes (12); Absent: Perry, Weiss and President Garcetti (3)**

[09-0670](#)

CD 15

FINAL ENVIRONMENTAL IMPACT REPORT, STATEMENT OF FINDINGS AND OVERRIDING CONSIDERATIONS, MITIGATION MONITORING AND REPORTING PROGRAM and TRANSPORTATION COMMITTEE REPORT relative to the application for the Smart Energy Transport System project by Wespac Pipelines - LAX, LLC for a common carrier pipeline franchise to install, operate and maintain a pipeline within the City.

Recommendations for Council action:

1. FIND that Wespac Pipelines - LAX, LLC (WesPac) is in need of a common carrier pipeline franchise to operate and maintain a pipeline in City right-of-way associated with the transportation of jet fuel.

2. CERTIFY that the Final Environmental Impact report (FEIR):
  - a. Has been completed in compliance with the California Environmental Quality Act.
  - b. Was presented to the City Council, and that, as the decision-making body of the lead agency, the City Council has reviewed and considered the information contained in the FEIR prior to making a decision on the proposed project.
  - c. Reflects the independent judgment and analysis of the City.
4. ADOPT the Statement of Findings and Overriding Considerations for the proposed pipeline project.
5. ADOPT the Mitigation Monitoring and Reporting Program for the proposed pipeline project.
6. OFFER for sale and grant, in accordance with the Notice of Sale of a Franchise and Instructions to Bidders, a franchise to install, operate and maintain pipelines and adjunct communication lines, and if WesPac is the highest responsible bidder, award the franchise to WesPac and adopt the franchise Ordinance.
7. INSTRUCT the City Clerk to publish the Notice of Sale of a Pipeline Franchise, in accordance with the Los Angeles Administrative Code, Section 13.17.
8. INSTRUCT the Los Angeles Department of Transportation (LADOT) to report back on the following:
  - a. The resolution of the Southern California Edison and City of Gardena concerns.
  - b. All mitigation measures are implemented at the highest level particularly around sensitive areas, such as schools and parks.

Fiscal Impact Statement: The LADOT reports that WesPac's pipeline would occupy a total of 7,650 linear feet of the City's right-of-way. Based on this linear footage and a September 2008/June 1989 (base year) Los Angeles-Riverside-Orange County Area All Urban Consumers Consumer Price Index of 1.767, the franchise fee for 2009, as per rates established by the Californian Public Utilities Code 6231.5, is projected to be \$4,757.91.

Community Impact Statement: Yes.

Against Proposal: Harbor Gateway North Neighborhood Council

## **Items for Which Public Hearings Have Not Been Held - Items 14-30**

(10 Votes Required for Consideration)

**Roll Call #7 - Motion (Greuel - Hahn) Adopted, Ayes (12); Absent: LaBonge, Perry and President Garcetti (3)  
(Item Nos. 14-16)**

**ITEM NO. (14) - ADOPTED**

[08-3471](#)

CD 7

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Paxton Street and Bradley Avenue 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 December 19, 2008.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **JULY 14, 2009** as the hearing date for the maintenance of the Paxton Street and Bradley Avenue 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, \$629.12 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: July 6, 2009)

**ITEM NO. (15) - ADOPTED**

[08-3472](#)

CD 2

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Fulton Avenue and Oxnard Street 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 December 19, 2008.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **JULY 14, 2009** as the hearing date for the maintenance of the Fulton Avenue and Oxnard Street 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, \$661.40 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: July 6, 2009)

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

[09-0790](#)

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 Union Jack Street and Speedway 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 April 7, 2009.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **JULY 14, 2009** as the hearing date for the maintenance of the Union Jack Street and Speedway Lighting District, in accordance with Proposition 218, Articles XIIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$279.92 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: July 6, 2009)

**ITEM NO. (17) - ADOPTED - ORDINANCE OVER ONE WEEK TO MAY 20, 2009**

**Roll Call #14 - Motion (Parks - LaBonge) Adopted, Ordinance Over One Week, Ayes (10);  
Noes: Alarcon (1); Absent: Cardenas, Perry, Weiss and President Garcetti (4)**

[09-0087](#)

COMMUNICATIONS FROM THE BOARD OF WATER AND POWER COMMISSIONERS and CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to a supplemental transfer of surplus money from the Power Revenue Fund of the Los Angeles Department of Water and Power (LADWP) to the City's Reserve Fund during Fiscal Year (FY) 2008-09.

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

1. CONCUR with the Board of Water and Power Commissioners' action of May 5, 2009, Resolution No. 009-256, authorizing the transfer of \$27,813,200 from the Power Revenue Fund to the City during FY 2008-09.
2. PRESENT and ADOPT the accompanying ORDINANCE authorizing the transfer of \$27,813,200 from the Power Revenue Fund of the LADWP to the City's Reserve Fund.

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.



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

**ITEM NO. (18) - ADOPTED**

**Roll Call #15 - Motion (Wesson - Parks) Adopted, Ayes (11); Absent: Cardenas, Perry, Weiss and President Garcetti (4)**

[09-0005-S282](#)

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 May 6, 2009:

[09-0005-S282](#)

CD 11

- a. Property at 12060 West Culver Boulevard (Case No. 135367).  
Assessor I.D. No. 4221-002-041

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 7, 2008)

[09-0005-S283](#)

CD 8

- b. Property at 1517 West 28th Street (Case No. 5869).  
Assessor I.D. No. 5054-031-017

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on September 25, 2002)

[09-0005-S284](#)

CD 8

- c. Property at 1600 West 71st Street (Case No. 193863).  
Assessor I.D. No. 6015-035-027

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on October 16, 2008)

[09-0005-S285](#)

CD 8

- d. Property at 1952 West 39th Street (Case No. 184012).  
Assessor I.D. No. 5035-020-012

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

[09-0005-S286](#)

CD 8

- e. Property at 2623 South Monmouth Avenue (Case No. 183228).  
Assessor I.D. No. 5055-025-023

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

[09-0005-S287](#)

CD 10

- f. Property at 2879 West Sunset Place (Case No. 211715).  
Assessor I.D. No. 5077-013-020

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

[09-0005-S288](#)

CD 13

- g. Property at 3244 North Chapman Street (Case No. 43494).  
Assessor I.D. No. 5458-015-022

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on September 13, 2007)

[09-0005-S289](#)

CD 4

- h. Property at 6502 West Cerritos Place (Case No. 2622).  
Assessor I.D. No. 5575-002-003

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 23, 1999)

**ITEM NO. (19) - ADOPTED, AS AMENDED - SEE FOLLOWING**

**Roll Call #10 - Motion (Alarcon - Huizar) to Adopt as Amended, Ayes (11); Absent: Cardenas, Perry, Weiss and President Garcetti (4)**

[09-0185](#)

CD 7

COMMUNICATION FROM THE LOS ANGELES HOUSING DEPARTMENT (LAHD) relative to a proposed pilot Council District Seven Foreclosure Prevention Program.

Recommendations for Council action:

1. AUTHORIZE the Chief Executive Officer, Community Redevelopment Agency (CRA), or designee, to:
  - a. Approve the proposed pilot Council District Seven Foreclosure Prevention Program.
  - b. Approve the expenditure of up to \$1.5 million in CRA funds on the proposed pilot Council District Seven Foreclosure Prevention Program.

- c. Approve that the City's loan carry a shared appreciation component.
2. DIRECT the LAHD to:
    - a. Further develop eligibility requirements, loan terms, and underwriting criteria based upon One LA's continued work with homeowners and negotiations with lenders.
    - b. Support One LA with lender negotiations, as necessary.
    - c. Report back relative to the progress of the pilot Council District Seven Foreclosure Prevention Program 90 days after its implementation.
  3. DIRECT the LAHD and the CRA to develop a Memorandum of Understanding for LAHD to administer CRA funding for the pilot Council District Seven Foreclosure Prevention Program.

Fiscal Impact Statement: The LAHD reports that there will be no impact on the City's General Fund.

Community Impact Statement: None submitted.

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

**ADOPTED**

**AMENDING MOTION (ALARCON - CARDENAS)**

**Recommendation for Council action:**

**DIRECT the Chief Legislative Analyst to assist Council District Seven in coordinating a working group within 30 days to implement this pilot program and to ensure the development of a Memorandum of Understanding between the Los Angeles Housing Department, the Community Redevelopment Agency, the Mayor's Office and representatives of OneLA.**

**Roll Call #4 - Motion (Wesson - Alarcon) Adopted, Ayes (11); Absent: Perry, Weiss, Zine and President Garcetti (4)  
(Item Nos. 20-23)**

**ITEM NO. (20) - ADOPTED**

[09-0912](#)  
CD 5

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 18047 West Karen Drive, pursuant to the Los Angeles Municipal Code Section 12.37 (Highway Dedication Ordinance).

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan, pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated April 3, 2009 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 18047 West Karen Drive.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$2,033 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of \$1,900 and a seven percent surcharge in the amount of \$133 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

Community Impact Statement: None submitted.

#### **ITEM NO. (21) - ADOPTED**

[09-0909](#)

CD 6

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 9853 North San Fernando Road, pursuant to the Los Angeles Municipal Code Section 12.37 (Highway Dedication Ordinance).

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan, pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated April 3, 2009 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 9853 North San Fernando Road.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$2,386.10 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of \$2,230 and a seven percent surcharge in the amount of \$156.10 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

Community Impact Statement: None submitted.

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

[09-0925](#)

CD 4

CATEGORICAL EXEMPTION and COMMUNICATION FROM THE CITY ENGINEER relative to an offer to dedicate an easement for street and sidewalk purposes on Park Center Drive northwest of Cahuenga Park Trail (Right of Way No. 36000-1758).

Recommendations for Council action:

1. FIND that the offer to dedicate an easement for street and sidewalk purposes on Park Center Drive northwest of Cahuenga Park Trail (Right of Way No. 36000-1758) is categorically exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(19) of the City's Environmental Guidelines.
2. AUTHORIZE the Board of Public Works to acquire the easement for street and sidewalk purposes on Park Center Drive northwest of Cahuenga Park Trail (Right of Way No. 36000-1758), as depicted on the Exhibit Map in the April 6, 2009 City Engineer report, attached to the Council file.
3. INSTRUCT the City Clerk to forward a copy of the Council action on this project be forwarded to the Real Estate Division of the Bureau of Engineering for processing.

Fiscal Impact Statement: The City Engineer reports that a fee of \$2,337.95 was paid for the processing of this offer to dedicate pursuant to Los Angeles Administrative Code Sections 7.3 and 7.41.1. No additional City Funds are needed.

Community Impact Statement: None submitted.

## **ITEM NO. (23) - ADOPTED**

[09-0926](#)

CD 5

CATEGORICAL EXEMPTION and COMMUNICATION FROM THE CITY ENGINEER relative to an offer to dedicate an easement for street and alley purposes on property lying northwest of Pico Boulevard between Greenfield Avenue and Veteran Avenue (Right of Way No. 36000-1763).

Recommendations for Council action:

1. FIND that the offer to dedicate an easement for street and alley purposes on property lying northwest of Pico Boulevard between Greenfield Avenue and Veteran Avenue (Right of Way No. 36000-1763) is categorically exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(19) of the City's Environmental Guidelines.
2. AUTHORIZE the Board of Public Works to acquire the easement for street and alley purposes on property lying northwest of Pico Boulevard between Greenfield Avenue and Veteran Avenue (Right of Way No. 36000-1763), as depicted on the Exhibit Map in the April 21, 2009 City Engineer report, attached to the Council file.
3. INSTRUCT the City Clerk to forward a copy of the Council action on this project be forwarded to the Real Estate Division of the Bureau of Engineering for processing.

Fiscal Impact Statement: The City Engineer reports that a fee of \$2,337.95 was paid for the processing of this offer to dedicate pursuant to Los Angeles Administrative Code Sections 7.3 and 7.41.1. No additional City Funds are needed.

Community Impact Statement: None submitted.

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

**Roll Call #6 - Motion (Rosendahl - Wesson) to Adopt as Amended, Ayes (12); Absent: LaBonge, Perry and President Garcetti (3)**

[09-0002-S65](#)

CONSIDERATION OF RESOLUTION (ROSENDHAL - GARCETTI - GREUEL - WESSON -PERRY) relative to the City's position on calling upon the government of Iraq to prevent the persecution of lesbian, gay, bisexual, and transgender people.

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

ADOPT the accompanying RESOLUTION to include in the City's 2009-10 Federal Legislative Program SUPPORT for legislation and administrative action which calls upon the government of Iraq to prevent the persecution of lesbian, gay, bisexual, and transgender people and protect the right to life and the right of all its citizens to be free from torture or cruel, inhuman or degrading treatment or punishment.

Community Impact Statement: None submitted.

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

**ADOPTED**

**AMENDING MOTION (ROSENDAHL - WESSON)**

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

**ADD the following:**

- a. **BE IT FURTHER RESOLVED** that the City Council hereby calls on the United States government, including President Barack Obama and Secretary of State Hillary Clinton, to take action to end the persecution and murder of Iraqi gays, including but not limited to making a strong, public and international statement condemning the action and exerting all necessary pressure on the Iraqi government to take action.
- b. **BE IT FURTHER RESOLVED** that the City Council hereby calls on the mainstream media to shine light on and draw attention to this largely ignored story of brutality, discrimination and human rights violations.

**ITEM NO. (25) - ADOPTED, AS AMENDED - SEE FOLLOWING**

**Roll Call #17 - Motion (Alarcon - Hahn) to Adopt as Amended, Ayes (10); Absent: Cardenas, Perry, Smith, Weiss and President Garcetti (5)**

[09-0002-S85](#)

CONSIDERATION OF RESOLUTION (GREUEL - ALARCON) relative to the City's position on SB 128 (Padilla), which would create the California Climate Change Institute to support and coordinate research and education that leads to the reduction of greenhouse gasses.

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

ADOPT the accompanying RESOLUTION to include in the City's 2009-10 State Legislative Program SUPPORT of SB 128 (Padilla), which would create the California Climate Change Institute to support and coordinate research and education that leads to the reduction of greenhouse gasses.

Community Impact Statement: None submitted.

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

**ADOPTED**

**AMENDING MOTION (ALARCON - HAHN)**

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

**REQUEST** the City's legislative staff to engage the legislature and administrative agencies to ensure that funding for the California Climate Change Institute does not unfairly burden Los Angeles residents with excessive fees.

**ITEM NO. (26) - ADOPTED**

**Roll Call #21 - Motion (Hahn - Huizar) Adopted, Ayes (10); Absent: Cardenas, Perry, Smith, Weiss and President Garcetti (5)**

[09-1056](#)

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:

[09-1056](#)

CD 1

- a. MOTION (REYES - ZINE) relative to declaring the Community Health Fair on June 6, 2009 a Special Event (fees and costs absorbed by the City = \$1,000).

[07-1345-S1](#)

CD 8

- b. MOTION (PARKS - PERRY) relative to declaring the 16th Annual Run/Walk for Women on May 9, 2009 a Special Event (fees and costs absorbed by the City = \$108,830).

[09-1057](#)

CD 12

- c. MOTION (SMITH - PERRY) relative to declaring The City of Los Angeles Department of Recreation and Parks and Northridge Recreation Center Present Imua Ho’alaulea Hawaiian Festival on May 29-31, 2009 a Special Event (fees and costs absorbed by the City = \$7,123).

[09-1058](#)

CD 1

- d. MOTION (REYES - ROSENDAHL) relative to declaring the Coffee House Fest on May 30, 2009 a Special Event (fees and costs absorbed by the City = \$500).

[08-1345-S2](#)

CD 1

- e. MOTION (REYES - ROSENDAHL) relative to declaring the Memorial Day - Veteran’s Remembrance Ceremony on May 23, 2009 a Special Event (fees and costs absorbed by the City = \$1,050).

[08-1195-S1](#)

CD 11

- f. MOTION (ROSENDAHL - GARCETTI) relative to declaring the Family of School 5K Fun Run/Public School Expo on May 30, 2009 a Special Event (fees and costs absorbed by the City = \$7,621).

[09-1061](#)

CD 13

- g. MOTION (GARCETTI - LABONGE) relative to declaring the Cristo Rey Catholic Church Parish Festival on May 8-10, 2009 a Special Event (fees and costs absorbed by the City = \$2,995).

[09-1062](#)

CD 13

- h. MOTION (GARCETTI - LABONGE) relative to declaring the UP Premier on May 16, 2009 a Special Event (event sponsor to reimburse the City for all fees and costs incurred).



**Roll Call #4 - Motion (Wesson - Alarcon) Adopted, Ayes (11); Absent: Perry, Weiss, Zine and President Garcetti (4)  
(Item Nos. 27-28)**

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

[01-1389](#)

CD 9

MOTION (ROSENDAHL - PERRY) relative to initiating street vacation proceedings for the alley southerly of 12th Street from Flower Street to 150 feet easterly thereof.

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 the alley southerly of 12th Street from Flower Street to 150 feet easterly thereof.
2. DIRECT the Bureau of Engineering to process this vacation request under Council file No. 01-1389, Engineering work order No. E1400760, and apply the conditions established under the Council action of November 14, 2003, under Council file No. 01-1389 to this vacation request.
3. REQUEST that the City Clerk append this Motion to Council file No. 01-1389.
4. DIRECT the Bureau of Engineering to present its report regarding the feasibility of vacating the requested areas to the Public Works Committee.

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

[09-1060](#)

CD 9

MOTION (ROSENDAHL - PERRY) relative to initiating street vacation proceedings for the T-shaped alley westerly of Central Avenue between 45th and 46th Streets.

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 the T-shaped alley westerly of Central Avenue between 45th and 46th Streets.
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, upon review of the Public Works Committee, to schedule this request for the City Council's consideration at the appropriate time under the City's Street Vacation procedures.

**ITEM NO. (29) - CONTINUED TO MAY 27, 2009**

**Roll Call #5 - Motion (LaBonge - Hahn) Adopted to Continue, Unanimous Vote (11); Absent: Garcetti, Perry, Weiss, Zine (4)**

09-0317  
CD 15

CONTINUED CONSIDERATION OF MOTION (ROSENDAHL - HAHN) relative to initiating street vacation proceedings to vacate the Avalon Boulevard and "M" 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 to vacate the Avalon Boulevard and "M" 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.

(Continued from Council meeting of April 29, 2009)

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

**Roll Call #16 - Motion (Reyes - Zine) Adopted, Ayes (10); Absent: Cardenas, Perry, Smith, Weiss and President Garcetti (5)**

07-4010-S1

MOTION (REYES - ZINE) relative to Amendment No. 2 to the Proposition K - L.A. for Kids Grant Agreement between the City of Los Angeles and the Los Angeles Boys and Girls Club.

Recommendation for Council action:

AUTHORIZE the City Engineer to negotiate and execute Amendment No. 2 to the Proposition K - L.A. for Kids Grant Agreement between the City of Los Angeles and the Los Angeles Boys and girls Club (Contract No. C-108328) to extend the term for construction and all closeout activities from April 30, 2009 to December 31, 2009.

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

07-1461-S1

MOTION (ROSENDAHL - LABONGE) relative to declaring the 30th Anniversary of Venice Art Walk & Auction on May 17, 2009 a Special Event (fees and costs absorbed by the City = \$15,816).

[09-1122](#)

MOTION (WEISS - ROSENDAHL) relative to declaring the Palms Weekend Farmers' Market on every Saturday and Sunday from May 16, 2009 to July 5, 2009 a Special Event (fees and costs absorbed by the City = \$9,163).

[07-2258-S1](#)

MOTION (LABONGE - HAHN) relative to declaring the 41st Annual Southern California Center Pow Wow on July 31 - August 2, 2009 a Special Event (fees and costs absorbed by the City = \$10,235).

[08-2930-S1](#)

MOTION (LABONGE - HAHN) relative to declaring the 19th Annual Intertribal Arts Marketplace on November 6-8, 2009 a Special Event (fees and costs absorbed by the City = \$9,235).

[09-0011-S26](#)

MOTION (CARDENAS - SMITH) relative to funding for bulky item pickup services in Council District Six.

[09-0011-S27](#)

MOTION (WEISS - ROSENDAHL) relative to streetscape improvements in the West Third Street community.

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

[09-0219-S1](#)

RESOLUTION (PARKS for GARCETTI - REYES) relative to extending the temporary interim regulations on the issuance of building permits for a portion within the Silver Lake - Echo Park - Elysian Valley Community Plan.

**COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:**

[09-0727](#) - Marlene Canter

(Rosendahl - Greuel)

Rose Gilbert

(Rosendahl - Reyes)

Honorable John T. Rafferty

(Rosendahl - All Councilmembers)

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

**Whereupon the Council did adjourn.**

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT PRO TEMPORE  
OF THE CITY COUNCIL