

Los Angeles City Council, **Journal/Council Proceedings**  
Tuesday, **June 23, 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, Hahn, Huizar, LaBonge, Perry, Reyes, Smith, Zine and President Garcetti (10); Absent: Greuel, Parks, Rosendahl, Weiss and Wesson (5).**

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF  
JUNE 16, 2009

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 30

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

### **ITEM NO. (1) - ADOPTED**

**Roll Call #5 - Motion (Reyes - Huizar) Adopted, Ayes (12); Absent: Parks, Rosendahl and Weiss (3)**

[09-0844](#)

COMMUNICATION FROM CHAIR PLANNING AND LAND USE MANAGEMENT COMMITTEE and ORDINANCE FIRST CONSIDERATION to include provisions for the annual review and modifications of the fees for Construction and Plan Check Inspection Services and to increase the Fire/Life Safety Plan Review fee to a three hour minimum charge.

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

PRESENT and ADOPT the accompanying ORDINANCE amending Sections 57.15.03 and 57.15.04 of the Los Angeles Municipal Code to include provisions for the annual review and modifications of the fees for a proposed increase of 24 percent to the fee for Construction and Plan Check Inspection Services and a proposed increase to the Fire/Life Safety Plan Review fee to a three hour minimum charge.

Fiscal Impact Statement: None submitted by the City Attorney. 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. (2) - PUBLIC HEARING CLOSED - PROTEST DENIED - ENGINEER INSTRUCTED TO PROCEED**

**Roll Call #1 - Motion (Huizar - Alarcon) Adopted, Unanimous Vote (10); Absent: Greuel, Parks, Rosendahl, Weiss and Wesson (5)**

[01-1175](#)

CD 14

HEARING PROTESTS against the proposed vacation of Marengo Street between Kingston Avenue and Britannia Street Vacation District (Airspace Vacation VAC E1400751).

(Categorical Exemption approved, Findings reaffirmed and Ordinance of Intention adopted on May 19, 2009)

**Items for Which Public Hearings Have Been Held - Items 3-18**

**Roll Call #5 - Motion (Reyes - Huizar) Adopted, Ayes (12); Absent: Parks, Rosendahl and Weiss (3) (Item Nos. 3-4)**

**ITEM NO. (3) - ADOPTED**

[09-1164](#)

CD 5

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION authorizing the execution of a Development Agreement between the City of Los Angeles and Century City Realty, LLC, for property at 10131 West Constellation Boulevard (also known as Constellation Park Project).

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

1. ADOPT the May 14, 2009, FINDINGS of the City Planning Commission (CPC), including the California Environmental Quality Act findings, as the Findings of the Council.
2. PRESENT and ADOPT the accompanying ORDINANCE authorizing the execution of the Development Agreement by and between the City of Los Angeles and Century City Realty, LLC, to implement approved Development Approvals for a 483 unit residential project with the Applicant providing the City with certain public benefits. The 483 units residential condominium (mid to high-rise) structures are in two 47-story approximately 570 foot high buildings and one 12-story, approximately 135 foot high building providing 1,208 parking spaces in a four-level subterranean parking garage on 5.5 net acres in the C2-2-O Zone and designated for Regional Center Commercial uses in the West Los Angeles Community Plan for property at 10131 West Constellation Boulevard (known as Constellation Park Project).

Applicant: Century City Realty, LLC

Representative: James Arnone, Latham & Watkins, LLP

CPC 2009-0817 DA

3. AUTHORIZE the Mayor to execute the Development Agreement on behalf of the City.
4. REQUEST the City Attorney, subject to the effective date of the Ordinance, to obtain the necessary signatures to process the Development Agreement, and to transmit a copy of the Development Agreement to the City Clerk.
5. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.

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

Community Impact Statement: None submitted.

TIME LIMIT FILE - JULY 20, 2009

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

**ITEM NO. (4) - ADOPTED TO THE MAYOR FORTHWITH**

[09-1376](#)  
CD 5

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT, RESOLUTION and ORDINANCE FIRST CONSIDERATION relative to a General Plan Amendment, Zone Change, Height District Change, and appeal of Conditional Use, Zoning Administrator Adjustment, and Site Plan Review for property at 8500 Burton Way.

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. 09-1376 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-2008-498-MND] filed on January 7, 2009.
2. ADOPT the FINDINGS of the City Planning Commission as the Findings of the Council.

3. ADOPT the accompanying RESOLUTION as recommended by the Mayor, the City Planning Commission and the Director of Planning, APPROVING the proposed General Plan Amendment to the Wilshire Community Plan to add a new Footnote to the Wilshire Community Plan Map referencing the site as follows: "Development of the properties bounded by Burton Way on the north and east, Le Doux Road on the west, and Colgate Avenue on the south shall be permitted a Height District of 2D with development limited to a maximum floor area ratio of 4 to 1" on the site for the proposed construction of a mixed-use project consisting of up to 88 residential units and up to 13,500 square feet of ground floor retail, with 223 parking spaces on a 34,090 (33,848 net) square foot site in the proposed C2-2D-O Zone, for the property at 8500 Burton Way, subject to Conditions of Approval, as modified and attached to the Committee.

Applicant: Rick J. Caruso - Century Investments, Inc.  
Representative: Craig Lawson & Co., LLC, Representative

4. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, effecting a Zone Change and Height District Change from C2-1VL-O and (Q)C2-1-O to (T)(Q)C2-2D-O on the site for the proposed construction of a mixed-use project consisting of up to 88 residential units and up to 13,500 square feet of ground floor retail, with 223 parking spaces on a 34,090 (33,848 net) square foot site in the proposed C2-2D-O Zone, for the property at 8500 Burton Way, subject to Conditions of Approval, as modified and attached to the Committee report.

CPC-2008-1957 GPA-ZC-HD-CUB-ZV-ZAA-SPR

Said rezoning shall be subject to the (Q) Qualified classification zone limitations as shown on the attached sheets.

5. REMOVE (T) Tentative classification as described in detail on the sheet(s) attached to the Committee report.
6. INSTRUCT the Planning Department to update the General Plan and appropriate maps pursuant to this action.
7. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.
8. 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.
9. 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.
10. NOT PRESENT and ORDER FILED the Ordinance approved by the City Planning Commission on April 23, 2009.

11. RESOLVE TO DENY APPEAL filed by Yuval Kremer from the entire decision of the City Planning Commission (CPC), THEREBY APPROVE: (a) Conditional Use to permit the sale of beer, wine, and distilled spirits for off-site consumption in conjunction with the operation of a proposed specialty market with up to a maximum of 13,500 square feet of floor area; (b) a Zoning Administrator Adjustment to permit the residential density for units 1 through 85 to be based on a minimum of 400 square feet of lot area per dwelling unit and units 86 through 88 to be based on zero (0) square feet of lot area per dwelling unit; (c) a Site Plan Review to permit a development project in excess of 50 units of residential use; and, (d) for a Mitigated Negative Declaration ENV-2008-498-MND for the proposed construction of a mixed-use project consisting of up to 88 residential units and up to 13,500 square feet of ground floor retail, subject to Conditions of Approval, for the property at 8500 Burton Way. The subject triangular-site is currently improved with an automobile sales use on a surface parking lot and two double-faced billboard signs, for the property at 8500 Burton Way.

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

Community Impact Statement: None submitted.

TIME LIMIT FILE - AUGUST 17, 2009

(LAST DAY FOR COUNCIL ACTION - AUGUST 14, 2009)

**ITEM NO. (5) - ADOPTED, AS AMENDED - SEE FOLLOWING**

**Roll Call #10 - Motion (Garcetti - Reyes) To Adopt As Amended, Ayes (13); Absent: Rosendahl and Weiss (2)**

[09-0648-S9](#)

COMMUNICATION FROM THE GENERAL MANAGER, COMMUNITY DEVELOPMENT DEPARTMENT relative to the acceptance and use of \$12.7 million in American Recovery and Reinvestment Act of 2009 and Community Services Block Grant funds for various community-based human and economic development programs, and related actions.

(Ad Hoc Committee on Economic Recovery and Reinvestment report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(For background reports and materials related to this matter, contact the Legislative Assistant for the Ad Hoc Committee on Economic Recovery and Reinvestment at 213-978-1072.)

**RECEIVED AND FILED**

**AD HOC COMMITTEE ON ECONOMIC RECOVERY AND REINVESTMENT REPORT relative to the acceptance and use of American Recovery and Reinvestment Act of 2009 (ARRA) and Community Services Block Grant (CSBG) funds for various community-based human and economic development programs.**

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

**SUBMIT WITHOUT RECOMMENDATION** the recommendations of the Community Development Department (CDD) in the June 4, 2009 report to the Mayor and Ad Hoc Committee on Economic Recovery and Reinvestment (attached to the Council file) relative to the acceptance and use of \$12.7 million in ARRA and CSBG funds for various community-based human and economic development programs, and related actions.

**Fiscal Impact Statement:** The approval of CDD's recommendations would not impact the General Fund.

**Community Impact Statement Submitted:** None

**ADOPTED**

**MOTION (GARCETTI - SMITH)**

**Recommendation for Council action:**

**ADOPT** the recommendations of the Community Development Department as contained in its June 4, 2009 report, relative to acceptance and use of \$12.7 million in American Recovery and Reinvestment Act of 2009 and Community Services Block Grant funds for various community-based human and economic development programs.

**ADOPTED**

**MOTION (GARCETTI - REYES)**

**Recommendations for Council action:**

**Include the following additional recommendations:**

- 1. AUTHORIZE** the Community Development Department to accept increased Community Services Block Grant (CSBG) formula funds awarded to the City in the amount of \$507,000.
- 2. AUTHORIZE** the General Manager, Community Development Department (CDD) to expend these additional fund as follows:
  - a. Increase** funding for the Green Gardener program in the amount of \$200,000 for a total funding amount of \$250,000.
  - b. Allocate** \$307,000 for consultant services for program evaluation and to assist in services to the disability community.

- c. Release a Request for Proposals (RFPs) to identify consultants to perform program evaluation and assist in services to the disability community; subject to approval of the City Attorney as to form and legality; and
  - d. Authorize the Community Development Department 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 (CAO) request the Controller to implement these instructions; and
3. INSTRUCT the CDD to report to Council for authority to contract with identified consultants, upon completion of the RFP process.
  4. INSTRUCT that the CDD to work with the Mayor's office, the Personnel Department and the CAO to determine if there are City employees that are eligible to take advantage of the employment opportunities provided by this grant and report back to the Ad Hoc Committee on Recovery and Reinvestment in 30 days with a list of eligible employees.

**ITEM NO. (6) - ADOPTED**

**Roll Call #2 - Motion (Huizar - Zine) Adopted, Ayes (10); Absent: Greuel, Parks, Rosendahl, Weiss and Wesson (5)**

[08-0019](#)

AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE REPORT relative to an Evaluation of Citywide Risk Management Functions.

Recommendation for Council action:

NOTE and FILE the Controller report relative to an Evaluation of Citywide Risk Management Functions and the City Administrative Officer's response to the Controller's report.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

**Roll Call #11 - Motion (Parks - Smith) Adopted To Continue, Unanimous Vote (13); Absent: Rosendahl and Weiss (2)  
(Item Nos. 7-9)**

**ITEM NO. (7) - CONTINUED TO JUNE 24, 2009**

[06-0895-S33](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to the City Treasurer's Investment Report for the month and quarter ending December 31, 2008.

Recommendation for Council action:

NOTE and FILE the City Treasurer's Investment Report for the month and quarter ending December 31, 2008, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

**ITEM NO. (8) - CONTINUED TO JUNE 24, 2009**

[09-0406](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to the City Treasurer's Investment Report for the month ending January 31, 2009.

Recommendation for Council action:

NOTE and FILE the City Treasurer's Investment Report for the month ending January 31, 2009, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

**ITEM NO. (9) - CONTINUED TO JUNE 24, 2009**

[09-0406-S1](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to the City Treasurer's Investment Report for the month ending February 28, 2009, and related matters.

Recommendations for Council action:

1. NOTE and FILE the City Treasurer's Investment Report for the month ending February 28, 2009, inasmuch as the report is submitted for information only and no Council action is necessary.
2. APPROVE the City Treasurer's recommendation to RATIFY the decision to forego pursuing a Moody's investment service rating for the city's investment portfolio.
3. INSTRUCT the City Administrative Officer (CAO) and Chief Legislative Analyst (CLA) to coordinate a meeting(s) with the City Treasurer and the management of the City pension plans to facilitate an exchange of information and expertise as it relates to investment issues.

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

Community Impact Statement: None submitted.



**Roll Call #2 - Motion (Huizar - Zine) Adopted, Ayes (10); Absent: Greuel, Parks, Rosendahl, Weiss and Wesson (5)  
(Item Nos. 10-18)**

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

[08-0600-S66](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to authorization for year-end borrowing.

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

1. AUTHORIZE the Controller to borrow from the Reserve Fund to balance departmental expenditures when expenditures exceed budget authority.
2. AUTHORIZE the City Administrative Officer (CAO) to work with departments to cancel encumbrances where expenditures and encumbrances exceed either appropriation authority or available receipts.
3. AUTHORIZE the Controller to report to the Mayor and City Council on any year-end borrowing or encumbrance cancellations needed to balance the budget in the Preliminary Financial Report.

Fiscal Impact Statement: None submitted by the Controller. Neither the CAO nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

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

[09-0398](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to authorizing investments of up to \$5 million in small and mid-size local financial institutions that participate in Certificate of Deposit Account Registry Services (CDARS).

Recommendations for Council action, pursuant to Motion (Perry - Parks):

1. AUTHORIZE and INSTRUCT the City Treasurer to invest up to \$5 million in small and mid-size local financial institutions that participate in CDARS and can demonstrate that the proceeds from the City's investment will directly increase lending in the local community.
2. INSTRUCT the City Treasurer to report back to the Budget and Finance Committee relative to whether \$5 million is an appropriate amount to invest, or if the amount should be higher or lower.

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

Community Impact Statement: None submitted.

## ITEM NO. (12) - ADOPTED

[09-1121](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to the sale of one surplus laptop computer at the below market value price of \$1.00.

Recommendations for Council action, pursuant to Motion (Rosendahl - LaBonge):

1. FIND that Richard Kearns is eligible to purchase one surplus laptop computer at below market value (\$1.00) in accordance with Los Angeles Administrative Code Section 22.547 (Donation of Surplus City Equipment), as amended by the Council on November 28, 2006 (Council file No. 04-1822), inasmuch as discarding/recycling/transporting the surplus equipment produces a net financial cost to the City which can be documented.
2. REQUEST the City Attorney to expedite preparation of the appropriate documents to effectuate the sale and transfer of the above identified surplus equipment at below market value to Richard Kearns.
3. INSTRUCT the City Clerk to inform Richard Kearns (515 North La Brea Avenue No. 529, Los Angeles, CA, 90036, [310] 488-1328) that the surplus laptop computer must be claimed within 60 days from the date of Council approval of the request, at which time it will revert to the City's surplus equipment pool for disposal by the Department of General Services.

Fiscal Impact Statement: The Chief Legislative Analyst reports that the sale of one laptop computer at below market value is consistent with the City's Financial Policies since discarding, recycling or transporting the equipment produces a net financial cost to the City. This below market sale will increase the General fund by \$1.00.

Community Impact Statement: None submitted.

## ITEM NO. (13) - ADOPTED

[09-1189](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to an amendment to the contract with Simpson and Simpson, Certified Public Accountants (CPA) to December 31, 2011, for the annual audits of the Community Redevelopment Agency (CRA) for Fiscal Years (FY) 2008-09 and 2009-2010.

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

1. TRANSFER \$76,450 from the Reserve Fund to the Unappropriated Balance and APPROPRIATE therefrom to the Controller's Contractual Services account (Fund No. 100/26, Account No. 3040) reimbursable by the CRA.
2. APPROVE the amendment of the contract to exercise the option to extend the contract to include the audits of the FY 2008-09 and 2009-10 and AUTHORIZE the Controller to execute the amendment with Simpson and Simpson CPA's.

3. AUTHORIZE the CRA to reimburse the City after approval of Simpson's invoices by the City.
4. REQUEST the Controller reimburse the Reserve Fund with the first available funds received from the CRA.

Fiscal Impact Statement: The Controller reports that the two year cost of the audit is \$231,450 (\$113,820 for FY 2008-09 and \$117,630 for FY 2009-10) which will require an additional appropriation of \$76,440 (\$48,820 for FY 2008-09 and \$27,630 for FY 2009-10) to cover the cost of the FY 2008-09 and FY 2009-10 audits. The full cost of the audits will be reimbursed by the CRA.

Community Impact Statement: None submitted.

(Audits and Governmental Efficiency Committee waived consideration of the above matter)

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

### 09-1281

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to preparing a list of residential housing projects that have stopped construction due to the economy and identifying potential assistance.

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

INSTRUCT the Los Angeles Housing Department with the assistance of the Department of Building and Safety and the Community Redevelopment Agency to prepare a report relative to this matter, including but not limited to:

- a. A list of residential housing projects in the City that have stopped construction or may be in jeopardy of stopping construction due to the economy.
- b. Recommendations on what the City can do to assist these projects.

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

Community Impact Statement: None submitted.

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

### 09-0600-S22

INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT relative to the deletion of positions in Supply Services, Department of General Services (GSD).

Recommendation for Council action:

NOTE and FILE the May 8, 2009 City Administrative Officer report relative to the deletion of positions in Supply Services, GSD.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

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

[08-2033](#)

CD 7

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to a zone change for property at 14154, 14166, and 14172 West Hubbard Street.

Recommendations for Council action:

1. ADOPT the findings of the Planning and Land Use Management Committee, as prepared by the Planning Department, as the Findings of the Council.
2. DENY the zone change, approved by the North Valley Area Planning Commission, from R1-1 and RD2-1 to (T)(Q)RD2-1 over the entire portion of the lot for the proposed demolition of three existing single family dwellings and construction of a 33 unit residential condominium project arranged in multiple detached buildings three-stories high with 66 resident parking spaces to be provided in two-car garages and 21 surface parking spaces for the property at 14154, 14166, and 14172 West Hubbard Street, inasmuch as the property has been sold and the applicant is no longer requesting the zone change.

Applicant: Rodney Mollen, RM Realty Corporation

APCNV 2007-0267 ZC ZAA

Representative: Greg Jackson, Rosenheim and Associates

3. NOT PRESENT and ORDER FILED the Ordinance dated June 5, 2008.

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

Community Impact Statement: None submitted.

TIME LIMIT FILE - JUNE 23, 2009

(LAST DAY FOR COUNCIL ACTION - JUNE 23, 2009)

**ITEM NO. (17) - ADOPTED**

[09-1059](#)

CD 15

TRANSPORTATION COMMITTEE REPORT relative to an application from O'Donnell Oil, LLC for a propriety carrier pipeline franchise to operate existing pipelines within the City.

Recommendations for Council action:

1. FIND that O'Donnell Oil, LLC is in need of a common carrier pipeline franchise to operate and maintain existing pipelines in City streets associated with the transportation of oil.

2. OFFER for sale a franchise to install, retain, operate, and maintain pipelines and adjunct communication lines within the City of Los Angeles, and if O'Donnell Oil, LLC is the highest responsible bidder, then award the franchise to O'Donnell Oil, LLC and adopt the franchise Ordinance.
3. INSTRUCT the City Clerk to publish the Notice of Sale of a Pipeline Franchise in accordance to Los Angeles Administrative Code, Section 13.17.

Fiscal Impact Statement: The Board of Transportation Commissioners report that O'Donnell Oil, LLC pipelines occupy a total of 1,323 linear feet of the City's right-of-way. Based on this volume and an October 2008 Los Angeles-Riverside-Orange County Area All Urban Consumers Consumer Price Index of 226.16, the franchise fee for 2009 is projected to be \$3,856.47. A table summarizing the calculations (Attachment Four) is attached to the Council file.

Community Impact Statement: None submitted.

## ITEM NO. (18) - ADOPTED

[09-1274](#)

CD 13

GENERAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the renewal of temporary Preferential Parking District (PPD) No. 103.

Recommendations for Council action:

1. FIND that the establishment of PPD No. 103, pursuant to Los Angeles Municipal Code (LAMC) Section 80.58.d, is exempt from the California Environmental Quality Act (CEQA) under the General Exemption (Article II, Section 1 of the 2002 Los Angeles City CEQA Guidelines).
2. FIND that the parking problem that led to the establishment and subsequent renewal of temporary PPD No. 103 in Glassell Park west of Verdugo Road in Council District 13 still exists, and that no permanent solution has been found.
3. ADOPT the accompanying RESOLUTION renewing the boundaries of temporary PPD No. 103 and renewing the district for 12 more months, until June 15, 2010, pursuant to LAMC Section 80.58.d.
4. DIRECT the Los Angeles Department of Transportation (LADOT) to prepare a Notice of Exemption reflecting the Council's action under Recommendation No. 1 above and file such notice with the City and County Clerks within five working days of the City Council's action.

Fiscal Impact Statement: The LADOT reports that revenue from the sale of permits will cover the additional cost of implementing, administering, and enforcing temporary PPD No. 103. Furthermore, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the district's parking restrictions.

Community Impact Statement: None submitted.

## Items for Which Public Hearings Have Not Been Held - Items 19-33

(10 Votes Required for Consideration)

**Roll Call #3 - Motion (Huizar - Reyes) Adopted, Ayes (11); Absent: Greuel, Parks, Rosendahl and Weiss (4)  
(Item Nos. 19a-23)**

### ITEM NO. (19) - ADOPTED

#### [09-0005-S383](#)

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 June 16, 2009:

#### [09-0005-S383](#)

CD 1

- a. Property at 1216 South Westmoreland Avenue (Case No. 222903).  
Assessor I.D. No. 5076-018-015

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on March 19, 2009)

#### [09-0005-S384](#)

CD 9

- b. Property at 319 West 81st Street (Case No. 81797).  
Assessor I.D. No. 6031-027-013

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 19, 2007)

#### [09-0005-S385](#)

CD 8

- c. Property at 4429 South Crenshaw Boulevard (Case No. 33080).  
Assessor I.D. No. 5013-013-003

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 16, 2007)

#### [09-0005-S386](#)

CD 15

- d. Property at 546 West 19th Street (Case No. 215663).  
Assessor I.D. No. 7462-007-020

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 22, 2009)

[09-0005-S387](#)

CD 14

- e. Property at 711 South Orme Avenue (Case No. 23402).  
Assessor I.D. No. 5185-032-001

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 18, 2006)

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

[09-1138](#)

CD 14

MITIGATED NEGATIVE DECLARATION, COMMUNICATION FROM THE MAYOR, DIRECTOR OF PLANNING, CITY PLANNING COMMISSION and RESOLUTION relative to a General Plan Amendment and Transportation Element within the Central City Community Plan.

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. 09-1138 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 2009-315 MND], filed on February 5, 2009.
2. ADOPT the Findings of City Planning Commission (CPC) as the Findings of the Council.
3. ADOPT the accompanying RESOLUTION as recommended by the Mayor, the Director of Planning and the CPC, APPROVING the proposed General Plan Amendment to redesignate 14th Street, between Central Avenue on the west to Hooper Avenue on the east, from a Secondary Highway to a Local Street designation within the Central City Community Plan.

Applicant: City of Los Angeles

CPC 2009-265 GPA

4. INSTRUCT the Planning Department to revise the Community Plan and the Transportation Element pursuant to this action.

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

Community Impact Statement: None submitted.

TIME LIMIT FILE - JULY 27, 2009

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

(Planning and Land Use Management Committee waived consideration of the above matter)

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

[09-0002-S59](#)

COMMUNICATION FROM CHIEF LEGISLATIVE ANALYST and RESOLUTION (HUIZAR - PARKS) relative to the City's position on AB 1390 (Blumenfield) that would require all school security to report any act involving firearms or explosives.

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 for AB 1390 (Blumenfield), School Safety, School Security and Police Departments, that would require all school security or police departments to report any act involving firearms or explosives to the appropriate law enforcement agency in writing within 24 hours.

Fiscal Impact Statement: None submitted by the Chief Legislative Analyst. The City Administrative Officer has not completed a financial analysis of this report.

Community Impact Statement: None submitted.

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

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

[09-0002-S69](#)

COMMUNICATION FROM CHIEF LEGISLATIVE ANALYST and RESOLUTION (ZINE - ROSENDAHL) relative to the City's position on AB 370 (Eng) which requires restitution for victims of unlicensed contractors and strengthens penalties for offenders.

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 for AB 370 (Eng), Unlicensed Contractors, which requires restitution for victims of unlicensed contractors and strengthens penalties for offenders.

Fiscal Impact Statement: None submitted by the Chief Legislative Analyst. The City Administrative Officer has not completed a financial analysis of this report.

Community Impact Statement: None submitted.

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



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

[07-2475-S1](#)

CD 5

CONSIDERATION OF MOTION (WEISS - GARCETTI) relative to funding in connection with the Century City Neighborhood Traffic Management Plan (CCNTMP).

Recommendation for Council action:

INSTRUCT the City Clerk to schedule for Council consideration on **JULY 1, 2009** or as soon thereafter the following actions, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. REQUEST the Controller to:
  - a. Establish a new account within the Century City Neighborhood Traffic Protection Trust Fund, Fund 47M, Department 50, Account F186 entitled Century City NTMP Maintenance.
  - b. Transfer funds within the Century City Neighborhood Traffic Protection Trust Fund, Fund 47M, Department 50, as follows:

|      | <u>Account</u> | <u>Title</u>                     | <u>Amount</u> |
|------|----------------|----------------------------------|---------------|
| From | V201           | Constellation Place Neighborhood | \$200,000     |
| To   | F186           | Century City NTMP Maintenance    | \$200,000     |

2. TRANSFER and APPROPRIATE funds from the Century City Neighborhood Traffic Protection Trust Fund, Fund 47M, Department 50, Account F186, Century City NTMP Maintenance to the Bureau of Street Services, Fund 100/86 in the following accounts for the refurbishment of the Century City NTMP Phase 1-B median islands:

| <u>Account</u> | <u>Title</u>       | <u>Amount</u> |
|----------------|--------------------|---------------|
| 1010           | Salaries General   | \$14,500      |
| 6020           | Operating Supplies | <u>3,000</u>  |
|                | Total              | \$17,500      |

3. AUTHORIZE the Director of the Bureau of Street Services or designee, to prepare and submit any technical corrections to the Controller that are necessary to implement the intent of this motion.
4. DIRECT that the monies, as described above in Recommendation Nos. 1 and 3, shall be made available to the Bureau of Street Services on an annual basis for a period not to exceed 20 years for the on-going maintenance of median islands in the Century City NTMP area.

Community Impact Statement: None submitted.

**(Public Works Committee waived consideration of the above matter)**

**ITEM NO. (24) - ADOPTED**

**Roll Call #12 - Motion (Greuel - Smith) Adopted, Ayes (13); Absent: Rosendahl and Weiss (2)**

[09-1159](#)

CD 15

CONSIDERATION OF MOTION (HAHN - PARKS) relative to naming the intersection of 11th Street and Beacon Street "Father Art Bartlett Square."

Recommendations for Council action:

1. NAME the intersection of 11th Street and Beacon Street "Father Art Bartlett Square."
2. DIRECT the Los Angeles Department of Transportation to erect permanent ceremonial signs indicating the intersection, as described above in Recommendation No. 1, as "Father Art Bartlett Square."

Community Impact Statement: None submitted.

**(Public Works Committee waived consideration of the above matter)**

**ITEM NO. (25) - ADOPTED**

**Roll Call #3 - Motion (Huizar - Reyes) Adopted, Ayes (11); Absent: Greuel, Parks, Rosendahl and Weiss (4)**

[09-1404](#)

CD 5

CONSIDERATION OF MOTION (WEISS - SMITH) relative to authorization for the issuance of permits for the installation of a gas line for 10817 Cushdon Avenue, within a street under the one-year moratorium without the requirement to resurface the entire block.

Recommendations for Council action:

1. AUTHORIZE the Bureau of Engineering (BOE) to issue permits to allow for the installation of a gas line for 10817 Cushdon Avenue, within a street under the one year moratorium, without the requirement to resurface the entire block, as required by Section 62.06 (d) of the Los Angeles Municipal Code.
2. DIRECT that the applicant be required to repair and resurface the cut Area, as described above in Recommendation No. 1, to the satisfaction of the Bureau of Street Services (BOSS) and the BOE.
3. DIRECT that the applicant be required to coordinate construction of the gas service line and to adhere to all necessary measures per the BOSS and the BOE to minimize construction duration and disruption of traffic while particularly ensuring public safety at all times and that emergency vehicle access is not compromised on Cushdon Avenue.

Community Impact Statement: None submitted.

**(Public Works Committee waived consideration of the above matter)**

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

**Roll Call #7 - Motion (Garcetti - Reyes) Adopted, Ayes (13); Absent: Rosendahl and Weiss (2)**

[09-0002-S110](#)

CONSIDERATION OF RESOLUTION (GARCETTI - CARDENAS - ALARCON - HUIZAR - ZINE) relative to the City's position on federal legislation that would reform the immigration system.

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 federal legislation or administrative action which reforms the immigration system and includes the following: Improving the economic situation of all workers in the United States; finding a path to citizenship for undocumented immigrants working and living in the United States; reforming visa programs to keep families together, protecting workers' rights, and ensuring that future immigration is regulated and controlled; implementing smart, effective enforcement measures targeted at the worst violators of immigration and labor laws; integrating immigrant into our communities and country; and, respecting the due process rights of all in the United States.

Community Impact Statement: None submitted

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

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

**Roll Call #27 - Motion (Hahn - Greuel) Adopted, Ayes (13); Absent: Rosendahl and Weiss (2)**

[09-0002-S115](#)

CONSIDERATION OF RESOLUTION (HAHN - HUIZAR - PERRY) relative to the City's position on the confirmation of Sonia Sotomayor as Justice of the United States Supreme Court.

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 the confirmation of Sonia Sotomayor as Justice of the United States Supreme Court.

Community Impact Statement: None submitted.

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

**Roll Call #14 - Motion (Reyes - Wesson) Adopted, Ayes (13); Absent: Rosendahl and Weiss (2)**

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

[09-1469](#)

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:

[09-1469](#)

CD 13

- a. MOTION (GARCETTI - LABONGE) relative to declaring the Billabong Fashion Show on June 17, 2009 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[09-1468](#)

CD 13

- b. MOTION (GARCETTI - LABONGE) relative to declaring the Jet Blue Event on June 17, 2009 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[08-1786](#)

CD 9

- c. MOTION (PERRY - ROSENDAHL) relative to declaring the Step Out: Walk to Fight Diabetes on October 25, 2009 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[07-1663-S5](#)

CD 9

- d. MOTION (PERRY - ROSENDAHL) relative to declaring the Pre-Party to the BET Awards on June 27, 2009 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[09-1472](#)

CD 5

- e. MOTION (WEISS - GARCETTI) relative to declaring the Christopher Street West Parade on June 14, 2009 a Special Event (fees and costs absorbed by the City = none submitted).

[09-1471](#)

CD 14

- f. MOTION (HUIZAR - LABONGE) relative to declaring the Third Annual Concert and Fireworks Show on June 28, 2009 a Special Event (fees and costs absorbed by the City = \$2,810).

[09-1470](#)

CD 14

- g. MOTION (HUIZAR - CARDENAS) relative to declaring the Premios Deportes on June 25, 2009 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[09-1475](#)

CD 13

- h. MOTION (GARCETTI - LABONGE) relative to declaring the Road to Your Dreams Car Show on June 7, 2009 a Special Event (fees and costs absorbed by the City = \$3,217).

[09-1474](#)

CD 7

- i. MOTION (ALARCON - CARDENAS) relative to declaring the Fourth of July at Hansen Dam on July 4, 2009 a Special Event (fees and costs absorbed by the City = \$5,244).

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

**Roll Call #15 - Motion (Reyes - Wesson) Adopted, Ayes (13); Absent: Rosendahl and Weiss (2)**

[09-1465](#)

CD 9

MOTION (PERRY - PARKS - GARCETTI) relative to declaring the Lakers Day parade and rally on June 17, 2009 a Special Event.

Recommendations for Council action:

1. DECLARE the Lakers Day parade and rally, sponsored by the Staples Center, the Los Angeles Lakers and the City of Los Angeles on June 17, 2009, a Special Event (the event sponsors will reimburse the City for all fees and costs associated with this event, but not including any costs incurred by City department in the performance of their normal duties and services.).
2. INSTRUCT the involved City departments to perform such services as detailed in the Motion.
3. DIRECT the City Administrative Officer with assistance of the Bureau of Street Services, the Department of Transportation and the Los Angeles Police Department and any other involved City departments to report with an accounting of the City costs and fees associated with this event and confirmation that full reimbursement has been received by the City for these fees and costs.

**Roll Call #3 - Motion (Huizar - Reyes) Adopted, Ayes (11); Absent: Greuel, Parks, Rosendahl and Weiss (4)  
(Item Nos. 30-33)**

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

[09-0010-S39](#)

MOTION (GREUEL - 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 Artak Jragatsbanian on September 6, 2002.

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

1. PROVIDE an offer of reward in the amount of \$50,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Artak Jragatsbanian on September 6, 2002.
2. FIND that the subject reward complies with the provisions of Chapter 12, Article 1, Division 19, of the Los Angeles Administrative Code.
3. DIRECT the City Clerk to publish the required notices and/or advertisements to effectuate this reward.

**ITEM NO. (31) - ADOPTED**

[09-1467](#)

CD 14

MOTION (HUIZAR - LABONGE) relative to installing street banners promoting awareness of the City's birthplace, El Pueblo, from July, 2009-July, 2010.

Recommendations for Council action:

1. APPROVE the street banner program identifying El Pueblo de Los Angeles Historical Monument, as a City of Los Angeles Non-Event, Street Banner program for the period July, 2009 through July, 2010.
2. APPROVE the content of the street banners for the above specified event.

**ITEM NO. (32) - ADOPTED**

[09-1466](#)

CD 11

MOTION (ROSENDAHL - SMITH) relative to funding from the Venice Area Surplus Real Property Fund for the acquisition of a new noise meter to assist in resolving noise enforcement issues at the Venice Beach Boardwalk.

Recommendations for Council action:

1. ALLOCATE \$7,500 in the Venice Area Surplus Real Property Fund No. 434 to the Los Angeles Police Foundation for the acquisition of a new noise meter to assist in resolving noise enforcement issues at the Venice Beach Boardwalk - this meter is to be dedicated and remain always with Los Angeles Police Department staff at Venice Beach.
2. DIRECT the City Clerk to prepare the necessary document(s) with, and/or payment(s) to the Los Angeles Police Foundation, 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.

### **ITEM NO. (33) - ADOPTED**

[09-1148](#)

CD 2

MOTION (GREUEL - LABONGE) relative to amending Council action of May 22, 2009 in connection with a transfer of funds for the Oro Vista Park Project.

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

AMEND the Council action of May 22, 2009 relative to the transfer of \$63,000 from Council District Two portion of the Council Fund No. 100/28, Account No. 1010 (Salaries-General) to the Department of Recreation and Parks for the Oro Vista Park project (Council file No. 09-1148), as follows:

TRANSFER \$35,437 from Recreation and Parks Fund 205/88, Account No. EM06-Oro Vista (Pre-assigned to Oro Vista) to the Department of General Services Fund No. 100/40, Account 1101 Construction Hiring Hall (\$18,000); Account 1121 Construction Hiring Hall Fringe Benefits (\$6,840); and Account 3180 Construction Materials and Supplier (\$10,597) for demolition work that will be completed at the Oro Vista Park project site.

### **Items for Which Public Hearings Have Not Been Held - Items 34-40**

(10 Votes Required for Consideration)

### **ITEM NO. (34) - ADOPTED**

**Roll Call #4 - Motion (Reyes - Smith) Adopted, Ayes (12); Absent: Parks, Rosendahl and Weiss (3)**

[07-2438-S8](#)

ORDINANCE FIRST CONSIDERATION relative to requiring landlords to post a notice regarding the Rent Stabilization Ordinance on property subject to the Ordinance.

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

PRESENT and ADOPT the accompanying ORDINANCE amending Sections 151.05 and 151.15 of the Los Angeles Municipal Code requiring landlords to post a notice regarding the Rent Stabilization Ordinance on property subject to the Ordinance.

(Pursuant to Council action of June 19, 2009)

**ITEM NO. (35) - CONTINUED TO JUNE 24, 2009**

**Roll Call #16 - Motion (Huizar - LaBonge) Adopted To Continue, Unanimous Vote (13); Absent: Rosendahl and Weiss (2)**

[09-0600-S123](#)

CONTINUED CONSIDERATION OF COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER (CAO) relative to potential layoffs resulting from position deletions.

Recommendation for Council action:

NOTE and FILE the CAO report dated June 15, 2009, relative to potential layoffs resulting from position deletions, inasmuch as the CAO provided a briefing on the information contained in the report to the Budget and Finance Committee on June 8, 2009, and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

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

(Continued from Council meeting of June 19, 2009)

**ITEM NO. (36) - CONTINUED TO JUNE 24, 2009**

**Roll Call #8 - Motion (Garcetti - Parks) Adopted To Continue, Unanimous Vote (13); Absent: Rosendahl and Weiss (2)**

[09-1320](#)

CONTINUED CONSIDERATION OF MOTION (GARCETTI - PARKS - GREUEL - ZINE) relative to the eligibility of City employees to receive all applicable benefits of an early retirement plan.

Recommendation for Council action, pursuant to Motion (Garcetti - Parks - Greuel - Zine):

APPROVE that City employees who retire on or after the approval date of this Motion, but prior to the close of the period established in the early retirement plan as approved by the Council and Mayor, shall be eligible to receive all applicable benefits of an early retirement plan.

Community Impact Statement: None submitted.

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

(Continued from Council meeting of June 19, 2009)



**ITEM NO. (37) - ADOPTED, AS AMENDED - SEE FOLLOWING**

**Roll Call #9 - Motion (Zine - Greuel) To Adopt As Amended, Ayes (11); Noes: Alarcon and Cardenas (2); Absent: Rosendahl and Weiss (2)**

[09-1453](#)

CONTINUED CONSIDERATION OF MOTION (ZINE - GARCETTI - HAHN) relative to the City Administrative Officer (CAO) and Chief Legislative Analyst (CLA) to report to the Council with recommendations to provide the necessary resources for the City Attorney-elect to appoint four assistants and four other persons in accordance with Charter Section 1050(d).

Recommendation for Council action:

INSTRUCT the CAO and CLA to report to the Council on June 19, 2009 with recommendations to provide the necessary resources for the City Attorney-elect to appoint no more than four assistants who meet the qualifications for those positions, and no more than four other persons, in accordance with Charter Section 1050(d).

Community Impact Statement: None submitted.

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

(Continued from Council meeting of June 19, 2009)

**ADOPTED**

**MOTION (ZINE - ALARCON)**

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

- 1. EXEMPT from the hiring freeze, and INSTRUCT the City Administrative Officer (CAO) to authorize seven substitute authorities for the period of July 1, 2009 through September 30, 209, subject to extension by the CAO in three months.**
- 2. REQUEST the City Attorney to file with the City Clerk, at the time of the appointments, a statement identifying the persons appointed, pursuant to Charter Section 1050(d).**
- 3. INSTRUCT the City Clerk to place on the Council agenda on or immediately thereafter July 1, 2009, the following recommendation, SUBJECT TO THE APPROVAL OF THE MAYOR:**

**AUTHORIZE the Controller to transfer \$881,574 from Fund No. 550/12, Consumer Protection Trust Fund, Account No. A304, Consumer Protection Penalty to Fund 100/12, City Attorney 1010 Salaries-General for eligible salary expenses.**

- 4. AUTHORIZE the Controller to prepare Controller instructions for any necessary technical adjustments, subject to the approval of the CAO.**

5. **INSTRUCT the CAO to move \$30,000 from the Unappropriated Balance, Council Meeting and Security, to the City Attorney's budget**

**ITEM NO. (38) - CONTINUED TO JUNE 24, 2009**

**Roll Call #17 - Motion (Garcetti - Alarcon) Adopted To Continue, Unanimous Vote (13); Absent: Rosendahl and Weiss (2)**

[09-0002-S111](#)

CONTINUED CONSIDERATION OF RESOLUTION (PARKS - ZINE) relative to the City's position on AB 155 which would restrict the ability of cities from petitioning for bankruptcy protection.

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 OPPOSITION to AB 155 which would restrict the ability of cities from petitioning for bankruptcy protection.

Community Impact Statement: None submitted.

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

(Failed of adoption on June 19, 2009 - Continued pursuant to Council Rule 53)

**ITEM NO. (39) - ADOPTED**

**Roll Call #4 - Motion (Reyes - Smith) Adopted, Ayes (12); Absent: Parks, Rosendahl and Weiss (3)**

[09-1497](#)

CD 15

MOTION (HAHN - PARKS) relative to the June 18, 2009 Board of Harbor Commissioners' approval of a five-year sponsorship of the Port of Los Angeles Boys and Girls Club for the years 2006-11 to fund maritime education and recreational activities for the at-risk youth that attend the Boys and Girls Club.

Recommendation for Council action:

RESOLVE to WAIVE, pursuant to Charter Section 245(b), Council review of the June 18, 2009, Board of Harbor Commissioners' action to approve its Proposed Order, which approves its maritime education sponsorship compensation of the Port of Los Angeles Boys and Girls Club.

**TIME LIMIT FILE - JUNE 30, 2009**

**(LAST DAY FOR CONSIDERATION - JUNE 30, 2009)**

**10 VOTES REQUIRED**

**ITEM NO. (40) - ADOPTED**

**Roll Call #6 - Motion (LaBonge - Parks) Adopted, Ayes (13); Absent: Rosendahl and Weiss (2)**

[09-1500](#)

RESOLUTION (PARKS - GARCETTI) relative to declaring June 23, 2009 as Olympic Day in the City of Los Angeles.

Recommendation for Council action:

RESOLVE to DECLARE June 23, 2009 as Olympic Day in the City of Los Angeles and urge all citizens to observe such anniversary with appropriate ceremonies and activities.

**Closed Session - Item 41**

**ITEM NO. (41) - CONTINUED TO JUNE 24, 2009**

**Roll Call #18 - Motion (Alarcon - Smith) Adopted To Continue, Unanimous Vote (13); Absent: Rosendahl and Weiss (2)**

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(b)(3)(D) in order to confer with the City Attorney about the threat of litigation concerning furloughs, layoffs and other labor related issues; and, pursuant to Government Code Section 54957.6, to consider recommendations of the Executive Employee Relations Committee concerning further bargaining instructions to the City Administrative Officer, and other issues involving employee wages and benefits with respect to the following:

Approval of the 2009-10 Employee Furlough Program and related bargaining instructions to the City's labor negotiators; and discussion of other related issues, including retirement incentives.

(Continued from Council meeting of June 19, 2009)

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

[09-1534](#)

CD 13

MOTION (GARCETTI - PERRY) relative to declaring the BET After Party on June 28, 2009 a Special Event (event sponsor to reimburse the City for all fees and costs incurred).

[09-1535](#)

CD 13

MOTION (GARCETTI - PERRY) relative to declaring the Pre IMP Party on June 27, 2009 a Special Event (event sponsor to reimburse the City for all fees and costs incurred).

[09-1536](#)

CD 13

MOTION (GARCETTI - PERRY) relative to declaring the Island DEF Jam 25th Anniversary on June 26, 2009 a Special Event (event sponsor to reimburse the City for all fees and costs incurred).

[09-1537](#)

CD 13

MOTION (GARCETTI - PERRY) relative to declaring the Post IMP Party on June 28, 2009 a Special Event (event sponsor to reimburse the City for all fees and costs incurred).

[09-1560](#)

CD 9

MOTION (PERRY - REYES) relative to declaring the Public Safety Event on June 24, 2009 a Special Event (fees and costs absorbed by the City = \$800).

[09-1559](#)

CD 9

MOTION (PERRY - REYES) relative to declaring the WOW Jam on June 24, 2009 a Special Event (fees and costs absorbed by the City = \$500).

[09-1540](#)

CD 9

MOTION (PERRY - GARCETTI) relative to declaring the BloomFest on July 18, 2009 a Special Event (fees and costs absorbed by the City = \$1,035).

[09-1558](#)

CD 9

MOTION (PERRY - GARCETTI) relative to declaring the Summer Gift and Home Furnishings Show on July 14-20, 2009 a Special Event (event sponsor to reimburse the City for all fees and costs incurred).

[09-1557](#)

CD 15

MOTION (HAHN - SMITH) relative to declaring the Women of Watts Peace March on July 11, 2009 a Special Event (fees and costs absorbed by the City = \$2,700).

[09-1551](#)

CD 15

MOTION (HAHN - SMITH) relative to declaring the First Annual Free Fifty Free Bike and Car Show on July 18, 2009 a Special Event (fees and costs absorbed by the City = \$1,226).

[09-1549](#)

CD 1

MOTION (REYES - PERRY) relative to declaring the MacArthur Park Fourth of July Festival on July 3-5, 2009 a Special Event (fees and costs absorbed by the City = \$13,650).

[09-1548](#)

CD 1

MOTION (REYES - PERRY) relative to declaring the Bike/Skateboard Expo on July 25, 2009 a Special Event (fees and costs absorbed by the City = \$2,100).

[09-1546](#)

CD 4

MOTION (LABONGE - SMITH) relative to declaring the NoHo Gateway Lighting Ceremony on July 9, 2009 a Special Event (fees and costs absorbed by the City = \$1,547).

[09-1544](#)

CD 4

MOTION (LABONGE - WESSON) relative to declaring the Masselin Avenue Fourth of July party on July 4, 2009 a Special Event (fees and costs absorbed by the City = none submitted).

[09-1541](#)

CD 7

MOTION (ALARCON - HAHN) relative to declaring the American Heros Air Show on July 11, 2009 a Special Event (fees and costs absorbed by the City = \$6,665).

[08-2407-S1](#)

CD 7

MOTION (ALARCON - ZINE) relative to a personal services contract with Robert Winn to provide services to the Seventh Council District.

[08-0144-S3](#)

CD 9

MOTION (PERRY - REYES) relative to reaffirming the Council action of May 23, 2008 relative to the Special Event declaration for the Arts District/Little Tokyo Farmers' Market.

[09-1550](#)

MOTION (HAHN - LABONGE) relative to asserting jurisdiction over the June 22, 2009 Board of Airport Commissioners action to approve the acquisition of AMB Park One at LAX, LLC.

[09-1547](#)

CD 9

MOTION (PERRY - HAHN) relative to a transfer of funds for payment of the Pershing Square's Downtown on Ice in December 2008.

[09-1543](#)

MOTION (PARKS - HAHN - WESSON - ET. AL) relative to nominating Councilmember Jan Perry to be a member of the Census Advisory Committee on the African American Population.

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

[09-1538](#)

RESOLUTION (HUIZAR - LABONGE) relative to declaring June 30, 2009 as El Sereno Day in the City of Los Angeles.

[09-1539](#)

RESOLUTION (ALARCON - LABONGE - CARDENAS - GREUEL) relative to declaring July 3, 2009 as Richie Valens Day in the City of Los Angeles.

[07-1658-S1](#)

RESOLUTION (PERRY - PARKS) relative to extending the provisions of the Interim Control Ordinance adopted by Council on July 29, 2008 to prohibit issuance of all permits related to the establishment of new fast food restaurants on commercial or industrial zoned properties located on streets designated as Major Highway Class I, Major Highway Class II and Secondary Highway in the West Adams-Baldwin Hills-Leimert Community Plan Area and portions of the south Los Angeles and Southeast Los Angeles Community Plan areas.

**COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:**

- |   |                         |
|---|-------------------------|
| <a href="#"><u>09-0727</u></a> - Beacon House Association | (Hahn)                  |
| United Service Organization                               | (LaBonge - Smith - All) |
| Wendy Greuel  | (Garcetti - Perry- All) |
| Robert "Bob" S. Valentine                                 | (Hahn)                  |
| Father Art Bartlett                                       | (Hahn)                  |
| Cameron Diaz  | (Garcetti - LaBonge)    |
| Richard Lopez   | (Garcetti)              |
| Noel Hyun   | (Garcetti)              |
| Mercedes Marquez  | (Garcetti)              |

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

- |   |                         |
|---|-------------------------|
| <a href="#"><u>09-0726</u></a> - Helen L. Carey | (Wesson - Perry- Parks) |
| Senator Herschel Rosenthal                      | (Alarcon - All)         |

|                       |            |
|-----------------------|------------|
| Elizabeth Beatty      | (Cardenas) |
| Duane G. Wolfe        | (Garcetti) |
| Julian Brooks McNeill | (Zine)     |
| Ignacio Alvarez Munoz | (Huizar)   |

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

**Whereupon the Council did adjourn.**

ATTEST: June Lagmay, CITY CLERK

|               |                               |
|---------------|-------------------------------|
| By            |                               |
| Council Clerk | PRESIDENT OF THE CITY COUNCIL |