

Los Angeles City Council, **Journal/Council Proceedings**
Tuesday, **June 9, 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, LaBonge, Parks, Perry, Reyes, Zine and President Garcetti (10); Absent: Huizar, Rosendahl, Smith, Weiss and Wesson (5).

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
JUNE 3, 2009

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 44

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

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

Items Noticed for Public Hearing - Items 1-2

ITEM NO. (1) - PUBLIC HEARING CLOSED - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #9 - Motion (Wesson - Reyes) to Adopt as Amended, Ayes (13); Absent: Perry and Weiss (2)

[09-0725](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to amending Section 151.09 of, and adding Section 151.30 to, the Los Angeles Municipal Code (LAMC), relating to evictions for owner, family, or resident manager occupancy under the provisions of the Rent Stabilization Ordinance (RSO).

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

PRESENT and ADOPT the accompanying ORDINANCE amending Section 151.09 of, and adding Section 151.30 to, the LAMC, relating to evictions for owner, family, or resident manager occupancy under the provisions of the RSO, Chapter XV of the LAMC.

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

Community Impact Statement: None submitted.

ADOPTED

AMENDING MOTION (ZINE - SMITH)

Recommendation for Council action:

INSTRUCT the Los Angeles Housing Department to provide an annual review of the Rent Stabilization Ordinance.

ITEM NO. (2) - PUBLIC HEARING CLOSED - ADOPTED, AS AMENDED - ORDINANCE OVER TO JUNE 16, 2009 - SEE FOLLOWING

Roll Call #19 - Motion (Parks - Smith) to Adopt, As Amended - Ordinance Over One Week, Ayes (11); Absent: Greuel, Perry, Rosendahl and Weiss (4)

[09-0600-S46](#)

CONTINUED CONSIDERATION OF COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to amending, adding or repealing various sections of the Los Angeles Municipal Code (LAMC) to establish a Special Events Permit Procedure and Fee Subsidy Program.

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

PRESENT and ADOPT the accompanying ORDINANCE amending Section 41.20 of, adding Section 41.20.1 to, repealing Section 62.203 of, amending Subsection (e) of Section 80.08.7 of, and amending paragraph (4) of Subsection (e) of Section 103.111 of the LAMC to establish a Special Events Permit Procedure and Fee Subsidy Program.

(Continued from Council meeting of May 27, 2009)

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

Roll Call #1 - Motion (Parks - Reyes) Adopted, Ayes (12); Absent: Rosendahl, Smith and Weiss (3) (Item Nos. 3-17)

ITEM NO. (3) - ADOPTED

[08-1660](#)

BUDGET AND FINANCE COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to amending the Los Angeles Administrative Code (LAAC) to establish a Special Tax Receipts Fund for Community Facilities District No. 8 (Legends at Cascades).

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

PRESENT and ADOPT the accompanying ORDINANCE adding Section 5.115.83 to the LAAC to establish a Special Tax Receipts Fund for Community Facilities District No. 8 (Legends at Cascades).

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. (4) - ADOPTED

[09-0811](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to a request from the Los Angeles Department of Transportation (LADOT) to escheat \$32,469.80 from their Transportation Trust Fund 840 to the City General Fund.

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

1. INSTRUCT the LADOT and the City Treasurer to process the sum of \$32,469.80 from the Transportation Trust Fund 840.
2. TRANSFER all identified eligible monies to the City's Reserve Fund.

Fiscal Impact Statement: None submitted by the City Treasurer. 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. (5) - ADOPTED

[09-0997](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to a refund claim filed by HD Supply Construction Supply LTD., for overpayment of business tax.

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

APPROVE the refund claim filed by HD Supply Construction Supply LTD., for overpayment of business tax in the sum of \$56,416.23 plus daily interest of \$9.27 to be paid from the date of filing the claim until the date the refund is paid.

Fiscal Impact Statement: None submitted by the Office of Finance. 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. (6) - ADOPTED

[09-0999](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to a refund claim filed by Baxter Healthcare Corporation for overpayment of business tax.

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

APPROVE the refund claim filed by Baxter Healthcare Corporation for overpayment of business tax in the sum of \$58,033.00 plus daily interest of \$11.92 to be paid from the date of filing the claim until the date the refund is paid.

Fiscal Impact Statement: None submitted by the Office of Finance. 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. (7) - ADOPTED

[08-0644](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to an administrative fee for the processing of appeals of Residential Unit Status Determinations for Los Angeles Municipal Code (LAMC) Section 47.76 of the Residential Hotel Unit Conversion and Demolition Ordinance.

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

1. REQUEST the City Attorney, with the assistance of the Los Angeles Housing Department (LAHD), to prepare and present for adoption an Ordinance to amend LAMC Section 47.76 to establish an administrative fee of \$988 to recover the cost of processing and investigating an appeal filed by a residential hotel owner over the LAHD's determination on the number of residential units in a residential hotel.
2. AUTHORIZE the General Manager, LAHD, or designee, to prepare Controller instructions and any necessary technical adjustments that are consistent with the Mayor and Council actions on this matter, subject to the approval of the City Administrative Officer (CAO), and AUTHORIZE the Controller to implement those instructions.

Fiscal Impact Statement: The CAO reports that there is no impact on the General Fund. The recommendations above are in compliance with City Financial Policies in that the proposed administrative fee would provide full cost recovery for the program activities reflected in the CAO report dated May 26, 2009.

Community Impact Statement: None submitted.

ITEM NO. (8) - ADOPTED

[08-2066-S1](#)

CD 4

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the reconveyance of 24,000 square feet of land located at 5230-40 Lankershim Boulevard (Theatre Site) to Snyder NOHO III, LLC (Snyder).

Recommendation for Council action, pursuant to Motion (LaBonge - Huizar):

AUTHORIZE the General Manager, Community Development Department (CDD), or designee, to:

- a. Negotiate and execute documents necessary to reconvey the Theatre Site to Snyder, subject to the review of the City Attorney as to form and legality.
- b. Reconvey security interest in the Theatre Site to Snyder, upon its subdivision as a distinct parcel from the NOHO III Office Building Project.

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. (9) - ADOPTED

[09-0515](#)

CD 12

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTION relative to the transfer of Community Redevelopment Agency (CRA)-owned property at 8431 Geyser Avenue for \$1.00 to the Therapeutic Living Center for the Blind (TLC).

Recommendations for Council action:

1. ADOPT the accompanying RESOLUTION, attached to the Chief Legislative Analyst (CLA) report dated May 26, 2009, finding that the CRA has taken the necessary steps to complete the transaction and that the sale of 8431 Geyser Avenue will assist in the elimination of blight and is consistent with the CRA's Five-year Implementation Plan.
2. AUTHORIZE the Chief Executive Officer, CRA, or designee, subject to the review of the City Attorney as to form and legality, to:
 - a. Execute the proposed Disposition and Development Agreement (DDA) with TLC for the rehabilitation and operation of a single family dwelling located at 8431 Geyser Avenue for six disabled individuals (the Geyser House Project).
 - b. Execute all instruments and agreements required by or reasonably necessary to effectuate the DDA.

Fiscal Impact Statement: The CLA reports that there is no impact to the General Fund.

Community Impact Statement: None submitted.

ITEM NO. (10) - ADOPTED

[09-0879](#)

CD 10

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTION relative to providing up to \$200,000 to the Los Angeles Unified School District (LAUSD) and up to \$70,000 to the Department of Recreation and Parks (RAP) for the development

of the Wilshire Boulevard Public Park (Project) located at 3400 Wilshire Boulevard.

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

1. ADOPT the accompanying joint RESOLUTION, attached to the City Administrative Officer (CAO) report dated May 27, 2009, making specified findings, pursuant to California Redevelopment Law Health and Safety Code Section 33445, related to the expenditure of Community Redevelopment Agency (CRA) Wilshire Center/Koreatown Recovery Redevelopment Project Area (WKRPA) bond proceed and general revenue funds for publicly-owned improvements at the Project.
2. AUTHORIZE the Chief Executive Officer, CRA, or designee, to execute a Cooperation Agreement with the LAUSD and the RAP, in a three party agreement, for the provision of (a) up to \$200,000 to LAUSD to partially fund development costs for the Project; and, (b) up to \$70,000 to RAP to fund public safety improvements at the Project Site for a term that is contingent upon the completion of the construction of the Project, subject to the review of the City Attorney as to form and legality and the Department of Public Works, Bureau of Contract Administration, for compliance with any applicable CRA contracting requirements.
3. REQUEST the Board of Recreation and Park Commissioners, or designee(s), to execute the proposed Cooperation Agreement with the CRA in an amount not to exceed \$70,000 in compensation for the provision of public safety improvements at the Project for a term that is contingent upon the completion of construction of the Project, subject to the review and approval of the City Attorney as to form and legality and the Department of Public Works, Bureau of Contract Administration, for compliance with any applicable CRA contracting requirements.
4. INSTRUCT the City Clerk to place on the Council Calendar on **JULY 1, 2009**, or as soon thereafter, the following recommendation, SUBJECT TO THE APPROVAL OF THE MAYOR:

REQUEST and AUTHORIZE the Controller to accept funds in an amount not to exceed \$70,000 from the CRA, deposit the funds into RAP Fund 302/88, Revenue Source 3741 entitled Revenue from the CRA, and appropriate such amount in RAP Fund 302/88, Account 3040 - Contractual Services.
5. AUTHORIZE the City Administrative Officer (CAO) to prepare Controller instructions for any technical adjustments as necessary to implement Mayor and Council intentions, and further AUTHORIZE the Controller to implement these instructions.

Fiscal Impact Statement: The CAO reports that there is currently no impact on the General Fund. The recommendations are in compliance with the City's Financial Policies in that a one-time expenditure of a General Fund department is an adjunct to a one-time source of funds from the CRA. The City's Financial Policies are not applicable to the CRA. The CRA is only bound by the disclosure provisions of the City's Debt Management Policies. Approval of the recommendations will result in the expenditure of an amount not to exceed \$270,000 from the CRA's WKRPA bond proceed and general revenue funds for the provision of related park development costs and security enhancements for the Project.

Community Impact Statement: None submitted.

ITEM NO. (11) - ADOPTED

[09-1146](#)

CD 14

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to amending the terms of a loan agreement (Loan) with the Greater Los Angeles Agency on Deafness, Inc. (GLAD), to extend the term of repayment through September 1, 2013.

Recommendation for Council action, pursuant to Motion (Huizar - LaBonge):

AUTHORIZE the General Manager, Community Development Department (CDD), or designee, to:

- a. Amend the terms of the Loan (C-90407) with GLAD to extend the term of repayment through September 1, 2013 with interest to remain at the rate of five percent per annum and a monthly principal and interest payment of \$4,002, subject to the review of the City Attorney as to form and legality.
- b. Make any other technical adjustments as needed.

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

[09-1233](#)

CD 14

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to an Exclusive Negotiation Agreement (ENA) with AnsaldoBreda Inc. (AI) for the potential ground lease and redevelopment of a portion of the CleanTech Manufacturing Center site located at 2425-55 East Washington Boulevard (Site).

Recommendation for Council action:

AUTHORIZE the Chief Executive Officer, Community Redevelopment Agency (CRA), or designee, to execute an ENA with AI to establish exclusive rights to negotiate for the potential ground lease and redevelopment of a portion of the Site located in the Central Industrial Redevelopment Project Area (CIRPA) in Council District 14, for a term not to exceed 60 days, with options to extend for two additional 90-day periods, subject to the review of the City Attorney as to form and legality and the Department of Public Works, Bureau of Contract Administration, as to compliance with CRA contracting requirements.

Fiscal Impact Statement: The City Administrative Officer reports that there is no impact on the City General Fund. The CRA is only bound by the City Debt Management Policies; the City Financial Policies are not applicable to the CRA. Approval of the recommendation will result in the CRA's one-time expenditure of up to \$100,000 in labor and consultant costs to be reimbursed by AI related to an ENA for the development of a manufacturing facility located at the Site in the CIRPA.

Community Impact Statement: None submitted.

ITEM NO. (13) - ADOPTED

[08-0613-S1](#)

CD 9

INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT relative to a proposed supplemental agreement to Contract No. C-113823 with the Los Angeles Neighborhood Land Trust (LANLT) in connection with the Gage and Avalon Park Project.

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

1. AUTHORIZE the City Engineer to negotiate and execute a supplemental agreement to Contract No. C-113823 to extend the term for executing the lease agreement between the Department of General Services (GSD) and LANLT from October 31, 2008 to September 30, 2009 and extend the deadline for completion of design and construction from June 26, 2010 to June 26, 2011 in connection with the Gage and Avalon Park Project.
2. INSTRUCT the GSD and Department of Recreation and Parks to obtain formal documentation from LANLT in regard to funding ongoing site maintenance for Gage and Avalon Park by LANLT and report back to the Information Technology and General Services Committee in regard to said documentation.

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. (14) - ADOPTED - TO THE MAYOR FORTHWITH

[08-2475-S3](#)

INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT relative to the 2008-09 Fourth Construction Projects Report.

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

1. TRANSFER \$129,458 between departments and funds as specified in Attachment 1 of the April 28, 2009 City Administrative Officer (CAO) report attached to the Council file.
2. TRANSFER \$1,350,000 between funds and other financings, including the Municipal Corporation of Los Angeles (MICLA), as specified in Attachment 2 of the April 28, 2009 CAO report attached to the Council file.
3. TRANSFER \$2,303,000 between departments and funds from General Obligation Bond Funds as specified in Attachment 3 of the April 28, 2009 CAO report attached to the Council file.
4. TRANSFER \$4,836,465 between accounts within departments and funds as specified in Attachment 4 of the April 28, 2009 CAO report attached to the Council file.
5. TRANSFER expenditures totaling \$3,527,064 from the Silver Lake Project Accounts within the CIEP Fund (100/54) into the Silver Lake Project Accounts within the General Obligation Bond

Funds, 198, 15A and 15E, as follows:

From:

<u>Fund/Dept/Account</u>	<u>Account</u>	<u>Amount</u>
100/54/A525	Libraries - Silver Lake	\$1,908,092
100/54/Y608	Silver Lake and Exposition Ctr	<u>1,618,972</u>
	Total	\$3,527,064

To:

<u>Fund/Dept/Account</u>	<u>Account</u>	<u>Amount</u>
198/50/P239	Silver Lake Library Ph 1	\$796,801
15A/50/R239	Silver Lake Library Ph 1	911,825
15E/50/S239	Silver Lake Library Ph 1	<u>1,818,438</u>
	Total	\$3,527,064

6. APPROVE the Fiscal Year (FY) 2008-09 allocation of administrative funds up to the following amounts within Proposition K, Fund 43M for the following:

<u>Department</u>	<u>Amount</u>
PW/Bureau of Engineering	\$444,000
PW/Board/Office of Accounting	<u>144,080</u>
Total	\$588,080

7. INSTRUCT the City Engineer and Board of Public Works, Office of Accounting to submit journal voucher to transfer cash requests supported by documentation of work order charges from Proposition K Fund 43M as General Fund Receipts to Revenue Source Code 461F for administrative and construction management staffing costs to the CAO.
8. AUTHORIZE the Controller, in accordance with Attachment 2 to the April 28, 2009 CAO report attached to the Council file, to transfer cash from the appropriate MICLA to reimburse the General Fund on an as-needed basis upon proper documentation from the departments and approval of the Program Managers and the CAO.
9. AUTHORIZE the Controller, in accordance with Attachment 3 to the April 28, 2009 CAO report attached to the Council file, to transfer cash from the appropriate General Obligation Bond Funds to reimburse the General Fund on an as-needed basis upon proper documentation from the departments and approval of the Bureau of Engineering and the CAO.
10. AUTHORIZE the CAO to make technical corrections, as necessary, to those transactions included in this report to implement the Mayor and Council's intentions.

Fiscal Impact Statement: The CAO reports that transfers and appropriations totaling \$9,207,003 are recommended in the April 28, 2009 CAO report. Of this amount, \$5,052,824 is for transfers and appropriations to the Department of General Services, \$3,544,111 to other City Funds and \$610,068 for staff cost reimbursements. All transfers and appropriations are based on existing funds, reimbursements or revenues. There is no additional impact to the General Fund.

Community Impact Statement: None submitted.

(On May 27, 2009, Council referred this matter to the Information Technology and General Services Committee)

(Public Works Committee waived consideration of the above matter)

ITEM NO. (15) - ADOPTED

[09-0627](#)

INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT and RESOLUTION relative to authorization to destroy certain obsolete records from the Department of Neighborhood Empowerment (DONE/02-20 Boxes) for the period of July 1, 1999 through September 17, 2005.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION to authorize the destruction of certain obsolete records from the Department of Neighborhood Empowerment (DONE/02-20 Boxes) for the period of July 1, 1999 through September 17, 2005.

Fiscal Impact Statement: The City Clerk reports that the retention of 20 record boxes beyond the required retention time period, based on industry commercial standard rates, will continue to cost the City the equivalent of a minimum of \$3.12 per month, or \$37.44 per year.

[These records will be retained for a period of 60 days after the City Council's action to authorize their destruction to allow for public inspection. Contact the Records Management Division at (213) 473-8449 or via email at Todd.Gaydowski@lacity.org to arrange for inspection of records.]

Community Impact Statement: None submitted.

ITEM NO. (16) - ADOPTED

[09-1195](#)

INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT and RESOLUTION relative to authorization to destroy certain obsolete records from the Department of Public Works, Bureau of Sanitation, Financial Management Division (SAN/24-72 Boxes) for the period of January 1, 1983 through June 30, 2002.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION to authorize the destruction of certain obsolete records from the Department of Public Works, Bureau of Sanitation, Financial Management Division (SAN/24-72 Boxes) for the period of January 1, 1983 through June 30, 2002.

Fiscal Impact Statement: The City Clerk reports that the retention of 72 record boxes beyond the required retention time period, based on industry commercial standard rates, will continue to cost the City the equivalent of a minimum of \$11.23 per month, or \$134.76 per year.

[These records will be retained for a period of 60 days after the City Council's action to authorize

their destruction to allow for public inspection. Contact the Records Management Division at (213) 473-8449 or via email at Todd.Gaydowski@lacity.org to arrange for inspection of records.]

Community Impact Statement: None submitted.

ITEM NO. (17) - ADOPTED

[09-1144](#)

INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT relative to the 2007-08 annual expenditure reports for the Council District Community Services funds of the General City Purposes Budget.

Recommendations for Council Action:

1. NOTE and FILE the May 14, 2009 City Clerk report relative to 2007-08 annual expenditures for the Council District Community Services funds of the General City Purposes Budget.
2. REQUEST all Council Offices to post on their websites a list that includes the names of agencies to which General City Purposes funds have been allocated and the amounts allocated to each organization in accordance with Council file No. 03-0629.

Fiscal Impact Statement: Neither the City Administrative Officer or the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

ITEM NO. (18) - ADOPTED, *AS AMENDED - SEE FOLLOWING - FORTHWITH

Roll Call #10 - Motion (Reyes - Zine) to Adopt as Amended, Ayes (12); Absent: Greuel, Perry and Weiss (3)

[09-0964](#)

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to amending the Medical Marijuana Dispensaries Interim Control Ordinance (ICO) No. 179027.

Recommendation for Council action, pursuant to Motion (Huizar - Zine - LaBonge), as amended:

REQUEST the City Attorney, with the assistance of the Planning Department to prepare an Ordinance to amend the Medical Marijuana Dispensaries Interim Control Ordinance (ICO) No. 179027 to:

- a. Strike the hardship exemption provision
- b. Include an urgency clause
- c. Include for imposing penalties for violations of the Ordinance
- *d. extend the ICO for an additional six months (*Reyes - Rosendahl - Zine)**

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

Community Impact Statement: Yes.
General Comments: Westside Neighborhood Council

Items for Which Public Hearings Have Not Been Held - Items 19-65

(10 Votes Required for Consideration)

ITEM NO. (19) - ADOPTED - FORTHWITH

Roll Call #11 - Motion (LaBonge - Hahn) Adopted, Ayes (12); Absent: Greuel, Perry and Weiss (3)

[08-2725](#)

COMMUNICATION FROM THE MAYOR relative to the reappointment of Mr. Rudy J. Ortega, Jr. to the Los Angeles City/County Native American Indian Commission.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Mr. Rudy J. Ortega, Jr. to the Los Angeles City/County Native American Indian Commission for the new term ending October 7, 2013, is APPROVED and CONFIRMED. Mr. Ortega resides in Council District Seven. (Current Commission composition: M = 2; F = 1)

Background Check Review: Not applicable.

Ethics Commission Review: Not applicable.

Community Impact Statement: None submitted.

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

**Roll Call #3 - Motion (Greuel - LaBonge) Adopted, Ayes (12); Absent: Rosendahl, Smith and Weiss (3)
(Item Nos. 20-28)**

ITEM NO. (20) - ADOPTED

[09-1002](#)

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 Barrington and Nebraska Avenues No. 2 (Reballot) Lighting District.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated May 1, 2009.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of

AUGUST 11, 2009 as the hearing date for the maintenance of the Barrington and Nebraska Avenues No. 2 (Reballot) Lighting District, in accordance with Proposition 218, Articles XIII C and XIII D of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$651.42 will be collected annually starting with tax year 2010-11 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: August 3, 2009)

ITEM NO. (21) - ADOPTED

[09-1071](#)

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 Glenoaks Boulevard and Roxford Street No. 2 (Reballot) Lighting District.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated May 7, 2009.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **AUGUST 11, 2009** as the hearing date for the maintenance of the Glenoaks Boulevard and Roxford Street No. 2 (Reballot) Lighting District, in accordance with Proposition 218, Articles XIII C and XIII D of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$509.83 will be collected annually starting with tax year 2010-11 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: August 3, 2009)

ITEM NO. (22) - ADOPTED

[09-1072](#)

CD 14

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Lamar and Cardinal Streets 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 May 7, 2009.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **AUGUST 11, 2009** as the hearing date for the maintenance of the Lamar and Cardinal Streets

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, \$221.82 will be collected annually starting with tax year 2010-11 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: August 3, 2009)

ITEM NO. (23) - ADOPTED

[09-1073](#)

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 Exposition Boulevard and Purdue 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 May 7, 2009.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **AUGUST 11, 2009** as the hearing date for the maintenance of the Exposition Boulevard and Purdue 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, \$51.18 will be collected annually starting with tax year 2010-11 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: August 3, 2009)

ITEM NO. (24) - ADOPTED

[09-1074](#)

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 Pinewood Avenue and Tujunga Canyon Boulevard 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 May 7, 2009.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **AUGUST 11, 2009** as the hearing date for the maintenance of the Pinewood Avenue and Tujunga Canyon Boulevard Lighting District, in accordance with Proposition 218, Articles XIII C

and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$998.17 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: August 3, 2009)

ITEM NO. (25) - ADOPTED

[09-1094](#)

CD 4

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Woodman Avenue and Hart 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 May 7, 2009.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **AUGUST 11, 2009** as the hearing date for the maintenance of the Woodman Avenue and Hart Street Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$713.30 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: August 3, 2009)

ITEM NO. (26) - ADOPTED

[09-1235](#)

COMMUNICATION FROM THE BOARD OF PUBLIC WORKS and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance and operation of the annual assessment of the 2009-10 - Los Angeles City 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 May 15, 2009.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **JULY 7, 2009** as the hearing date for the maintenance and operation of the annual assessment of the 2009-10 - Los Angeles City Lighting District.

Fiscal Impact Statement: The Board of Public Works reports that approval will result in assessment

revenue of about \$40,111,466 to the Street Lighting Maintenance Assessment Fund for 2009/10 street lighting operations, slightly less than in 2008/09. An amount of \$685,000 is budgeted from the Water and Electricity Fund for the City's share of the Public Property assessments. About 500,000 parcels are included in this assessment district.

(Board of Public Works Hearing Date: June 29, 2009)

ITEM NO. (27) - ADOPTED

09-1236

COMMUNICATION FROM THE BOARD OF PUBLIC WORKS and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance and operation of the annual assessment of the 1996-97 Z-Series Street Lighting Maintenance Assessment District for 2009-10.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated May 15, 2009.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **JULY 7, 2009** as the hearing date for the maintenance and operation of the annual assessment of the 1996-97 Z-Series Street Lighting Maintenance Assessment District for 2009-10.

Fiscal Impact Statement: The Board of Public Works reports that approval will result in assessment revenue of \$104,783 to the Street Lighting Maintenance Assessment Fund. A total of 1,633 parcels, originally confirmed in 92 component districts are included in this assessment district.

(Board of Public Works Hearing Date: June 29, 2009)

ITEM NO. (28) - ADOPTED

09-1237

COMMUNICATION FROM THE BOARD OF PUBLIC WORKS and ORDINANCES OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance and operation of the annual assessment of the 2009-10 - Proposition 218 Confirmed Street Lighting Assessment District.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated May 15, 2009.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **JULY 7, 2009** as the hearing date for the maintenance and operation of the annual assessment of the 2009-10 - Proposition 218 Confirmed Street Lighting Assessment District - Benefiting Footage Method.
3. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **JULY 7, 2009** as the hearing date for the maintenance and operation of the annual assessment

of the 2009-10 - Proposition 218 Confirmed Street Lighting Assessment District - Land Use Method.

Fiscal Impact Statement: The Board of Public Works reports that approval will result in assessment revenue of \$1,376,251 to the Street Lighting Maintenance Assessment Fund. A total of 16,000 parcels, originally confirmed in 789 component districts, are included in this assessment district.

(Board of Public Works Hearing Date: June 29, 2009)

ITEM NO. (29) - ADOPTED, AS AMENDED - SEE FOLLOWING - TO THE MAYOR FORTHWITH

Roll Call #13 - Motion (Reyes - Smith) to Adopt as Amended, Ayes (12); Absent: Greuel, Rosendahl and Weiss (3)

08-2020-S2

EXEMPTION, COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION imposing interim regulations on the issuance of building permits for Off-Site Signs, including Off-Site Digital Displays, and new Supergraphic Signs.

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

1. FIND that this action is exempt from California Environmental Quality Act (CEQA), pursuant to State CEQA Guidelines Section 15061(b)(3) and Article II, Section 1(m) of the City's Guidelines.
2. ADOPT the June 3, 2009 FINDINGS of the Director of Planning as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, on behalf of City Planning Commission, imposing interim regulations on the issuance of building permits for Off-Site Signs, including Off-Site Digital Displays, and new Supergraphic Signs.

CPC 2009-1583 ICO

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.

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

URGENCY CLAUSE - 12 VOTES REQUIRED

ADOPTED

AMENDING MOTION (REYES - GARCETTI)

Recommendation for Council action:

1. **AMEND Sec. 2 to read:**

Sec. 2. PROHIBITION. Notwithstanding any provision of the LAMC to the contrary,

including Section 12.26 A 3, or any other ordinances adopted by the City Council containing regulations regarding signs, for a period of 90 days from the operative date of this ordinance, or until a permanent ordinance which amends the citywide provisions governing Off-Site Signs, including Off-Site Digital Displays, and Supergraphic Signs becomes effective, whichever occurs first:

- a. No building permit for a new Supergraphic Sign or an Off-Site Sign, including any Off-Site Digital Display, shall be issued.
- b. No person shall erect, place, alter or construct any Supergraphic Sign or Off-Site Sign, including any Off-Site Digital Display, pursuant to a building permit issued prior to the operative date of this ordinance.
- c. No person shall erect, place, alter or construct any Supergraphic Sign or Off-Site, including any Off-Site Digital Display.

2. AMEND Sec. 6 to read:

Sec 6. ENFORCEMENT. Every violation of this ordinance is punishable as a misdemeanor and shall be punishable by a fine of not more than \$1,000.00 or by imprisonment in the County Jail for a period of not more than six months, or by both a fine and imprisonment. Each person shall be guilty of a separate offense for each and every day during any portion of which any violation of any provision of this ordinance is committed, continued or permitted by the person, and shall be punishable accordingly.

In addition to any other remedy or penalty, any violation of any provision of this ordinance is declared to be a public nuisance and may be abated by the City or by the City Attorney as a nuisance by means of a restraining order, injunction or any other order or judgement in law or equity issued by a court of competent jurisdiction. Violations of this ordinance are deemed continuing violations and each day that a violation continues is deemed to be a new separate offense and subject to a maximum civil penalty of \$2,500 for each and every offense. As part of any civil action, the court may require posting of a performance bond to ensure compliance with this Code, applicable state codes, court order or judgement.

ITEM NO. (30) - REFERRED TO HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT AND BUDGET AND FINANCE COMMITTEES

Roll Call #2 - Motion (Greuel - LaBonge) Adopted to Refer, Unanimous Vote (12); Absent: Rosendahl, Smith and Weiss (3)

[09-0600-S116](#)

COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to amending the Los Angeles Administrative Code (LAAC) to more clearly reflect the services to be performed by the Office of the Mayor in relation to Redevelopment Projects.

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

PRESENT and ADOPT the accompanying ORDINANCE amending Subsections (d) and (e) of

Section 8.99.12 of the LAAC to more clearly reflect the services to be performed by the Office of the Mayor in relation to Redevelopment Projects, and to include the costs for services performed by the Office of the Mayor as financial obligations to be reimbursed by the Community Redevelopment Agency to the City.

Fiscal Impact Statement submitted: 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.

Roll Call #3 - Motion (Greuel - LaBonge) Adopted, Ayes (12); Absent: Rosendahl, Smith and Weiss (3) (Item Nos. 31a-31f)

ITEM NO. (31) - ADOPTED

[09-0005-S346](#)

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 2, 2009:

[09-0005-S346](#)

CD 8

- a. Property at 1432 West 54th Street (Case No. 157752).
Assessor I.D. No. 5003-017-007

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

[09-0005-S347](#)

CD 10

- b. Property at 1552 South Burnside Avenue (Case No. 190030).
Assessor I.D. No. 5069-034-004

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

[09-0005-S348](#)

CD 14

- c. Property at 2702 East Blanchard Street (Case No. 220057).
Assessor I.D. No. 5177-019-031

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

[09-0005-S349](#)

CD 13

- d. Property at 3013 West Marathon Street (Case No. 101985).
Assessor I.D. No. 5426-180-003

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

[09-0005-S350](#)

CD 13

- e. Property at 323 North Coronado Street (Case No. 134510).
Assessor I.D. No. 5157-003-017

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 23, 2007)

[09-0005-S351](#)

CD 14

- f. Property at 916 South Calzona Street (Case No. 175930).
Assessor I.D. No. 5188-009-008

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 22, 2008)

ITEM NO. (32) - MOTION ADOPTED TO DENY APPLICATION - SEE FOLLOWING

Roll Call #22 - Motion (Zine - Huizar) Adopted to Deny Application, Ayes (12); Absent: Greuel, Rosendahl and Weiss (3)

[05-0872-S52](#)

CD 3

CONSIDERATION OF APPLICATION relative to a hardship exemption from the Medical Marijuana Dispensaries Interim Control Ordinance (No. 179027), for Aloha Spirit Organic Consumables located at 6657 Reseda Boulevard, No. 202.

Application filed by: Aloha Spirit Organic Consumables (John Donohue, Representative)

(Council recommendations required relative to the above application)

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

ADOPTED

MOTION (ZINE - LABONGE)

DENY the hardship exemption from the Medical Marijuana Dispensaries Interim Control Ordinance (No. 179027), for Aloha Spirit Organic Consumables located at 6657 Reseda Boulevard, No. 202.

ITEM NO. (33) - MOTION ADOPTED TO DENY APPLICATION - SEE FOLLOWING

Roll Call #3 - Motion (Greuel - LaBonge) Adopted to Deny Application, Ayes (12); Absent: Rosendahl,

Smith and Weiss (3)

[05-0872-S155](#)

CD 3

CONSIDERATION OF APPLICATION relative to a hardship exemption from the Medical Marijuana Dispensaries Interim Control Ordinance (No. 179027), for West Coast Holistic Institute located at 7226 Remmet Avenue.

Application filed by: West Coast Holistic Institute (Marco Carrasquillo, Representative)

(Council recommendations required relative to the above application)

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

ADOPTED

MOTION (ZINE - LABONGE)

DENY the hardship exemption from the Medical Marijuana Dispensaries Interim Control Ordinance (No. 179027), for West Coast Holistic Institute located at 7226 Remmet Avenue.

ITEM NO. (34) - MOTION ADOPTED TO DENY APPLICATION - SEE FOLLOWING

Roll Call #23 - Motion (Zine - Smith) Adopted to Deny Application, Ayes (12); Absent: Greuel, Rosendahl and Weiss (3)

[05-0872-S187](#)

CD 3

CONSIDERATION OF APPLICATION relative to a hardship exemption from the Medical Marijuana Dispensaries Interim Control Ordinance (No. 179027), for The Grasshopper 215 located at 21146 Ventura Boulevard, Second Floor.

Application filed by: The Grasshopper 215 (Taylor Woodward, Representative)

(Council recommendations required relative to the above application)

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

ADOPTED

MOTION (ZINE - LABONGE)

DENY the hardship exemption from the Medical Marijuana Dispensaries Interim Control Ordinance (No. 179027), for The Grasshopper 215 located at 21146 Ventura Boulevard, Second Floor.

Roll Call #3 - Motion (Greuel - LaBonge) Adopted to Deny Application, Ayes (12); Absent: Rosendahl, Smith and Weiss (3)

(Item Nos. 35-37)

ITEM NO. (35) - MOTION ADOPTED TO DENY APPLICATION - SEE FOLLOWING

[05-0872-S226](#)

CD 3

CONSIDERATION OF APPLICATION relative to a hardship exemption from the Medical Marijuana Dispensaries Interim Control Ordinance (No. 179027), for Hope Collective LLC located at 20035 Vanowen Street.

Application filed by: Hope Collective LLC (Vacho Khachatryan, Representative)

(Council recommendations required relative to the above application)

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

ADOPTED

MOTION (ZINE - LABONGE)

DENY the hardship exemption from the Medical Marijuana Dispensaries Interim Control Ordinance (No. 179027), for Hope Collective LLC located at 20035 Vanowen Street.

ITEM NO. (36) - MOTION ADOPTED TO DENY APPLICATION - SEE FOLLOWING

[05-0872-S47](#)

CD 9

CONSIDERATION OF APPLICATION relative to a hardship exemption from the Medical Marijuana Dispensaries Interim Control Ordinance (No. 179027), for The Vapor Room located at 305 South Hewitt Street.

Application filed by: The Vapor Room (Dylan Williams, Representative)

(Council recommendations required relative to the above application)

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

ADOPTED

MOTION (PERRY - LABONGE)

DENY the hardship exemption from the Medical Marijuana Dispensaries Interim Control Ordinance (No. 179027), for The Vapor Room located at 305 South Hewitt Street.

ITEM NO. (37) - MOTION ADOPTED TO DENY APPLICATION - SEE FOLLOWING

[05-0872-S170](#)

CD 13

CONSIDERATION OF APPLICATION relative to a hardship exemption from the Medical Marijuana Dispensaries Interim Control Ordinance (No. 179027), for Friendly Collective located at 3405 Glendale Boulevard.

Application filed by: Friendly Collective

(Council recommendations required relative to the above application)

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

ADOPTED

MOTION (GARCETTI - LABONGE)

DENY the hardship exemption from the Medical Marijuana Dispensaries Interim Control Ordinance (No. 179027), for Friendly Collective located at 3405 Glendale Boulevard.

ITEM NO. (38) - MOTION ADOPTED TO DENY APPLICATION - SEE FOLLOWING

Roll Call #24 - Motion (Garcetti - Parks) Adopted to Deny Application, Ayes (12); Absent: Greuel, Rosendahl and Weiss (3)

[05-0872-S215](#)

CD 13

CONSIDERATION OF APPLICATION relative to a hardship exemption from the Medical Marijuana Dispensaries Interim Control Ordinance (No. 179027), for LA Collective Inc. located at 3401 North Glendale Boulevard, No. B.

Application filed by: LA Collective Inc. (Vartev Baharian, Representative)

(Council recommendations required relative to the above application)

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

ADOPTED

MOTION (GARCETTI - LABONGE)

DENY the hardship exemption from the Medical Marijuana Dispensaries Interim Control Ordinance (No. 179027), for LA Collective Inc. located at 3401 North Glendale Boulevard, No. B.

ITEM NO. (39) - MOTION ADOPTED TO DENY APPLICATION - SEE FOLLOWING

Roll Call #3 - Motion (Greuel - LaBonge) Adopted to Deny Application, Ayes (12); Absent: Rosendahl, Smith and Weiss (3)

[05-0872-S282](#)

CD 13

CONSIDERATION OF APPLICATION relative to a hardship exemption from the Medical Marijuana Dispensaries Interim Control Ordinance (No. 179027), for Global Meds Collective located at 3425 Glendale Boulevard.

Application filed by: Global Meds Collective (Gevorg Karaglanian, Representative)

(Council recommendations required relative to the above application)

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

ADOPTED

MOTION (GARCETTI - LABONGE)

DENY the hardship exemption from the Medical Marijuana Dispensaries Interim Control Ordinance (No. 179027), for Global Meds Collective located at 3425 Glendale Boulevard.

ITEM NO. (40) - RECEIVED AND FILED, INASMUCH AS THE APPLICATION WAS WITHDRAWN - SEE FOLLOWING

**Roll Call #21 - Motion (Garcetti - Parks) Adopted to Receive and File, Unanimous Vote (12);
Absent: Greuel, Rosendahl and Weiss (3)**

[05-0872-S435](#)

CD 13

CONSIDERATION OF APPLICATION relative to a hardship exemption from the Medical Marijuana Dispensaries Interim Control Ordinance (No. 179027), for Atwater Alternative Care Collective located at 3106 Glendale Boulevard.

Application filed by: Sharon Kaplan (Chris Fusco, Representative)

(Council recommendations required relative to the above application)

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

ADOPTED

MOTION (GARCETTI - LABONGE)

RECEIVE and FILE the hardship exemption from the Medical Marijuana Dispensaries Interim Control Ordinance (No. 179027), for Atwater Alternative Care Collective located at 3106 Glendale Boulevard.

ITEM NO. (41) - RECEIVED AND FILED, INASMUCH AS THE APPLICATION WAS WITHDRAWN - SEE FOLLOWING

Roll Call #4 - Motion (Garcetti - LaBonge) Adopted to Receive and File, Unanimous Vote (12);

Absent: Rosendahl, Smith and Weiss (3)

[05-0872-S462](#)

CD 13

CONSIDERATION OF APPLICATION relative to a hardship exemption from the Medical Marijuana Dispensaries Interim Control Ordinance (No. 179027), for Accurate Services Medical Dispensary Inc. at 3429 Glendale Boulevard.

Application filed by: Accurate Services Medical Dispensary Inc. (Justin Fishman, Representative)

(Council recommendations required relative to the above application)

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

ADOPTED

MOTION (GARCETTI - LABONGE)

RECEIVE and FILE the hardship exemption from the Medical Marijuana Dispensaries Interim Control Ordinance (No. 179027), for Accurate Services Medical Dispensary Inc. at 3429 Glendale Boulevard.

**Roll Call #3 - Motion (Greuel - LaBonge) Adopted to Deny Application, Ayes (12); Absent: Rosendahl, Smith and Weiss (3)
(Item Nos. 42-45)**

ITEM NO. (42) - MOTION ADOPTED TO DENY APPLICATION - SEE FOLLOWING

[05-0872-S115](#)

CD 14

CONSIDERATION OF APPLICATION relative to a hardship exemption from the Medical Marijuana Dispensaries Interim Control Ordinance (No. 179027), for Gevork Berberyan located at 2912 Colorado Boulevard.

Application filed by: Gevork Berberyan

(Council recommendations required relative to the above application)

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

ADOPTED

MOTION (HUIZAR - LABONGE)

DENY the hardship exemption from the Medical Marijuana Dispensaries Interim Control Ordinance (No. 179027), for Gevork Berberyan located at 2912 Colorado Boulevard.

ITEM NO. (43) - MOTION ADOPTED TO DENY APPLICATION - SEE FOLLOWING

[05-0872-S125](#)

CD 14

CONSIDERATION OF APPLICATION relative to a hardship exemption from the Medical Marijuana Dispensaries Interim Control Ordinance (No. 179027), for Green Leaf Collective located at 5607 East Huntington Drive, No. N.

Application filed by: Green Leaf Collective (Ronald Pasillas, Representative)

(Council recommendations required relative to the above application)

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

ADOPTED

MOTION (HUIZAR - LABONGE)

DENY the hardship exemption from the Medical Marijuana Dispensaries Interim Control Ordinance (No. 179027), for Green Leaf Collective located at 5607 East Huntington Drive, No. N.

ITEM NO. (44) - MOTION ADOPTED TO DENY APPLICATION - SEE FOLLOWING

[05-0872-S190](#)

CD 14

CONSIDERATION OF APPLICATION relative to a hardship exemption from the Medical Marijuana Dispensaries Interim Control Ordinance (No. 179027), for American Eagle Collective located at 2501 West Colorado Boulevard, No. B.

Application filed by: American Eagle Collective (Van Ton, Representative)

(Council recommendations required relative to the above application)

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

ADOPTED

MOTION (HUIZAR - LABONGE)

DENY the hardship exemption from the Medical Marijuana Dispensaries Interim Control Ordinance (No. 179027), for American Eagle Collective located at 2501 West Colorado Boulevard, No. B.

ITEM NO. (45) - MOTION ADOPTED TO DENY APPLICATION - SEE FOLLOWING

[05-0872-S280](#)

CD 14

CONSIDERATION OF APPLICATION relative to a hardship exemption from the Medical Marijuana Dispensaries Interim Control Ordinance (No. 179027), for House of Kush located at 1632 Colorado Boulevard.

Application filed by: House of Kush (Edwin Movayharian, Representative)

(Council recommendations required relative to the above application)

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

ADOPTED

MOTION (HUIZAR - LABONGE)

DENY the hardship exemption from the Medical Marijuana Dispensaries Interim Control Ordinance (No. 179027), for House of Kush located at 1632 Colorado Boulevard.

ITEM NO. (46) - NOTED AND FILED

Roll Call #8 - Motion (Cardenas - Reyes) Adopted to Note and File, Unanimous Vote (13); Absent: Perry and Weiss (2)

[08-2273](#)

CONTINUED CONSIDERATION OF COMMUNICATION FROM CHAIR and MEMBER, AD HOC COMMITTEE ON GANG VIOLENCE AND YOUTH DEVELOPMENT relative to requesting the Los Angeles County Office of the Public Defender to provide a briefing on the Client Assistance Recommendation Evaluation (CARE) Project.

Recommendation for Council action, pursuant to Motion (Cardenas - Perry - Reyes):

REQUEST the Los Angeles County Office of the Public Defender to provide a briefing on the CARE Project to the Ad Hoc Committee on Gang Violence and Youth Development, including, but not limited to, how the program interacts with other programs in the City that serve youth involved in the juvenile justice system.

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

Community Impact Statement: None submitted.

(Continued from the Council meeting of May 26, 2009)

Roll Call #3 - Motion (Greuel - LaBonge) Adopted, Ayes (12); Absent: Rosendahl, Smith and Weiss (3) (Item Nos. 47-58)

ITEM NO. (47) - ADOPTED

[09-0002-S76](#)

COMMUNICATION FROM CHIEF LEGISLATIVE ANALYST and RESOLUTION (ALARCON - ROSENDAHL) relative to the City's position on AB 1060 De La Torre), which would prohibit liquor licensees from selling alcoholic beverages using a self-service checkout system.

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 1060 (De La Torre), which would prohibit liquor licensees from selling alcoholic beverages using a self-service checkout system.

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

Community Impact Statement: None submitted.

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

ITEM NO. (48) - ADOPTED

[08-0418](#)
CD 9

CONTINUED CONSIDERATION OF COMMUNICATION FROM THE BOARD OF POLICE COMMISSIONERS relative to extending the term of the Los Angeles Police Department's (LAPD) Official Police Garage (OPG) contract with U.S. Tow, Inc.

Recommendation for Council action:

APPROVE an extension of six months, from April 1, 2009 through October 31, 2009, the LAPD's existing OPG contract with U.S. Tow, Inc. to ensure continued OPG services without interruption, subject to the approval of the City Attorney as to form and legality.

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

Community Impact Statement: None submitted.

(Public Safety Committee waived consideration of the above matter)

(Continued from Council meeting of June 3, 2009)

ITEM NO. (49) - ADOPTED

[08-0418-S1](#)

COMMUNICATION FROM THE BOARD OF POLICE COMMISSIONERS relative to extending the term of the Los Angeles Police Department's (LAPD) Official Police Garage (OPG) contract with the Nissley Corporation.

Recommendation for Council action:

APPROVE an extension of six months, from June 21, 2009 through December 20, 2009, the LAPD's existing OPG contract with Nissley Corporation to ensure continued OPG services without interruption, subject to the approval of the City Attorney as to form and legality.

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

Community Impact Statement: None submitted.

(Public Safety Committee waived consideration of the above matter)

ITEM NO. (50) - ADOPTED

08-0418-S2

COMMUNICATION FROM THE BOARD OF POLICE COMMISSIONERS relative to extending the Los Angeles Police Department's (LAPD) Official Police Garage (OPG) contract with ATS Northeast Towing, Inc.

Recommendation for Council action:

APPROVE an extension of six months, from April 14, 2009 through October 13, 2009, the LAPD's existing OPG contract with ATS Northeast Towing, Inc. (Heavy Duty) to ensure continued OPG services without interruption, subject to the approval of the City Attorney as to form and legality.

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

Community Impact Statement: None submitted.

(Public Safety Committee waived consideration of the above matter)

ITEM NO. (51) - ADOPTED

08-3282

CD 6

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 14223 West Victory Boulevard, pursuant to the Los Angeles Municipal Code (LAMC) 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 November 17, 2008 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 14223 West Victory Boulevard.
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 LAMC respectively. No additional funds will be required from the General Fund for the processing of this request.

ITEM NO. (52) - ADOPTED

[09-0013](#)
CD 12

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 7015 Louise Avenue, pursuant to the Los Angeles Municipal Code (LAMC) 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 December 24, 2008 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 7015 Louise Avenue.
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 LAMC respectively. No additional funds will be required from the General Fund for the processing of this request.

ITEM NO. (53) - ADOPTED

[09-0911](#)

CD 12

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 17648 Sherman Way, pursuant to the Los Angeles Municipal Code (LAMC) 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 17648 Sherman Way.
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 \$2,247 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 \$2,100 and a seven percent surcharge in the amount of \$147 in accordance with Sections 12.37 and 61.03 of the LAMC respectively. No additional funds will be required from the General Fund for the processing of this request.

ITEM NO. (54) - ADOPTED

[09-1134](#)

CD 12

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 20501-19 West Roscoe Boulevard, pursuant to the Los Angeles Municipal Code (LAMC) 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 30, 2009 and the accompanying RESOLUTION OF

ACCEPTANCE of Irrevocable Offer of Dedication of land located along 20501-19 West Roscoe Boulevard.

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 \$2,247 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 \$2,100 and a seven percent surcharge in the amount of \$147 in accordance with Sections 12.37 and 61.03 of the LAMC respectively. No additional funds will be required from the General Fund for the processing of this request.

ITEM NO. (55) - ADOPTED

[09-1185](#)

CD 5

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 637 South Fairfax Avenue, pursuant to the Los Angeles Municipal Code (LAMC) 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 2, 2009 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 637 South Fairfax Avenue.
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 \$2,247 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 \$2,100 and a seven percent surcharge in the amount of \$147 in accordance with Sections 12.37 and 61.03 of the LAMC respectively. No additional funds will be required from the General Fund for the processing of this request.

ITEM NO. (56) - ADOPTED

[09-1187](#)

CD 12

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 8372 Topanga Canyon Boulevard, pursuant to the Los Angeles Municipal Code (LAMC) 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 2, 2009 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 8372 Topanga Canyon Boulevard.
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 LAMC respectively. No additional funds will be required from the General Fund for the processing of this request.

ITEM NO. (57) - ADOPTED

[09-1188](#)
CD 5

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 5243 North Laurel Canyon Boulevard, pursuant to the Los Angeles Municipal Code (LAMC) 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 2, 2009 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 5243 North Laurel Canyon Boulevard.

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 \$2,247 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 \$2,100 and a seven percent surcharge in the amount of \$147 in accordance with Sections 12.37 and 61.03 of the LAMC respectively. No additional funds will be required from the General Fund for the processing of this request.

ITEM NO. (58) - ADOPTED

07-0977-S1

CONSIDERATION OF MOTION (REYES - ZINE) relative to application to the Getty Foundation for the Multicultural Undergraduate Internship program.

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

1. ACCEPT the grant in the amount of \$4,000 from the Getty Foundation and work immediately with the Getty Foundation to commence the search and selection for an intern to participate in the Multicultural Undergraduate Summer Internship program.
2. RECEIVE and DEPOSIT these grant funds into the City Planning Grants Trust Fund No. 46Y.
3. APPROPRIATE and TRANSFER from Fund 46Y a like amount into the Department of City Planning's General Fund 100/68, General Account 1070, Salaries As Needed, for direct costs incurred in Fiscal Year 2009-10.
4. AUTHORIZE the City Administrative Officer to make any necessary technical corrections.

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.

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

**Roll Call #14 - Motion (Wesson - Parks) Adopted, Ayes (11); Absent: Greuel, Perry, Rosendahl and Weiss (4)
(Item Nos. 59a-59e)**

ITEM NO. (59) - ADOPTED

09-1299

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:

[09-1299](#)

CD 13

- a. MOTION (GARCETTI - LABONGE) relative to declaring the Raptor-Born in Baja Premiere on June 23, 2009 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[08-1390](#)

CD 4

- b. MOTION (LABONGE - GARCETTI) relative to declaring the Second Annual Transgender Pride March on June 6, 2009 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[09-1301](#)

CD 11

- c. MOTION (ROSENDAHL - LABONGE) relative to declaring the First Annual Creighton Avenue Block Party on May 25, 2009 a Special Event (fees and costs absorbed by the City = \$2,700).

[09-1303](#)

CD 8

- d. MOTION (PARKS - GARCETTI) relative to declaring the First Annual Self, Family and Community Awareness Celebration on June 6, 2009 a Special Event (fees and costs absorbed by the City = \$8,950).

[09-1304](#)

CD 5

- e. MOTION (WEISS - GARCETTI) relative to declaring the Los Angeles Film Festival from June 8 to June 28, 2009 a Special Event (fees and costs absorbed by the City = \$50,321).

ITEM NO. (60) - ADOPTED - TO THE MAYOR FORTHWITH

Roll Call #7 - Motion (Hahn - LaBonge) Adopted, Ayes (15)

[09-0010-S38](#)

MOTION (HAHN - PARKS) relative to an offer of reward for information leading to the identification, apprehension and conviction of the person(s) responsible for the death of Antonio Ortega Jr. on July 6, 2008.

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 Antonio Ortega Jr. on July 6, 2008.
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. (61) - ADOPTED

Roll Call #3 - Motion (Greuel - LaBonge) Adopted, Ayes (12); Absent: Rosendahl, Smith and Weiss (3)

[09-1297](#)

CD 15

MOTION (HAHN - PARKS) relative to funding from the Pipeline Franchise Revenue portion of the Real Property Trust Fund for the improvement of three alleys in San Pedro.

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

1. TRANSFER \$310,000 in the Pipeline Franchise Revenue portion of the Council District 15 Real Property Trust Fund No. 697 to the Street Services Fund No. 100/86, as follows: \$200,000 to Account No. 1010 (Salaries - General), \$70,000 to Account No. 3030 (Construction Expense), \$10,000 to Account No. 6010 (Office and Administrative Expense), and \$30,000 to Account No. 6020 (Operating Supplies and Expense), for the improvement of three alleys in San Pedro.
2. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above instructions in order to effectuate the intent of this Motion.

ITEM NO. (62) - SUBSTITUTE MOTION ADOPTED IN LIEU OF ORIGINAL MOTION - SEE FOLLOWING

Roll Call #16 - Motion (Parks - Smith) Substitute Motion adopted, Ayes (12); Absent: Greuel, Rosendahl and Weiss (3)

[09-0011-S33](#)

CD 5

MOTION (WEISS - GARCETTI) relative to funding for a new street tree program for West Third Street in Council District Five.

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

1. INSTRUCT the Bureau of Street Services (BOSS) to prepare an agreement or other necessary document with the City of Los Angeles Public Works Department and its Urban Forestry Division, to assist the West Third Street community with Implementation Phase of the street tree program for West Third Street, subject to the approval of the City Attorney as to form and legality. Said agreement or other necessary document shall include, but not be limited to, the following: A detailed description of the work to be performed and the estimated completion date of such services.
2. AUTHORIZE the Councilmember of Council District Five to enter into and execute an agreement or other necessary document with Civic Enterprise Associates, LLC, for an amount not to exceed \$80,000 for the above work to be performed.
3. INSTRUCT the BOSS to ensure that Civic Enterprise Associates, LLC submits to the Board of Public Works, Office of Accounting, a detailed accounting of the actual expenditures for the

performance of the above work, and return any unspent funds to the Bureau within 30 days of completion of the above work.

4. AUTHORIZE the Chief Legislative Analyst, or designee, to make technical corrections or clarifications as may be necessary to implement the intent of this Motion.
5. AUTHORIZE the Board of Public Works, Office of Accounting and the Controller, as appropriate, to TRANSFER up to \$80,000 from the Council District Five portion of the Street Furniture Revenue Fund No. 43D/50, to Department of Public Works and its Urban Forestry Division, for the work to be performed.

ADOPTED

SUBSTITUTE MOTION (WEISS - SMITH)

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

1. AUTHORIZE the Controller to transfer and appropriate \$80,000 from Council District Five's portion of the Street Furniture Revenue Fund 43D/50 to the Department of Public Works, Bureau of Street Services (BSS) Fund 100/86, various accounts as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1010	Salaries, General	\$40,000
3030	Construction Expense	15,000
3040	Contractual Services	10,000
6020	Operating Supplies	<u>15,000</u>
	Total	\$80,000

2. AUTHORIZE the Director of BSS, or designee, to make technical corrections as necessary to implement the above recommendations.

ITEM NO. (63) - SUBSTITUTE MOTION ADOPTED IN LIEU OF ORIGINAL MOTION - SEE FOLLOWING

Roll Call #17 - Motion (Reyes - Zine) Substitute Motion Adopted, Ayes (11); Absent: Greuel, Perry, Rosendahl and Weiss (4)

[09-1239](#)
CD 1

CONTINUED CONSIDERATION OF MOTION (REYES - PERRY) relative to funding for construction and installation of a traffic signal at the intersection of Cypress and Future in Council District One.

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

1. TRANSFER \$135,000 from the Pipeline Franchise Revenue portion of the Council District One Real Property Trust Fund No. 693 to a new account, or account to be determined, in the Transportation Grant Fund No. 655/94 for constructing/installing a traffic signal at the

intersection of Cypress and Future in Council District One.

2. AUTHORIZE the Los Angeles Department of Transportation to make any technical corrections or clarifications to the above fund transfer instructions in order to effectuate the intent of this Motion.

(Continued from Council meeting of June 2, 2009)

ADOPTED

SUBSTITUTE MOTION (REYES - ZINE)

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

1. **TRANSFER \$40,000 from the Pipeline Franchise Revenue portion of the Council District One Real Property Trust Fund No. 683 to a new account, or account to be determined, in the Transportation Grant Fund No. 655-94 for constructing/installing a traffic signal at the intersection of Cypress and Future in Council District One.**
2. **AUTHORIZE the Department of Transportation be to make any technical corrections or clarifications to the above fund transfer instructions in order to effectuate the intent of this Motion.**

Roll Call #3 - Motion (Greuel - LaBonge) Adopted, Ayes (12); Absent: Rosendahl, Smith and Weiss (3) (Item Nos. 64-65b)

ITEM NO. (64) - ADOPTED

[09-1302](#)

RESOLUTION (GARCETTI - ZINE - HAHN) relative to authorizing the City Attorney-elect to solicit and accept gifts for the purpose of financing the City Attorney-elect's transition staff and expenses.

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

1. RESOLVE to authorize and direct the City Attorney-elect to solicit and accept gifts made to the City for the purpose of financing the City Attorney-elect's transition staff and expenses incurred between May 20, 2009 and August 30, 2009, and to deposit such cash gifts in a public benefit trust fund hereby established for such transition purposes (the "Fund") in a cumulative amount not to exceed \$100,000 and with no gift from any one source to exceed \$1,000.
2. RESOLVE to accept the gifts made by the donors to the City for such purposes on behalf of the City.
3. RESOLVE to authorize the City Attorney-elect's transition organization to make expenditures out of the Fund for the sole purposes of paying the reasonable costs and expenses associated with the City Attorney-elect's transition, such as for staff, equipment, supplies, meeting space, parking, telephones, postage, and swearing-in events; and provided further to authorize the Controller to deposit any unspent cash gifts on hand after payment of all of the costs and

expenses associated with the City Attorney-elect's transition into the City's General Fund.

4. RESOLVE to request the Controller to process any requests for disbursements submitted to the Controller by a designated representative of the City Attorney-elect's transition organization with 24 hours of receipt of such request for disbursement.
5. RESOLVE to authorize and request the City Attorney to prepare any necessary agreements, documents, or other instruments to memorialize and implement the foregoing; and authorize and direct the President of the City Council to execute on behalf of the City any such agreements, documents, or other instruments in the form approved by the City Attorney.

ITEM NO. (65) - MAPS APPROVED - CITY ENGINEER REPORTS ADOPTED

[09-1328](#)

et al. FINAL MAPS in the various Council Districts.

Recommendation for Council action:

APPROVE the Final Maps and ADOPT the City Engineer Reports as detailed in the various listed Council files, including bonds, agreements, contracts and other related issues, as specified:

[09-1328](#)

CD 11

- a. FINAL MAP OF TRACT NO. 60145 for property located at 1316-18 Amherst Avenue lying easterly of Amherst Avenue and southerly of Texas Avenue.
(Bond No. C-115364)
(Quimby Fee: \$35,854)
Applicants: Parham Minoo
Tala Associates

[09-1327](#)

CD 2

- b. PARCEL MAP L.A. NO. 2005-4387 for property located at 7546 West McGroarty Terrace lying on the easterly side of McGroarty Terrace and southerly of Foothill Boulevard.
Applicants: Howard and Beth Marchese
Jerome Buckmelter Associates

Closed Sessions - Items 66-67

ITEM NO. (66) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

Roll Call #25 - Motion (Zine - Parks) Adopted, Ayes (12); Absent: Greuel, Rosendahl and Weiss (3)

[09-0817](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to the cases entitled Bridges v. City of Los Angeles, Los Angeles Superior Court (LASC) Case No. BC350717 (regarding 412 Paseo Miramar); Jelinowicz v. City of Los Angeles, Cross-Complaint - LASC Case No. BC350717 (regarding 560 Lucero Avenue);

Heyman v. City of Los Angeles (related case LASC Case No. BC354924 - regarding 566 Lucero Avenue) in Council District 11. (These cases allege causes of action for inverse condemnation, nuisance, trespass, and dangerous condition of public property.)

(Budget and Finance Committee considered the above matter in Closed Session on June 1, 2009.)

(Continued from Council meeting of June 3, 2009)

ADOPTED

MOTION (ZINE - PARKS)

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

- 1. AUTHORIZE the City Attorney to accept the transfer of \$1,500,000 from the Department of Water and Power (DWP) representing its contribution towards this settlement, into Fund 100, Department 59, Revenue Source Number 4610, Reimbursements from Other Funds/Departments.**
- 2. AUTHORIZE the Controller to recognize the \$1,500,000 transferred from the DWP as additional fiscal year 2008/09 revenue.**
- 3. APPROPRIATE \$1, 500,000 from additional revenue referred to in Recommendations No. 1 and 2 above, to Fund 100, Department 59, Account No. 9770**
- 4. AUTHORIZE the City Attorney to execute a settlement agreement and all other documents necessary to implement to proposed settlement with Matthew Heyman in the amount of \$2,532,700.**
- 5. AUTHORIZE the City Attorney to draw a demand from Fund 100, Department 59, Account No. 9770, in the amount of \$2,279,430 payable to "The Law Office of Terry R. Bailey client Trust Account."**
- 6. AUTHORIZE the Department of Public Works, Office of Accounting, to draw a demand from the Sewer Operations and Maintenance Fund No. 760, Department 50, Account E282, Object 659, in the amount of \$253,270 payable to "The Law Office of Terry R. Bailey Client Trust Account."**
- 7. AUTHORIZE the City Attorney to execute a settlement agreement and all other necessary documents necessary to implement the proposed settlement with Martin A. Jelinowicz in the amount of \$1,500,000.**
- 8. AUTHORIZE the City Attorney to draw a demand from Fund 100, Department 59, Account No. 9770, in the amount of \$1,350,000 payable to 'James Geffner, A Professional Corporation, Client Trust Account and Martin Jelinowicz.'**
- 9. AUTHORIZE the Department of Public Works, Office of Accounting, to draw a demand from the Sewer Operations and Maintenance Fund No. 760, Department 50, Account E282, Object 659, in the amount of \$150,000 payable to "James geffner, A Professional Corporation, Client Trust Account and Martin Jelinowicz."**

10. **AUTHORIZE the City Attorney to negotiate with and make a statutory offer to compromise to Lawrence and Elizabeth Bridges in the amount of \$99,000, and if accepted to settle the case for that amount.**
11. **AUTHORIZE the City Attorney, if the statutory offer in Recommendation No. 10 above is accepted, to draw a demand from Fund 100, Department 59, Account No. 9770, in the amount of \$89,100, payable to the “The Law Offices of Timothy R. Lee, Lawrence Bridges and Elizabeth Bridges.”**
12. **AUTHORIZE the Department of Public Works, Office of Accounting, if the statutory offer in Recommendation No. 10 above is accepted, to draw a demand from the Sewer Operations and Maintenance Fund No. 760, Department 59, Account E282, Object 659, in the amount of \$9,900 payable to “The Law Offices of Timothy R. Lee, Lawrence Bridges and Elizabeth Bridges.”**
13. **AUTHORIZE the City Attorney to execute the necessary documents to carry out the settlements in accordance with the above terms; and,**
14. **AUTHORIZE the City Attorney, or designee, to prepare Controller instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer, and AUTHORIZE the Controller to implement the instructions.**

This matter was approved by the Vice-Chair and Member of the Budget and Finance Committee (Greuel-Rosendahl) “yes”) at its meeting on June 1, 2009, in Closed Session as permitted by Government Code Section 54956.9(a).

ITEM NO. (67) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

Roll Call #26 - Motion (Zine - Parks) Adopted, Ayes (12); Absent: Greuel, Rosendahl and Weiss (3)

09-1009

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to settlement in the case entitled Jermaine Foster, et al. v. City of Los Angeles, et al., Los Angeles Superior Court Case No. EC045681. (This case arises out of a personal injury damage claim against the City, to wit, the Los Angeles Police Department.)

(Budget and Finance Committee considered the above matter in Closed Session on June 1, 2009.)

(Continued from Council meeting of June 3, 2009)

ADOPTED

MOTION (ZINE - PARKS)

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

1. **AUTHORIZE the City Attorney to expend \$160,000 in settlement of the case entitled Jermaine Foster, et al. v City of Los angeles, et al., Los angeles Superior Court Case No. EC045681, from Liability Claims Account No. 9770, Fund 100, Department 59.**
2. **AUTHORIZE the City Attorney to draw a demand thereon in said amount payable to DeWitt, Algorri and Algorri and Jermaine Foster.**

This matter was approved by the Vice-Chair and Member of the Budget and Finance Committee (Greuel-Rosendahl “yes”) at its meeting on June 1, 2009, in Closed Session as permitted by Government Code Section 54956.9(a).

Item for Which Public Hearing Has Been Held - Item 68

ITEM NO. (68) - ADOPTED

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

[09-0772](#)

CONTINUED CONSIDERATION OF TRANSPORTATION COMMITTEE REPORT relative to the development of public-private partnerships and/or cost sharing opportunities that will allow the City to leverage public transit funds for the City's public transit services.

Recommendation for Council action, pursuant to Motion (Garcetti - Smith):

DIRECT the Los Angeles Department of Transportation (LADOT), in coordination with the Chief Legislative Analyst (CLA) and the Mayor's Office, to develop public-private partnership(s) and/or cost-sharing opportunities that will allow the City to leverage public transit funds and help mitigate the projected deficit in the Proposition A fund to allow the continuation and possible expansion of the City's vitally needed public transit services.

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

Community Impact Statement: None submitted.

Closed Session - Item 69

ITEM NO. (69) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

Roll Call #27 - Motion (Zine - Parks) Adopted, Ayes (12); Absent: Greuel, Rosendahl and Weiss (3)

[09-1132](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to settlement in the case entitled Joseph Ward-Wallace v. City of Los Angeles, et al., Los Angeles Superior Court Case No. BC358255. (This action arises from allegations of race discrimination, race harassment and failure to take reasonable steps to prevent discrimination and harassment against members of the Los Angeles Fire Department.)

(Budget and Finance Committee considered the above matter in Closed Session on June 1, 2009.)

ADOPTED

MOTION (ZINE - PARKS)

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

1. **AUTHORIZE** the City Attorney to expend \$175,000 in settlement of the case entitled Joseph Ward-Wallace v. City of Los Angeles, et al., Los Angeles Superior Court Case No. BC358255, from Liability Claims Account No. 9770, Fund 100/59.
2. **AUTHORIZE** the City Attorney to draw demands thereon payable to the Cochran Firm, Los Angeles, and Joseph Ward-Wallace as follows:
 - a. \$100,000 payable by this fiscal year June 30, 2009;
 - b. \$75,000 payable by the next fiscal year (2009-10), no later than November 15, 2009.
3. **AUTHORIZE** the City Attorney, or designee, to prepare Controller instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer, and **AUTHORIZE** the Controller to implement the instructions.

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

[07-1920-S1](#)

MOTION (PERRY - PARKS) relative to declaring the Ringling Bros. Animal Walk on July 7, 2009 a Special Event (event sponsor to reimburse the City for all fees and costs incurred).

[08-1387-S1](#)

MOTION (ZINE - PERRY) relative to declaring the Warner Center Transportation Management Organization/Ridefest 2009 on June 10, 2009 a Special Event (fees and costs absorbed by the City = \$456).

[09-1391](#)

MOTION (HAHN - ALARCON) relative to declaring the Port of Los Angeles High School Graduation on June 12, 2009 a Special Event (fees and costs absorbed by the City = \$1,226).

[09-1389](#)

MOTION (ROSENDAHL - GARCETTI) relative to a personal services contract with Mary E. Misono to provide services to the 11th Council District.

[09-1382](#)

MOTION (SMITH - ZINE) relative to installing street banners promoting the Granada Hills North Neighborhood Council.

[09-1381](#)

MOTION (ROSENDAHL - HUIZAR) relative to initiating street vacation proceedings for Butte Street

between Santa Fe Avenue and Perrino Place, located in Council District 14.

[09-1380](#)

MOTION (GARCETTI - LABONGE) relative to authorizing the Department of General Services to hold a special reception in the City Hall Tom Bradley Room on July 31, 2009.

[09-1383](#)

MOTION (LABONGE - PERRY) relative to authorizing the Department of Water and Power to use the City Hall Tom Bradley Room for a special reception on June 20, 2009.

[08-1878-S1](#)

MOTION (ROSENDAHL - SMITH) relative to amending a transfer of funds for contractual services associated with the Coastal Development Permit applications relative to Preferential Parking District No. 27.

[09-1388](#)

MOTION (WEISS - GREUEL) relative to asserting jurisdiction of the June 3, 2009 South Valley Area Planning Commission's determination issued on case No. ZA 2007-4635-CU-ZV-ZAA-ZA1-1A, denying a needed expansion for The Chabad of North Hollywood located at 13079 W. Chandler Boulevard.

[09-0011-S36](#)

MOTION (CARDENAS - PARKS) relative to funding for street median tree maintenance in Council District Six.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon his request and without objections, Councilmember Zine was excused to leave at 11:45 a.m. from Council Session of Tuesday, June 23, 2009 and 11:00 a.m. from Council Session of Wednesday, July 22, 2009, both due to City Business.

Motion (Zine - Smith) unanimously adopted to excuse Council President Garcetti from Council Session of Friday, July 10, 2009 due to Personal Business.

Upon his request and without objections, Council President Garcetti was excused from Council Sessions of Tuesday, July 7, 2009 and Wednesday, July 8, 2009, both due to Personal Business.

Upon her request and without objections, Councilmember Perry was excused to leave at 11:30 a.m. from Council Sessions of Wednesday, July 10, 2009 due to City Business.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

[09-0727](#) - Sergeant I & II Larry R. Taylor

Zine - All Councilmembers

Ronnie Bradford

Zine - All Councilmembers

At the conclusion of this day's Council Session

ADJOURNING MOTIONS WERE ADOPTED in tribute to the memory of:

[09-0726](#) - Edna Elaine Avery

Zine - Smith

Ayes, Alarcon, Cardenas, Hahn, Huizar, LaBonge, Parks, Perry, Reyes, Smith, Wesson, Zine and President Garcetti (12); Absent: Greuel, Rosendahl and Weiss (3).

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL