

Los Angeles City Council, **Journal/Council Proceedings**  
Tuesday, **September 29, 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: Cárdenas, Hahn, Koretz, LaBonge, Parks, Perry, Reyes, Rosendahl, Smith, Zine and President Garcetti (11); Absent: Alarcón, Huizar and Wesson (3); Vacant: Council District Two**

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF  
SEPTEMBER 25, 2009

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - NONE

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

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

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## **Items Noticed for Public Hearing - Items 1-10**

**Roll Call #1 - Motion (Smith - Smith) Adopted To Continue, Unanimous Vote (12); Absent: Alarcon and Huizar (2)  
(Item Nos. 1-5)**

**ITEM NO. (1) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED ON  
OCTOBER 20, 2009**

[08-3368](#)  
CD 5

HEARING PROTESTS against the proposed improvement and maintenance of the Sweetzer Avenue and Clinton Street (Reballot) Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Sweetzer Avenue and Clinton Street (Reballot) Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on July 28, 2009 - Continue hearing and present Ordinance on OCTOBER 20, 2009 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (2) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED ON OCTOBER 20, 2009**

[09-1772](#)

CD 13

HEARING PROTESTS against the proposed improvement and maintenance of the Brokaw Place and Carlton Way Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Brokaw Place and Carlton Way Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on July 28, 2009 - Continue hearing and present Ordinance on OCTOBER 20, 2009 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (3) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED ON OCTOBER 20, 2009**

[09-1773](#)

CD 4

HEARING PROTESTS against the proposed improvement and maintenance of the McCormick Street and Vineland Avenue Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the McCormick Street and Vineland Avenue Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on July 28, 2009 - Continue hearing and present Ordinance on OCTOBER 20, 2009 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (4) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED ON OCTOBER 20, 2009**

[09-1775](#)

CD 9

HEARING PROTESTS against the proposed improvement and maintenance of the 10th and Crocker Streets Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the 10th and Crocker Streets Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on July 28, 2009 - Continue hearing and present Ordinance on OCTOBER 20, 2009 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (5) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED ON OCTOBER 20, 2009**

**Roll Call #5 - Motion (Smith - Huizar) Adopted To Continue, Unanimous Vote (12); Absent: Alarcon and Huizar (3)**

[09-1776](#)

CD 7

HEARING PROTESTS against the proposed improvement and maintenance of the Pierce Street and Dronfield Avenue Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Pierce Street and Dronfield Avenue Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on July 28, 2009 - Continue hearing and present Ordinance on OCTOBER 20, 2009 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**Roll Call #2 - Motion (Alarcon - Huizar) Adopted, Ayes (12); Absent: Alarcon and Huizar (2) (Item Nos. 6-10)**

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

[09-1124](#)

CD 9

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the 59th and Main Streets Lighting District.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held September 8, 2009)

**ITEM NO. (7) - ADOPTED**

[09-1167](#)

CD 13

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Elsinore and Alvarado Streets Lighting District.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held September 8, 2009)

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

[09-1269](#)

CD 4

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

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held September 8, 2009)

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

[09-1369](#)

CD 1

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Cesar E. Chavez Avenue and Figueroa Street No. 1 Lighting District.

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

1. DENY the protests and confirm the assessments.

2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held September 8, 2009)

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

[09-1271](#)

CD 3

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

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

1. FIND that a majority protest exists in the Street Lighting Maintenance Assessment District and therefore the assessment cannot be enacted.
2. PRESENT and ADOPT the accompanying ORDINANCE abandoning all proceedings relating to the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).
3. INSTRUCT the Director, Bureau of Street Lighting, to assure that the streetlights are not installed or are removed from service if previously installed.

(Public Hearing held September 8, 2009)

#### **Items for Which Public Hearings Have Been Held - Items 11-24**

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

**Roll Call #3 - Motion (Alarcon - Huizar) Adopted, Ayes (12); Absent: Alarcon and Huizar (2)**

[09-2219](#)

CD 9

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to an amendment of the Proposition K Grant Agreement with Concerned Citizens of South Central Los Angeles.

Recommendations for Council action:

1. APPROVE relocating the Proposition K Concerned Citizens of South Central Los Angeles Soccer Field Project to the Carver Middle School site from the previously approved Dorothy V. Johnson Opportunity High School site and APPROVE changing the scope of the project as set forth in the Bureau of Engineering report, attached to the Council file.

2. FIND that the project at the Carver Middle School site with the changed scope is an equivalent project in that it will be of larger size, will have comparable amenities, will serve the same population, and will provide equivalent programming as the project scope and site that was originally approved.
3. APPROVE extending the deadline for design and construction from June 22, 2005 to August 30, 2010, including all closeout activities.
4. REQUIRE that the 10 percent retention will not be released until the entire project, both Phase I and Phase II, is completed.
5. AUTHORIZE the City Engineer to negotiate and execute an amendment to Proposition K Grant Agreement No. C-105016 with Concerned Citizens of South Central Los Angeles to reflect the changes in project location and scope, extension of the deadline for design and construction, and the retention requirement as approved in the above recommendations.
6. AUTHORIZE L.A. for Kids Program staff to take necessary actions to effectuate the above actions, including changing the project name in Proposition K related documents to reflect the new site.

Fiscal Impact Statement: None submitted by the L.A. for Kids Steering Committee. 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, AS AMENDED - SEE FOLLOWING**

### **Roll Call #11 - Motion (Huizar - Parks) To Adopt As Amended, Ayes (13); Absent: Alarcon and Huizar (2)**

#### [09-0600-S142](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to reconsideration of the Budget and Finance Committee Minority Report and Fiscal Emergency Resolution relative to sworn furloughs and the 2009-10 Budget Balancing Operational Plan.

Recommendations for Council action:

1. RECEIVE and FILE recommendations 1, 2a and 12 of the Budget and Finance Committee Minority Report (Minority Report), attached to the Committee report, relative to the 2009-10 Budget Balancing Operational Plan inasmuch as actions taken by the Council on September 18, 2009 results in no further action being necessary on these recommendations.
2. REFER Minority Report recommendations 2b, 2c, and 2e relative to implementation of a mandatory furlough program to the Executive Employee Relations Committee (EERC) for further review.
3. HOLD Minority Report recommendation 2d in Budget and Finance Committee pending EERC review of recommendations 2b, 2c and 2e above.

4. HOLD Minority Report recommendations 3, 4, 5, 6 and 15 in Committee pending updated operational plans.
5. HOLD Minority Report recommendation 8 relative to implementation of deferred cost of living increases to specific bargaining units in Committee pending ratification of the Agreement with the Coalition of Unions.
6. INSTRUCT the City Administrative Officer (CAO) to convene a working group comprised of the CAO, Chief Legislative Analyst (CLA), Personnel and Controller to monitor the progress and cooperation of the departments implementation of the operational plans and report to the Budget and Finance Committee monthly.
7. INSTRUCT General Managers to work with the Personnel Department and CAO to identify placement opportunities for employees at risk of layoff.
8. INSTRUCT the Personnel Department to work with the City's Employee Assistance Program provider to develop programs to assist employees at risk of layoff.
9. REQUEST the Mayor, as part of the proposed Fiscal Year 2010-11 budget, to eliminate all positions frozen by the CAO and Controller.
10. INSTRUCT the CAO and CLA to report back to the Budget and Finance Committee relative to Police and Fire Sworn Shared Responsibility and Sacrifice (SRS) shortfalls identified in the Joint CAO/CLA report, dated September 11, 2009 (attached to the Council file). The CAO/CLA report should identify options to address the budget shortfalls if the ERIP is approved by the Council.
11. EXCLUDE the following Departments, to the extent possible, from further funding reductions in 2010-11: Recreation and Parks, Library, Convention Center and Housing Departments.
12. INSTRUCT the CAO, with the Bureau of Engineering (BOE), to reevaluate the Joint CAO/CLA report Attachment 2 recommendation No.197 relative to closure of the West Los Angeles District BOE Office and reassignment of eight positions to special funded programs, and report back to the Budget and Finance Committee.
13. RELATIVE TO MINORITY REPORT RECOMMENDATION 13:
  - a. INSTRUCT the CAO and CLA to report back to the Budget and Finance Committee in two weeks relative to amending the emergency declaration to include sworn furloughs in the context of continuing negotiations with sworn personnel.
  - b. SUBMITS WITHOUT RECOMMENDATION:

DEFER the October 2009 Los Angeles Police Academy Class until pending negotiations conclude.

14. INSTRUCT the CAO and CLA, and REQUEST the Mayor, consistent with the Council's actions on the Early Retirement Incentive Program (ERIP), to work with the following departments to generate updated operational plans to address the budgetary shortfall: Aging, Animal Services, City Clerk, El Pueblo, Finance, Fire, General Services, Information Technology Agency, Neighborhood Empowerment, Police, Board of Public Works, Bureau of Engineering, and Transportation.

Fiscal Impact Statement: Neither the CAO nor CLA have completed a financial analysis of this report.

Community Impact Statement: None submitted.

## **ADOPTED**

### **AMENDING MOTION (HUIZAR - PARKS)**

1. **AMEND instruction 12 to add that the City Administrative Officer with the Bureau of Engineering, reevaluate the 2009-10 Budget Balancing Operational Plan recommendation #198 relative to suspending renovation work on the CD 14 Neighborhood City Hall Renovations after completion of seismic repairs and reassignment of one position to special funded programs, and report back to the Budget and Finance Committee.**
2. **AMEND instruction 12 to add that the City Administrative Officer with the Bureau of Engineering, reevaluate the 2009-10 Budget Balancing Operational Plan recommendation #199 relative to suspending renovation of the three swimming pools - 109th Street, Costello and Lincoln and reassignment of two positions to special funded programs, and report back to the Budget and Finance Committee.**

## **REFERRED TO PUBLIC SAFETY and BUDGET AND FINANCE COMMITTEES**

### **MOTION (HAHN - ZINE)**

**INSTRUCT the Los Angeles Police Department to suspend sending any future letters out for new police officer hiring.**

### **MOTION (PARKS - ROSENDAHL)**

**REFER Recommendations #13a and #13b of the Budget and Finance Committee report (Item No. 12, Council file No. 09-0600-S142) relative to the 2009-10 Budget Balancing Operational Plan to the Public Safety and Budget and Finance Committees for further discussion.**

## **ITEM NO. (13) - ADOPTED, AS AMENDED - SEE FOLLOWING**

**Roll Call #13 - Motion (Parks - Hahn) To Adopt As Amended, Ayes (11); Absent: Alarcon, Perry and Reyes (3)**

### **[09-2128](#)**

**BUDGET AND FINANCE COMMITTEE REPORT** relative to the 2009 Tax Penalty Amnesty Program.

Recommendation for Council action:



NOTE and FILE the Office of Finance report relative to the 2009 Tax Penalty Amnesty Program inasmuch as the report is submitted for information only, and ~~no Council action is necessary~~ further **\*INSTRUCT the Los Angeles Fire Department with the assistance of the Office of Finance to report back to the Budget and Finance Committee relative to uncollected ambulance billings and efforts to improve collections. (\*Rosendahl - Hahn)**

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

**Roll Call #3 - Motion (Alarcon - Huizar) Adopted, Ayes (12); Absent: Alarcon and Huizar (2)  
(Item Nos. 14-18)**

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

[09-1751](#)  
CD 12

MITIGATED NEGATIVE DECLARATION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to a Variance appeal for property at 18640-64 Eddy Street and 18657-65 Parthenia Street.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the lead agency, City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 09-1751 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV 2007-3910 MND] filed on May 23, 2008.
2. ADOPT the FINDINGS of the North Valley Area Planning Commission (NVAPC) as the Findings of the Council.
3. RESOLVE TO GRANT IN PART/DENY IN PART THE APPEAL filed by Steve Zipp (Gary Klein, Representative) from the entire decision of the NVAPC, and THEREBY APPROVE: 1) a Variance for the establishment, use and maintenance of an automobile impound yard in the M1-1VL Zone classification in lieu of complying with all the standards of Section 12.17.6-A,8 of the Los Angeles Municipal Code; and, 2) the inclusion of language concerning the absence of a wall in the plans for property at 18640-64 Eddy Street and 18657-65 Parthenia Street, subject to Conditions of Approval, modified to include the following:
  - a. Instruct the Los Angeles Department of Transportation (LADOT) to consider a red curb along both properties to increase line of sight for traffic.
  - b. Request the Applicant to use a flag man when vehicles must back out onto traffic.
  - c. Request the Applicant to conduct an approval of plans review in one year to evaluate if there is compliance with conditions and all impacts are mitigated.

- d. Instruct the LADOT and the Department of Building and Safety to resolve the issue of the wall with all deliberate speed.

Applicant: Marcos Portillo, Day & Night Towing  
(Robert B. Lamishaw, JPL Zoning Services, Representative)  
(Eduardo Espana, Day & Night Towing, Representative)

ZA 2007-3909- ZV-1A

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

TIME LIMIT FILE - SEPTEMBER 30, 2009

(LAST DAY FOR COUNCIL ACTION - SEPTEMBER 30, 2009)

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

[09-0006-S6](#)

CD 7

PUBLIC SAFETY COMMITTEE REPORT relative to the payment of a Graffiti Apprehension Reward for a vandalism incident that occurred at Shady Palms Lane.

Recommendations for Council action:

1. GRANT the appeal filed by applicant, and APPROVE the \$1,000 Graffiti Apprehension Reward payment for the incident that occurred at Shady Palms Lane on April 1, 2008.
2. AUTHORIZE the City Clerk to pay this claim from the Vandalism and Graffiti Trust Fund No. 870.

Fiscal Impact Statement: None submitted by the Los Angeles Police Department. 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. (16) - ADOPTED**

[09-0006-S17](#)

CD 13

PUBLIC SAFETY COMMITTEE REPORT relative to the payment of a Graffiti Apprehension Reward for a vandalism incident that occurred at 1859 Lobdell Place and Avalon Street.

Recommendations for Council action:

1. APPROVE the \$1,000 Graffiti Apprehension Reward payment for the incident that occurred at 1859 Lobdell Place and Avalon Street on January 22, 2009.
2. AUTHORIZE the City Clerk to pay this claim from the Vandalism and Graffiti Trust Fund No. 870.

Fiscal Impact Statement: None submitted by the Los Angeles Police Department. 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. (17) - ADOPTED

[09-0006-S18](#)

CD 14

PUBLIC SAFETY COMMITTEE REPORT relative to the payment of a Graffiti Apprehension Reward for a vandalism incident that occurred at Colorado and Eagle Rock Boulevards.

Recommendations for Council action:

1. APPROVE the \$1,000 Graffiti Apprehension Reward payment for the incident that occurred at Colorado and Eagle Rock Boulevards on February 15, 2009.
2. AUTHORIZE the City Clerk to pay this claim from the Vandalism and Graffiti Trust Fund No. 870.

Fiscal Impact Statement: None submitted by the Los Angeles Police Department. 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. (18) - ADOPTED

[09-0006-S19](#)

CD 7

PUBLIC SAFETY COMMITTEE REPORT relative to the payment of a Graffiti Apprehension Reward for a vandalism incident that occurred at 12142 Buckeye Avenue.

Recommendations for Council action:

1. APPROVE the \$1,000 Graffiti Apprehension Reward payment for the incident that occurred at 12142 Buckeye Avenue on April 8, 2009.
2. AUTHORIZE the City Clerk to pay this claim from the Vandalism and Graffiti Trust Fund No. 870.

Fiscal Impact Statement: None submitted by the Los Angeles Police Department. 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. (19) - ADOPTED**

**Roll Call #14 - Motion (Hahn - Rosendahl) Adopted, Ayes (11); Absent: Alarcon, Perry and Reyes (3)**

[09-2165](#)

CD 15

TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to permit agreements No. 881 and No. 552 between TraPac, Inc. and the City of Los Angeles for Berths 136-147.

Recommendations for Council action:

1. APPROVE the Fifth Amendment to Permit No. 552 between the City of Los Angeles and TraPac, Inc.
2. APPROVE Permit No. 881 between the City of Los Angeles and TraPac, Inc. for premises at Berths 136-147.

Fiscal Impact Statement: The City Administrative Officer reports that approval of Permit No. 881, the proposed lease agreement, with TraPac Inc. will commit existing Harbor Department land and facilities assets valued at approximately \$309 million, plus an additional capital expenditure of approximately \$245 million, over the 30 year life of the lease. The department estimates that revenue amounts over the 30 year lease term will be approximately \$2.1 billion. According to the Harbor Department, this amount is assuming a 10 percent rate increase every five years starting Year 2020, with compound growth rate for twenty-foot equivalent units (TEUs) at approximately four percent per year. In addition, the department has spent approximately \$5.5 million to complete the required Environmental Impact Reports (EIR) for TraPac. The Harbor Department also agreed to deposit funds for EIR concerns into a community mitigation fund. In Fiscal Year 2008-09, the department deposited approximately \$12 million; with future deposits based on the increases to department-wide TEU cargo containers growth. For Port Resolution No. 09-6796, the department has estimated an incentive credit for the four-month period under Permit No. 552 will be approximately \$300,000. All revenues will be deposited into the Harbor Revenue Fund and will have no financial impact on the City General Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - OCTOBER 2, 2009

(LAST DAY FOR COUNCIL ACTION - OCTOBER 2, 2009)

**Roll Call #3 - Motion (Alarcon - Huizar) Adopted, Ayes (12); Absent:, Alarcon and Huizar (2)  
(Item Nos. 20-24)**

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

[07-3211](#)

CD 2

GENERAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the renewal of and amendment to temporary Preferential Parking District (PPD) No. 138.

Recommendations for Council action:

1. FIND that the establishment of PPD No. 138, pursuant to Los Angeles Municipal Code (LAMC) Section 80.58.d, is exempt from the California Environmental Quality Act (CEQA) under the General Exemption (Article II, Section 1 of the 2002 Los Angeles City CEQA Guidelines).
2. FIND that the parking problem that led to the establishment of temporary PPD No. 138 in Council District Two still exists, and that no permanent solution has been found.
3. FIND that the parking problem that led to the establishment of and renewal of temporary PPD No. 138 has expanded to the 5900 block of Matilija Avenue (Matilija Avenue between Oxnard Street and Califa Street.)
4. ADOPT the accompanying RESOLUTION renewing the boundaries of temporary PPD No. 138 for 12 more months, until October 17, 2010, pursuant to LAMC Section 80.58.d. and amending the boundaries of temporary PPD No. 138 to include 5900 block of Matilija Avenue (Matilija Avenue between Oxnard Street and Califa Street.)
5. DIRECT the Los Angeles Department of Transportation (LADOT) to post the authorized parking restriction signs on the residential portions of Matilija Avenue between Oxnard Street and Califa Street, except for areas where parking is currently prohibited at all times in the interest of traffic flow or safety, upon receipt and verification of petitions requesting the installation of the approved parking restrictions on a street segment and containing signatures of residents representing at least 67 percent of the dwelling units on the street segment, upon Council action amending the boundaries of the district.
6. DIRECT the LADOT to prepare a Notice of Exemption reflecting the Council's action under Recommendation No. 1 above and file such notice with the City and County Clerks within five working days of the City Council's action.

Fiscal Impact Statement: The LADOT reports that revenue from the sale of permits will cover the additional cost of implementing, administering, and enforcing temporary PPD No. 138. Furthermore, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the district's parking restrictions.

Community Impact Statement: None submitted.

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

[07-3288](#)

CD 5

GENERAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the renewal of temporary Preferential Parking District (PPD) No. 132.

Recommendations for Council action:

1. FIND that the establishment of PPD No. 132, pursuant to Los Angeles Municipal Code (LAMC) Section 80.58.d, is exempt from the California Environmental Quality Act (CEQA) under the General Exemption (Article II, Section 1 of the 2002 Los Angeles City CEQA Guidelines).
2. FIND that the parking problem that led to the establishment of temporary PPD No. 132 in Council District Five still exists, and that no permanent solution has been found.

3. ADOPT the accompanying RESOLUTION renewing temporary PPD No. 132 until such time as the streets within temporary PPD No. 132 are incorporated into a larger permanent district currently under review for establishment in the area, but not for more than 12 months, until October 30, 2010, pursuant to LAMC Section 80.58.d.
4. DIRECT the Los Angeles Department of Transportation (LADOT) to prepare a Notice of Exemption reflecting the Council's action under Recommendation No. 1 above and file such notice with the City and County Clerks within five working days of the City Council's action.

Fiscal Impact Statement: The LADOT reports that revenue from the sale of permits will cover the additional cost of implementing, administering, and enforcing temporary PPD No. 132. Furthermore, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the district's parking restrictions.

Community Impact Statement: None submitted.

## ITEM NO. (22) - ADOPTED

[09-2317](#)

CD 2

GENERAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the renewal of temporary Preferential Parking District (PPD) No. 113.

Recommendations for Council action:

1. FIND that the establishment of PPD No. 113, pursuant to Los Angeles Municipal Code (LAMC) Section 80.58.d, is exempt from the California Environmental Quality Act (CEQA) under the General Exemption (Article II, Section 1 of the 2002 Los Angeles City CEQA Guidelines).
2. FIND that the parking problem that led to the establishment of temporary PPD No. 113 in Council District Two still exists, and that no permanent solution has been found.
3. ADOPT the accompanying RESOLUTION renewing temporary PPD No. 113 for 12 more months, until October 17, 2010, pursuant to LAMC Section 80.58.d.
4. DIRECT the Los Angeles Department of Transportation (LADOT) to prepare a Notice of Exemption reflecting the Council's action under Recommendation No. 1 above and file such notice with the City and County Clerks within five working days of the City Council's action.

Fiscal Impact Statement: The LADOT reports that revenue from the sale of permits will cover the additional cost of implementing, administering, and enforcing temporary PPD No. 113. Furthermore, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the district's parking restrictions.

Community Impact Statement: None submitted.

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

[09-2318](#)

CD 4

GENERAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the renewal of temporary Preferential Parking District (PPD) No. 120.

Recommendations for Council action:

1. FIND that the establishment of PPD No. 113, pursuant to Los Angeles Municipal Code (LAMC) Section 80.58.d, is exempt from the California Environmental Quality Act (CEQA) under the General Exemption (Article II, Section 1 of the 2002 Los Angeles City CEQA Guidelines).
2. FIND that the parking problem that led to the establishment of temporary PPD No. 120 in Council District Four still exists, and that no permanent solution has been found.
3. ADOPT the accompanying RESOLUTION renewing temporary PPD No. 120 for 12 more months, until October 17, 2010, pursuant to LAMC Section 80.58.d.
4. DIRECT the Los Angeles Department of Transportation (LADOT) to prepare a Notice of Exemption reflecting the Council's action under Recommendation No. 1 above and file such notice with the City and County Clerks within five working days of the City Council's action.

Fiscal Impact Statement: The LADOT reports that revenue from the sale of permits will cover the additional cost of implementing, administering, and enforcing temporary PPD No. 120. Furthermore, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the district's parking restrictions.

Community Impact Statement: None submitted.

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

[08-2247](#)

TRANSPORTATION COMMITTEE REPORT relative to contract amendments with five firms for third party transit audits and inspections.

Recommendations for Council action:

1. AUTHORIZE the General Manager of the Los Angeles Department of Transportation (LADOT) to execute contract amendments, subject to the approval of the City Attorney as to form and legality, with the following five transit bus maintenance audit and transit technology consultant firms to perform as-needed services on a month-to-month basis, not to exceed one year, and for a combined total compensation not to exceed \$200,000:
  - Parsons, Brinkerhoff, Quade and Douglas
  - Transit Maintenance Consultants
  - Vehicle Technical Consulting
  - LTK Engineering Service
  - STV Group

2. INSTRUCT the LADOT to report on the status of the Request for Proposals (RFP) for new transit bus maintenance audit and transit technology consultant firms by the end of December 2009, if the RFP is not released.

Fiscal Impact Statement: The City Administrative Officer reports that funding for the five proposed contract amendments will not exceed a combined total of \$200,000 for the maximum 12 month amendment term. Funding has been provided in the 2009-10 Proposition A Local Transit Assistance Fund Budget for this purpose. There is no impact to the General Fund.

Community Impact Statement: None submitted.

## **Items for Which Public Hearings Have Not Been Held - Items 25-36**

(10 Votes Required for Consideration)

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

**Roll Call #12 - Motion (Reyes - Cardenas) To Adopt As Amended, Ayes (13); Absent: Alarcon (1)**

[08-3124](#)

EXEMPTION, COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to amending Section 91.6306 of the Los Angeles Municipal Code (LAMC) to apply the anti-graffiti coating requirements to all buildings, including single-family dwellings and accessory buildings, and to provide an exception for owners filing a graffiti removal covenant.

Recommendations for Council action, pursuant to Motion (Greuel - Rosendahl), SUBJECT TO THE APPROVAL OF THE MAYOR:

1. FIND that this action is exempt from California Environmental Quality Act (CEQA) under State CEQA Guidelines 15061(b)(3) and Article II, Section 1 of the City's Guidelines.
2. PRESENT and ADOPT the accompanying ORDINANCE, amending Section 91.6306 of the LAMC to apply the anti-graffiti coating requirements to all buildings, including single-family dwellings and accessory buildings, and to provide an exception for owners filing a graffiti removal covenant.

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: Yes  
Against Proposal: Arroyo Seco Neighborhood Council

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

**ADOPTED**

### **MOTION (LABONGE - HAHN)**

1. FIND that this action is exempt from the California Environmental Quality Act (CEQA) under State CEQA Guidelines 15061 (b) (3) and Article II, Section 1 of the City's Guidelines.



2. **ADOPT the accompanying ORDINANCE amending Section 91.6306 of the Los Angeles Municipal Code to apply the anti-graffiti requirements to all buildings, including single-family dwellings and accessory buildings, and to provide an exception for owners filing a graffiti removal covenant.**
3. **INSTRUCT the Department of Building and Safety to report back in 60 days on amending the ordinance to:**
  - a. **Include City properties.**
  - b. **Include growing vines as another tool to mitigate graffiti**

**Roll Call #4 - Motion (Reyes - Cardenas) Adopted, Ayes (12); Absent: Alarcon and Huizar (2)  
(Item Nos. 26a-j)**

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

[09-0005-S589](#)

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 September 22, 2009:

[09-0005-S589](#)

CD 9

- a. Property at 1044 East 49th Street aka 1046 East 49th Street (Case No. 96214).  
Assessor I.D. No. 5108-018-015

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 15, 2007)

[09-0005-S590](#)

CD 8

- b. Property at 109 East 95th Street (Case No. 236510).  
Assessor I.D. No. 6052-006-022

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 21, 2009)

[09-0005-S591](#)

CD 8

- c. Property at 109 East 95th Street (Case No. 184106).  
Assessor I.D. No. 6052-006-022

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 29, 2008)

[09-0005-S592](#)

CD 8

- d. Property at 1745 West 64th Street (Case No. 141328).  
Assessor I.D. No. 6002-030-023

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on September 20, 2007)

[09-0005-S593](#)

CD 10

- e. Property at 2929 San Marino Street aka 934 South New Hampshire Avenue (Case No. 225177).  
Assessor I.D. No. 5094-026-010

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 7, 2009)

[09-0005-S594](#)

CD 9

- f. Property at 6808 South Main Street aka 6812 South Main Street (Case No. 12703).  
Assessor I.D. No. 6011-004-059

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 5, 2006)

[09-0005-S595](#)

CD 4

- g. Property at 7405 West Fountain Avenue aka 1303 North Vista Street (Case No. 224354).  
Assessor I.D. No. 5550-023-008

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

[09-0005-S596](#)

CD 14

- h. Property at 815 North Forest Avenue aka 819 North Forest Avenue (Case No. 237027).  
Assessor I.D. No. 5177-018-016

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 28, 2009)

[09-0005-S597](#)

CD 4

- i. Property at 817 North McCadden Place aka 819 North McCadden Place (Case No. 232763).  
Assessor I.D. No. 5524-004-009

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 28, 2009)

[09-0005-S598](#)

CD 7

- j. Property at 8330 North Willis Avenue (Case No. 245067).  
Assessor I.D. No. 2653-019-029

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

**ITEM NO. (27) - REFER TO PUBLIC SAFETY COMMITTEE**

**Roll Call #6 - Motion (Cardenas - Parks) Adopted To Withdraw and Refer, Unanimous Vote (12); Absent: Alarcon and Huizar (2)**

[07-1080-S1](#)

COMMUNICATION FROM CHAIR, ARTS, PARKS, HEALTH AND AGING COMMITTEE relative to research and analysis of comparable child safety programming as related to Kid Watch LA.

Recommendation for Council action:

NOTE and FILE the Human Services Department report dated July 8, 2009, relative to a summary report on research and analysis of comparable child safety programming as related to Kid Watch LA, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

**Roll Call #4 - Motion (Reyes - Cardenas) Adopted, Ayes (12); Absent: Alarcon and Huizar (2) (Item Nos. 28-29)**

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

[09-0002-S71](#)

CONSIDERATION OF RESOLUTION (HUIZAR - REYES) relative to the City's position on SB 242 (Yee) that would make it a violation of the State's Unruh Civil Rights Act to adopt or enforce a policy that limits or prohibits the use of any language in a business establishment.

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

ADOPT the accompanying RESOLUTION to include in the City's 2009-10 State Legislative Program SUPPORT of SB 242 (Yee) that would make it a violation of the State's Unruh Civil Rights Act to adopt or enforce a policy that limits or prohibits the use of any language in a business establishment.

Community Impact Statement: None submitted.

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

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

[09-0002-S72](#)

CONSIDERATION OF RESOLUTION (HUIZAR - ALARCON) relative to the City's position on SB 521 (Romero) to require that the State mandated annual student assessment of nonnative speakers for English language development be conducted after at least 65 percent of the instructional year is completed.

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 SB 521 (Romero) to require that the State mandated annual student assessment of nonnative speakers for English language development be conducted after at least 65 percent of the instructional year is completed.

Community Impact Statement: None submitted.

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

**Roll Call #15 - Motion (Hahn - Cardenas) Adopted, Ayes (11); Absent: Alarcon, Perry and Reyes (3)  
(Item Nos. 30a-n)**

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

09-2331

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:

09-2331

CD 13

- a. MOTION (GARCETTI - ZINE) relative to declaring the Sirens Society on September 19, 2009 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

09-2332

CD 13

- b. MOTION (GARCETTI - ZINE) relative to declaring the LeBron James Nike Event on September 26, 2009 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

09-2333

CD 13

- c. MOTION (GARCETTI - ZINE) relative to declaring the Feast of San Gennaro, Los Angeles on September 24, 2009 a Special Event (fees and costs absorbed by the City = \$1,435 in permit fees, in addition, in accordance with department estimates, up to \$3,840 in salary or overtime costs).

09-2334

CD 13

- d. MOTION (GARCETTI - ZINE) relative to declaring the Paladium on September 24, 2009 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[09-2335](#)

CD 3

- e. MOTION (ZINE - GARCETTI) relative to declaring the Our Lady of the Valley Fall Fiesta on September 25-27, 2009 a Special Event (fees and costs absorbed by the City = \$456).

[07-3164-S2](#)

CD 12

- f. MOTION (SMITH - ZINE) relative to declaring the Sherwood Forest Homeowners Association Annual Block Party on October 10, 2009 a Special Event (fees and costs absorbed by the City = \$1,642).

[09-2336](#)

CD 12

- g. MOTION (SMITH - ZINE) relative to declaring the Victory over Violence 5K Walk/Run, 10K Run on October 4, 2009 a Special Event (fees and costs absorbed by the City = \$1,954).

[09-2344](#)

CD 12

- h. MOTION (SMITH - ZINE) relative to declaring the Our Lady of Lourdes Festival on October 9-11, 2009 a Special Event (fees and costs absorbed by the City = \$3,357).

[09-2337](#)

CD 13

- i. MOTION (GARCETTI - ZINE) relative to declaring the Family Guy on September 18, 2009 a Special Event (the event sponsor shall reimburse the City for all fees and costs pertaining to this event).

[09-2338](#)

CD 13

- j. MOTION (GARCETTI - ZINE) relative to declaring the House MD Fall Launch on September 17, 2009 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[09-2339](#)

CD 9

- k. MOTION (PERRY - PARKS) relative to declaring the Red Bull Soap Box Race on September 26, 2009 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event, including a \$30,000 permit bond to ensure compliance with the Bureau of Street Services' street closure permit).

[09-2341](#)

CD 9

- l. MOTION (PERRY - ROSENDAHL) relative to declaring the 20th Anniversary Celebration on September 24, 2009 a Special Event (fees and costs absorbed by the City = \$1,642).

[09-2342](#)

CD 11

- m. MOTION (ROSENDAHL - PERRY) relative to declaring the 25th Annual Abbot Kinney Street Festival on September 27, 2009 a Special Event (fees and costs absorbed by the City = \$1,711 in permit fees will be waived, in addition, in accordance with department estimates, up to \$15,547 in salary or overtime costs).

**ADOPTED**

**AMENDING MOTION (ROSENDAHL - SMITH)**

**BE AMENDED to add the following street closure: Abbot Kinney Boulevard from Venice to Main Street.**

[09-2343](#)

CD 11

- n. MOTION (ROSENDAHL - PERRY) relative to declaring the Alive and Running 5K Walk/Run for Suicide Prevention on September 27, 2009 a Special Event (fees and costs absorbed by the City = \$834).

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

**Roll Call #4 - Motion (Reyes - Cardenas) Adopted, Ayes (12); Absent: Alarcon and Huizar (2)**

[07-0010-S44](#)

MOTION (PERRY - CARDENAS) relative to reinstating the reward offer in the 2007 LAPD Most Wanted List for an additional six months.

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

REAFFIRM Council's findings and REINSTATE the reward offer relative to the 2007 LAPD Most Wanted List (Council action of July 31, 2007, Council file No. 07-0010-S44) for an additional period of six months from the publication of the offer of reward by the Office of the City Clerk and, further, that the sum of \$50,000 shall be the aggregate maximum sum of any payment or payments of a City reward in each of the groups of crimes identified on the Los Angeles Police Department release attached to the original motion.

**ITEM NO. (32) - ADOPTED TO THE MAYOR FORTHWITH**

**Roll Call #7 - Motion (Parks - Cardenas) Adopted, Ayes (13); Absent: Alarcon (1)**

[09-0010-S48](#)

MOTION (PARKS - PERRY) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Melvin James Comeaux, Jr. on August 24, 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 Melvin James Comeaux, Jr. on August 24, 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.

**Roll Call #4 - Motion (Reyes - Cardenas) Adopted, Ayes (12); Absent: Alarcon and Huizar (2)  
(Item Nos. 33-36d)**

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

[09-2340](#)  
CD 9

MOTION (PERRY - HUIZAR) relative to installing street banners announcing the 2009-10 Downtown on Ice event.

Recommendations for Council action:

1. APPROVE the street banner program announcing the 2009-10 Downtown on Ice event as a "City of Los Angeles Event."
2. APPROVE the content of the street banners for the above specified event.

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

[09-2345](#)

RESOLUTION (ALARCON - GARCETTI) relative to declaring September 23, 2009 as Stem Cell Awareness Day in the City of Los Angeles.

Recommendation for Council action:

RESOLVE to DECLARE September 23, 2009 as Stem Cell Awareness Day in the City of Los Angeles.

**ITEM NO. (35) - ADOPTED**

[09-2346](#)

RESOLUTION (GARCETTI - PERRY) relative to declaring September 22, 2009 as Ahmed Kathrada and Barbara Hogan Day in the City of Los Angeles.

Recommendation for Council action:

RESOLVE to DECLARE September 22, 2009 as Ahmed Kathrada and Barbara Hogan Day in the City of Los Angeles.

**ITEM NO. (36) - MAP AND BOND APPROVED - ENGINEER REPORT ADOPTED**

[08-0682](#)

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:

[08-0682](#)

CD 2

- a. FINAL MAP OF TRACT NO. 54405 for property located at 14934 Burbank Boulevard, lying southerly of Burbank Boulevard and westerly of Kester Avenue.  
(Bond No. C-116047)  
(Quimby Fee: \$ 28,000)  
Applicants:Erwine Properties, LLC  
Harvey A. Goodman

[09-2367](#)

CD 15

- b. FINAL MAP OF TRACT NO. 64598 for property located at 2110-2360 Santa Ana Boulevard, lying southerly of Santa Ana Boulevard North and westerly of Mona Boulevard.  
(Bond No. C-116043)  
(Quimby Fee: \$ 130,592)  
Applicants:Santa Ana Pines, LLC  
Hall & Foreman, Inc.

[09-2371](#)

CD 9

- c. FINAL MAP OF TRACT NO. 70091 for property located at 101 West Fifth Street lying northerly of Fifth Street and westerly of Main Street.  
(Bond No. C-116045)  
Applicants:Rosslyn Lofts Housing Partners, LP  
So. Cal. Land Surveyors

[09-2372](#)

CD 4

- d. FINAL MAP OF TRACT NO. 62822 for property located at 600-22 1/2 South Ridgeley Drive and 5616 West Sixth Street lying easterly of Ridgeley Drive and southerly of Sixth Street.  
(Bond No. C-116046)  
(Quimby Fee: \$ 237,744)  
Applicants:Steve Erdman  
Thomas Iacobellis



- e. FINAL MAP OF PARCEL MAP L.A. NO. 2007-2890 for property located at 13224 West Victory Boulevard lying southerly of Victory Boulevard and easterly of Fulton Avenue.  
(Bond No. C-116044)  
(Quimby Fee: \$ 17,328)  
Applicants: Sarkis Hakopian  
Mark Danielson

## Item for Which Public Hearing Has Been Held - Item 37

### ITEM NO. (37) - ADOPTED

**Roll Call #11 - Motion (Huizar - Parks) To Adopt As Amended, Ayes (13); Absent: Alarcon (1)**

### [09-0600-S141](#)

CONTINUED CONSIDERATION OF BUDGET AND FINANCE COMMITTEE REPORT relative to the First Financial Status Report for Fiscal Year (FY) 2009-10.

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

1. APPROVE the recommendations of the City Administrative Officer (CAO) contained in the First Financial Status Report, dated September 11, 2009, attached to the Committee report.
2. INSTRUCT the CAO to work with the Los Angeles Fire Department (LAFD) relative to administrative positions needed by the LAFD for implementation of new fee ordinances, collection of brush clearance fees, etc.

Fiscal Impact Statement: The CAO reports that General Fund receipts for FY 2008-09 revenue was \$35.8 million, or 0.8 percent below the revised estimate of April 2009. The shortfall was primarily due to declines in economy-sensitive revenues such as the sales, hotel and documentary transfer taxes. At this time, the CAO is projecting revenues to be short by \$75 million. Other impacts from State Budget actions, pending lawsuits and shortfalls in department accounts cannot be accurately quantified for the 2009-10 Fiscal Year, but will be addressed in future reports. Transfers, appropriations and other adjustments totaling approximately \$12.6 million are recommended in this report to meet current obligations.

Community Impact Statement: None submitted.

(Continued from Council meeting of September 25, 2009)

## Items for Which Public Hearings Have Not Been Held - Items 38-39

(10 Votes Required for Consideration)

### ITEM NO. (38) - ADOPTED

**Roll Call #16 - Motion (Garcetti - Smith) Adopted, Ayes (11); Absent: Alarcon, Perry and Reyes (3)**

#### 09-1320

MOTION (GARCETTI - SMITH) relative to amending prior Council action of September 18, 2009, adopting an Ordinance for the Early Retirement Incentive Program (ERIP).

Recommendations for Council action:

1. REQUEST the City Attorney to prepare and present for Council adoption on September 30, 2009, an ordinance to effectuate any technical amendments and corrections to the ERIP ordinance, as may be necessary to ensure that the ERIP ordinance reflects any new information/materials contained in the new actuarial report to be presented on September 30, 2009, as well as to ensure that the ERIP ordinance is consistent with the ERIP program as negotiated.
2. INSTRUCT the City Clerk to place said ordinance on the Council agenda for **SEPTEMBER 30, 2009.**

**Roll Call #5 - Motion (Smith - Cardenas) Adopted, Ayes (12); Absent: Alarcon and Huizar (2)  
(Item Nos. 39a-e)**

### ITEM NO. (39) - MAP AND BOND APPROVED - CITY ENGINEER REPORT ADOPTED

#### 07-3991

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:

#### 07-3991

CD 9

- a. FINAL MAP OF TRACT NO. 67798 for property located at 3234, 3300-30 South Central Avenue, lying easterly of Central Avenue and northerly of 33rd Street.  
(Bond No. C-116048)  
Applicants: Rittenhouse, L.P.  
Mollenhauer Group

[09-2368](#)

CD 11

- b. FINAL MAP OF TRACT NO. 63033 for property located at 1546 Amherst Avenue, lying easterly of Amherst Avenue and northerly of Idaho Avenue.  
(Bond No. C-116050)  
Applicants: Eaton Fararo  
Harvey A. Goodman

[09-2377](#)

CD 1

- c. FINAL MAP OF TRACT NO. 66665 for property located at 940-52 South Elden Avenue, lying easterly of Elden Avenue and southerly of San Marino Street.  
(Quimby Fee: \$209,968)  
(Bond No. C-116051)  
Applicants: Elden Park Corporation  
TKIM Associates

[09-2378](#)

CD 15

- d. FINAL MAP OF TRACT NO. 64506 for property located at 11722 South Avalon Boulevard, lying easterly of Avalon Boulevard and northerly of 118th Street.  
(Quimby Fee: \$28,632)  
(Bond No. C-116052)  
Applicants: Enterprise Home Ownership Partners  
Olen D. Murray

[09-2376](#)

CD 13

- e. FINAL MAP OF TRACT NO. 63297 for property located at 6250 Hollywood Boulevard, lying southerly of Hollywood Boulevard and easterly of Vine Street.  
(Bond No. C-116049)  
(Quimby Fee: \$3,160,040)  
Applicants: Los Angeles County Metropolitan Transportation Authority  
Community Redevelopment Agency  
Legacy Partners, 2480, LLC  
HEI/GC Hollywood & Vine, LLC  
Linda A. Siegel, PE

**MOTION ADOPTED UPON FINDINGS BY COUNCIL THAT THE NEED TO TAKE ACTION AROSE SUBSEQUENT TO THE POSTING OF THE COUNCIL AGENDA FOR TUESDAY, SEPTEMBER 29, 2009, PURSUANT TO GOVERNMENT CODE SECTION 54954.2(b)(2) AND COUNCIL RULE 23**

**ADOPTED - FORTHWITH**

**Roll Call #8 - Motion (Cardenas - Huizar) Findings on Need to Act - Adopted, Ayes (13); Absent: Alarcon (1)  
Roll Call #9 - Motion (Cardenas - Huizar) Adopted, Ayes (13); Absent: Alarcon (1)**

**ADOPTED**

**MOTION (CARDENAS - HUIZAR) relative to an offer of reward for information leading to the identification, apprehension and conviction of the person(s) responsible for the death of four month old baby boy, Andrew Garcia, and the injuries to Anna Contreras and Eric Ramirez, residents of the City of Los Angeles, on September 27, 2009 and in support thereof, make the following findings pursuant to Division 19, Chapter 12, Article 1 of the Los Angeles Administrative Code:**

- 1. That the death of Andrew Garcia and the injuries to Anna Contreras and Eric Ramirez was caused by the willful misconduct of one or more persons.**
- 2. That this offer of reward is consistent with and taken for the immediate protection of the public peace, health and safety of local residents, as well as visitors to the City, and is consistent with the need to arrest and convict the person or persons who, because of not being apprehended, could by their actions further terrorize and present a continuing and immediate menace to the rights of persons in the City.**
- 3. That this murder is an especially disturbing crime and therefore, as a matter of public policy, the City hereby offers a reward as an added inducement for persons to come forward with information leading to the identification, apprehension and conviction of the person or persons responsible for the death of Andrew Garcia and the injuries to Anna Contreras and Eric Ramirez.**
- 4. That the sum of \$50,000 shall be the aggregate maximum sum of any payment or payments of a City reward in this instance.**
- 5. That the offer of reward shall be in effect for sixty days from the date of the advertisement of the reward by the City Clerk.**

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

[07-2969-S2](#)

CD 5

**MOTION (KORETZ - PERRY) relative to declaring the Sukkot Holiday from September 29, 2009 through October 12, 2009 a Special Event (fees and costs absorbed by the City = \$768).**

[07-2968-S2](#)

CD 5

MOTION (KORETZ - PERRY) relative to declaring the Annual Sukkot Celebration on October 6, 2009 a Special Event (\$562 in estimated permit fees waived by the City and up to \$562 in salary costs absorbed by the City).

[09-2408](#)

CD 9

MOTION (PERRY - ROSENDAHL) relative to declaring the 2009 Kaiser Permanente Los Angeles Triathlon on October 4, 2009 a Special Event (fees and costs absorbed by the City = none submitted).

[09-2409](#)

CD 2

MOTION (PERRY - LABONGE) relative to declaring the Child Health and Safety Fair at Valley Plaza Park on October 3, 2009 a Special Event (fees and costs absorbed by the City = \$1,850).

[08-2802-S1](#)

CD 11

MOTION (ROSENDAHL - PARKS) relative to declaring the Westdale Homeowners' Association Block Party on October 4, 2009 a Special Event (fees and costs absorbed by the City = \$696).

[08-2581-S1](#)

CD 2

MOTION (PERRY - SMITH) relative to declaring the ETI Corral 210 Ride for a Cure event on October 3, 2009 a Special Event (fees and costs absorbed by the City = \$2,048).

[09-2410](#)

CD 11

MOTION (ROSENDAHL - PARKS) relative to declaring the Sukkot Street Festival on October 6, 2009 a Special Event (\$1,084 in estimated permit fees waived by the City and up to \$605 in salary or overtime costs absorbed by the City).

[09-2411](#)

CD 1

MOTION (REYES - ZINE) relative to declaring the St. Vincent Medical Center Eighth Annual Health Fair on September 26, 2009 a Special Event (fees and costs absorbed by the City = \$2,000).

[09-2412](#)

CD 1

MOTION (REYES - ZINE) relative to declaring the Festival of Earth Culturals on September 26, 2009 a Special Event (fees and costs absorbed by the City = \$750).

[09-2413](#)

CD 1

MOTION (REYES - ZINE) relative to declaring the Miguel Contreras Foundation Dinner on September 24, 2009 a Special Event (fees and costs absorbed by the City = \$1,650).

[08-2322-S1](#)

CD 1

MOTION (REYES - ROSENDAHL) relative to declaring the Franklin High School Community Festival on September 26, 2009 a Special Event (fees and costs absorbed by the City = \$500).

[09-2182-S1](#)

CD 1

MOTION (REYES - ROSENDAHL) relative to declaring the Annual Festival from September 25-27, 2009 a Special Event (fees and costs absorbed by the City = \$6,000).

[08-2155-S1](#)

CD 11

MOTION (ROSENDAHL - PARKS) relative to declaring the Fifth Annual North of Rose Block Party on October 4, 2009 a Special Event (\$830 in estimated permit fees waived by the City and up to \$440 in salary or overtime costs absorbed by the City).

[08-2784-S1](#)

CD 4

MOTION (LABONGE - GARCETTI) relative to declaring the South Lucerne Boulevard Block Party on October 18, 2009 a Special Event (fees and costs absorbed by the City = \$1,350).

[08-2826-S1](#)

CD 4

MOTION (LABONGE - GARCETTI) relative to declaring the Third Annual Neighborhood Street Party on October 18, 2009 a Special Event (fees and costs absorbed by the City = \$1,326).

[08-2084-S2](#)

CD 9

MOTION (PERRY - REYES) relative to amending the September 1, 2009 Special Event Declaration for the Holy Cross Church "Annual Holy Cross Festival."

[08-1558-S1](#)

CD 9

MOTION (PERRY - REYES) relative to amending the September 8, 2009 Special Event Declaration for the Giving Back Hope, Incorporated "Sixth Annual Community Outreach Fair."

[09-0010-S25](#)

MOTION (CARDENAS - GARCETTI) relative to reinstating the reward offer in the death of Eusobia Rojas for an additional six months.

[09-0011-S48](#)

CD 11

MOTION (ROSENDAHL - PARKS) relative to funding for enhanced graffiti abatement in Council District 11.

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

[09-1667](#) - Jack Kramer

(LaBonge - All)

**Ayes, Cárdenas, Hahn, Huizar, Koretz, LaBonge, Parks, Rosendahl, Smith, Wesson, Zine and President Garcetti (11); Absent: Alarcón, Perry and Reyes (3); Vacant: Council District Two**

**Whereupon the Council did adjourn.**

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL