

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

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF  
SEPTEMBER 4, 2009

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 34

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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**

### **ITEM NO. (1) - PUBLIC HEARING CLOSED - ADOPTED**

**Roll Call #1 - Motion (Perry - Rosendahl) Adopted, Ayes (11); Absent: Alarcón, Huizar and Zine (3)**

[08-3489](#)

HEARING APPEALS OR OBJECTIONS to the proposed 2008-09 Weed and Brush Abatement Assessment Roll Schedule for locations stated on personal appeals attached to the Council file, pursuant to Ordinance of Intention No. 180475, adopted January 7, 2009.

(Pursuant to Council action of September 2, 2009)

### **ITEM NO. (2) - PUBLIC HEARING CLOSED - NO PROTEST - LIEN CONFIRMED**

**Roll Call #2 - Motion (Parks - Koretz) Adopted, Ayes (12); Absent: Huizar and Zine (2)**

[08-0023](#)

CD 5

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of barricading of all openings and cleaning and fencing of the lot at 1233 South Stearns Drive. (Lien: \$3,187.06)

**Roll Call #3 - Motion (Smith - Koretz) Adopted to Receive and File, Unanimous Vote (11);  
Absent: Alarcón, Huizar and Zine (3)  
(Item Nos. 3-4)**

**ITEM NO. (3) - RECEIVED AND FILED, INASMUCH AS THE LIEN HAS BEEN PAID**

[09-1353](#)

CD 12

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of barricading of all openings and fencing of the lot at 8359 North Deering Avenue. (Lien: \$6,295.69)

**ITEM NO. (4) - RECEIVED AND FILED, INASMUCH AS THE LIEN HAS BEEN PAID**

[09-1354](#)

CD 12

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the cost of fencing of the lot at 10808 North Gaynor Avenue. (Lien: \$4,546.08)

**Roll Call #2 - Motion (Parks - Koretz) Adopted, Ayes (12); Absent: Huizar and Zine (2)  
(Item Nos. 5-7)**

**ITEM NO. (5) - PUBLIC HEARING CLOSED - NO PROTEST - LIEN CONFIRMED**

[09-1355](#)

CD 2

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of cleaning and fencing of the lot at 14818 West Huston Street. (Lien: \$4,279.24)

**ITEM NO. (6) - PUBLIC HEARING CLOSED - NO PROTEST - LIEN CONFIRMED**

[09-1356](#)

CD 8

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of barricading of all openings, cleaning of the lot, graffiti abatement and demolition of the building(s) at 9065 South Normandie Avenue. (Lien: \$3,374.39)

**ITEM NO. (7) - PUBLIC HEARING CLOSED - NO PROTEST - LIEN CONFIRMED**

[09-0077](#)

CD 9

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of barricading of all openings and graffiti abatement at 142 West 66th Street aka 144-44 1/2 West 66th Street and 141 West 67th Street. (Lien: \$7,453.42)

**Roll Call #4 - Motion (Rosendahl - Koretz) Adopted to Continue, Unanimous Vote (11); Absent: Alarcón, Huizar and Zine (3)  
(Item Nos. 5-7)**

**ITEM NO. (8) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED  
ON SEPTEMBER 30, 2009**

[07-2722](#)

CD 5

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

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Gerald Avenue and Otsego 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 8, 2009 - Continue hearing and present Ordinance on SEPTEMBER 30, 2009 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (9) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED  
ON SEPTEMBER 30, 2009**

[09-1173](#)

CD 13

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

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Myra Avenue and Effie 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 8, 2009 - Continue hearing and present Ordinance on SEPTEMBER 30, 2009 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (10) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED  
ON SEPTEMBER 30, 2009**

[09-1362](#)

CD 14

HEARING PROTESTS against the proposed improvement and maintenance of the Zonal Avenue and San Pablo Street Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Zonal Avenue and San Pablo Street 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 8, 2009 - Continue hearing and present Ordinance on SEPTEMBER 30, 2009 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**Items for Which Public Hearings Have Been Held - Items 11-27**

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

**Roll Call #10 - Motion (Koretz - Reyes) Adopted, Ayes (12); Absent: Huizar and Zine (2)**

[09-1990](#)

COMMUNICATION FROM THE MAYOR relative to the appointment of Ms. Noelle Guzman to the South Valley Area Planning Commission.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Noelle Guzman to the South Valley Area Planning Commission for the term ending June 30, 2011, to fill the vacancy created by Barbara Romero, who resigned on June 24, 2009, is APPROVED and CONFIRMED. Ms. Guzman resides in Council District Three. (Current Commission gender composition: M=4; F=0; vacancy=1)

Background Check Review: Complete

Ethics Commission Review: Complete

Community Impact Statement: None submitted.

TIME LIMIT FILE - SEPTEMBER 21, 2009

(LAST DAY FOR COUNCIL ACTION - SEPTEMBER 11, 2009)

(Planning and Land Use Management Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(Click on the above hyperlink or go to <http://cityclerk.lacity.org/lacityclerkconnect/index.cfm> for background documents.)

**ADOPTED**

**PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT** relative to the Mayor's appointment of Ms. Noelle Guzman to the South Valley Area Planning Commission.

**Recommendation for Council action:**

**RESOLVE** that the Mayor's appointment of Ms. Noelle Guzman to the South Valley Area Planning Commission for the term ending June 30, 2011, to fill the vacancy created by Barbara Romero, is **APPROVED** and **CONFIRMED**. Ms. Guzman resides in Council District Three. (Current Commission gender composition: M=4; F=0; vacant=1)

**Ethics Commission Review:** Complete

**Background Check Review:** Complete

**Community Impact Statement:** None submitted.

**TIME LIMIT FILE - SEPTEMBER 21, 2009**

**(LAST DAY FOR COUNCIL ACTION - SEPTEMBER 11, 2009)**

**ITEM NO. (12) - ADOPTED - SEE FOLLOWING**

**Roll Call #11 - Motion (Hahn - Rosendahl) Adopted, Ayes (13); Absent: Zine (1)**

**09-2035**

COMMUNICATION FROM THE MAYOR relative to the reappointment of Mr. Joseph Radisich to the Board of Harbor Commissioners.

**Recommendation for Council action:**

**RESOLVE** that the Mayor's reappointment of Mr. Joseph Radisich to the Board of Harbor Commissioners for the new term ending June 30, 2014 is **APPROVED** and **CONFIRMED**. Mr. Radisich resides in Council District 15. (Current commission gender composition: M = 2; F = 2. Vacant = 1)

**Background Check Review:** Complete

**Ethics Commission Review:** Complete

**Community Impact Statement:** None submitted.

**TIME LIMIT FILE - SEPTEMBER 25, 2009**

**(LAST DAY FOR COUNCIL ACTION - SEPTEMBER 25, 2009)**

(Trade, Commerce and Tourism Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(Click on the above hyperlink or go to <http://cityclerk.lacity.org/lacityclerkconnect/index.cfm> for background documents.)

**ADOPTED**

**TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT** relative to the reappointment of Mr. Joseph Radisich to the Board of Harbor Commissioners.

**Recommendation for Council action:**

**RESOLVE** that the Mayor's reappointment of Mr. Joseph Radisich to the Board of Harbor Commissioners for new term ending June 30, 2014 is **APPROVED** and **CONFIRMED**. Mr. Radisich resides in Council District 15. (Current commission gender composition: M=2; F=2; vacant=1)

**Ethics Commission review:** Complete

**Background Check review:** Complete

**Community Impact Statement:** None submitted.

**TIME LIMIT FILE - SEPTEMBER 25, 2009**

**(LAST DAY FOR COUNCIL ACTION - SEPTEMBER 25, 2009)**

**ITEM NO. (13) - ADOPTED - TO THE MAYOR FORTHWITH - SEE FOLLOWING**

**Roll Call #5 - Motion (Wesson - Reyes) Adopted, Ayes (12); Absent: Huizar and Zine (2)**

**09-2089**  
CD 13

NEGATIVE DECLARATION, COMMUNICATION FROM THE CITY PLANNING COMMISSION and ORDINANCE FIRST CONSIDERATION relative to the proposed Echo Park Community Design Overlay District (CDO).

Applicant: City of Los Angeles

(Planning and Land Use Management Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(Click on the above hyperlink or go to <http://cityclerk.lacity.org/lacityclerkconnect/index.cfm> for background documents.)

**ADOPTED**

**NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to establishing boundaries for the proposed Echo Park Community Design Overlay (CDO) District.**

**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 Negative Declaration reflects the independent judgment of the lead agency in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 09-2089 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 Negative Declaration [ENV 2009-1334-ND] filed on May 22, 2009.**
- 2. ADOPT the FINDINGS of the City Planning Commission (CPC) as the Findings of the Council.**
- 3. APPROVE the proposed Echo Park CDO District, including the Design, Rehabilitation and Development Guidelines and Standards that will preserve neighborhood character, pedestrian orientation, and the original street car development pattern through the site planning, building design, the preservation of architectural features, and the rehabilitation and landscaping.**
- 4. PRESENT and ADOPT the accompanying ORDINANCE, approved by the CPC, establishing the boundaries for the proposed Echo Park District within a portion of the Silver Lake-Echo Park-Elysian Valley Community Plan Area as shown on the Ordinance map, for properties generally bounded by Sunset Boulevard to the north, the Hollywood (101) Freeway to the south, Bonnie Brae Street to the west, and Echo Park Avenue to the east.**

**Applicant: City of Los Angeles**

**CPC 2008-1467 CDO**

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

**Community Impact Statement: Yes**

**For proposal: Greater Echo Park Elysian Neighborhood Council**

**ITEM NO. (14) - ADOPTED, AS AMENDED - TO THE MAYOR FORTHWITH - SEE FOLLOWING**

**Roll Call #13 - Motion (Hahn - Rosendahl) to Adopt as Amended, Ayes (13); Absent: Zine (1)**

**[07-2247](#)**

**TRADE, COMMERCE AND TOURISM COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to the health care component of the City's living wage for contracted workers at City of Los Angeles-owned and operated airports.**

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

PRESENT and ADOPT the accompanying ORDINANCE to amend the Living Wage Ordinance to provide for the following:

- a. An increase in the health care component of the living wage for contract workers at the City's airports and others at the City's airports who are subject to the Living Wage Ordinance.
- b. An escalator to tie future adjustments in the health care component of the living wage for City airport contract workers to the Consumer Price Index (CPI), in the same manner as the wage component of the living wage and City employee retirement benefits are adjusted.
- c. An operative date to be 90 days after the effective date of the amending ordinance.
- d. The City Administrative Officer's (CAO) periodic review of the health care rate for airport contract workers at least once every three years for possible adjustment (because the CPI adjustments to City employee retirement benefits currently are capped at three percent and the CPI is not necessarily an accurate indicator of changes in health care costs).
- e. The CAO's periodic review of the impacts of the amending ordinance on the affected businesses.

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

Community Impact Statement: None submitted.

## **ADOPTED**

### **MOTION (PARKS - SMITH)**

**Recommendation for Council action:**

**That the proposed ordinance to increase the health care component of the living wage for contract workers at the City's airports or the accompanying regulations include the following requirements:**

- a. **That an airport employee who is covered by the Living Wage Ordinance cannot waive the health care medical plan offered by his or her employer that does not require an out-of-pocket contribution by the employee.**

## **REFERRED TO TRADE, COMMERCE, AND TOURISM COMMITTEE**

### **MOTION (PARKS - SMITH)**

**Recommendations for Council action:**

1. **AMEND the proposed Ordinance as follows:**



**That the proposed ordinance to increase the health care component of the living wage for contract workers at the City's airports or the accompanying regulations include the following requirements:**

- a. **That the regulations for implementation of that portion of the Living Wage Ordinance relating to the health care component for the contract employers and employees at the City's airports should establish a minimum standard for the basic provisions of a health care medical plan.**
  - b. **If an employer meets minimum standards for basic provisions of a health care medical plan the employer shall not be required to pay to the employee any wage differential.**
  - c. **Six months after the operative date of this ordinance, LAWA and/or any other appropriate department shall conduct a thorough impact analysis of the effect of any price caps imposed on airport businesses.**
- 2. DIRECT the Board of Public Works, Bureau of Contract Administration, City Administrative Officer and Chief Legislative Analyst to report to Council on how such requirements can be implemented.**

**Roll Call #5 - Motion (Wesson - Reyes) Adopted, Ayes (12); Absent: Huizar and Zine (2)  
(Item Nos. 15-18)**

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

[07-3410](#)  
CD 10

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTION relative to the expenditure of up to \$200,000 for the construction of a public park on Community Redevelopment Agency (CRA)-owned land located at 1015 South Wilton Place (Site) and the subsequent conveyance of the subject park to the City.

Recommendations for Council action:

1. ADOPT the accompanying joint RESOLUTION [attached to the City Administrative Officer (CAO) report dated August 31, 2009] between the CRA Board of Commissioners and Council making certain findings, pursuant to California Redevelopment Law Health and Safety Code Section 33445, related to the CRA's expenditure of Wilshire Center/Koreatown Recovery Redevelopment Project Area (WKRPA) bond proceeds to pay for the development and construction of a publicly-owned park (Project) at the Site, located outside of the WKRPA, is of benefit to the WKRPA.
2. AUTHORIZE the Chief Executive Officer, CRA, or designee, to negotiate and execute an Agreement with the Department of Recreation and Parks (DRP), and take any such actions and execute all ancillary documents to implement the intentions of the Mayor and Council in this action, pursuant to which the CRA will convey the Site to the DRP, and the DRP will accept from the CRA fee simple title to the CRA-owned Site and all improvements thereon, at

no cost to the City, upon completion of park improvements, and the DRP will agree to maintain the proposed Project thereafter, subject to the review of the City Attorney as to form and legality and the Department of Public Works, Bureau of Contract Administration (BCA), for compliance with any applicable CRA contracting requirements.

3. REQUEST the Board of Recreation and Park Commissioners, or designee, to negotiate and execute the proposed Agreement (Recommendation No. 2 above) with the CRA, subject to the review of the City Attorney as to form and legality and the BCA, for compliance with any applicable CRA contracting requirements.

Fiscal Impact Statement: The CAO reports that the impact on the General Fund is not known at this time. Funding for the maintenance of the proposed Project for the remaining months of the fiscal year after the completion of construction will be absorbed in the DRP 2009-10 Adopted Budget. Funding for ongoing park maintenance costs after 2009-10 will be subject to future appropriations by the Mayor and Council. 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 \$200,000 in bond proceeds from the CRA's WKRPA for the design and construction of the Project.

Community Impact Statement: None submitted.

#### **ITEM NO. (16) - ADOPTED - TO THE MAYOR FORTHWITH**

[08-1847-S4](#)

CD 1

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and TAX EQUITY and FISCAL RESPONSIBILITY ACT of 1982 (TEFRA) RESOLUTION and PUBLIC HEARING MINUTES relative to the MacArthur Park Metro Apartments Phase A Project (Project).

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

1. ADOPT the accompanying TEFRA RESOLUTION and Public Hearing Minutes [attached to the Los Angeles Housing Department (LAHD) report dated July 22, 2009] for the Project located at 1901 West Seventh Street, Los Angeles, CA 90057, as required pursuant to the TEFRA.
2. INSTRUCT the General Manager, LAHD, or designee, to submit for Mayor and Council approval the final finance structure of the bonds for the Project prior to the issuance of bonds.

Fiscal Impact Statement: The City Administrative Officer reports that there is no impact on the General Fund. The City's Debt Management Policy is not applicable to these actions since no financial commitments are being made at this time for the Project.

Community Impact Statement: None submitted.

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

[09-1713](#)

CD 15

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to terminating an Owner Participation Agreement (OPA) with Omninet San Pedro, LLC (Omninet), for non-performance of development obligations at 550 South Palos Verdes Street in San Pedro (Property).

Recommendation for Council action:

AUTHORIZE the Chief Executive Officer, Community Redevelopment Agency (CRA), or designee, to:

- a. Terminate the OPA executed on February 7, 2007, with Omninet, successor in interest to Palos Verdes Street Investments, LLC, for nonperformance of OPA obligations to develop a mixed-use project at the Property.
- b. Terminate Section 4 of the Grant Deed dated July 25, 1978, and recorded in the Official Records of the Los Angeles County Recorder as Instrument Number 78-817142 which: (a) restricts the Property to the commercial - recreation uses designated by the Beacon Street Redevelopment Plan; and (b) requires maintenance of an outdated commercial project on the Property, which Omninet proposes to demolish and redevelop a new mixed-use project thereon.

Fiscal Impact Statement: The Chief Legislative Analyst reports that there is no impact to the General Fund as a result of this action.

Community Impact Statement: None submitted.

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

[09-1797](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to executing a Novation Agreement with Iteris, Inc (Iteris), for parking and transportation consulting services.

Recommendation for Council action:

AUTHORIZE the Chief Executive Officer, Community Redevelopment Agency (CRA), or designee, to execute a Novation Agreement with Iteris to assign and transfer to Iteris three existing contracts that were entered into with Meyer, Mohaddes Associates (MMA), in the total outstanding amount of \$256,778.78, relating to parking and transportation/traffic circulation consulting services in various project areas and any extension of time and/or contract amount under those three contracts subject to the maximum contract amount previously approved by the CRA and Council, subject to the review of the City Attorney as to form and legality.

Fiscal Impact Statement: The Chief Legislative Analyst reports that there is no impact to the General Fund as a result of this action. The previously approved funding sources include Pacific Corridor Bond Proceeds, Hollywood Tax Increment and Bond Proceeds, and City Center Redevelopment Project Area Tax Increment Funds.

Community Impact Statement: None submitted.

**ITEM NO. (19) - ADOPTED - FORTHWITH**

**Roll Call #15 - Motion (LaBonge - Wesson) Adopted, Ayes (11); Absent: Hahn, Reyes and Zine (3)**

[09-1974](#)

CDs 4 & 13

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to providing funds to the Good Shepherd Center's Mother Child Residence Transitional Housing Program.

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

INSTRUCT the City Administrative Officer (CAO), with the assistance of the Community Development Department, the Los Angeles Homeless Services Authority, and the Los Angeles Housing Department to report to Council with recommendations to provide the necessary funds to the Good Shepherd Center in order to allow the Mother Child Residence to remain open.

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

Community Impact Statement: None submitted.

**Roll Call #5 - Motion (Wesson - Reyes) Adopted, Ayes (12); Absent: Huizar and Zine (2)  
(Item Nos. 20-23)**

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

[09-1998](#)

CD's 1, 4, 10 & 13

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to executing a Sole Source Contract for one year with the Korean American Federation of Los Angeles (KAF), in the amount of \$150,000, for the dissemination of redevelopment information in the Wilshire Center/Koreatown Recovery Redevelopment Project Area (WCKRPA).

Recommendation for Council action:

AUTHORIZE the Chief Executive Officer, Community Redevelopment Agency (CRA), or designee, to execute a Sole Source Contract with KAF in an amount not to exceed \$150,000 and for a term of one year from the date of execution to provide services related to the dissemination of redevelopment information to the communities of the CRA's WCKRPA, 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.

Fiscal Impact Statement: The City Administrative Officer (CAO) reports that there is no impact on the General Fund. 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 recommendation will result in the expenditure of an amount not to exceed \$150,000 from the CRA's WCKRPA tax increment funds for the provision of services related to the dissemination of redevelopment information to the communities of the WKRPA.

Community Impact Statement: None submitted.

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

[09-2033](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to preparing a comprehensive report of necessary technical amendments to the Rent Stabilization Ordinance (RSO) and the Housing Code.

Recommendation for Council action, pursuant to Motion (Wesson - Parks):

INSTRUCT the Los Angeles Housing Department to report back within 30 days with a comprehensive report of necessary technical amendments to the RSO and the Housing Code to remove obsolete code references, clarify Departmental authority and administrative processes, and conform the provisions of both to be consistent with other chapters of the Los Angeles Municipal Code and recently adopted Council policies.

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. (22) - ADOPTED**

[08-1296](#)

INFORMATION TECHNOLOGY AND GOVERNMENT AFFAIRS COMMITTEE REPORT relative to a proposed supplemental agreement with EMC Corporation for document management services.

Recommendation for Council action:

APPROVE and AUTHORIZE the General Manager of the Information Technology Agency to execute, the proposed Supplemental Agreement No. 2 between the City and EMC Corporation (Contract No. C-108205) to extend the term of the contract for one year to June 6, 2010, to provide ongoing training, implementation and customization services for document/content management products, for a five-year cumulative term in an amount not to exceed \$6,822,369, subject to City Attorney review and approval.

Fiscal Impact Statement: The City Administrative Officer reports that the proposed contract extension will have no impact on the General Fund and is in compliance with the City's financial policies since existing budgeted funds will be used to finance the document/content management projects.

Community Impact Statement: None submitted.

## ITEM NO. (23) - ADOPTED

[08-3266](#)

CD 14

PUBLIC WORKS COMMITTEE REPORT relative to reinstating the vacation of Mission Road between Jesse Street and Seventh Street, a portion of the northerly side of Seventh Street between mission Road and Myers Street and Jesse Street from approximately 231 feet westerly of Myers Street to Mission Road (VAC E1400458; Council file No. 93-1278).

Recommendations for Council action, pursuant to Motion (Huizar - Reyes):

1. INSTRUCT the City Clerk and/or the Bureau of Engineering to give the appropriate Notice, including the posting and publication requirements of Streets and Highways Code Sections 8322 and 8323, and that the modified City Engineer's report, revised Ordinance of Intention, setting a new public hearing date on the vacation of Mission Road between Jesse Street and Seventh Street, a portion of the northerly side of Seventh Street between mission Road and Myers Street and Jesse Street from approximately 231 feet westerly of Myers Street to Mission Road, and the findings required by the California Streets and Highways Code be returned to City Council for approval.
2. AMEND the description of the areas to be vacated as follows:

Mission Road between Seventh Street and a line extending westerly as a continuation of the Petitioner's northerly property line; a portion of the northerly side of Seventh Street between Mission Road and Myers Street.
3. AFFIRM that in accordance with the Petitioner's written request for the Vacation, as described above in Recommendation No. 2, the Petitioner agrees with the reduced boundaries for said street vacation.
4. FIND that in recognition that in 2004, the City Engineer determined that the project encompassed by VAC E1400458 (Council file No. 93-1278) will not have a significant environmental impact, and that this determination was adopted in conjunction with the Ordinance of Intention dated March 19, 2004; and further FIND that there are no significant changes in the project and no new significant impacts, information or other conditions which require the preparation of a subsequent environmental determination.
5. REINSTATE Vacation E1400458 (Council file No. 93-1278) with the revised City Engineer's report and the new boundaries of the vacation area, subject to the provisions of and in accordance with the two year termination period delineated in Section 7.48 of the Los Angeles Administrative Code, and/or take any other action deemed appropriate by the City Council and INSTRUCT the Bureau of Engineering to record said Resolution of Vacation after completion of all the required conditions.

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.

**Roll Call #9 - Motion (Hahn - Rosendahl) Adopted, Ayes (12); Absent: Huizar and Zine (2)  
(Item Nos. 24-26)**

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

[09-1752](#)

CD 15

COMMUNICATIONS FROM THE BOARD OF HARBOR COMMISSIONERS and CITY ADMINISTRATIVE OFFICER relative to an amendment to a personal services agreement between the City of Los Angeles and Moffatt and Nichol.

TIME LIMIT FILE - SEPTEMBER 11, 2009

(LAST DAY FOR COUNCIL ACTION – SEPTEMBER 11, 2009)

(Trade, Commerce and Tourism Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(Click on the above hyperlink or go to <http://cityclerk.lacity.org/lacityclerkconnect/index.cfm> for background documents.)

**ADOPTED**

**ADMINISTRATIVE EXEMPTION and TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT** relative to a personal services agreement between the City of Los Angeles and Moffatt and Nichol.

**Recommendations for Council action:**

- 1. FIND that this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Article II, Section 2(f) and 2(i) of the Los Angeles City CEQA Guidelines**
- 2. APPROVE the Harbor Department Resolution 09-6759 authorizing the proposed first amendment to personal services agreement No. 09-2491 with Moffat and Nichol for engineering design services for the Cabrillo Way Marina development project.**
- 3. CONCUR with the Board of Harbor Commissioners action of June 18, 2009**

**Fiscal Impact Statement:** The City Administrative Officer reports that approval of the proposed first amendment to personal services agreement No. 09-2491 with Moffat and Nichol will extend the agreement by three years, from October 2009 to October 2012, in the amount of \$9,830,423. The amendment will have no impact on the City General Fund.

**Community Impact Statement: None submitted.**

**TIME LIMIT FILE - SEPTEMBER 11, 2009**

**(LAST DAY FOR COUNCIL ACTION - SEPTEMBER 11, 2009)**

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

**09-2011**

**CD 11**

COMMUNICATIONS FROM THE BOARD OF AIRPORT COMMISSIONERS and CITY ADMINISTRATIVE OFFICER relative to a lease with Continental Airlines, Inc. covering leasehold in Air Freight Building No. Four.

**TIME LIMIT FILE - SEPTEMBER 10, 2009**

**(LAST DAY FOR COUNCIL ACTION – SEPTEMBER 9, 2009)**

(Trade, Commerce and Tourism Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(Click on the above hyperlink or go to <http://cityclerk.lacity.org/lacityclerkconnect/index.cfm> for background documents.)

**ADOPTED**

**CATEGORICAL EXEMPTION and TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to a lease with Continental Airlines, Inc. covering leasehold in Air Freight Building No. Four.**

**Recommendations for Council action:**

- 1. FIND that this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Article III Class 1(18)(c) of the Los Angeles City CEQA Guidelines.**
- 2. APPROVE the five year replacement lease with Continental Airlines, Inc.**
- 3. CONCUR with the Board of Airport Commissioners action of August 3, 2009 authorizing the Executive Director to execute the replacement lease with Continental Airlines, Inc.**

**Fiscal Impact Statement: The City Administrative Officer reports that approval of the proposed replacement lease will generate approximately \$967,600 annually for the Airport Revenue Fund, exclusive of periodic adjustments. The Department of Airports anticipates the General Fund will receive approximately \$20,600 in possessory interest taxes annually. Since the department is bound only by the City Debt Management Policies, the City Financial Policies are not applicable.**

**Community Impact Statement: None submitted.**



**TIME LIMIT FILE - SEPTEMBER 10, 2009**

**(LAST DAY FOR COUNCIL ACTION - SEPTEMBER 9, 2009)**

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

[09-2012](#)

CD 11

COMMUNICATIONS FROM THE BOARD OF AIRPORT COMMISSIONERS and CITY ADMINISTRATIVE OFFICER relative to a lease with Skyview Center, LLC at the Los Angeles International Airport.

TIME LIMIT FILE - SEPTEMBER 10, 2009

(LAST DAY FOR COUNCIL ACTION – SEPTEMBER 9, 2009)

(Trade, Commerce and Tourism Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(Click on the above hyperlink or go to <http://cityclerk.lacity.org/lacityclerkconnect/index.cfm> for background documents.)

**ADOPTED**

**CATEGORICAL EXEMPTION and TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to a lease with Skyview Center, LLC at the Los Angeles International Airport.**

**Recommendations for Council action:**

- 1. FIND that this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Article III Class 1(14) of the Los Angeles City CEQA Guidelines.**
- 2. APPROVE the lease with Skyview Center, LLC.**
- 3. NOTE and FILE the following related documents:**
  - a. Reserve Agreement**
  - b. Subordination, Non-Disturbance and Attornment Agreement**
- 4. CONCUR with the Board of Airport Commissioners action of August 3, 2009 authorizing the Executive Director to execute the lease with Skyview Center, LLC.**

**Fiscal Impact Statement:** The City Administrative Officer reports that approval of the proposed lease with Skyview Center, LLC is expected to cost the Department of Airports a total of approximately \$18.1 million, net present value, for the 10-year lease and \$3.3 million for capital improvements, excluding parking costs. The proposed lease details any applicable escalation provisions. Since the Department of Airports is bound only by the City Debt Management Policies, the City Financial Policies are not applicable. Approval of the proposed lease will have no impact on the City General Fund.

**Community Impact Statement:** None submitted.

**TIME LIMIT FILE - SEPTEMBER 10, 2009**

**(LAST DAY FOR COUNCIL ACTION - SEPTEMBER 9, 2009)**

**ITEM NO. (27) - ADOPTED, AS AMENDED - SEE FOLLOWING**

**Roll Call #16 - Motion (Parks - Smith) to Adopt as Amended, Ayes (11); Absent: Hahn, Reyes and Zine (3)**

[08-2063-S1](#)

PUBLIC SAFETY COMMITTEE REPORT and COMMUNICATION FROM CHAIR and MEMBER, BUDGET AND FINANCE COMMITTEE relative to the donation of Hydra and Minerva Simulation System major incident simulation software from the Los Angeles Police Foundation for use by the Los Angeles Police Department (LAPD).

**A. PUBLIC SAFETY COMMITTEE REPORT**

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

1. ACCEPT and APPROVE the donation of a Hydra and Minerva Simulation System Hydra-Minerva Simulation Training Suite, related contractual services, hardware, software, and equipment valued at \$370,000 from the Los Angeles Police Foundation for use by the LAPD, and THANK the donor for this generous donation.
2. TRANSFER \$68,013 from the Emergency Operations Fund 392/34, Account 6010 Office and Administrative Expense, to General Services Department, Fund 100/40 in the accounts and amounts specified as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1101	Construction Hiring Hall	\$ 24,013
1121	Construction Hiring Hall Fringe Benefits	9,120
3180	Construction Materials and Supplies	<u>34,880</u>
	Total	\$ 68,013

3. AUTHORIZE the Department of General Services to prepare Controller instructions for any technical accounting adjustments, subject to the approval of the City Administrative Officer (CAO); and, AUTHORIZE the Controller to implement them.
4. INSTRUCT the LAPD, Chief Legislative Analyst (CLA), and CAO to identify a funding source other than the Emergency Operations Fund (EOF) for future build-out costs to accommodate the Hydra-Minerva Training Suite.

Fiscal Impact Statement: The CLA reports that acceptance of this donation will have a General Fund impact of one dollar per year for the license fee which will be absorbed by the Police Department. One-time build-out costs at the Ahmanson Recruit Training Center will be paid by available funds in the EOF.

Community Impact Statement: None submitted.

B. COMMUNICATION FROM CHAIR and MEMBER, BUDGET AND FINANCE COMMITTEE

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

1. CONCUR with the recommendations of the Public Safety Committee relative to acceptance of a donation from the Los Angeles Police Foundation for the Hydra-Minerva Training Suite, a critical incident simulation system.
2. INSTRUCT the Chief Legislative Analyst (CLA) to report back to the Budget and Finance Committee relative to identification of funding for the cost of the necessary build-outs at the Ahmanson Recruit Training Center to accommodate the Hydra-Minerva Training Suite, if funds are not identified from LAPD resources.

Fiscal Impact Statement: The CLA reports that acceptance of this donation will have a General Fund impact of \$1 per year for the license fee which will be absorbed by the LAPD.

Community Impact Statement: None submitted.

**ADOPTED**

**MOTION (PARKS - SMITH)**

**Recommendation for Council action:**

**AMEND the Public Safety Committee report and Communication from Chair and Member, Budget and Finance Committee to:**

- a. **Receive and File the City Administrative Officer report dated January 9, 2009 on the donation from Lockheed Martin Corporation for the Hydra-Minerva Simulation Training Suite given that the donation has been withdrawn.**
- b. **Authorize the Los Angeles Police Department to accept the donation from the Police Foundation for the Hydra-Minerva Simulation Training Suite, related contractual services, hardware, software and equipment, valued at \$370,000.**

- c. Approve in concept the expenditure of \$68,013 from the Forfeited Assets Trust Fund for required build-outs at the Ahmanson Recruit Training Center (ARTC) to accommodate the Hydra-Minerva Simulation Training Suite. The State will be transmitting to the City approximately \$301,000 from forfeited assets. The City Administrative Officer will provide in the next Financial Status Report a detailed discussion of the proposed expenditure plan for unprogrammed funds in the Forfeited Assets Trust Fund, including the above mentioned build-outs at the ARTC.

## Items for Which Public Hearings Have Not Been Held - Items 28-43

(10 Votes Required for Consideration)

Roll Call #6 - Motion (Cárdenas - Rosendahl) Adopted, Ayes (12); Absent: Huizar and Zine (2)  
(Item Nos. 28-35)

### ITEM NO. (28) - ADOPTED

[08-2658](#)

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 National Boulevard and Jasmine Avenue (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 August 17, 2009.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **NOVEMBER 17, 2009** as the hearing date for the maintenance of the National Boulevard and Jasmine Avenue (Reballot) Lighting District, in accordance with Proposition 218, Articles XIIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$684.76 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: November 9, 2009)

### ITEM NO. (29) - ADOPTED

[09-2007](#)

CD 7

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Paxton Street and San Fernando Road 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 August 6, 2009.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **NOVEMBER 17, 2009** as the hearing date for the maintenance of the Paxton Street and San Fernando Road 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, \$6,478.98 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: November 9, 2009)

### ITEM NO. (30) - ADOPTED

[09-2008](#)  
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 Bledsoe Street and Dronfield 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 August 6, 2009.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **NOVEMBER 17, 2009** as the hearing date for the maintenance of the Bledsoe Street and Dronfield 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, \$4,219.60 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: November 9, 2009)

### ITEM NO. (31) - ADOPTED

[09-2009](#)  
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 Sunshine Terrace and Fruitland Drive 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 August 6, 2009.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **NOVEMBER 17, 2009** as the hearing date for the maintenance of the Sunshine Terrace and Fruitland Drive 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, \$464.96 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: November 9, 2009)

### ITEM NO. (32) - ADOPTED

[09-2010](#)  
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 Osborne Place and Glenoaks 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 August 6, 2009.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **NOVEMBER 17, 2009** as the hearing date for the maintenance of the Osborne Place and Glenoaks Boulevard 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, \$1,744.47 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: November 9, 2009)

### ITEM NO. (33) - ADOPTED

[09-2080](#)  
CD 10

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Valley Spring Lane and Cahuenga 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 August 18, 2009.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **NOVEMBER 17, 2009** as the hearing date for the maintenance of the Valley Spring Lane and Cahuenga Boulevard 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, \$1,003.27 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: November 9, 2009)

### ITEM NO. (34) - ADOPTED

#### 09-0005-S541

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 2, 2009.

#### 09-0005-S541

CD 11

- a. Property at 124 East Montreal Street (Case No. 81335).  
Assessor I.D. No. 4116-032-016

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

#### 09-0005-S542

CD 11

- b. Property at 124 East Montreal Street (Case No. 2983).  
Assessor I.D. No. 4116-032-016

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 19, 2000)

#### 09-0005-S543

CD 1

- c. Property at 132 East Sycamore Park Drive aka 134 1/2 East Sycamore Park Drive (Case No. 160878).  
Assessor I.D. No. 5467-007-008

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 6, 2008)

[09-0005-S544](#)

CD 9

- d. Property at 1368 East Vernon Avenue (Case No. 179416).  
Assessor I.D. No. 5107-003-004

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 14, 2008)

[09-0005-S545](#)

CD 13

- e. Property at 1401 North Portia Street aka 1404 McDuff Street (Case No. 180844).  
Assessor I.D. No. 5406-006-035

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 28, 2008)

[09-0005-S546](#)

CD 8

- f. Property at 2653 South Kenwood Avenue aka 2651 South Kenwood Avenue (Case No. 212130).  
Assessor I.D. No. 5054-005-010

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

[09-0005-S547](#)

CD 14

- g. Property at 3517 East Opal Street (Case No. 7820).  
Assessor I.D. No. 5191-013-020

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on March 2, 2005)

[09-0005-S548](#)

CD 9

- h. Property at 4207 South Flower Street (Case No. 121449).  
Assessor I.D. No. 5019-028-025

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 24, 2007)

[09-0005-S549](#)

CD 10

- i. Property at 5107 West 20th Street aka 5111 West 20th Street (Case No. 122692).  
Assessor I.D. No. 5062-006-009

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 12, 2008)

[09-0005-S550](#)

CD 14

- j. Property at 5307 East Templeton Street aka 5309 East Templeton Street (Case No. 231738).  
Assessor I.D. No. 5219-017-020

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 23, 2009)



[09-0005-S551](#)

CD 14

- k. Property at 5307 East Templeton Street aka 5309 East Templeton Street (Case No. 190958). Assessor I.D. No. 5219-017-020

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on October 9, 2008)

[09-0005-S552](#)

CD 8

- l. Property at 706 West 79th Street (Case No. 235689). Assessor I.D. No. 6032-027-023

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 24, 2009)

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

[09-2013](#)

CD 1

COMMUNICATION FROM CHAIR, JOBS AND BUSINESS DEVELOPMENT COMMITTEE relative to the Highland Park Business Improvement District (BID) 2009 Fiscal Year Annual Planning Report.

Recommendations for Council action:

1. FIND that the August 7, 2009 Annual Planning Report for the Highland Park BID's 2009 fiscal year, as attached to the Council file, complies with the requirements of the Landscaping, Security Programming and Maintenance Property Business Improvement District (LSPM PBID) Ordinance (Ordinance No. 174251).
2. ADOPT the August 7, 2009 Annual Planning Report for the Highland Park BID's 2009 fiscal year, as attached to the Council file, pursuant to the LSPM PBID Ordinance.

Fiscal Impact Statement: The City Clerk reports that there is no impact to the General Fund associated with the action as detailed above in Recommendation Nos. 1 and 2.

Community Impact Statement: None submitted.

**ITEM NO. (36) - CONTINUED TO SEPTEMBER 23, 2009**

**Roll Call #17 - Motion (Huizar - Koretz) Adopted to Continue, Unanimous Vote (12); Absent: Reyes and Zine (2)**

[09-0002-S97](#)

COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST and RESOLUTION (HUIZAR - GREUEL) relative to the City's position on S. 575 (Carper) and H.R. 1329 (Blumenauer) to reduce greenhouse gas emissions from the transportation sector.

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

ADOPT the accompanying RESOLUTION to include in the City's 2009-10 Federal Legislative Program SUPPORT of S. 575 (Carper) and H.R. 1329 (Blumenauer), which seek to support efforts by States and eligible local and regional entities to develop and implement plans to reduce greenhouse gas emissions from the transportation sector.

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

Community Impact Statement: None submitted.

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

#### **ITEM NO. (37) - SEE FOLLOWING**

**Roll Call #19 - Motion (Koretz - Parks) Adopted to Refer and Receive and File, Unanimous Vote (10);  
Absent: Alarcón, Cárdenas, Huizar and Zine (4)**

[09-2136](#)

CONSIDERATION OF MOTION (KORETZ - PARKS) relative to language for a proposed Charter Amendment regarding performance audits.

Recommendations for Council action:

#### **REFERRED TO RULES AND ELECTIONS COMMITTEE**

1. REQUEST the Chief Legislative Analyst, in consultation with the Controller and City Attorney to report to the Audits and Governmental Efficiency Committee within 60 days with language for a proposed Charter Amendment which will make clear that the Controller can conduct performance audits of a) any and all aspects of the offices of all officeholders who are not elected officials as well as b) programs housed within the offices of City elected officials.

#### **RECEIVED AND FILED**

2. REQUEST the City Attorney to dismiss the current lawsuit, City of Los Angeles v. Chick, conditioned as previously voted by the Council on the payment of no attorneys fees to any outside legal counsel.

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

#### **ITEM NO. (38) - ADOPTED**

**Roll Call #18 - Motion (Alarcón - Rosendahl) Adopted, Ayes (12); Absent: Reyes and Zine (2)**

[09-0002-S171](#)

CONSIDERATION OF RESOLUTION (ALARCON - ROSENDAHL) relative to the City's position on SB 600, the Tobacco Tax and Health Protection Act of 2009.

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 600, the Tobacco Tax and Health Protection Act of 2009, which will reduce smoking, especially among youth, provide needed revenue for essential state services, and fund lung cancer research.

Community Impact Statement: None submitted.

(Information Technology and Government Affairs Committee waived consideration of the above matter)

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

**Roll Call #21 - Motion (Rosendahl - Smith) Adopted, Ayes (10); Absent: Alarcón, Cárdenas, Huizar and Zine (4)  
(Item Nos. 39a-39o)**

[09-2172](#)

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:

[09-2172](#)

CD 9

- a. MOTION (PERRY - KORETZ) relative to declaring the Memorial Block Party on September 5, 2009 a Special Event (fees and costs absorbed by the City = \$1,014).

[09-2173](#)

CD 9

- b. MOTION (PERRY - REYES) relative to declaring the Stair Climb to the Top on September 25, 2009 a Special Event (fees and costs absorbed by the City = \$25,350).

[07-1599-S1](#)

CD 9

- c. MOTION (PERRY - REYES) relative to declaring the Day of Pampering on September 26, 2009 a Special Event (fees and costs absorbed by the City = \$1,682).

[09-2175](#)

CD 3

- d. MOTION (ZINE - PERRY) relative to declaring the Sylvan Street Block Party on September 5, 2009 a Special Event (fees and costs absorbed by the City = \$456).

[09-2176](#)

CD 3

- e. MOTION (ZINE - REYES) relative to declaring the West Valley Memorial Ride on September 12, 2009 a Special Event (fees and costs absorbed by the City = \$456).

[07-3590-S2](#)

CD 9

- f. MOTION (PERRY - ZINE) relative to declaring the LATC Third Annual Gala Benefit on October 3, 2009 a Special Event (event sponsor to reimburse the City for all fees and costs incurred).

[09-2177](#)

CD 9

- g. MOTION (PERRY - ZINE) relative to declaring the Annual Homeless Food and Health Fair on September 13, 2009 a Special Event (fees and costs absorbed by the City = \$1,226).

[09-2178](#)

CD 1

- h. MOTION (REYES - ZINE) relative to declaring the Annual Central American Festival and Parade on September 19-20, 2009 a Special Event (fees and costs absorbed by the City = \$20,000).

[09-2182](#)

CD 1

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

[07-3043-S2](#)

CD 7

- j. MOTION (ALARCON - CARDENAS) relative to declaring the football games at Alemany High School on September 4 and 18, 2009 for the currently undefined playoff schedule for the 2009 high school football season a Special Event (fees and costs absorbed by the City = none submitted).

[09-2179](#)

CD 4

- k. MOTION (LABONGE - HAHN) relative to declaring the Elevado Street Block Party on September 6, 2009 a Special Event (fees and costs absorbed by the City = \$865).

[09-2180](#)

CD 9

- l. MOTION (PERRY - PARKS) relative to declaring the Soap Box Test Run on September 9, 2009 a Special Event (event sponsor to reimburse the City for all fees and costs incurred).

[09-2187](#)

CD 15

- m. MOTION (HAHN - ALARCON) relative to declaring the Second Annual Family Fun Day on September 26, 2009 a Special Event (fees and costs absorbed by the City = \$1,226).

[09-2188](#)

CD 15

- n. MOTION (HAHN - ALARCON) relative to declaring the Averill Avenue Block Party on September 5, 2009 a Special Event (fees and costs absorbed by the City = \$1,226).

[07-2321-S1](#)

CD 15

- o. MOTION (HAHN - ALARCON) relative to declaring the Third Annual San Pedro Tri-Arts Festival on September 12-13, 2008 a Special Event (fees and costs absorbed by the City = \$1,226).

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

**Roll Call #6 - Motion (Cárdenas - Rosendahl) Adopted, Ayes (12); Absent: Huizar and Zine (2)**

[08-1786](#)

CD 9

MOTION (PERRY - ROSENDAHL) relative to amending the June 23, 2009 Special Event declaration for the Step Out: Walk to Fight Diabetes.

Recommendations for Council action:

1. AMEND the Council action of June 23, 2009 (Council file No. 08-1786) declaring the American Diabetes Association's "Step Out: Walk to Fight Diabetes" to close Main Street between First and Temple Streets instead of Spring Street between First and Temple Streets.
2. AUTHORIZE the Chief Legislative Analyst, or designee, to make technical corrections or clarifications as may be necessary to implement the intent of this Motion.

**ITEM NO. (41) - ADOPTED - TO THE MAYOR FORTHWITH**

**Roll Call #20 - Motion (Parks - Perry) Adopted, Ayes (10); Absent: Alarcón, Cárdenas, Huizar and Zine (4)**

[09-0010-S8](#)

MOTION (PARKS - CARDENAS) relative to reinstating the reward offer in the death of Rose Garcia 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 death of Rose Garcia (Council action of January 23, 2009, Council file No. 09-0010-S8) 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 this instance.

**ITEM NO. (42) - SUBSTITUTE MOTION ADOPTED IN LIEU OF ORIGINAL MOTION - SEE FOLLOWING**

**Roll Call #22 - Motion (Parks - LaBonge) to Adopt Substitute Motion, Ayes (10); Absent: Alarcón, Cárdenas, Huizar and Zine (4)**

[09-2181](#)

MOTION (HUIZAR - LABONGE) relative to a transfer of funds for the Annual Installation Dinner for the Metropolitan Los Angeles Branch of the American Society of Civil Engineers (MLAB ASCE) to be held in the City Hall Tom Bradley Room on October 8, 2009.

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

APPROPRIATE \$497 from the Reserve Fund to the Unappropriated Balance Fund No. 100/58 to the General Services Department Fund No. 100/40, as follows: \$162 to Account No. 1070 and \$335 to Account No. 1090 (Salaries-Overtime) for services in connection with the October 8, 2009 MLAB ASCE Installation Dinner in the Tom Bradley Room - said funds to be reimbursed to the General Fund by the MLAB ASCE.

**ADOPTED**

**SUBSTITUTE MOTION (PARKS for HUIZAR - LABONGE)**

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

**APPROPRIATE \$497 from the Reserve Fund to the Unappropriated Balance Fund No. 100/58 and APPROPRIATE therefrom to the General Services Department Fund No. 100/40, as follows: \$335 to Account No. 1090 (Salaries-Overtime), and \$162 to Account No. 1070 (Salaries - As Needed), for services in connection with the October 8, 2009 Bureau of Engineering special reception for the Metropolitan Los Angeles Branch of the American Society of Civil Engineers (MLAB ASCE) in the City Hall Tom Bradley Room - said funds to be reimbursed to the General Fund by the MLAB ASCE.**

**ITEM NO. (43) - ADOPTED - FORTHWITH**

**Roll Call #8 - Motion (LaBonge - Hahn) Adopted, Ayes (12); Absent: Huizar and Zine (2)**

[09-2174](#)

RESOLUTION (LABONGE - HAHN) relative to declaring September 9, 2009 as Beatles Day in the City of Los Angeles.

Recommendation for Council action:

RESOLVE to DECLARE September 9, 2009 as Beatles Day in the City of Los Angeles in recognition of their contribution to music and culture that has impacted our society and is still evident today.

## Closed Sessions - Items 44-45

### ITEM NO. (44) - MEETING HELD - ACTION TAKEN IN CLOSED SESSION

#### [08-3271-S1](#)

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 case entitled City of Los Angeles, a Municipal Corporation v. Los Angeles City Controller, Laura N. Chick, in Her Official Capacity, et al.

(Audits and Governmental Efficiency and Budget and Finance Committees waived consideration of the above matter)

### ITEM NO. (45) - CONTINUED TO SEPTEMBER 23, 2009

Roll Call #7 - Motion (Parks - Smith) Adopted to Continue, Unanimous Vote (12); Absent: Huizar and Zine (2)

#### [09-1482](#)

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 Bekeredjian v. City of Los Angeles, Los Angeles Superior Court Case No. BC343886. (This case arises from earth movement that occurred on February 27, 2005, in the vicinity of Laurel Canyon Boulevard. The earth movement affected private property and Laurel Canyon Boulevard.)

(Budget and Finance Committee considered the above matter in Closed Session on July 20, 2009.)

(Continued from Council meeting of September 2, 2009)

**MOTION ADOPTED UPON FINDINGS BY COUNCIL THAT THE NEED TO TAKE ACTION AROSE SUBSEQUENT TO THE POSTING OF THE COUNCIL AGENDA FOR WEDNESDAY, SEPTEMBER 9, 2009, PURSUANT TO GOVERNMENT CODE SECTION 54954.2(b)(2) AND COUNCIL RULE 23**

**FINDINGS ADOPTED - REFERRED TO ENERGY AND ENVIRONMENT COMMITTEE**

Roll Call #12 - Motion (Koretz - Perry) Findings on Need to Act - Adopted, Ayes (13); Absent: Zine (1)

Roll Call #13 - Motion (Koretz - Perry) Adopted to Refer, Unanimous Vote (11); Absent: Hahn, Reyes and Zine (3)

#### [09-2232](#)

**MOTION (KORETZ - PERRY - LABONGE - GARCETTI) relative to various departments reporting on the latest status of the water main breaks.**

**Recommendation for Council action:**

**REQUEST the Department of Water and Power, Los Angeles Fire Department, Emergency Management Department and the Bureau of Street Services to report on the latest status of the water main breaks, including:**

- a. What caused the rupture to occur.**
- b. Estimated repair completion periods for the water mains including street repairs.**
- c. An Assessment of damages to local homes and businesses.**
- d. What can be done to mitigate these water infrastructure breaks in the future.**

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

### [09-2192](#)

MOTION (ROSENDAHL - PERRY) relative to declaring the Kenyon Avenue Neighborhood Watch Block Party on September 12, 2009 a Special Event (fees and costs absorbed by the City = \$970).

### [09-2193](#)

MOTION (ROSENDAHL - PERRY) relative to declaring the Spoleto Drive Block Party on September 13, 2009 a Special Event (fees and costs absorbed by the City = \$970).

### [08-2298-S1](#)

MOTION (ALARCON - CARDENAS) relative to declaring the Sober Day Festival on September 13, 2009 a Special Event (fees and costs absorbed by the City = \$850).

### [08-2304-S1](#)

MOTION (ALARCON - CARDENAS) relative to declaring the Viva Italia on September 19, 2009 a Special Event (fees and costs absorbed by the City = \$850).

### [09-2194](#)

MOTION (REYES - PERRY) relative to declaring the Annual Manos Amigas/Helping Hands Event on September 10, 2009 a Special Event (fees and costs absorbed by the City = \$500).

### [08-2282-S1](#)

MOTION (KORETZ - PARKS) relative to declaring the California Country Club Homeowners' Association Cheviot Drive Block Party on September 13, 2009 a Special Event (fees and costs absorbed by the City = \$970).

### [08-2799-S1](#)

MOTION (CARDENAS - KORETZ) relative to declaring the Third Annual Family Resource Fair on September 19, 2009 a Special Event (fees and costs absorbed by the City = none submitted).

### [09-2229](#)

MOTION (CARDENAS - HUIZAR) relative to declaring the California Coastal Cleanup Day on September 11-19, 2009 a Special Event (fees and costs absorbed by the City = \$836).



[09-1948](#)

MOTION (CARDENAS - ALARCON) relative to declaring the Ninth Annual Valley Unity Car Show and Concert on September 20, 2009 a Special Event (fees and costs absorbed by the City = none submitted).

[08-2157-S1](#)

MOTION (KORETZ - ROSENDAHL) relative to declaring the Blythe Street Neighborhood Block Party on September 12, 2009 a Special Event (fees and costs absorbed by the City = \$1,270).

[09-2230](#)

MOTION (KORETZ - ROSENDAHL) relative to declaring the 1700 Sherbourne Drive Block Party on September 13, 2009 a Special Event (fees and costs absorbed by the City = \$970).

[09-2231](#)

MOTION (KORETZ - ROSENDAHL) relative to declaring the Carthay Neighborhood 85th Anniversary Block Party on September 13, 2009 a Special Event (fees and costs absorbed by the City = \$1,270).

[08-2283-S1](#)

MOTION (KORETZ - PARKS) relative to declaring the Cushdon Avenue 11th Annual Block Party on September 13, 2009 a Special Event (fees and costs absorbed by the City = \$970).

[07-2526-S2](#)

MOTION (ROSENDAHL - PARRY) relative to declaring the Juniette Block Party on September 12, 2009 a Special Event (fees and costs absorbed by the City = \$1,169).

[08-1870-S1](#)

MOTION (ROSENDAHL - PERRY) relative to declaring the 15th Annual Brentwood Autumn Art Show-West LA Chamber Health Fair and Business Expo on September 13, 2009 a Special Event (fees and costs absorbed by the City = \$4,875).

[07-2843-S2](#)

MOTION (ROSENDAHL - PERRY) relative to declaring the Meier Street Block Party on September 12, 2009 a Special Event (fees and costs absorbed by the City = \$1,105).

[09-2233](#)

MOTION (HAHN - LABONGE) relative to declaring the Watts Towers 50 Years Inspiring Art, 28th Annual Watts Towers Day of the Drum Festival and the 33rd Annual Simon Rodia Watts Towers Jazz Festival on September 26-27, 2009 a Special Event (fees and costs absorbed by the City = \$6,420).

[09-2191](#)

MOTION (LABONGE - HAHN) relative to authorizing the Office of the Fire Prevention Bureau to use the City Hall Tom Bradley Room on Wednesday, October 21, 2009.

[08-3354-S1](#)

MOTION (ALARCON - CARDENAS) relative to addition funding for the Fourth of July community events and celebrations at Hansen Dam.

**COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:**

[09-1668](#) - Sea Otter Awareness Week

Hahn - All Councilmembers

**Ayes, Alarcón, Cárdenas, Hahn, Koretz, LaBonge, Parks, Reyes, Smith, Wesson and President Garcetti (10); Absent: Huizar, Perry, Rosendahl and Zine (4); Vacant: Council District Two**

**Whereupon the Council did adjourn.**

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL