

Los Angeles City Council, **Journal/Council Proceedings**  
Wednesday, **September 23, 2009**  
John Ferraro Council Chamber, Room 340, City Hall - 10 am

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

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

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF  
September 11, 2009

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 21

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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 1-3**

**Roll Call #2 - Motion (Perry - Koretz) Adopted, Ayes (10); Absent: Huizar, Parks and Rosendahl (3)  
(Item Nos. 1-3)**

**ITEM NO. (1) - PUBLIC HEARING CLOSED - CITY ENGINEER INSTRUCTED TO PROCEED**

[07-0417](#)

CD 14

HEARING PROTESTS relative to the vacation of the 14th Street between Central and Naomi Avenues (VAC E1401075).

(Public Works Committee report adopted on August 12, 2009)

**ITEM NO. (2) - PUBLIC HEARING CLOSED - CITY ENGINEER INSTRUCTED TO PROCEED**

[07-0455](#)

CD 5

HEARING PROTESTS relative to the vacation of the public and future street northwesterly of the intersection between Deervale and Fawndale Places (VAC E1401039).

(Public Works Committee report adopted on August 12, 2009)

**ITEM NO. (3) - PUBLIC HEARING CLOSED - CITY ENGINEER INSTRUCTED TO PROCEED**

[08-2511](#)

CD 8

HEARING PROTESTS relative to the vacation of the alley northerly of Martin Luther King, Jr. Boulevard between Roxton and Sutro Avenues (VAC E1401126).

(Public Works Committee report adopted on August 12, 2009)

**Items for Which Public Hearings Have Been Held - Items 4-18**

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

**Roll Call #6 - Motion (Cárdenas - Reyes) Adopted, Ayes (14)**

[09-2048](#)

COMMUNICATION FROM MAYOR relative to the appointment of Ms. Lydia Mather to the South Valley Area Planning Commission.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Lydia Mather to the South Valley Area Planning Commission for the term ending June 30, 2014, to fill the vacancy created by George Andros, is APPROVED and CONFIRMED. Ms. Mather is a resident of Council District Six. (Current Commission gender composition: M=3; F=1; vacancy = 1)

Background Check Review: Complete.

Ethics Commission Review: Complete.

Community Impact Statement: None submitted.

TIME LIMIT FILE - SEPTEMBER 28, 2009

(LAST DAY FOR COUNCIL ACTION - SEPTEMBER 25, 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 appointment of Ms. Lydia Mather to the South Valley Area Planning Commission.**

**Recommendation for Council action:**

**RESOLVE** that the Mayor's appointment of Ms. Lydia Mather to the South Valley Area Planning Commission for the term ending June 30, 2014, to fill the vacancy created by George Andros, is **APPROVED** and **CONFIRMED**. Ms. Mather is a resident of Council District Six. (Current Commission gender composition: M=3; F=1; vacancy = 1)

**Ethics Commission Review:** Complete

**Background Check Review:** Complete

**Community Impact Statement:** None submitted.

**TIME LIMIT FILE - SEPTEMBER 28, 2009**

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

**ITEM NO. (5) - ADOPTED**

**Roll Call #7 - Motion (LaBonge - Reyes) Adopted, Ayes (14)**

**[09-2050](#)**

COMMUNICATION FROM MAYOR relative to the appointment of Ms. Yolanda Orozco to the City Planning Commission.

Recommendation for Council action:

**RESOLVE** that the Mayor's appointment of Ms. Yolanda Orozco to the City Planning Commission for the term ending June 30, 2014, to fill the vacancy created by Cindy Montanez, is **APPROVED** and **CONFIRMED**. Ms. Orozco is a resident of Council District Four. (Current Commission gender composition: M=5; F=3; vacancy = 1)

**Background Check Review:** Pending.

**Ethics Commission Review:** Complete.

**Community Impact Statement:** None submitted.

**TIME LIMIT FILE - SEPTEMBER 28, 2009**

**(LAST DAY FOR COUNCIL ACTION - SEPTEMBER 25, 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 appointment of Ms. Yolanda Orozco to the City Planning Commission.

**Recommendation for Council action:**

**RESOLVE** that the Mayor's appointment of Ms. Yolanda Orozco to the City Planning Commission for the term ending June 30, 2014, to fill the vacancy created by Cindy Montanez, is **APPROVED** and **CONFIRMED**. Ms. Orozco is a resident of Council District Four. (Current Commission gender composition: M=5; F=3; vacancy = 1)

**Ethics Commission Review:** Complete

**Background Check Review:** Complete

**Community Impact Statement:** None submitted.

**TIME LIMIT FILE - SEPTEMBER 28, 2009**

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

**Roll Call #3 - Motion (Reyes - Smith) to Adopt as Amended, Ayes (12); Absent: Parks and Wesson (2)  
(Item Nos. 6-11)**

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

[09-1819](#)

CD 2

CATEGORICAL EXEMPTION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a building line removal for property at 4455-63 North Colbath Avenue.

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

1. FIND that this action is categorically exempt from California Environmental Quality Act pursuant to Article III, Section 1, Class 5(25) of the City's Guidelines.
2. ADOPT the FINDINGS of the South Valley Area Planning Commission (SVAPC) as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the SVAPC, effecting a Building Line removal of a 20 foot building line along the west side of Colbath Avenue established by Ordinance No. 116746 for the proposed 45-foot high building with 82 resident parking spaces and 16 guest parking spaces on an approximate 27,000 square-foot lot, for property at 4455-63 North Colbath Avenue.

Applicant: Colbath Apartments, LLC, James Frost

Representative: Jerome Buckmelter Associates, Jerome Buckmelter APCSV 2008-4516 BL

4. ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.
5. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.

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

Community Impact Statement: None submitted.

TIME LIMIT FILE - OCTOBER 20, 2009

(LAST DAY FOR COUNCIL ACTION - OCTOBER 20, 2009)

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

[09-2044](#)

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to a donation by the Odette P. Wright Trust to the Thanksgiving Holiday Meal Drive of the Home-Delivered Meals Program.

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

1. ACCEPT and APPROVE the generous gift to the City by the Odette P. Wright Trust of the amount of \$351,567 to be used exclusively for the Home-Delivered Meals Program's Thanksgiving Holiday Meal Drive.
2. AUTHORIZE the General Manager of the Department of Aging, or designee, to accept this donation, cause it to be deposited into the appropriate fund(s) and account(s) and THANK the donor on behalf of the City.

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. (8) - ADOPTED**

[07-1004-S10](#)

CD 14

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an application for a hardship exemption from provisions of the City's Garvanza Interim Control Ordinance (ICO) for the property at 6331 Ruby Street.

Recommendations for Council action:

1. GRANT hardship exemption from the City's Garvanza ICO (Ordinance No. 179277) as noted and as described in the application attached to Council file No. 07-1004-S10, for the proposed replacement of original old wood windows, and to remove aluminum siding, and restore with double pane glass energy efficient windows for property at 6331 Ruby Street.
2. ADVISE the applicant that this hardship exemption, if granted by the City Council, is not a permit or license and that any other approvals, permits and licenses required by law must be obtained from the proper agencies.

Applicant: Rodolfo Becerra

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

Community Impact Statement: None submitted.

## ITEM NO. (9) - ADOPTED

[07-1004-S11](#)

CD 14

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an application for a hardship exemption from provisions of the City's Garvanza Interim Control Ordinance (ICO) for the property at 826 North Avenue 65.

Recommendations for Council action:

1. GRANT hardship exemption from the City's Garvanza ICO (Ordinance No. 179277) as noted and as described in the application attached to Council file No. 07-1004-S11, for the proposed second story addition of two bedrooms, one bath and game room (9,532 square feet) for property at 826 North Avenue 65.
2. ADVISE the applicant that this hardship exemption, if granted by the City Council, is not a permit or license and that any other approvals, permits and licenses required by law must be obtained from the proper agencies.

Applicant: Moris Franco, Campos Technology

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. (10) - ADOPTED**

[07-1004-S12](#)

CD 14

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an application for a hardship exemption from provisions of the City's Garvanza Interim Control Ordinance (ICO) for the property at 321 Avenue 65.

Recommendations for Council action:

1. GRANT hardship exemption from the City's Garvanza ICO (Ordinance No. 179277) as noted and as described in the application attached to Council file No. 07-1004-S12, for the proposed addition of two bedrooms and one bath, 757 square feet for property at 321 Avenue 65.
2. ADVISE the applicant that this hardship exemption, if granted by the City Council, is not a permit or license and that any other approvals, permits and licenses required by law must be obtained from the proper agencies.

Applicant: Guadalupe Reyes (Carlos Fernandez, Representative)

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. (11) - ADOPTED**

[09-0219-S2](#)

CD 13

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to a withdrawal of an application of a hardship exemption from provisions of the City's Echo Park Interim Control Ordinance (ICO) for property at 1001-05 Glendale Boulevard, 1902-20 Park Avenue and 1815 Montrose Street.

Recommendation for Council action:

RECEIVE and FILE the application filed by International Church of the Foursquare Gospel (Dana A. Sayles, AICP, Representative), requesting a hardship exemption from the Echo Park ICO No. 180587 for the proposed addition of a new construction of a 75 unit senior housing project located at 1001-05 Glendale Boulevard, 1902-20 Park Avenue and 1815 Montrose Street, inasmuch as the representative for the applicant withdrew the hardship exemption application.

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

Community Impact Statement: None submitted.

**ITEM NO. (12) - ADOPTED, AS AMENDED - SEE FOLLOWING**

**Roll Call #8 - Motion (Reyes - Garcetti) to Adopt as Amended, Ayes (14)**

[09-1390](#)

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to a proposed Ordinance amending Section 12.03 of the Los Angeles Municipal Code (LAMC) to revise the current hillside area definition and to establish a new Department of City Planning Hillside Area Map.

Recommendations for Council action:

1. ADOPT the FINDINGS of the City Planning Commission (CPC) as the Findings of the Council.
2. REQUEST the City Attorney to prepare and present an Ordinance, as approved by the CPC, amending Section 12.03 of the Los Angeles Municipal Code to revise the current hillside area definition, and to establish a new Department of City Planning Hillside Area Map.

Applicant: City of Los Angeles

CPC 2008-4683 CA

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: Encino Neighborhood Council

General Comments: Tarzana Neighborhood Council

**ADOPTED**

**MOTION (GARCETTI - REYES)**

**Recommendation for Council action:**

**INCLUDE in the final ordinance the following:**

**Allesandro Elementary School, specifically**

- **South Side of Riverside Drive between Gleneden and Riverside Terrace**
- **Gleneden between Riverside Drive and Riverside Terrace**
- **Reiverside Terrace between North dead end and Riverside Drive**

**as detailed in the attached map.**



**ADOPTED**

**MOTION (HAHN - REYES)**

**Recommendations for Council action:**

**INCLUDE in the final Ordinance the following:**

**Remove a parcel within the Port of Los Angeles boundaries by John S. Gibson Boulevard on the west and the West Basin on the east**

**as detailed in the attached map.**

**Roll Call #3 - Motion (Reyes - Smith) to Adopt as Amended, Ayes (12); Absent: Parks and Wesson (2)  
(Item Nos. 13-18)**

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

[09-1846](#)  
CD 13

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the inclusion of the Ross House located at 2123 North Valentine Street in the list of Historic Cultural Monuments.

Recommendations for Council action:

1. ADOPT the FINDINGS of the Cultural Heritage Commission (CHC) as the Findings of the Council.
2. APPROVE the recommendation of the CHC relative to the inclusion of the Ross House located at 2123 North Valentine Street in the list of Historic Cultural Monuments.

Applicant/Owner: Gareth and Christine Kantner

CHC 2009-1304 HCM

Fiscal Impact Statement: The CHC reports that such designation in and of itself has no fiscal impact. Future applications for permits may cause minimal administrative costs.

Community Impact Statement: None submitted.

TIME LIMIT FILE - OCTOBER 14, 2009

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

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

[09-1849](#)  
CD 4

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the inclusion of the Lipetz House located at 1843 North Dillon Street in the list of Historic Cultural Monuments.

Recommendations for Council action:

1. ADOPT the FINDINGS of the Cultural Heritage Commission (CHC) as the Findings of the Council.
2. APPROVE the recommendation of the CHC relative to the inclusion of the Lipetz House located at 1843 North Dillon Street in the list of Historic Cultural Monuments.

Applicant/Owner: William and Annie Macomber

CHC 2009-1391HCM

Fiscal Impact Statement: The CHC reports that such designation in and of itself has no fiscal impact. Future applications for permits may cause minimal administrative costs.

Community Impact Statement: None submitted.

TIME LIMIT FILE - OCTOBER 14, 2009

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

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

[09-1850](#)

CD 14

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the inclusion of the Douglas Building located at 257 South Spring Street in the list of Historic Cultural Monuments.

Recommendations for Council action:

1. ADOPT the FINDINGS of the Cultural Heritage Commission (CHC) as the Findings of the Council.
2. APPROVE the recommendation of the CHC relative to the inclusion of the Douglas Building located at 257 South Spring Street in the list of Historic Cultural Monuments.

Owner: 257 Spring Street, LLC; Representative: Scott Mahoy, Scott Young,  
Douglas Building Property Owner's Association

CHC 2009-1373 HCM

Fiscal Impact Statement: The CHC reports that such designation in and of itself has no fiscal impact. Future applications for permits may cause minimal administrative costs.

Community Impact Statement: None submitted.

TIME LIMIT FILE - OCTOBER 14, 2009

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

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

[09-1851](#)

CD 10

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the inclusion of the Eckley-Mitchell Residence located at 2048 South Oxford Boulevard in the list of Historic Cultural Monuments.

Recommendations for Council action:

1. ADOPT the FINDINGS of the Cultural Heritage Commission (CHC) as the Findings of the Council.
2. APPROVE the recommendation of the CHC relative to the inclusion of the Eckley-Mitchell Residence located at 2048 South Oxford Boulevard in the list of Historic Cultural Monuments.

Applicant: Harvard Heights Neighborhood Association/West Adams Heights  
Sugar Hill Neighborhood Association

Owner: Hyun S. Park

CHC 2009-1248 HCM

Fiscal Impact Statement: The CHC reports that such designation in and of itself has no fiscal impact. Future applications for permits may cause minimal administrative costs.

Community Impact Statement: None submitted.

TIME LIMIT FILE - OCTOBER 14, 2009

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

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

[09-1852](#)

CD 10

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the inclusion of the Linda Scott Residence located at 1910 South Harvard Boulevard in the list of Historic Cultural Monuments.

Recommendations for Council action:

1. ADOPT the FINDINGS of the Cultural Heritage Commission (CHC) as the Findings of the Council.
2. APPROVE the recommendation of the CHC relative to the inclusion of the Linda Scott Residence located at 1910 South Harvard Boulevard in the list of Historic Cultural Monuments.

Applicant: Harvard Heights Neighborhood Association/West Adams  
Heights/Sugar Hill Neighborhood Association

Owner: Peter and Veronica Bravo

CHC 2009-1258 HCM

Fiscal Impact Statement: The CHC reports that such designation in and of itself has no fiscal impact. Future applications for permits may cause minimal administrative costs.

Community Impact Statement: None submitted.

TIME LIMIT FILE - OCTOBER 14, 2009

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

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

[09-1853](#)

CD 4

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the inclusion of the Wilson House located at 2090 North Redcliff Street in the list of Historic Cultural Monuments.  
Recommendations for Council action:

1. ADOPT the FINDINGS of the Cultural Heritage Commission (CHC) as the Findings of the Council.
2. APPROVE the recommendation of the CHC relative to the inclusion of the Wilson House located at 2090 North Redcliff Street in the list of Historic Cultural Monuments.

Applicant/Owner: Noah Baylin c/o Baylin Family Limited Partnership CHC 2009-1307 HCM

Fiscal Impact Statement: The CHC reports that such designation in and of itself has no fiscal impact. Future applications for permits may cause minimal administrative costs.

Community Impact Statement: None submitted.

TIME LIMIT FILE - OCTOBER 14, 2009

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

**Items for Which Public Hearings Have Not Been Held - Items 19-24**

(10 Votes Required for Consideration)

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

**Roll Call #5 - Motion (Koretz - Smith) Adopted, Ayes (14)**

[09-2022](#)

COMMUNICATION FROM THE MAYOR relative to the appointment of Ms. Debra Wong Yang to the Board of Police Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Debra Wong Yang to the Board of Police Commissioners for the term ending June 12, 2012, to fill the vacancy created by the resignation of Mr. Anthony Pacheco, is APPROVED and CONFIRMED, subject to the review of Ms. Yang's Statement of Economics Interests by the City Ethics Commission. Ms. Yang resides in Council District Five. (New Commission gender composition: M = 3; F = 2)

Background Check Review: Pending.

Ethics Commission Review: Pending.

Community Impact Statement: None submitted.

TIME LIMIT FILE - SEPTEMBER 28, 2009

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

(Public Safety Committee waived consideration of the above matter)

**Roll Call #4 - Motion (Huizar - Reyes) Adopted, Ayes (13); Absent: Parks (1)  
(Item Nos. 20a-20k)**

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

[09-0005-S574](#)

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 16, 2009:

[09-0005-S574](#)

CD 9

- a. Property at 1014 East 80th Street aka 1016 1/2 East 80th Street (Case No. 14666).  
Assessor I.D. No. 6029-005-018

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 26, 2006)

[09-0005-S575](#)

CD 10

- b. Property at 1076 South Redondo Boulevard aka 1078 South Redondo Boulevard (Case No. 210089).  
Assessor I.D. No. 5084-014-024

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

[09-0005-S576](#)

CD 4

- c. Property at 10929 West Whipple Street (Case No. 233442).  
Assessor I.D. No. 2423-020-017

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on July 1, 2009)

[09-0005-S577](#)

CD 8

- d. Property at 1410 West 84th Place aka 1412 West 84th Place (Case No. 210760).  
Assessor I.D. No. 6034-028-010

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 12, 2009)

[09-0005-S578](#)

CD 8

- e. Property at 1428 West 59th Street (Case No. 93422).  
Assessor I.D. No. 6002-011-029

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 17, 2009)

[09-0005-S579](#)

CD 10

- f. Property at 2128 South Eighth Avenue (Case No. 173789).  
Assessor I.D. No. 5060-019-017

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 19, 2008)

[09-0005-S580](#)

CD 13

- g. Property at 329 North Mariposa Avenue aka 331 North Mariposa (Case No. 7464).  
Assessor I.D. No. 5520-025-011

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on July 7, 2004)

[09-0005-S581](#)

CD 9

- h. Property at 332 West 68th Street aka 330 West 68th Street (Case No. 130159).  
Assessor I.D. No. 6012-007-022

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on October 11, 2007)

[09-0005-S582](#)

CD 9

- i. Property at 5125 South McKinley Avenue (Case No. 96082).  
Assessor I.D. No. 5103-002-017

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 8, 2007)

[09-0005-S583](#)

CD 8

- j. Property at 826 West 85th Street aka 828 West 85th Street (Case No. 9600).  
Assessor I.D. No. 6032-014-009

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 2, 2006)

[09-0005-S584](#)

CD 10

- k. Property at 984 South Oxford Avenue (Case No. 233937).  
Assessor I.D. No. 5080-015-006

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on July 16, 2009)

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

**Roll Call #9 - Motion (Reyes - Perry) Adopted, Ayes (13); Absent: Wesson (1)**

[07-1342](#)

COMMUNICATION FROM MEMBER, AD HOC RIVER COMMITTEE relative to the establishment of a Los Angeles River Special Projects Office and the implementation of the Los Angeles River Revitalization Master Plan (LARRMP).

Recommendation for Council action:

NOTE and FILE the September 8, 2009 report from the Bureau of Engineering and the September 4, 2009 report from the Department of City Planning (Planning) relative to the establishment of a Los Angeles River Special Projects Office and the implementation of the LARRMP.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

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

**Roll Call #10 - Motion (Reyes - Parks) Adopted, Ayes (13); Absent: Wesson (1)**

[07-1342-S3](#)

COMMUNICATION FROM MEMBER, AD HOC RIVER COMMITTEE relative to quarterly status of Los Angeles River Revitalization projects.

Recommendation for Council action:

NOTE and FILE the June 2, 2009 quarterly report from the City Administrative Officer relative to the status of Los Angeles River Revitalization projects.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

**ITEM NO. (23) - CONTINUED TO OCTOBER 7, 2009**

**Roll Call #1 - Motion (Huizar - Garcetti) Adopted to Continue, Unanimous Vote (10); Absent: Hahn, Parks, Rosendahl and Wesson (4)**

[09-0002-S97](#)

CONTINUED CONSIDERATION OF 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)

(Continued from Council meeting of September 9, 2009)

**Roll Call #4 - Motion (Huizar - Reyes) Adopted, Ayes (13); Absent: Parks (1) (Item Nos. 24a-20d)**

**ITEM NO. (24) - MAPS APPROVED - CITY ENGINEER REPORT ADOPTED**

[09-2309](#)

et al. FINAL MAPS in the various Council Districts.

Recommendation for Council action:

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



[09-2309](#)

CD 1

- a. FINAL MAP OF TRACT NO. 54263 for property located at 200 North San Fernando Road lying easterly of San Fernando Road and northerly of Barranca Street.  
(Bond No. C-115824)  
(Quimby Fee: \$181,600)  
Applicants: Municipal Holdings, LLC  
Iacobellis & Associates

[09-2310](#)

CD 5

- b. FINAL MAP OF TRACT NO. 63384 for property located at 9049 Alcott Street, lying northerly of Alcott Street and easterly of Canfield Avenue.  
(Bond No. C-115825)  
(Quimby Fee: \$66,500)  
Applicants: Prime West Properties, LLC  
Tala Associates

[09-2311](#)

CD 2

- c. FINAL MAP OF TRACT NO.68034 for property located at 12020 West Guerin Street lying southerly of Guerin Street and westerly of Radford Avenue.  
(Bond No. C-115826)  
(Quimby Fee: \$142,784)  
Applicants: Studio Villas West, LLC  
Warren Smith

[09-2307](#)

CD 13

- d. PARCEL MAP L.A. NO. 2007-1499 for property located at 1000 North Hobart Boulevard, 1013 North Kingsley Drive and 5151 West Romaine Street, lying westerly of Kingsley Drive and southerly of Santa Monica Boulevard.  
(Bond No. C-115827)  
(Quimby Fee: \$10,500)  
Applicants: Swansea Park Senior Apartments, L.P.  
Hall & Foreman, Inc.

## Items Called Special

## Motions for Posting and Referral

## Councilmembers' Requests for Excuse from Attendance at Council Meetings

## Closed Sessions - Items 25-28

### ITEM NO. (25) - MOTION ADOPTED

Roll Call #12 - Motion (Parks - Koretz) Adopted, Ayes (13); Absent: Wesson (1)

[07-2041](#)

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 Michael Hunt, Matthew Dowd v. City of Los Angeles, United States District Court Case No. CV06-04691 DDP (SSx). (This case arises out of constitutional challenges to Los Angeles Municipal Code Sections 42.15 and 63.44.)

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

**ADOPTED**

#### **MOTION (PARKS - KORETZ)**

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

1. **AUTHORIZE the City Attorney to deposit a total of \$211,000 with the United States District Court in the above-entitled matter, from Liability Claims Account No. 9770, Fund 100, Department 59.**
2. **AUTHORIZE the City Attorney to draw a demand thereon in said amount payable to the United States District Court.**

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

### ITEM NO. (26) - RECEIVED AND FILED

Roll Call #13 - Motion (Parks - Rosendahl) Adopted to Receive and File, Ayes (13); Absent: Wesson (1)

[07-2075](#)

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 Frank Lima v. City of Los Angeles, Los Angeles Superior Court Case No. BC353261. (This case arises from plaintiff's claims of gender discrimination and retaliation with the Los Angeles Fire Department.)

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

**ADOPTED**

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

**Recommendations for Council action:**

**RECEIVE and FILE the City Attorney report dated August 14, 2009, Report No. R09-0290, relative to case entitled Frank Lima v. City of Los Angeles, Los Angeles Superior Court Case No. BC353261, (Item No. 26, CF 07-2075), inasmuch as this matter was acted on August 12, 2009 and no Council action is necessary.**

**ITEM NO. (27) - ACTION TAKEN IN CLOSED SESSION**

[09-2274](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to the case entitled Stephen M. Kernan v. John Mattillo, Los Angeles Superior Court Case No. BC394404. (This matter involves an offer to settle litigation against City employee John Mattillo for compensatory and punitive damages.)

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

**ITEM NO. (28) - CONTINUED TO OCTOBER 7, 2009**

**Roll Call #14 - Motion (Parks - Rosendahl) Adopted to Continue, Adopted, Ayes (13);  
Absent: Wesson (1)**

[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 9, 2009)

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

**Roll Call #11 - Motion (Garcetti - Alarcón) Adopted, Ayes (13); Absent: Wesson (1)**

[09-0002-S49](#)

CONTINUED CONSIDERATION OF RESOLUTION (GARCETTI - ALARCON) relative to the City's position on HR 1247 (Ellison), which would extend sensible protections to all tenants, including the requirement of a 90-day notice before eviction.

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

ADOPT the accompanying RESOLUTION to include in the City's 2009-10 Federal Legislative Program SUPPORT for HR 1247 (Ellison), the Protecting Tenants at Foreclosure Act of 2009, which would extend sensible protections to all tenants, including: the requirement of a 90-day notice before eviction, permitting renters to remain in their residences through the terms of their leases, except when the new owner wants to occupy the property as a primary residence, and a requirement that purchasers of foreclosed properties with Section 8 tenants honor the lease of such tenants.

Community Impact Statement: None submitted.

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

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

### 09-2348

MOTION (GARCETTI - LABONGE) relative to declaring the SERVE IN HELL Event on September 21, 2009 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

### 09-2352

MOTION (GARCETTI - LABONGE) relative to declaring the Versus Sport/Kobe Bryant Launch Party on September 18, 2009 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

### 07-3401-S3

MOTION (PERRY - CARDENAS) relative to declaring the Youth Concerts on October 15, 2009 a Special Event (the organizer shall reimburse the City for all fees and costs associated with this event).

### 09-2353

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

### 08-2184-S1

MOTION (GARCETTI - LABONGE) relative to declaring the El Faro on September 24, 2009 a Special Event (the event sponsor shall reimburse the City for all fees and costs pertaining to this event).

### 09-2354

MOTION (GARCETTI - LABONGE) relative to declaring the Zombieland Event on September 23, 2009 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

### 09-2355

MOTION (GARCETTI - LABONGE) relative to declaring the BLVD 3 on September 21, 2009 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[08-2162-S1](#)

MOTION (PARKS - CARDENAS) relative to declaring the University of Southern California's 2009 Football Game on September 5, 2009 a Special Event (fees and costs absorbed by the City = \$348 in permit fees will be waived, in addition, in accordance with department estimates, up to \$17,984 in salary or overtime costs).

[09-2356](#)

MOTION (GARCETTI - LABONGE) relative to declaring the Univision event on September 26, 2009 a Special Event (the event sponsor shall reimburse the City for all fees and costs pertaining to this event).

[09-0011-S31](#)

MOTION (SMITH - ZINE) relative to amending previous Council action for the allocation of Council District 12 Street Furniture Revenue funds.

**COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:**

<a href="#">09-1668</a> - Walter Lauderdale	(Rosendahl - All Councilmembers)
Kulbir S. Jain	(Rosendahl - All Councilmembers)
Arnold A. Gieske	(Rosendahl - All Councilmembers)
Crespi Carmelite High School Day	(Koretz - All Councilmembers)

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

<a href="#">09-1667</a> - Billie Eileen Curry	(Hahn)
Dr. Dan Eisenstein	(LaBonge)
Robert Searcy	(Parks)
John Thomas Mace	(Perry)
Leon Harold Kaplan	(Perry)
Edward William Miller III	(Zine - All Councilmembers)
Warren Wray Hamilton	(Wesson)
Bernard "Ben" Perlin	(Smith)

**Ayes, Cárdenas, Hahn, Huizar, Koretz, LaBonge, Parks, Perry, Reyes, Rosendahl, Smith, Zine and President Garcetti (12); Absent: Alarcón and Wesson (2); Vacant: Council District Two**

**Whereupon the Council did adjourn.**

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL