

Los Angeles City Council, **Journal/Council Proceedings**
Tuesday, **September 22, 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, Hahn, Huizar, Koretz, Parks, Reyes, Rosendahl, Smith, Wesson, Zine and President Garcetti (11); Absent: Cárdenas, LaBonge and Perry (3); Vacant: Council District Two

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
SEPTEMBER 9, 2009

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - NONE

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

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

Items Noticed for Public Hearing - Items 1-5

**Roll Call #1 - Motion (Huizar - Rosendahl) Adopted to Continue, Unanimous Vote (12);
Absent: Cárdenas and LaBonge (2)
(Item Nos. 1-2)**

**ITEM NO. (1) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON OCTOBER 13, 2009**

[09-1492](#)
CD 4

HEARING PROTESTS against the proposed improvement and maintenance of the Satsuma Avenue and Magnolia Boulevard No. 1 Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Satsuma Avenue and Magnolia Boulevard No. 1 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 21, 2009 - Continue hearing and present Ordinance on OCTOBER 13, 2009 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (2) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON OCTOBER 13, 2009**

[09-1656](#)

CD 14

HEARING PROTESTS against the proposed improvement and maintenance of the Eastside LRT Project Segment 2B (Second Reballot) Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Eastside LRT Project Segment 2B (Second 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 21, 2009 - Continue hearing and present Ordinance on OCTOBER 13, 2009 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**Roll Call #3 - Motion (Rosendahl - Perry) Adopted, Ayes (12); Absent: Cárdenas and LaBonge (2)
(Item Nos. 3-5)**

ITEM NO. (3) - PUBLIC HEARING CLOSED - ORDINANCE ADOPTED

[08-0770](#)

CD 6

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Balboa and Victory Boulevards (Second Reballot) Lighting District.

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

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

(Public Hearing held September 1, 2009)

ITEM NO. (4) - PUBLIC HEARING CLOSED - ORDINANCE ADOPTED

[09-1081](#)

CD 9

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

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

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

(Public Hearing held September 1, 2009)

ITEM NO. (5) - PUBLIC HEARING CLOSED - ORDINANCE ADOPTED

[09-1093](#)

CD 9

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the 60th Street and Menlo Avenue Lighting District.

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

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

(Public Hearing held September 1, 2009)

Items for Which Public Hearings Have Been Held - Items 6-40

ITEM NO. (6) - ADOPTED - SEE FOLOWING

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

[09-2024](#)

COMMUNICATION FROM THE MAYOR relative to the appointment of Ms. Keisha Whitaker to the Commission for Children, Youth and Their Families.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Keisha Whitaker to the Commission for Children, Youth and Their Families for the term ending June 30, 2010, to fill the vacancy created by Bobbie Parks, is APPROVED and CONFIRMED. Ms. Whitaker resides in Council District Four. (Current Commission gender composition: M = 6; F = 9)

Background Check Review: Pending.

Ethics Commission Review: Pending.

Community Impact Statement: None submitted.

TIME LIMIT FILE - SEPTEMBER 26, 2009

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

(Arts, Parks, Health and Aging 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

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to the appointment of Ms. Keisha Whitaker to the Commission for Children, Youth and Their Families.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Keisha Whitaker to the Commission for Children, Youth and Their Families for the term ending June 30, 2010, is **APPROVED** and **CONFIRMED**. Ms. Whitaker will fill the vacancy created by Bobbie Parks and resides in Council District Four. (Current Commission gender composition: M = 6; F = 9).

Background Check Review: Complete.

Ethics Commission Review: Pending.

Community Impact Statement: None submitted.

TIME LIMIT FILE - SEPTEMBER 26, 2009

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

ITEM NO. (7) - ADOPTED - SEE FOLLOWING

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

[09-2049](#)

COMMUNICATION FROM THE MAYOR relative to the appointment of Ms. Crystal Dominick to the Disabled Access Appeals Commission.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Crystal Dominick to the Disabled Access Appeals Commission for the term ending June 30, 2014, to fill the vacancy created by Naresh Kamboj, is APPROVED and CONFIRMED. Ms. Dominick resides in Council District 14. (Current Commission gender composition: M = 4; F = 1)

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)

(Arts, Parks, Health and Aging 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

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to the appointment of Ms. Crystal Dominick to the Disabled Access Appeals Commission.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Crystal Dominick to the Disabled Access Appeals Commission for the term ending June 30, 2014, is APPROVED and CONFIRMED. Ms. Dominick will fill the vacancy created by Naresh Kamboj and resides in Council District 14. (Current Commission gender composition: M = 4; F = 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)

**Roll Call #2 - Motion (Reyes - Smith) Adopted, Ayes (12); Absent: Cárdenas and LaBonge (2)
(Item Nos. 8-9)**

ITEM NO. (8) - ADOPTED - TO THE MAYOR FORTHWITH

09-2027

CD 8

CATEGORICAL EXEMPTION, INFORMATION TECHNOLOGY AND GOVERNMENT AFFAIRS COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a proposed sale of surplus property located at 5975 South Western Avenue (APN 6001-014-900).

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

1. FIND that the sale of real property to the Community Redevelopment Agency (CRA) is exempt from the California Environmental Quality Act (CEQA) pursuant to Article III, Section 1, Class 12 of CEQA Guidelines.
2. DETERMINE that the City-owned property at 5975 South Western Avenue, APN 6001-014-900 is no longer required for City use and that the public interest is best served by the direct sale of the property to the CRA.
3. PRESENT and ADOPT the accompanying ORDINANCE for the sale of the property without calling for bids to the proposed property for \$3,660,000.
4. INSTRUCT the Department of General Services to complete the transactions as outlined in the Ordinance, and process the necessary documentation to effectuate the sale.
5. AUTHORIZE Public Works/Office of Accounting to deposit the \$3,660,000 from the sale of property proceeds into the Animal Bond Funds 15G and 15L in proportion to the 53.45 percent and 46.55 percent expenditures incurred to date respectively in those Funds.
6. AUTHORIZE Public Works/Office of Accounting to establish new accounts entitled "Reimbursement from Sale of Property" within the Animal Bond Funds 15G and 15L for the proceeds received from Recommendation No. 5 above.
7. AUTHORIZE the City Administrative Officer (CAO) to make technical corrections, as necessary, to those transactions included in this report to implement the Mayor and Council's intentions.

Fiscal Impact Statement: The CAO reports that the Proposed Sale is for the total purchase price of \$3,660,000. Proceeds from the sale of the property will be deposited into the Animal Bond Funds 15G and 15L in proportion to the 53.45 percent and 46.55 percent expenditures incurred to date respectively in those Funds relative to the initial acquisition of this property. The proposed transaction is in compliance with the Financial Policies of the City.

Community Impact Statement: None submitted.

ITEM NO. (9) - ADOPTED

09-1792

CD 7

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT, RESOLUTION and ORDINANCES FIRST CONSIDERATION relative to a General Plan Amendment, zone change, and building line removal for property at 12369-81 West Osborne Street.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the lead agency in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 09-1792 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV 2007-3103-MND] filed on May 23, 2008.
2. ADOPT the FINDINGS of the City Planning Commission (CPC) as the Findings of the Council.
3. ADOPT the accompanying RESOLUTION, as recommended by the Mayor, the CPC and the Director of Planning, APPROVING the proposed General Plan Amendment to the Arleta-Pacoima Community Plan from the Low Medium I Residential designation to Low Medium II Residential designation for the proposed development of 15 single-family townhome units in four separate buildings located at 12369-81 West Osborne Street.
4. PRESENT and ADOPT the accompanying ORDINANCE, approved by the CPC, effecting a zone change from RA-1 to (T)(Q)RD1.5-1 for the proposed development of 15 single-family townhome units in four separate buildings, each two stories over one level of parking garage on an approximately 30,115 square-foot vacant lot for property at 12369-81 West Osborne Street, subject to Conditions of Approval.

Applicant: The Angeles Group, LLC

CPC 2007-3474-GPA-ZC-BL-ZAA

(Rosenheim & Associates, Greg Jackson, Representative)

5. PRESENT and ADOPT the accompanying ORDINANCE, approved by the CPC effecting the removal of a 15-foot building line on the west side of Osborne Street, established by Ordinance No. 161,783, for property at 12369-81 West Osborne Street.
6. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.
7. 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.
8. 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 CPC reports that there is no General Fund impact, as administrative costs are recovered through fees.

Community Impact Statement: None submitted.

TIME LIMIT FILE - OCTOBER 5, 2009

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

ITEM NO. (10) - ADOPTED

Roll Call #16 - Motion (Hahn - Smith) Adopted, Ayes (12); Absent: Reyes and President Garcetti (2)

[07-3491](#)

[07-3492](#)

PUBLIC SAFETY COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to limiting the number of roosters on any property located in the City of Los Angeles.

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

1. PRESENT and ADOPT accompanying ORDINANCE dated August 14, 2009, adding Section 53.71 to the Los Angeles Municipal Code (LAMC) to limit the number of roosters on any one property located in the city of Los Angeles.
2. DIRECT the Department of Animal Services to report back to the Public Safety Committee in 60 days relative to:
 - a. In conjunction with the City Administrative Officer (CAO) and other appropriate City departments, develop a fund for the receipt of citation revenue for use by the Department of Animal Services in its rooster noise and cock fighting enforcement and outreach activities, and to support an administrative citation program.
 - b. Recommendations for a permit fee waiver or reduction for members of recognized agricultural and science youth leadership organizations that keep and exhibit roosters.
3. NOT PRESENT and ORDER FILED the Ordinance dated June 12, 2009 relative to limiting the number of roosters on any one property located in the city of Los Angeles.

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

Community Impact Statement: None submitted.

ITEM NO. (11) - CONTINUED TO OCTOBER 2, 2009

Roll Call #5 - Motion (Alarcon - Smith) Adopted to Continue, Unanimous Vote (12); Absent: Cárdenas and LaBonge (2)

[07-0971](#)

CONTINUED CONSIDERATION OF ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to a Commission on Children, Youth and Their Families study conducted on child safety in Los Angeles.

Recommendation for Council action:

NOTE and FILE the Commission for Children, Youth and Their Families report dated April 17, 2009 relative to a study conducted on child safety in Los Angeles, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

(Continued from Council meeting of September 8, 2009)

ITEM NO. (12) - CONTINUED TO NOVEMBER 18, 2009

Roll Call #14 - Motion (Rosendahl - Koretz) Adopted to Continue, Unanimous Vote (11); Absent: LaBonge, Reyes and President Garcetti (3)

[07-2112-S1](#)

CONTINUED CONSIDERATION OF ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to requesting amendments to the administration of the Venice Beach Boardwalk Public Expression Permit Program Rules.

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

REQUEST the City Attorney to prepare and present amendments to Los Angeles Municipal Code Section 42.15 which includes the following:

- a. Ensures the use of all musical instruments are discontinued at sunset.
- b. Ensures that all performers are rotated in a timely manner thus allowing for the participation of other performers for shared space purposes.
- c. Instructs the Department of Recreation and Parks to create a lottery system that is year-round for both the I-Zone and P-Zone.

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.

(Continued from Council meeting of August 11, 2009)

**Roll Call #2 - Motion (Reyes - Smith) Adopted, Ayes (12); Absent: Cárdenas and LaBonge (2)
(Item Nos. 13-16)**

ITEM NO. (13) - ADOPTED

[07-3966](#)

CD 1

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to an amendment to the Proposition K Grant Agreement with Plaza de la Raza for lighting upgrades at its Lincoln Park facility.

Recommendation for Council action:

AUTHORIZE the City Engineer to negotiate and execute an amendment to Proposition K Grant Agreement No. C-111825 with Plaza de la Raza to extend the deadline for completing design and construction from June 30, 2009 to June 30, 2010.

Fiscal Impact Statement: The L.A. for Kids Steering Committee reports that there is no impact on the General Fund as a result of the above recommendation.

Community Impact Statement: None submitted.

ITEM NO. (14) - ADOPTED

[09-2168](#)

CD 3

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to an amendment to the Proposition K Grant Agreement for the Cleveland High School Field Improvements Project.

Recommendation for Council action:

AUTHORIZE the City Engineer to negotiate and execute an amendment to Proposition K Grant Agreement No. C-111822 with the Los Angeles Unified School District to extend the deadline for completing design and construction from June 30, 2009 to March 31, 2010 for the Cleveland High School Field Improvements Project.

Fiscal Impact Statement: The L.A. for Kids Steering Committee reports that there is no impact on the General Fund as a result of the above recommendation.

Community Impact Statement: None submitted.

ITEM NO. (15) - ADOPTED

[09-2169](#)

CD 8

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to an amendment to the Proposition K Grant Agreement for the People Who Care Youth Center.

Recommendation for Council action:

AUTHORIZE the City Engineer to negotiate and execute an amendment to Proposition K Grant Agreement No. C-104745 with People Who Care to extend the deadline for completing design and construction from November 21, 2008 to December 21, 2009 including all closeout activities.

Fiscal Impact Statement: The L.A. for Kids Steering Committee reports that there is no impact on the General Fund as a result of the above recommendation.

Community Impact Statement: None submitted.

ITEM NO. (16) - ADOPTED

[07-3867](#)

AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE REPORT relative to the Chief Legislative Analyst (CLA) supplemental report on grants ordinance and proposed pilot program in response to Controller's Performance Audit of the City's Grant Seeking and Administration Process.

Recommendations for Council action:

1. INSTRUCT the City Administrative Officer (CAO) to conduct a Pilot Program with the following five City departments: Community Development, Aging, City Attorney, Public Works-Sanitation, and Environmental Affairs, for a period of six months to determine whether the proposed revisions to the Grants Ordinance will result in a more efficient, streamlined process for applying, accepting and reporting on grants.
2. INSTRUCT the Departments identified in Recommendation 1 above to participate in the Pilot Program, relative to the proposed Grant Application Submission Process, as follows:
 - a. Submit to the CAO Grants Oversight Unit a Grant Application Packet on all competitive and/or discretionary grants applied for.
 - b. The CAO to prepare a monthly report to the Council and Mayor on all recent grant application submissions, and identify any applications with issues or concern.
3. INSTRUCT the Departments identified in Recommendation 1 above to participate in the Pilot Program, relative to the proposed Grant Acceptance Process, as follows:
 - a. To submit a Grant Acceptance Packet to the CAO Grants Oversight Unit, and to the Office of the City Attorney for legal review, within 10 calendar days of the Notice of Grant Award.

- b. The CAO, within 10 calendar days of receipt of the Grant Acceptance Packet, to review the Acceptance Packet for completeness, prepare a Fiscal Impact Statement, and forward all documents to the City Clerk for Council approval.
 - c. The City Clerk to place the Acceptance Packet on the agenda of the next scheduled meeting of the policy Committee with programmatic oversight over the grant. If the Acceptance Packet has not been approved after 30 calendar days and is still pending in Committee(s), then, with the consent of the Committee Chair(s), the City Clerk shall place the Acceptance Packet on the Council agenda for final consideration and approval.
4. INSTRUCT the Departments identified in Recommendation 1 above to participate in the Pilot Program, relative to the Grants Status Reports to Council, as follows:
 - a. Submit to the CAO Grants Oversight Unit, using the eCivis Grants Network: Tracking and Reporting Module, the following information on a monthly basis: grants applied for, grants awarded, award amount, purpose of grant, status of current grants, issues relating to grant program implementation, grants denied, grants closed out, and other criteria determined by the CAO.
 - b. The CAO to consolidate this information, using the eCivis Grants Network: Tracking and Reporting Module, to prepare a formal Grants Status Report to the Council and Mayor upon completion of the six-month pilot.
5. INSTRUCT the CAO to report to the Council and Mayor within seven months on the results of the Pilot Program and provide recommendations for potential expanded implementation.
6. NOTE and FILE the (a) City Controller report, dated December 4, 2007, relative to a Performance Audit of the City's Grant Seeking and Administration Processes and (b) the CAO report, dated June 2, 2009, relative to a review of the Los Angeles Administrative Code Chapter 14 - Grants Ordinance and Proposed Pilot Program.

Fiscal Impact Statement: The Chief Legislative Analyst reports that the approval of these recommendations has no impact on the General Fund. The Pilot Program will be conducted by the CAO within existing resources.

Community Impact Statement: None submitted.

ITEM NO. (17) - CONTINUED TO SEPTEMBER 25, 2009

Roll Call #9 - Motion (Parks - Reyes) Adopted to Continue, Unanimous Vote (12); Absent: Cárdenas and LaBonge (2)

[09-0600-S141](#)

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

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

1. APPROVE the recommendations of the City Administrative Officer (CAO) contained in the First Financial Status Report, dated September 11, 2009, attached to the Committee report.

2. INSTRUCT the CAO to work with the Los Angeles Fire Department (LAFD) relative to administrative positions needed by the LAFD for implementation of new fee ordinances, collection of brush clearance fees, etc.

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

Community Impact Statement: None submitted.

ITEM NO. (18) - ADOPTED

Roll Call #15 - Motion (Hahn - Parks) Adopted, Ayes (12); Absent: Reyes and President Garcetti (2)

[09-2234](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to an exploration of services or projects that General-Funded City employees can provide to the proprietary departments, for reimbursement by the respective departments.

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

1. INSTRUCT the City Administrative Officer (CAO), with the assistance of the Chief Legislative Analyst (CLA) and with the cooperation of Harbor, Airport, and Water and Power Departments, to immediately explore what services or projects that General-Funded City employees can provide to the proprietary departments, to be reimbursed by the respective departments.
2. INSTRUCT the CAO and CLA to provide a list of the potential City services and/or projects for review and approval by the Councilmember representing the area, to confirm that the proposals are consistent with the City's overall priorities.
3. INSTRUCT the CAO and CLA to immediately conduct a similar review of Special Funded services and projects, to identify those that could potentially be shifted to employees previously funded by the General Fund. The list of potential projects should be presented to the City Council for review and approval prior to implementation.

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

Community Impact Statement: None submitted.

(Personnel Committee waived consideration of the above matter)

**Roll Call #2 - Motion (Reyes - Smith) Adopted, Ayes (12); Absent: Cárdenas and LaBonge (2)
(Item Nos. 19-31)**

ITEM NO. (19) - ADOPTED - TO THE MAYOR FORTHWITH

[07-2715](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to accepting a \$750,000 Traffic Safety Grant from the State of California Business, Transportation, and Housing Agency, Office of Traffic Safety (OTS); executing an Agreement with the Los Angeles Urban League (LAUL) to provide traffic-safety related services; and various actions related thereto.

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

1. AUTHORIZE the Community Development Department (CDD) to:
 - a. Accept and execute a \$750,000 grant agreement with the OTS for the "Child Passenger Safety Program" for the period of October 1, 2009 through September 30, 2010, subject to the review of the City Attorney as to form and legality.
 - b. Negotiate and execute an agreement in the amount of \$50,000 with the LAUL to provide traffic-safety related services to teenagers in the Crenshaw Corridor for the period of October 1, 2009 through September 30, 2010, subject to the review of the City Attorney as to form and legality.
 - c. Prepare Controller instructions for technical corrections that may be necessary, subject to the review of the City Administrative Officer, and authorize the Controller to implement the instructions.
2. AUTHORIZE the Controller to:
 - a. Establish an account F045 Traffic Safety Education within Fund 45C and appropriate for the period of July 2009 through June 2010 as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
F122	Community Development Department	\$614,033
F299	Related Costs	<u>135,967</u>
	Total	\$750,000

- b. Appropriate from the OTS Grant Fund No. 45C Account F122 to Fund No. 100/22 Community Development Department as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1010	Salaries - General	\$263,809
1090	Overtime - General	22,775
2120	Printing and Binding	5,000
2130	Travel	10,000
3040	Contractual Services	60,500
6010	Office & Admin Expenses	36,949

6020

Operating Supplies

Total 215,000
\$614,033

- c. Expend funds upon proper demand of the General Manager, CDD.

Fiscal Impact Statement: The CDD reports that there is no additional impact on the General Fund. The grant funds four positions already approved by Mayor and Council (Council file No. 09-1700). This grant will pay the General Fund \$135,967 in Indirect Costs already anticipated in Fiscal Year 2009-2010 Adopted Budget Revenue estimates. The recommendations are in compliance with the City's Financial Policies and will enable the CDD to receive \$750,000 from the OTS to finance child passenger safety education and training for community residents. The resources required to implement the traffic safety education program are comprised entirely of state grant funds.

Community Impact Statement: None submitted.

ITEM NO. (20) - ADOPTED - FORTHWITH

08-0557
CD 8

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the acquisition of a City-owned surplus property located at 5975 South Western Avenue (Site) by the Community Redevelopment Agency (CRA) for a total amount not to exceed \$3,825,784.

Recommendations for Council action:

1. AUTHORIZE the Chief Executive Officer, CRA, or designee, to accept Community Development Block Grant (CDBG) program funds in the amount of \$1,625,784 to partially pay for the acquisition of the Site, a City-owned parcel identified as Los Angeles County Assessor's Parcel No. 6013-023-900, located in the CRA's Western/Slauson Recovery Redevelopment Project Area (WSRPA) in Council District Eight, pursuant to the terms of the Implementation Agreement executed by the CRA and the Community Development Department (CDD) for the use of CDBG funds, and allocate such funds to WSRPA budgeted line item category "Commercial and Industrial," subject to the Mayor and Council's approval of the sale of this parcel to the CRA under Council file No. 09-2027.
2. INSTRUCT the CRA to report to Council in six months relative to a revised use of the \$374,216 in funds derived from the disposition of proceeds from the sale of the second phase of the Vermont Village Plaza Project that are no longer utilized to partially fund the CRA acquisition of the Site (Council file No. 07-2667).

Fiscal Impact Statement: The City Administrative Officer reports that there is no impact on the General Fund. The CRA is only bound by the disclosure provisions of the City's Debt Management Policies. The City's Financial Policies are not applicable to the CRA. Approval of the recommendations will result in the expenditure of up to \$3,825,784 in CRA General Revenue funds and CDBG Program funds to pay for the acquisition of the Site. Proceeds of the sale in the amount of \$3,660,000 will be deposited into the Proposition F Animal Facilities General Obligation Bond Fund as direct reimbursement to the City. The proposed transaction is in compliance with the City's Financial Policies.

Community Impact Statement: None submitted.

ITEM NO. (21) - ADOPTED

08-1849-S1

CD 9

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to executing a Community Development Block Grant (CDBG) Float Loan Agreement (Float Loan), in an amount up to 2.37 million, with the Community Redevelopment Agency (CRA) for the Avalon Park Plaza Project (Project) located at 6800 Avalon Boulevard.

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

1. AUTHORIZE the General Manager, Community Development Department (CDD), or designee, to:
 - a. Provide to the CRA a \$2.37 million Float Loan from the City's existing CDBG Letter of Credit, whereby the CRA will act as a sub-recipient to lend the CDBG Float Loan funds to Avalon Park Plaza, LLC (Borrower/Developer), and make all actions necessary to carry out the Float Loan subject to: CRA and CDD executing the Float Loan; review of the City Attorney as to form and legality; and, ratification by the CRA Board of Commissioners.
 - b. Amend the Housing and Community Development Consolidated Plan (Consolidated Plan) as necessary to implement the Mayor and Council's actions on this matter.
 - c. Prepare Controller instructions, and/or make any technical adjustments that may be required and are consistent with this action, subject to the approval of the City Administrative Officer (CAO), and authorize the Controller to implement these instructions and expend funds upon proper demand of the General Manager, CDD.
2. AUTHORIZE and INSTRUCT the Chief Executive Officer, CRA, and the General Manager, CDD, or designees, to execute a Float Loan between the CRA and the CDD, in an amount up to \$2.37 million, subject to the review of the City Attorney as to form and legality.
3. AUTHORIZE and INSTRUCT the Chief Executive Officer, CRA, or designee, to:
 - a. Include the repayment of the Float Loan in the proposed CRA Fiscal Year 2010-11 Budget and Work Program if no other funding source materializes, a Pledge and Guaranty in the amount of \$2.37 million in tax increment funds from the CRA Recovery Redevelopment Project Council District Nine Corridors South of the Santa Monica Freeway Area and transmit such Pledge to the CDD. (Execution of all ancillary documents to be prepared by the City Attorney and the Mayor and Council approval of the \$2.37 million in CRA project area tax increment funds to serve as a full Guaranty for the benefit of securing repayment of the Float Loan to the CDD at the 30-month expiration of the CDBG Float Loan.)
 - b. Ensure that the CRA complies with all record keeping and reporting required under the Code of Federal Regulations regarding activity locations and float funding, including use of funds for eligible activity and Uniform Relocation Laws.

- c. Report back if the CRA Board of Commissioners approves recommendations that are different from those approved by the Mayor and Council on Recommendation Nos. 1(a), 2, and 3(a) above.
4. AUTHORIZE the Controller to establish a new account and expend funds within the Community Development Trust Fund No. 424 as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
706	Avalon Park Plaza Float Loan	\$2,370,000

5. FIND that:
- a. Subject to satisfactory completion of all requirements under the State of California Environmental Quality Act and compliance with the requirements of the National Environmental Policy Act, Council has reviewed the environmental records in this matter and that the Project will not have a significant impact on the environment.
 - b. The Project meets the National Objective and Public Benefit Requirements of the Housing and Community Development Act, as the Project involves the creation of jobs to benefit low and moderate income individuals as defined by the U.S. Department of Housing and Urban Development, by creating 30 new jobs.
6. APPROVE the Float Loan, subject to the CRA Board of Commissioners' approval of the necessary recommendations that will secure the Float Loan (as described in the CAO report dated September 8, 2009).

Fiscal Impact Statement: The CAO reports that there is no General Fund impact. The recommendations of the CAO report comply with the City's Financial Policies in that loan proceeds will be comprised entirely of grant funds and require no obligation of the General Fund. Collateral and repayment obligations are the sole responsibility of the CRA and are secured by a pledge of Area-wide Tax Increment Funds for the full amount of the Float Loan. The CRA is only bound by the City Debt Management Policies; the City Financial Policies are not applicable to CRA. The CDD will provide the CRA a \$2.37 million CDBG Float Loan to be used for eligible development costs for real property located at 6800 Avalon Boulevard. The Float Loan will be guaranteed by the CRA and repaid with a pledge of \$2.37 million in project area tax increment funds.

Community Impact Statement: None submitted.

ITEM NO. (22) - ADOPTED

[08-2744](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to executing a Personal Services Agreement (PSA), in an amount not to exceed \$150,000, with S. Groner Associates, Inc. (Contractor), for the design and development of an outreach program (Program) to educate landlords and tenant of their rights and responsibilities under the City's Rent Stabilization Ordinance (RSO) and the Systematic Code Enforcement Outreach Program (SCEP) Ordinance.

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

1. AUTHORIZE the General Manager, Los Angeles Housing Department (LAHD), or designee, to:

- a. Execute a PSA with the Contractor to design and develop a Program for a period of performance of one-year, effective from the date of contract execution, for a total amount of up to \$150,000, in substantial conformance with the Professional Services Agreement attached to the LAHD report dated July 2, 2009, and subject to the following: 1) funding availability; 2) satisfactory contractor performance; 3) compliance with all applicable Federal, State, and City regulatory requirements; 4) approval of the City Attorney as to form and legality; and, 5) approval of the Department of Public Works, Bureau of Contract Administration, as to adherence with City contracting standards.
- b. Prepare Controller instructions and make any necessary technical adjustments consistent with the Mayor and Council action on this matter, subject to the approval of the City Administrative Officer (CAO), and authorize the Controller to implement the instructions.

2. AUTHORIZE the Controller to:

- a. Establish a new appropriation account within Fun No. 41M, Code Enforcement Trust Fund (Code), and Fund No. 440, Rent Stabilization Trust Fund (Rent), Department 43, as follows:

<u>Account</u>	<u>Title</u>
F228	Rent and Code Outreach Program

- b. Transfer appropriations within Fund No. 41M, Code, Department 43, as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
From: E301	Code Enforcement Reserve	\$35,000
To: F228	Rent and Code Outreach Program	\$35,000

- c. Transfer appropriations within Fund No. 440, Rent, Department 43, as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
From: E201	Rent Stabilization Reserve	\$35,000
To: F228	Rent and Code Outreach Program	\$35,000

- d. Expend funds upon proper written demand by the General Manager, LAHD, or designee, in an amount not to exceed \$150,000, derived from \$80,000 in budgeted 2009-10 contractual services funding and \$70,000 in Rent and Code funds identified above.

3. INSTRUCT the LAHD to:

- a. Return when the Program design is complete and report on how it will be implemented and how it will target the populations identified in the scope of work.

- b. Include mobile home park tenants as part of the Program.
- c. Include a requirement in the contract scope of work to develop a strategy to insure that first-time home owners and first-time managers, as expressed in the Housing Element of RSO regulated properties, are made aware of their rights and responsibilities according to the RSO.

Fiscal Impact Statement: The CAO reports that there is no impact on the General Fund. Approval of the recommendations authorizes the LAHD to hire a consultant for the Program. The recommendations are in compliance with City Financial Policies in that the full cost of the proposed services (\$150,000) will be paid through a combination of available Rent Stabilization Trust Funds (\$75,000) and Code Enforcement Trust Funds (\$75,000) identified for this purpose.

Community Impact Statement: None submitted.

ITEM NO. (23) - ADOPTED

[09-0372-S1](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the status of program income generated by Community Development Block Grant (CDBG) funded projects for the period of October 1, 2008 through March 31, 2009.

Recommendations for Council action:

1. NOTE and FILE the Community Redevelopment Agency (CRA) report dated July 6, 2009, relative to the status of program income generated by CDBG funded projects for the period of October 1, 2008 through March 31, 2009.
2. INSTRUCT the Community Development Department (CDD) to audit the CRA's assessment of program income generated by CDBG funded projects and report, for this report in 90 days and at the time of subsequent reports, whether or not the CDD is in agreement with the CRA's estimations.

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

Community Impact Statement: None submitted.

ITEM NO. (24) - ADOPTED

[09-0379](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to approving the results of the Handyworker and Home Secure Programs' Request for Proposals (RFPs) and various actions related thereto.

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

1. APPROVE the results of the Handyworker and Home Secure Programs RFPs and the list of recommended contractors (Contractors) as identified in Attachment B of the City Administrative Officer (CAO) report dated September 8, 2009.
2. AUTHORIZE the General Manager, Los Angeles Housing Department (LAHD), or designee, to:
 - a. Negotiate and execute Professional Services Agreements (PSA) with the Contractors listed in Attachment B of the CAO report dated September 8, 2009, to perform services related to the Handyworker Program for an amount not to exceed \$1,879,717 and the Home Secure Program for an amount not to exceed \$304,895 for the period of performance, effective from October 1, 2009 through March 31, 2010, with two one year renewal options, in substantial conformance with the pro forma PSAs included as Attachment Two of the LAHD report dated July 13, 2009 (Transmittal) (Council file No. 08-2742), based on a fixed rate fee for service schedule as verified by the LAHD and subject to the following: 1) Availability of funds; 2) contractor performance; 3) approval of the City Attorney as to form (and legality for federally funded agreements); and, 4) review and approval of the Department of Public Works, Bureau of Contract Administration, as to compliance with all applicable City requirements.
 - b. During the first six months of performance, execute amendments to the Handyworker Program and Home Secure Program contracts as needed, based on a review of Contractor performance, area demands, and needs across the City to ensure appropriate service levels, for an amount not to exceed 50 percent of the initial six month contract amount utilizing 2009-10 Community Development Block Grant (CDBG) funds allocated for this purpose.
 - c. Prior to contract execution, consult with the Community Development Department to prepare a provision to be incorporated into each PSA requiring that Contractors utilize the City's Work Source Centers for the recruitment of future potential employees should such employment opportunities become available. (Each contractor must be provided with appropriate Work Source Center contact information.)
 - d. Prepare Controller instructions for any necessary technical adjustments consistent with the Mayor and Council action on this matter, subject to the approval of the CAO, and authorize the Controller to implement the instructions.
3. AUTHORIZE the Controller to:
 - a. Expend funds from Fund No. 424, Community Development Trust, Department 22, Account No. F208, Handyworker Program, for the amount of \$2,262,283, upon proper written demand of the General Manager, LAHD, or designee.
 - b. Expend funds from Fund No. 424, Community Development Trust Fund, Department 22, Account No. F371, Home Secure Program, for the amount of \$436,500, upon proper written demand of the General Manager, LAHD, or designee.

Fiscal Impact Statement: The CAO reports that there is no impact to the General Fund. Approval of the recommendations would authorize the LAHD to execute PSAs with service providers selected through the Handyworker and Home Secure Programs' RFPs utilizing \$2,184,612 in CDBG funds allocated for this purpose through the 35th Program Year (2009-10) Housing & Community Development Consolidated Plan (35 PY Con Plan) for a six-month period. The recommendations are in compliance with City Financial Policies in that the full cost of these services will be paid through available grant sources. Any subsequent funding awards and term extensions will be contingent on the availability of continuation funding.

Community Impact Statement: None submitted.

ITEM NO. (25) - ADOPTED

[09-1798](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to repealing policies concerning janitorial wages and benefits, child support compliance, and Americans with Disabilities Act compliance.

Recommendation for Council action:

AUTHORIZE the Community Redevelopment Agency (CRA) to repeal the following three policies:

- a. Janitorial Wages and Benefits, as superseded by the CRA's Living Wage Policy.
- b. Child Support Compliance Act of 1998, as redundant with the underlying requirements of the General Terms and Conditions for all CRA contracts.
- c. Americans with Disabilities Act, as redundant with the underlying requirements of the General Terms and Conditions for all CRA contracts.

Fiscal Impact Statement: The City Administrative Officer 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.

Community Impact Statement: None submitted.

ITEM NO. (26) - ADOPTED

[09-2000](#)

CD 9

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to authorizing the Community Redevelopment Agency (CRA) to accept Community Development Block Grant (CDBG) funds in the amount of \$900,000 for the Adams & Central Mixed-Use Project (Project).

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

1. AUTHORIZE the Chief Executive Officer, CRA, or designee, to:
 - a. Execute an Implementation Agreement (IA) with the Community Development Department (CDD) for the transfer of CDBG funds in the amount of \$900,000 for the replacement of CRA funds that were expended in the same amount to partially pay for the acquisition of an easement to restrict real property located at 1011 East Adams Boulevard (Project) located in the CRA's Council District 9 Corridors South of the Santa Monica Freeway Recovery Redevelopment Project Area (CD9RPA), subject to the approval of the CDD as to compliance with eligible uses of CDBG funds pursuant to certain US Department of Housing and Urban Development (HUD) guidelines and the City Attorney as to form and legality.
 - b. Accept CDBG Program funds in the amount of \$900,000 for the acquisition of an easement for the Project, upon approval by the CDD as to compliance with eligible uses of CDBG funds pursuant to certain HUD guidelines.
2. AUTHORIZE the General Manager, CDD, or designee, to:
 - a. Execute an IA with the CRA (as described in Recommendation No. 1 above) for the transfer of CDBG funds to the CRA in an amount not to exceed \$900,000, subject to the determination by CDD as to compliance with certain HUD guidelines for eligible uses of CDBG funds and the review of the City Attorney as to form and legality.
 - b. Amend the Housing and Community Development Action Plan as necessary, in accordance with the City's adopted Citizen's Participation Plan.
 - c. Prepare Controller instructions and/or make technical adjustments that may be required and are consistent with this action and authorize the Controller to implement these instructions, subject to the acceptance of at least \$900,000 from the CRA as approved in the dollar-for-dollar exchange of CDBG funds for CRA general revenue and approval of the City Administrative Officer (CAO).

Fiscal Impact Statement: The CAO reports that there is no impact on the General Fund. The CRA is only bound by the disclosure provisions of the City's Debt Management Policies. The City's Financial Policies are not applicable to the CRA. Approval of the recommendations will result in the acceptance of \$900,000 in CDBG Program funds for the reimbursement of CRA General Revenue funds in the same amount that were expended for the acquisition of an easement for the Project.

Community Impact Statement: None submitted.

ITEM NO. (27) - ADOPTED

[09-2055](#)

CDs 9 & 14

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to authorizing the Community Redevelopment Agency (CRA) to seek Federal, State, and other funds to help backfill the loss of redevelopment dollars resulting from the State's taking to meet its Proposition 98 obligations to schools.

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

1. AUTHORIZE the Chief Executive Officer, CRA, or designee, to seek Federal, State, and other funds to help backfill the loss of redevelopment dollars going into the City's most blighted neighborhoods.
2. INSTRUCT the CRA to report back to the Ad Hoc Committee on Economic Recovery and Reinvestment on the status of applications submitted and coordinate with the Council and Mayor's Offices to ensure that the applications are prioritized for submission by the City and are competitive.

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. (28) - ADOPTED

[09-2100](#)

CD 8

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to a Purchase Order (PO) increase of \$230,250 for Lewis, Brisbois, Bisgaard & Smith (LBBS) for legal services related to the Vermont/Manchester Commercial Development Project (Commercial Project).

Recommendation for Council action:

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

- a. Increase the PO with LBBS, in an amount not to exceed \$230,250 (from \$206,250 to \$436,500) for legal services related to site assembly, negotiation, and documentation of the Commercial Project located in the Vermont/Manchester Recovery Redevelopment Project Area.
- b. Transfer \$105,000 from Vermont Manchester Public Improvements and \$125,250 from Development Opportunities to Vermont Manchester Commercial Development, for a total of \$230,250, for legal services related to the Commercial Project located in the Vermont/Manchester Recovery Redevelopment Project Area.

Fiscal Impact Statement: The Chief Legislative Analyst reports that there is no General Fund impact. The source of funds is Tax Increment and Bond Proceeds Series B.

Community Impact Statement: None submitted.

ITEM NO. (29) - ADOPTED

[09-2101](#)

CD 13

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTION relative to a Cooperation Agreement with the Los Angeles Unified School District (LAUSD) to provide \$56,375 for the development of the LeConte Middle School Skate Park.

Recommendations for Council action:

1. ADOPT the accompanying joint Finding of Benefit RESOLUTION [attached to the Chief Legislative Analyst (CLA) report dated September 8, 2009] pursuant to Section 33445 of the California Health and Safety Code, making the findings that the provision of \$56,375 in Fiscal Year 2008-09 Assembly Bill (AB) 1290 funds for the development of the LeConte Middle School Skate Park, located at 1316 North Bronson Avenue, is of benefit to the Hollywood Redevelopment Project Area.
2. AUTHORIZE the Chief Executive Officer, Community Redevelopment Agency (CRA), or designee, to negotiate and execute a Cooperation Agreement with the LAUSD to provide funds in the amount of \$56,375 for the LeConte Middle School Skate Park, subject to the review of the City Attorney as to form and legality.

Fiscal Impact Statement: The CLA reports that there is no General Fund impact. The Project will be funded from AB 1290 funds.

Community Impact Statement: None submitted.

ITEM NO. (30) - ADOPTED

[09-1970](#)

CD 6

INFORMATION TECHNOLOGY AND GOVERNMENT AFFAIRS COMMITTEE REPORT relative to a lease assignment from City Cell Connection to City Pharmacy in the Braude Retail Center in Van Nuys.

Recommendations for Council action:

1. AUTHORIZE the Department of General Services (GSD) to approve an assignment of lease from Samuel Vagarshakian doing business as (dba) City Cell Connection, Assignor, to MAK Foundation Inc., dba City Pharmacy, Assignee, for Suite D in the Braude Retail Center located at 6262 Van Nuys Boulevard, Van Nuys, California.
2. REQUEST the City Attorney to prepare the necessary documents to be executed between the respective tenant and the GSD.

Fiscal Impact Statement: The GSD reports that the City will continue to receive revenue for this space. The minimum rent for Braude Center, Suite D is \$3,276 monthly or \$39,312 annually to the General Fund.

Community Impact Statement: None submitted.

ITEM NO. (31) - ADOPTED

[08-1189](#)

JOBS AND BUSINESS DEVELOPMENT COMMITTEE REPORT relative to supporting the integrity of the defense procurement process and vote against any effort to abrogate the Northrop-Grumman KC-45 Tanker contract.

Recommendation for Council action:

RECEIVE and FILE the May 9, 2008 Resolution (Greuel - Zine - Garcetti) relative to supporting the integrity of the defense procurement process and vote against any effort to abrogate the Northrop-Grumman KC-45 Tanker contract.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (32) - CONTINUED TO OCTOBER 27, 2009

**Roll Call #8 - Motion (Rosendahl - Huizar) Adopted to Continue, Unanimous Vote (12);
Absent: Cárdenas and LaBonge (2)**

[09-0973](#)

CD 11

CONTINUED CONSIDERATION OF MITIGATED NEGATIVE DECLARATION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to a Tentative Tract appeal for property at 1046-48 West Princeton Drive.

Recommendations for Council action:

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the lead agency in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council File No. 09-0973 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV 2004-1396 MND] filed on March 25, 2004.
2. ADOPT the FINDINGS of the West Los Angeles Area Planning Commission (WLAAPC), as the Findings of Council.
3. RESOLVE TO GRANT APPEAL filed by Barton Hill Neighborhood Organization/Myra Perez, Director Community Organization, Susanne Browne, Legal Aid Foundation of Los Angeles, (Representative), from part of the decision of the WLAAPC, and THEREBY APPROVE Tentative Tract No. 60907-2A-M1-2A for a proposed one-lot subdivision to create 30 residential condominium units in conjunction with the adaptive reuse of an existing commercial building located at 1046-1048 West Princeton Drive, subject to Conditions of Approval, as modified for Condition No. 12, and attached to the Committee report.

4. RESOLVE TO DENY APPEAL filed by Arnold Bernstein, Western Pacific Land Company, L.P. (Applicant), Ellen Berkowitz, Manatt, Phelps & Phillips, LLP, (Representative), from the entire decision of the WLAAPC, in sustaining the Deputy Advisory Agency denial of a Modification request to delete Condition No. 12 of Tentative Tract No. 60907-2A-M1-2A for a proposed one-lot subdivision to create 30 residential condominium units in conjunction with the adaptive reuse of an existing commercial building located at 1046-1048 West Princeton Drive.
5. 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.
6. 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.

TT 60907-2A-M1-2A

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

Community Impact Statement: None submitted.

TIME LIMIT FILE - JULY 28, 2009

(LAST DAY FOR COUNCIL ACTION - JULY 28, 2009)

(Continued from Council meeting of September 1, 2009)

ITEM NO. (33) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #17 - Motion (Rosendahl - Cárdenas) to Adopt as Amended, Ayes (13); Absent: Wesson (1)

[09-1346](#)

CD 11

MITIGATED NEGATIVE DECLARATION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an appeal of a Site Plan Review for property at 11976 Culver Boulevard.

Recommendations for Council action:

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. 09-1346 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 2008-4345-MND] filed on January 16, 2009.

2. ADOPT the FINDINGS of the City Planning Commission (CPC) as the Findings of the Council.
3. RESOLVE TO DENY APPEAL filed by Thomas W. Kielty and Clare Sassoon from the entire decision of the CPC, and THEREBY APPROVE the Site Plan Review for projects that result in a net increase of 50 or more dwelling units for the proposed construction of a new 176,500 square foot structure, 54 feet in height, with 178 residential units comprised of 124 Very-Low- and 53 Low-income senior apartment units and one market rate manager's unit, with 106 parking spaces in a ground floor garage, for property at 11976 Culver Boulevard, subject to Conditions of Approval.

Applicant: Thomas Safran and Associates
(Nicole Smith, The Katherman Company, Representative)

CPC 2008-4987-DB-SPR-1A

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

Community Impact Statement: None submitted.

ADOPTED

MOTION (ROSENDAHL - REYES)

Recommendation for Council action:

REDUCE the number of residential units from 178 to 155.

ITEM NO. (34) - ADOPTED

Roll Call #2 - Motion (Reyes - Smith) Adopted, Ayes (12); Absent: Cárdenas and LaBonge (2)

[09-1885](#)

CD 1

CATEGORICAL EXEMPTION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an appeal of corrective Conditions imposed on the operation of the business known as So Cal Gas located at 2600 North Figueroa Street.

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 21(2) of the City's Environmental Guidelines.
2. ADOPT the FINDINGS of the Zoning Administrator, acting on behalf of the Director of Planning, as the Findings of Council.
3. RESOLVE TO DENY APPEAL filed by Diana Lee Chan on behalf of So Cal Gas (also known as So Cal Petroleum and Andy's Shell), from part of the decision of the Zoning Administrator, and THEREBY SUSTAIN the decision of the Zoning Administrator in finding that the operation of the business known as So Cal Gas located at 2600 North Figueroa Street is a public nuisance and requires the modification of its operation; and in imposing corrective Conditions (as shown in the

attachment to the Committee report), to mitigate adverse impacts on person or property. The appellant is appealing Condition No. 5 (hours of operation), Condition No. 6 (security), and Condition No. 25 (fencing) of the Zoning Administrator's determination.

Applicant: City of Los Angeles, Office of Zoning Administration

DIR 2009-0647 RV

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

Community Impact Statement: None submitted.

TIME LIMIT FILE - SEPTEMBER 28, 2009

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

ITEM NO. (35) - ADOPTED, *AS AMENDED - SEE FOLLOWING

Roll Call #18 - Motion (Rosendahl - Cárdenas) Adopted, Ayes (14)

[09-1664](#)

PUBLIC WORKS COMMITTEE REPORT relative to amending Los Angeles Municipal Code (LAMC) Sections 46.00 and 62.162 to add monetary administrative penalties to improve the enforcement of the Ordinances protecting the urban forest.

Recommendation for Council action:

REQUEST the City Attorney to prepare and present an ordinance to amend LAMC Sections 46.00 and 62.162 granting the authority to specified employees of the Bureau of Street Services to issue administrative citations resulting in monetary fines for the violation of ordinances protecting the urban forest as detailed on June 1, 2009 Board of Public Works report and attached to the Council file and ***INSTRUCT the Chief Legislative Analyst and City Administrative Officer to report back to the Budget and Finance Committee on the intent of the fee. (*Parks - Rosendahl)**

Fiscal Impact Statement: The Board of Public Works reports that it is anticipated that this program will increase revenue to the City and help fund the enforcement elements of this program.

Community Impact Statement: None submitted.

ITEM NO. (36) - SUBSTITUTE RESOLUTION ADOPTED, AS AMENDED - SEE FOLLOWING

**Roll Call #20 - Motion (Huizar - Rosendahl) to Adopt Substitute Resolution, as Amended, Ayes (13);
Noes: Cárdenas (1)**

[09-0002-S100](#)

CONTINUED CONSIDERATION OF RULES AND GOVERNMENT COMMITTEE REPORT and SUBSTITUTE RESOLUTION (HUIZAR - ROSENDAHL) relative to the City's position on the Bay Area Council's call for a State Constitutional Convention to begin the process of reforming California's finance structure.

RECEIVED AND FILED

A. RULES AND GOVERNMENT COMMITTEE REPORT

Recommendations for Council action, as initiated by Resolution (Huizar - Parks), SUBJECT TO THE CONCURRENCE OF THE MAYOR:

1. INCLUDE in the City's 2009-10 State Legislative Program SUPPORT for the Bay Area Council's call for a State Constitutional Convention to begin the process of reforming California's finance structure, IF AMENDED to include budgeting and governance structure.
2. INSTRUCT the Chief Legislative Analyst (CLA) to prepare and present to Council a Resolution to reflect this action.

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

Community Impact Statement: None submitted.

ADOPTED, AS AMENDED

B. SUBSTITUTE RESOLUTION (HUIZAR - ROSENDAHL)

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 the Bay Area Council's call for a State Constitutional Convention to begin the process of reforming California's finance structure, so long as the following components are included in the final language of the proposed measure:

- a. Budgeting and governance structure, including a review of the state's school finance system.
- b. A review of the local and state government financing relationship and propose reforms.
- c. That in addition to political diversity, delegates reflect the ethnic/racial diversity of the state.
- d. That delegates be selected in proportion to the population of each different part of the State.

(Continued from Council meeting of September 11, 2009)

ADOPTED

MOTION (ALARCON - HUIZAR)

Recommendations for Council action:

1. REMOVE the phrase "Bay Area Council"

2. **SUPPORT** the proposed measure on a condition that it attempts to conform with the Voting Rights Act.
3. **AFFIRM** that the City reserves the right to support or oppose the recommendations put forth by the Convention.
4. **INSTRUCT** the Chief Legislative Analyst to:
 - a. **Be regular participants in the development of the details.**
 - b. **Report on specific issues being addressed at the Convention.**
 - c. **Report on how delegates and going to be appointed and the legal ability to ensure that racial, ethnic and gender diversities reflected in the population are reflected in the delegates.**
 - d. **Stress the need for City of Los Angeles to have appointing authority of delegates so the City can maintain control over who represents the City.**
 - e. **Monitor the proposed measures and report back to Council on a regular basis.**

**Roll Call #2 - Motion (Reyes - Smith) Adopted, Ayes (12); Absent: Cárdenas and LaBonge (2)
(Item Nos. 37-38)**

ITEM NO. (37) - ADOPTED

[09-2037](#)

CATEGORICAL EXEMPTION and TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to a foreign-trade zone (FTZ) general purpose operating agreement between the City of Los Angeles and Premier Transportation and Warehouse, Inc., FTZ 202, Site 10C.

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** FTZ General Purpose Operating Agreement No. 09-2757 between the City of Los Angeles and Premier Transportation and Warehouse, Inc., FTZ 202, Site 10C, located at 22600 Bonita Street, Carson, California.

Fiscal Impact Statement: The City Administrative Officer reports that the proposed FTZ operating agreement with Premier Transportation and Warehouse, Inc. will have no impact on the City General Fund. Approval of the proposed agreement includes a one-time application/activation of \$5,000 and an annual administrative operating fee of \$5,000 per year for a total of \$30,000 for the first five-year term and up to \$25,000 for each of the three five-year renewal options, for an additional \$75,000, and a total contractual amount of \$105,000 over 20 years. Funds will be deposited in the Harbor Revenue Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - OCTOBER 11, 2009

(LAST DAY FOR COUNCIL ACTION - OCTOBER 9, 2009)

ITEM NO. (38) - ADOPTED

[09-2038](#)

CD 15

CATEGORICAL EXEMPTION and TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to a foreign-trade zone (FTZ) general purpose operating agreement between the City of Los Angeles and ASK Marine, Inc., FTZ 202, Site 15.

Recommendations for Council action:

1. FIND that this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Article III Section 1 (14) of the Los Angeles City CEQA Guidelines.
2. APPROVE FTZ General Purpose Operating Agreement No. 09-2749 between the City of Los Angeles and ASK Marine, Inc., FTZ 202, Site 15, located at 1020 McFarland Avenue, Wilmington, California.

Fiscal Impact Statement: The City Administrative Officer reports that the proposed FTZ operating agreement with ASK Marine, Inc. will have no impact on the City General Fund. Approval of the proposed agreement includes a one-time application/activation fee of \$5,000 and an annual administrative operating fee of \$5,000 per year for a total of \$30,000 for the first five-year term and up to \$25,000 for each of the three five-year renewal options, for an additional \$75,000, and a total contractual amount of \$105,000 over 20 years. Funds will be deposited in the Harbor Revenue Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - OCTOBER 11, 2009

(LAST DAY FOR COUNCIL ACTION - OCTOBER 9, 2009)

ITEM NO. (39) - ADOPTED - TO THE MAYOR FORTHWITH

Roll Call #19 - Motion (Rosendahl - Koretz) Adopted, Ayes (14)

[08-2595-S1](#)

TRANSPORTATION COMMITTEE REPORT relative to the status of the Wilshire Boulevard Bus-Only Lane Project.

Recommendations for Council action, as initiated by Motion (Wesson for Rosendahl - Koretz), SUBJECT TO THE APPROVAL OF THE MAYOR:

1. DIRECT the General Manager of the Los Angeles Department of Transportation (LADOT) to work with the Los Angeles County Metropolitan Transportation Authority (MTA) to prepare an Environmental Impact Report/Environmental Assessment (EIR/EA) for the Wilshire Boulevard Bus Rapid Transit Project (Project).
2. AUTHORIZE the LADOT to reimburse the MTA for up to \$210,000 from the Transportation Grant Fund No. 655, Wilshire Boulevard Bus Lanes Project Account.
3. DIRECT the LADOT to report back in 90 days on the outreach and strategy for the EIR/EA and on the progress of the Project.

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

Community Impact Statement: None submitted.

ITEM NO. (40) - ADOPTED

Roll Call #2 - Motion (Reyes - Smith) Adopted, Ayes (12); Absent: Cárdenas and LaBonge (2)

[09-2120](#)

TRANSPORTATION COMMITTEE REPORT relative to proposed contracts for landscaping and maintenance services of City bike path and transit facilities.

Recommendations for Council action:

1. AUTHORIZE the General Manager, Los Angeles Department of Transportation (LADOT), to enter into a five-year contract with ShelterCLEAN, Inc. for the management and performance of maintenance and landscaping services for two City bike path facilities, subject to the approval of the City Attorney as to form and legality.
2. AUTHORIZE the General Manager, LADOT, to enter into a five-year contract with ShelterCLEAN, Inc. for the management and performance of maintenance and landscaping services for seven City transit facilities, subject to the approval of the City Attorney as to form and legality.

Fiscal Impact Statement: The City Administrative Officer (CAO) reports that for the bike path facilities, funding has been included in the City's apportionment of Transportation Development Act Article III funds, which are apportioned each fiscal year and include a stipulated amount for maintenance. Therefore, there is no impact on the City's General Fund. Additional funding is also available through the City's adopted Fiscal Year 2009-10 Proposition C Budget. Therefore, there is no impact on the City's General Fund.

The CAO also notes that for the transit facilities, funding has been included in the City's approved Fiscal Year 2009-10 Proposition A Local Transit Assistance Budget. Therefore, there is no impact on the City's General Fund.

Community Impact Statement: None submitted.

Items for Which Public Hearings Have Not Been Held - Items 41-65

(10 Votes Required for Consideration)

ITEM NO. (41) - ADOPTED

Roll Call #11 - Motion (Zine - Parks) Adopted, Ayes (13); Absent: LaBonge (1)

[09-2023](#)

COMMUNICATION FROM THE MAYOR relative to the appointment of Mr. Gabriel Esparza to the Board of Civil Service Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Gabriel Esparza to the Board of Civil Service Commissioners for the term ending June 30, 2014 is APPROVED and CONFIRMED. Mr. Esparza will fill the vacancy created by Mr. John Perez, whose term expired on June 30, 2009. Mr. Esparza resides in Council District Five. (Current Board gender composition: M=2; F=2; Vacancy=1).

Ethics Commission Review: Complete

Background Check Review: Complete

Community Impact Statement: None submitted.

TIME LIMIT FILE - SEPTEMBER 26, 2009

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

(Personnel Committee waived consideration of the above matter)

Roll Call #4 - Motion (Rosendahl - Smith) Adopted, Ayes (12); Absent: Cárdenas and LaBonge (2)
(Item Nos. 42-44)

ITEM NO. (42) - ADOPTED

[08-1633](#)

CD 12

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Amestoy Avenue and Raymer Street (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 24, 2009** as the hearing date for the maintenance of the Amestoy Avenue and Raymer Street (Reballot) Lighting District, in accordance with Proposition 218, Articles XIII C and XIII D of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$238.88 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 16, 2009)

ITEM NO. (43) - ADOPTED

[09-2083](#)

CD 1

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Fifth Street and Hartford 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 17, 2009.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **NOVEMBER 24, 2009** as the hearing date for the maintenance of the Fifth Street and Hartford 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, \$3,573.35 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 16, 2009)

ITEM NO. (44) - ADOPTED

[09-2084](#)

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 St. Andrews Place and San Marino Street Lighting District.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated August 17, 2009.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **NOVEMBER 24, 2009** as the hearing date for the maintenance of the St. Andrews Place and San Marino Street 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, \$588.65 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 16, 2009)

ITEM NO. (45) - ADOPTED

**Roll Call #22 - Motion (Wesson - Reyes) Adopted, Ayes (14)
(Item Nos. 45a-45l)**

[09-0005-S562](#)

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 15, 2009:

[09-0005-S562](#)

CD 4

- a. Property at 10941 West Bloomfield Street (Case No. 221478).
Assessor I.D. No. 2423-014-013

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

[09-0005-S563](#)

CD 1

- b. Property at 1214 South Hoover Street (Case No. 229387).
Assessor I.D. No. 5136-025-004

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

[09-0005-S564](#)

CD 9

- c. Property at 1244 East 43rd Place aka 1244 1/2 East 43rd Place (Case No. 84870).
Assessor I.D. No. 5115-035-015

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 27, 2004)

[09-0005-S565](#)

CD 9

- d. Property at 1244 East 43rd Place aka 1244 1/2 East 43rd Place (Case No. 7164).
Assessor I.D. No. 5115-035-015

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

[09-0005-S566](#)

CD 11

- e. Property at 1712 South Barry Avenue (Case No. 227672).
Assessor I.D. No. 4262-019-021

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 30, 2009)

[09-0005-S567](#)

CD 14

- f. Property at 200 South Fresno Street (Case No. 203568).
Assessor I.D. No. 5179-010-036

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

[09-0005-S568](#)

CD 2

- g. Property at 4248 North Arch Drive (Case No. 220675).
Assessor I.D. No. 2366-025-010

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

[09-0005-S569](#)

CD 1

- h. Property at 635 West Avenue 28 (Case No. 168282).
Assessor I.D. No. 5453-013-021

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 10, 2008)

[09-0005-S570](#)

CD 8

- i. Property at 7003 South Fourth Avenue aka 2608 West 70th Street (Case No. 225593).
Assessor I.D. No. 4008-023-028

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

[09-0005-S571](#)

CD 9

- j. Property at 915 East 80th Street aka 917 East 80th Street (Case No. 41356).
Assessor I.D. No. 6029-004-022

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

[09-0005-S572](#)

CD 9

- k. Property at 915 East 80th Street aka 917 East 80th Street (Case No. 153006).
Assessor I.D. No. 6029-004-022

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on October 25, 2007)

[09-0005-S573](#)

CD 9

- l. Property at 915 East 80th Street aka 917 East 80th Street (Case No. 226190).
Assessor I.D. No. 6029-004-022

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 30, 2009)

**Roll Call #4 - Motion (Rosendahl - Smith) Adopted, Ayes (12); Absent: Cárdenas and LaBonge (2)
(Item Nos. 46-47)**

ITEM NO. (46) - ADOPTED

[07-0938](#)

COMMUNICATION FROM THE ENVIRONMENTAL AFFAIRS DEPARTMENT (EAD) relative to the acceptance and expenditure of grant funds from the United States Department of Energy (U.S. DOE) for alternative fuel vehicle programmatic support.

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

1. AUTHORIZE the General Manager, EAD, or designee, to accept on behalf of the City up to \$20,000 from the U.S. DOE via their contractor, Research and Development Solutions, LLC (RDS) to be used toward the City's participation in the nationwide Clean Cities Program, a U.S. DOE program that collects alternative fuel use data from our City fleets, performs associated grant research and application preparation and promotes the use and deployment of alternative fuel vehicles through outreach and educational events.
2. AUTHORIZE the Controller to deposit funds into the Clean Cities Programmatic Support Grant Account No. 269F, Fund No. 528/37.
3. AUTHORIZE the General Manager, EAD, or designee, to prepare controller instructions and/or make any technical adjustments that may be required and are consistent with the above action subject to the approval of the City Administrative Officer and AUTHORIZE the Controller to implement these instructions.
4. AUTHORIZE the General Manager, EAD, or designee, to negotiate and execute on behalf of the City all grant contracts, agreements, and amendments with grantor agencies and contractors as necessary to fully implement the above EAD project, subject to the approval of the City Attorney as to form and legality.
5. DIRECT the EAD to follow all Clean Cities Programmatic support requirements, including preparation of the two required progress reports to RDS, a U.S. DOE contractor.

Fiscal Impact Statement: The EAD reports that acceptance of the U.S. DOE programmatic support funding provides up to \$20,000 from RDS, a U.S. DOE Contractor, to be used toward alternative fuel vehicle outreach and education, alternative fuel vehicle data collection, and alternative fuel vehicle/facility grant research and application preparation, which are tasks included under the City of Los Angeles Clean Cities Program. The total amount of awards and funding to be accepted is limited to \$20,000. There would be no impact to the General Fund from accepting the grant funds.

Community Impact Statement: None submitted.

(Energy and Environment Committee waived consideration of the above matter)

ITEM NO. (47) - ADOPTED

07-3133-S1

COMMUNICATION FROM THE ENVIRONMENTAL AFFAIRS DEPARTMENT (EAD) relative to the acceptance of United States Environmental Protection Agency (U.S. EPA) Hazardous Cleanup Grant for the South Los Angeles Wetlands Park.

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

1. INSTRUCT the General Manager, EAD, to ACCEPT the U.S. EPA Brownfields Hazardous Cleanup Grant of \$200,000.
2. AUTHORIZE the EAD to issue Requests for Proposals (RFP), select providers, negotiate and execute agreements as needed for services with departments, including the Recreation and Parks, Community Redevelopment Agency of Los Angeles, the Bureau of Engineering, or contractors, subject to City Attorney review as to form, for the purpose of implementing projects utilizing these grant funds and AUTHORIZE said implementing departments to amend their budgets to receive said grant funds.
3. AUTHORIZE the EAD to prepare Controller instructions and/or make technical adjustments that may be required and are consistent with this action, subject to the approval of the City Administrative Officer (CAO), and AUTHORIZE the Controller to implement these instructions.
4. INSTRUCT the EAD, as Chair of the Brownfields Resource Team, to provide status reports related to the U.S. EPA Brownfields Cleanup Grant.

Fiscal Impact Statement: The EAD reports that acceptance of these awards will bring \$200,000 in Federal grant funds for the City. Matching funds are required and will be provided as programmatic in-kind services. There would be no impact on the General Fund.

Community Impact Statement: None submitted.

(Energy and Environment Committee waived consideration of the above matter)

ITEM NO. (48) - ADOPTED - TO THE MAYOR FORTHWITH

Roll Call #21 - Motion (Reyes - Smith) Adopted, Ayes (14)

[09-0571](#)

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER (CAO) relative to Proposition O Clean Water General Obligation Bond Program, Albion Dairy Park property acquisition funding request and transfer of funds from Taylor Yard River Park set-aside.

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

1. APPROVE the transfer of an amount not to exceed \$12.56 million from the \$25 million in funds set-aside for the Taylor Yard River Park project to the Albion Dairy Park project in order to complete the acquisition of the Albion Dairy property, and to remediate the site to a residential standard and approve a \$12.56 million increase in the Albion Dairy Park project budget and a \$12.56 million decrease in the Taylor Yard River Park project budget.
2. APPROVE the purchase and sales agreement, including escrow instructions, of the Albion Dairy as substantially outlined in Attachment A.
3. AUTHORIZE the President of the Los Angeles City Council or the General Manager, Department of General Services (GSD), to execute the purchase agreement and AUTHORIZE the General Manager, GSD, or designee, to execute all other agreements to effectuate the City's purchase of the Albion Dairy.
4. INSTRUCT the GSD to report back to the Council with specific funding requirements to manage, maintain and secure the property after acquisition.
5. AUTHORIZE the CAO with the assistance of the City Attorney to make technical adjustments, as necessary, to implement the intent of the Mayor and Council actions.

Fiscal Impact Statement: The CAO reports that approval of the recommendations in this report authorizes the transfer of \$12.56 million between two Proposition O projects previously approved by the Council with no impact to the overall Proposition O Program budget. All recommendations are in compliance with the City's Financial Policies.

Community Impact Statement: None submitted.

(Energy and Environment Committee waived consideration of the above matter)

ITEM NO. (49) - ADOPTED

Roll Call #4 - Motion (Reyes - Smith) Adopted, Ayes (12); Absent: Cárdenas and LaBonge (2)

[08-0190](#)

COMMUNICATION FROM THE COMMUNITY DEVELOPMENT DEPARTMENT (CDD) relative to the exemption of one Senior Project Coordinator position from the Civil Service provisions of the City Charter.

Recommendation for Council action:

RESOLVE that one Senior Project Coordinator position in the CDD, Family Source Center Operations, be EXEMPTED from the Civil Service provisions of the City Charter, pursuant to City Charter Section 1001(d)(4).

The above position is grant-funded and the Board of Civil Service Commissioners approved the exemption request from CDD on August 13, 2009.

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

Community Impact Statement: None submitted.

(Personnel Committee waived consideration of the above matter)

ITEM NO. (50) - RECEIVED AND FILED

Roll Call #23 - Motion (Alarcón - Zine) Adopted to Receive and File, Unanimous Vote (14)

[09-0002-S95](#)

CONTINUED CONSIDERATION OF COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST and RESOLUTION (GREUEL - ALARCON) relative to the City's position on SB 435 (Pavley), which would include model-year 2000 and newer motorcycles in the smog check program.

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

ADOPT the accompanying RESOLUTION to include in the City's 2009-10 State Legislative Program SUPPORT of SB 435 (Pavley), which would require the Bureau of Automotive Repair to include model-year 2000 and newer Class III motorcycles in the biennial smog check program.

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 11, 2009)

ITEM NO. (51) - RECEIVED AND FILED

Roll Call #24 - Motion (Hahn - LaBonge) Adopted to Receive and File, Unanimous Vote (11); Absent: Reyes, Smith and Wesson (3)

[09-0002-S145](#)

CONTINUED CONSIDERATION OF COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST and RESOLUTION (HAHN - LABONGE) relative to the City's position on HR 2355 (Richardson), which would provide funding for infrastructure projects that will improve the movement of goods.

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 2355 (Richardson), the Making Opportunities Via Efficient and More Effective National Transportation Act of 2009, which would provide funding for infrastructure projects that will improve the movement of goods, mitigate environmental damage caused by the movement of goods, and enhance the security of transported goods.

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 August 12, 2009)

ITEM NO. (52) - ADOPTED

Roll Call #4 - Motion (Rosendahl - Smith) Adopted, Ayes (12); Absent: Cárdenas and LaBonge (2)

[08-3084](#)

CD 10

CONTINUED CONSIDERATION OF CATEGORICAL EXEMPTION and COMMUNICATION FROM THE CITY ENGINEER relative to an offer to dedicate an easement for storm drain purposes on Second Avenue south of the alley south of Washington Boulevard (Right of Way No. 36000-1733).

Recommendations for Council action:

1. FIND that the offer to dedicate an easement for storm drain purposes on Second Avenue south of the alley south of Washington Boulevard (Right of Way No. 36000-1733) is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(19) of the City's Environmental Guidelines.
2. AUTHORIZE the Board of Public Works to acquire the easement for storm drain purposes on Second Avenue south of the alley south of Washington Boulevard (Right of Way No. 36000-1733), as depicted on the Exhibit Map in the November 30, 2008 City Engineer report, attached to the Council file.
3. INSTRUCT the City Clerk to forward a copy of the Council action on this project be forwarded to the Real Estate Division of the Bureau of Engineering for processing.

Fiscal Impact Statement: The City Engineer reports that a fee of \$2,033.00 was paid for the processing of this offer to dedicate pursuant to Los Angeles Administrative Code Sections 7.3 and 7.41.1. No additional City Funds are needed.

Community Impact Statement: None submitted.

(Continued from Council meeting of June 24, 2009)

ITEM NO. (53) - CONTINUED TO SEPTEMBER 23, 2009

Roll Call #28 - Motion (Garcetti - Alarcón) Adopted to Continue, Unanimous Vote (10); Absent: Reyes, Smith, Wesson and Zine (4)

[09-0002-S49](#)

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)

ITEM NO. (54) - ADOPTED

Roll Call #4 - Motion (Rosendahl - Smith) Adopted, Ayes (12); Absent: Cárdenas and LaBonge (2)

[09-0002-S94](#)

CONSIDERATION OF RESOLUTION (CARDENAS - SMITH) relative to the City's position on working with the California Energy Commission (CEC) on providing or reinstating a natural gas vehicle rebate program.

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 an effort to work with the CEC on providing or reinstating a natural gas vehicle rebate program like that of the Fueling Alternatives Program through AB118 or similar legislation that would establish a natural gas vehicle incentive program.

Community Impact Statement: None submitted.

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

ITEM NO. (55) - ADOPTED

**Roll Call #25 - Motion (Hahn - LaBonge) Adopted, Ayes (11); Absent: Reyes, Smith and Wesson (3)
(Item Nos. 55a-55oo)**

[08-2427-S1](#)

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:

[08-2427-S1](#)

CD 9

- a. MOTION (PERRY - REYES) relative to declaring the Block Party on September 26, 2009 a Special Event (fees and costs absorbed by the City = \$1,226).

[09-2228](#)

CD 9

- b. MOTION (PERRY - REYES) relative to declaring the Get to Know Your Neighbor Block Club Celebration on September 19, 2009 a Special Event (fees and costs absorbed by the City = \$1,014).

[09-2227](#)

CD 13

- c. MOTION (GARCETTI - ALARCON) relative to declaring the El Sueno De Esperanza on September 10, 2009 a Special Event (fees and costs absorbed by the City = \$1,126).

[08-2156-S1](#)

CD 11

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

[09-2192](#)

CD 11

- e. 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](#)

CD 11

- f. 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](#)

CD 7

- g. 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](#)

CD 7

- h. 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](#)

CD 1

- i. 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](#)

CD 5

- j. 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](#)

CD 6

- k. 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](#)

CD 6

- l. 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](#)

CD 6

- m. 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](#)

CD 5

- n. 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](#)

CD 5

- o. 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](#)

CD 5

- p. 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](#)

CD 5

- q. 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](#)

CD 22

- r. 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](#)

CD 11

- s. 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](#)

CD 11

- t. 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](#)

CD 15

- u. 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).

[09-2269](#)

CD 14

- v. MOTION (HUIZAR - REYES) relative to declaring the Fiesta Patrias Californias at El Pueblo on September 12-13, 2009 a Special Event (fees and costs absorbed by the City = \$1,304).

[09-2270](#)

CD 14

- w. MOTION (HUIZAR - REYES) relative to declaring the East Los Angeles Parade on September 13, 2009 a Special Event (fees and costs absorbed by the City = \$2,116).

[07-2471-S1](#)

CD 13

- x. MOTION (WESSON for GARCETTI - ZINE) relative to declaring the Project Angel Food's Awards 2009 on September 12, 2009 a Special Event (fees and costs absorbed by the City = \$1,051.80).

[08-2218-S1](#)

CD 13

- y. MOTION (WESSON for GARCETTI - ZINE) relative to declaring the Maybelline NY on September 17-18, 2009 a Special Event (event sponsor to reimburse the City for all fees and costs incurred).

[09-2252](#)

CD 9

- z. MOTION (PARKS for PERRY - ZINE) relative to declaring the Fox's Emmy Party on September 20, 2009 a Special Event (event sponsor to reimburse the City for all fees and costs incurred).

[07-0803-S4](#)

CD 11

- aa. MOTION (ROSENDAHL - PARKS) relative to declaring the Mar Vista Farmers' Market on Sundays, September 20, 2009 and September 27, 2009 a Special Event (fees and costs absorbed by the City = \$2,696).

[07-2653-S2](#)

CD 11

- bb. MOTION (ROSENDAHL - PARKS) relative to declaring the Eighth Annual Kickin' Cancer! 5K Walk/Run and Women's Healthcare Expo on September 13, 2009 a Special Event (fees and costs absorbed by the City = \$805).

[09-2251](#)

CD 11

- cc. MOTION (ROSENDAHL - PARKS) relative to declaring the Block Party and Chris' Place Dedication on September 20, 2009 a Special Event (fees and costs absorbed by the City = \$914).

[09-2272](#)

CD 10

- dd. MOTION (WESSON - ZINE) relative to declaring the 36th Annual Los Angeles Korean Festival from September 17-22, 2009 a Special Event (fees and costs absorbed by the City = \$5,566).

[09-2271](#)

CD 13

- ee. MOTION (CARDENAS for GARCETTI - LABONGE) relative to declaring the Salvadorian Independence Day Parade and Festival on September 13, 2009 a Special Event (fees and costs absorbed by the City = \$769 permit fees, plus up to \$18,898.18).

[09-2211-S1](#)

CD 10

- ff. MOTION (WESSON - KORETZ) relative to declaring the Little Ethiopia Cultural Street Festival and Parade on September 13, 2009 a Special Event (fees and costs absorbed by the City = \$1,386).

[08-0222-S4](#)

CD 14

- gg. MOTION (HUIZAR - LABONGE) relative to declaring the Eagle Rock Farmers' Market on Fridays from September 15-30, 2009 a Special Event (fees and costs absorbed by the City = \$1,971).

[07-2645-S2](#)

CD 10

- hh. MOTION (WESSON - REYES) relative to declaring the Korean Parade on September 19, 2009 a Special Event (fees and costs absorbed by the City = \$806).

[09-2258](#)

CD 13

- ii. MOTION (LABONGE for GARCETTI - KORETZ) relative to declaring the California Coast Clean Up Day 2009 on September 19, 2009 a Special Event (fees and costs absorbed by the City = \$218).

[09-2259](#)

CD 13

- jj. MOTION (LABONGE for GARCETTI - KORETZ) relative to declaring the PORSCHE on September 24, 2009 a Special Event (event sponsor to reimburse the City for all fees and costs incurred).

[09-2260](#)

CD 13

- kk. MOTION (LABONGE for GARCETTI - KORETZ) relative to declaring the Teen Vogue Party on a Special Event (event sponsor to reimburse the City for all fees and costs incurred).

[09-2261](#)

CD 10

- ll. MOTION (WESSON - REYES) relative to declaring the Build Day on September 17, 2009 a Special Event (fees and costs absorbed by the City = \$1,622.14).

[09-2262](#)

CD 15

- mm. MOTION (HAHN - KORETZ) relative to declaring the Harbor Divisional Inspection on September 16, 2009 a Special Event (fees and costs absorbed by the City = \$1,252).

[09-2264](#)

CD 13

- nn. MOTION (ZINE for GARCETTI - HUIZAR) relative to declaring the CBS Fall Launch on September 16, 2009 a Special Event (event sponsor to reimburse the City for all fees and costs incurred).

[09-2265](#)

CD 13

- oo. MOTION (ZINE for GARCETTI - HUIZAR) relative to declaring the House Fall Launch on September 17, 2009 a Special Event (event sponsor to reimburse the City for all fees and costs incurred).

**Roll Call #4 - Motion (Rosendahl - Smith) Adopted, Ayes (12); Absent: Cárdenas and LaBonge (2)
(Item Nos. 56-61)**

ITEM NO. (56) - ADOPTED

[09-2226](#)

MOTION (LABONGE - PARKS) relative to authorizing the Office of the City Clerk to use the City Hall Tom Bradley Room on Friday, October 16, 2009.

Recommendation for Council action:

AUTHORIZE the Office of the City Clerk to use the City Hall Tom Bradley Room for a reception during normal business hours on Friday, October 16, 2009.

ITEM NO. (57) - ADOPTED

[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.

Recommendation for Council action:

AUTHORIZE the Office of the Fire Prevention Bureau to use the City Hall Rom Bradley Room for a reception during normal business hours on Wednesday, October 21, 2009.

ITEM NO. (58) - ADOPTED

[07-1947-S2](#)

CD 9

MOTION (PERRY - REYES) relative to lease approval for office space at 3326 1/2 South Central Avenue.

Recommendation for Council action:

APPROVE the executed Neighborhood Council Lease Agreement between the City of Los Angeles, through the Department of Neighborhood Empowerment (on behalf of the South Central Neighborhood Council), and Mariam Cervantes, the terms and conditions are outlined on the Neighborhood Council Leas Agreement dated August 18, 2009 attached to the Council file.

ITEM NO. (59) - ADOPTED

[08-3354-S1](#)

CD 7

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

Recommendations for Council action:

1. RESOLVE to utilize \$30,000 in the Lopez Canyon Landfill Community Amenities Trust Fund No. 531/14, Account No. L32 to fund outstanding general operating expenses for previous years of the Fourth of July community celebrations at Hansen Dam.
2. DIRECT the City Clerk to prepare the necessary document(s) and/or agreement with Fourth of July Celebration at Hansen Dam Inc., or any other agency or organization, as appropriate, in the above amount, for the above purpose, subject to the approval of the City Attorney as to form and legality, if needed, and AUTHORIZE individually the Councilmember of the District or the City Clerk to execute such agreement of other document(s) on behalf of the City, if needed.

3. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above instructions in order to effectuate the intent of this Motion.

ITEM NO. (60) - ADOPTED

[09-2176](#)

CD 3

MOTION (ZINE - HAHN) relative to amending the Special Event declaration for the West Valley Memorial Ride.

Recommendation for Council action:

AMEND the Council action of September 9, 2009 (Council file No. 09-2176) to reflect that the event sponsor is the West Valley - Los Angeles Police Department.

ITEM NO. (61) - ADOPTED

[09-2268](#)

MOTION (PARKS for PERRY - ZINE) relative to a donation of \$20,000 made by the Verizon Corporation for the purchase of equipment for use by the City Attorney's Victim Witness Assistance Program staff.

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

1. ACCEPT the generous donation of the sum of \$20,000 by the Verizon Corporation to purchase 15 Net Books and Data Service Plans.
2. AUTHORIZE the deposit of said sum into the City Attorney Grant Fund No. 268, Account No. F803 - Operating Expenses.
3. AUTHORIZE the City Attorney to thank the donor on behalf of the City.

ITEM NO. (62) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #26 - Motion (LaBonge - Hahn) to Adopt, as Amended, Ayes (10); Absent: Reyes, Smith, Wesson and Zine (4)

[09-0600-S46](#)

MOTION (LABONGE - HAHN) relative to delaying the effective date of imposing a moratorium on all Special Event declarations.

Recommendation for Council action:

AMEND the Council action of June 16, 2009 (Council file No. 09-0600-S46) relative to delaying the effective date of imposing a moratorium on all Special Event declarations for events which take place after September 30, 2009, to October 15, 2009, inasmuch as the Ordinance establishing a Special Events Permit Procedure and Fee Subsidy Program will likely not be effective until that date.

ADOPTED

MOTION (LABONGE - PARKS)

Recommendation for Council action:

AMEND Motion (LaBonge - Hahn) to change the effective date of imposing a moratorium on all Special Event declarations to the effective date of the new ordinance.

**Roll Call #4 - Motion (Rosendahl - Smith) Adopted, Ayes (12); Absent: Cárdenas and LaBonge (2)
(Item Nos. 63-64)**

ITEM NO. (63) - ADOPTED - TO THE MAYOR FORTHWITH

[09-0919](#)

MOTION (PARKS - HUIZAR) relative to amending the Council action of June 24, 2009 in connection with settlement in the case entitled Sky Sandoval, et al. v. John Richard Grimm, et al., Los Angeles Superior Court Case No. PC040053.

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

AMEND Recommendation No. 2 of the Council action taken June 24, 2009 to AUTHORIZE the City Attorney to draw demands as follows:

- a. \$309,852.69 made payable to MetLife Tower Resources Group, Inc.
- b. \$190,147.31 made payable to The Halpern Law Firm, Inc.
- c. \$500,000 made payable to the Law Offices of Otto L. Haselhoff and Noah Sandoval by and through his Guardian Ad Litem, Sonia Fernandez.
- d. \$500,000 made payable to the Law Offices of Otto L. Haselhoff and Sky Sandoval by and through her Guardian Ad Litem, Sonia Fernandez.
- e. \$70,000 made payable to the Law Offices of Otto L. Haselhoff and Desiree DeLeon by and through her Guardian Ad Litem, Sonia Fernandez.
- f. \$30,000 made payable to the Law Offices of Otto L. Haselhoff and Paul DeLeon by and through his Guardian Ad Litem, Sonia Fernandez.
- g. \$300,000 made payable to the Law Offices of Wayne McClean and Socorro Rodriguez.

ITEM NO. (64) - ADOPTED

[09-2263](#)
CD 15

MOTION (HAHN - KORETZ) relative to financial assistance for sidewalk improvements on Sixth Street between Palos Verdes Street and Harbor Boulevard in Council District 15.

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

1. TRANSFER \$9,654 in the Pipeline Franchise Revenue portion of the Council District 15 Real Property Trust Fund No. 697 to the below indicated accounts and in the amounts specified in the Street Services Fund No. 100/85 for sidewalk replacement work on Sixth Street between Palos Verdes Street and Harbor Boulevard:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1090	Salaries, Overtime	\$5,800
3030	Construction Expense	1,854
3040	Contractual Services	1,000
6020	Operating Supplies	<u>1,000</u>
	Total	\$9,654

2. AUTHORIZE the Bureau of Street Services to make any technical corrections or clarification as necessary to the above instructions in order to effectuate the intent of this Motion.

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

**Roll Call #27 - Motion (Rosendahl - Koretz) Adopted, Ayes (10); Absent: Reyes, Smith, Wesson and Zine (4)
(Item Nos. 62a-62b)**

[09-2290](#)
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:

[09-2290](#)
CD 2

- a. FINAL MAP OF TRACT NO. 65285 for property located at 4724 and 4728 North Kester Avenue lying easterly of Kester Avenue and southerly of Camarillo Street.
(Bond No. C-115822)
(Quimby Fee: \$216,600)
Applicants: Arthur Aslanian
Thomas Iacobellis

[09-2292](#)

CD 10

- b. PARCEL MAP L.A. NO. 2005-2899 for property located at 9823 West Regent Street lying westerly of Regent Street and easterly of Hughes Avenue.
(Bond No. C-115823)
(Quimby Fee: \$17,328)
Applicants: Thomas M. Straw
Jack Little

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

[09-2331](#)

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

[09-2332](#)

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

[09-2333](#)

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

[09-2334](#)

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

[09-2335](#)

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

[07-3164-S2](#)

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

[09-2336](#)

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

[09-2344](#)

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

[09-2337](#)

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

[09-2338](#)

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

[09-2339](#)

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

[09-2341](#)

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

[09-2342](#)

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

[09-2343](#)

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

[07-0010-S44](#)

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

[09-0010-S48](#)

MOTION (PARKS - PERRY) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Melvin James Comeaux, Jr. on August 24, 2008.

[09-2340](#)

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

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

[09-2345](#)

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

[09-2346](#)

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

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon her request and without objections, Councilmember Hahn was excused from Council Session of Tuesday, October 20, 2009 and excused to arrive at 10:30 a.m. to Council Session of Tuesday, October 27, 2009, both due to City Business.

Upon his request and without objections, Councilmember LaBonge was excused to arrive at 11:00 a.m to Council Session of Tuesday, September 22, 2009 and excused to arrive late to Council Session of Friday, October 23, 2009, both due to City Business.

Upon his request and without objections, Councilmember Cardenas was excused from Council Sessions of Tuesday, December 8, Wednesday, December 9, and Friday, December 11, 2009, all due to City Business.

Upon his request and without objections, Councilmember Smith was excused from Council Sessions of Tuesday, October 27, Wednesday, October 28, and Friday, October 30, 2009, all due to City Business.

Upon his request and without objections, Councilmember Reyes was excused from Council Sessions of Tuesday, November 3, Wednesday, November 4, and Friday, November 6, 2009, all due to City Business.

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

[09-1667](#) - Mark Wittenberg

Garcetti

Chester Boyd Warfield, Sr.

Wesson

J. Lloyd Jacobs, Sr.

Rosendahl

Greg Parkos

Rosendahl

Patrick Swayze

Alarcon - All Councilmembers

John Robert Kiser

Hahn - All Councilmembers

Marguerite P. Justice

Parks - All Councilmembers

Gary DiSano

LaBonge - All Councilmembers

Mary Travers

LaBonge - All Councilmembers

Henry Gibson

LaBonge - All Councilmembers

Myles Brand

LaBonge - All Councilmembers

Ayes, Alarcón, Cárdenas, Hahn, Huizar, Koretz, LaBonge, Parks, Perry, Rosendahl and President Garcetti (10); Absent: Reyes, Smith, Wesson 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