

Los Angeles City Council, **Journal/Council Proceedings**
Tuesday, **October 20, 2009**
John Ferraro Council Chamber, Room 340, City Hall - 10 am

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

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

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
OCTOBER 14, 2009

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 18

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 #4 - Motion (Hahn - Reyes) Adopted, Ayes (12); Absent: Smith and President Garcetti (2)
(Item Nos. 1-5)**

ITEM NO. (1) - ADOPTED

[08-3368](#)

CD 5

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Sweetzer Avenue and Clinton Street (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 29, 2009)

ITEM NO. (2) - ADOPTED

[09-1772](#)

CD 13

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Brokaw Place and Carlton Way 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 29, 2009)

ITEM NO. (3) - ADOPTED

[09-1773](#)

CD 4

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the McCormick Street and Vineland 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 29, 2009)

ITEM NO. (4) - ADOPTED

[09-1775](#)

CD 9

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the 10th and Crocker 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 29, 2009)

ITEM NO. (5) - ADOPTED

[09-1776](#)

CD 7

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Pierce Street and Dronfield 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 29, 2009)

Items for Which Public Hearings Have Been Held - Items 6-11

ITEM NO. (6) - ADOPTED AS AMENDED - SEE FOLLOWING

Roll Call #7 - Motion (Zine - Perry) Adopted, Ayes (11); Absent: Smith, Wesson and President Garcetti (3)

[09-0971](#)

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to extending deadlines for the Seventh Cycle Proposition K Request for Proposals (RFP).

Recommendations for Council action:

1. APPROVE extending the submission deadline for the Parks First funding category in the Seventh Cycle Proposition K RFP to November 10, 2009.
2. APPROVE extending the deadline for documenting site control to October 22, 2009 for proposals received for Proposition K funding.

Fiscal Impact Statement: None submitted by the L.A. for Kids Steering Committee. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

ADOPTED

AMENDING MOTION (ZINE for GARCETTI - PERRY)

Recommendations for Council action:

1. **RESOLVE**, pursuant to Charter Section 245(b), that the Council waives review of the actions anticipated to be taken by the Board of Recreation and Park Commissioners (Board) at the Board meeting scheduled for October 21, 2009, relative to the execution of the Master Joint-Use Agreements and Site-Specific Joint-Use Agreements with the Los Angeles Unified School District (LAUSD) for the projects at South Region Senior High School No. 15 and Belmont High School as proposed by LAUSD in their Seven Cycle Proposition K Competitive Grant funding applications.
2. **EXTEND** the Parks First submission deadline from November 10, 2009 for an additional three months to February 10, 2010. Also, in order to coincide with the deadline to submit Parks First funding proposals, the deadline to execute the Joint-Use Agreements for the Virgil Middle School field lighting project should be extended to February 10, 2010.

**Roll Call #2 - Motion (Koretz - Rosendahl) Adopted, Ayes (11); Absent: Alarcon, Smith and President Garcetti (3)
(Item Nos. 7-9)**

ITEM NO. (7) - ADOPTED

[09-0600-S143](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to the Preliminary Financial Report of the City's financial operations for Fiscal Year (FY) 2008-09.

Recommendations for Council action:

1. **APPROVE** the Controller's recommendations that the Mayor and Council:
 - a. Exercise extreme caution when making decisions involving the use of the Reserve Fund.
 - b. Take action to adjust budget appropriations and expenditures to bring the two in line.
 - c. Review the \$37.6 million in reappropriations to determine if all are necessary.
2. **INSTRUCT** departments listed in Table III of the Controller's report (attached to the Committee report) to report to the City Administrative Officer (CAO) and the Controller on plans to accelerate repayment of Reserve Fund advances for unfunded expenditures.
3. **INSTRUCT** invoicing and paying departments involved in unfunded expenditures (Table III) to review their procedures to identify methods to improve their invoicing and paying processes.

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

Community Impact Statement: None submitted.

ITEM NO. (8) - ADOPTED

09-0101

BUDGET AND FINANCE COMMITTEE REPORT relative to a supplemental Agreement with MBIA MuniServices, LLC for the continuation of the Sales/Use Tax Allocation Review Services Program.

Recommendation for Council action:

AUTHORIZE the Office of Finance to proceed with executing a supplemental extension to Contract No. C-106517 with MBIA MuniServices, LLC, to extend the contract on a month-to-month basis for up to 12 months until the Request For Proposal process is completed and a new vendor is selected.

Fiscal Impact Statement: The City Administrative Officer reports that the recommendation in this report is in compliance with the City's Financial Policies in that funding is provided on a contingency basis to the contractor from additional revenues collected through the Sales/Use Tax Allocation Review Services Program. The contingency fee is offset by the net increase in the General Fund revenue through the operation of this program.

Community Impact Statement: None submitted.

ITEM NO. (9) - ADOPTED

09-2183

CD 5

ARTS, PARKS, HEALTH AND AGING and BUDGET AND FINANCE COMMITTEES' REPORT relative to refund of an Arts Development Fee to Beverly Hills Adjacent, LLC.

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

1. INSTRUCT the Department of Cultural Affairs to process Claim No. 100020 for refund of an Arts Development Fee paid.
2. AUTHORIZE the Controller to make payment to Beverly Hills Adjacent, LLC in the amount of \$45,795 from the Arts Development Trust Fund No. 516.

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

Community Impact Statement: None submitted.

**Roll Call #1 - Motion (Cardenas - Parks) Adopted to Continue, Unanimous Vote (12); Absent: Smith and President Garcetti (2)
(Item Nos. 10-11)**

ITEM NO. (10) - CONTINUED TO OCTOBER 23, 2009

[09-2127](#)

CONTINUED CONSIDERATION BUDGET AND FINANCE and PUBLIC SAFETY COMMITTEES' REPORT relative to Los Angeles Police Department (LAPD) attrition for the last four fiscal years.

Recommendation for Council action:

NOTE and FILE the LAPD report relative to attrition for the last four fiscal years 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 October 13, 2009)

ITEM NO. (11) - CONTINUED TO OCTOBER 23, 2009

[09-0600-S142](#)

CONTINUED CONSIDERATION BUDGET AND FINANCE and PUBLIC SAFETY COMMITTEES' REPORTS relative to reconsideration of the Budget and Finance Committee Minority Report recommendations 13a and 13b, relative to amending the emergency declaration to include sworn furloughs in the context of continuing negotiations with sworn personnel, and related matters.

A. BUDGET AND FINANCE COMMITTEE REPORT

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

1. INSTRUCT the Los Angeles Police Department (LAPD) to cease hiring after the October 2009 class and that an evaluation be conducted on a monthly basis, with a re-evaluation of hiring to be done when the number of sworn personnel drops below the 10,000 number.
2. INSTRUCT the LAPD and the Personnel Department to stop recruitment efforts inasmuch as over 1000 prospective applicants are currently in the candidate pool.
3. INSTRUCT the Budget and Finance and Public Safety Committees to meet in mid-January 2010 to assess future LAPD hiring and recruitment.
4. RECEIVE and FILE the Motion (Hahn - Zine) relative to instructing the LAPD to suspend sending any future letters out for new police officer hiring inasmuch as Recommendation No. 1 of this Committee report addresses this matter and no further action on this Motion is necessary.

5. INSTRUCT the City Administrative Officer (CAO), with the LAPD, to report back at the mid-January Joint Budget and Finance and Public Safety Committees' meeting on options to address the impact on the LAPD of:
 - a. 65 sworn personnel currently working in civilian administrative positions;
 - b. 16 sworn personnel assigned to the Los Angeles International Airport;
 - c. 518 permanent light duty sworn personnel; and,
 - d. 634 temporary light duty sworn personnel.

B. PUBLIC SAFETY COMMITTEE REPORT

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

1. INSTRUCT the Los Angeles Police Department (LAPD) to cease hiring after the October 2009 class and that an evaluation be conducted on a monthly basis, with a re-evaluation of hiring to be done when the number of sworn personnel drops below the 10,000 number.
2. INSTRUCT the LAPD and the Personnel Department to stop recruitment efforts inasmuch as over 1000 prospective applicants are currently in the candidate pool.
3. INSTRUCT the Budget and Finance and Public Safety Committees to meet in mid-January 2010 to assess future LAPD hiring and recruitment.
4. REQUEST the City Attorney and INSTRUCT the City Administrative Officer (CAO) to reconfigure the Emergency Resolution to include information relative to sworn furloughs, with the Resolution to specifically state that it not be implemented without a specific vote of the City Council.
5. RECEIVE and FILE the Motion (Hahn - Zine) relative to instructing the LAPD to suspend sending any future letters out for new police officer hiring inasmuch as Recommendation No. 1 of this Committee report addresses this matter and no further action on this Motion is necessary.
6. INSTRUCT the CAO and LAPD to report back at the mid-January Joint Budget and Finance and Public Safety Committees meeting on options to address the impact on the LAPD of:
 - a. 65 sworn personnel currently working in civilian administrative positions;
 - b. 16 sworn personnel assigned to the Los Angeles International Airport;
 - c. 518 permanent light duty sworn personnel; and,
 - d. 634 temporary light duty sworn personnel.

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

Community Impact Statement: None submitted.

(Continued from Council meeting of October 13, 2009)

Items for Which Public Hearings Have Not Been Held - Items 12-19

(10 Votes Required for Consideration)

ITEM NO. (12) - ADOPTED

Roll Call #13 - Motion (Hahn - LaBonge) Adopted, Ayes (12); Absent: Smith and President Garcetti (2)

[09-0670](#)

CD 15

COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to granting to WesPac Pipelines - LAX LLC a common carrier pipeline franchise to install, retain, operate and maintain pipelines and their adjunct communication lines within the City of Los Angeles.

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

1. PRESENT and ADOPT the accompanying ORDINANCE granting to WesPac Pipelines - LAX LLC a common carrier pipeline franchise to install, retain, operate and maintain pipelines and their adjunct communication lines within the City of Los Angeles, as specified in the Ordinance, or which may be approved by the Council or the Board of Transportation Commissioners, subject to the condition that WesPac Pipelines - LAX LLC provides to the City written documentation to comply with all conditions and terms contained in the Ordinance.
2. INSTRUCT the Los Angeles Department of Transportation (LADOT) to refund the \$510 good faith deposit to WesPac Pipelines - LAX LLC upon approval of the faithful performance bond by the LADOT, the City Attorney, and upon publication of the Ordinance.

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

Community Impact Statement: None submitted.

(Transportation Committee waived consideration of the above matter)

**Roll Call #3 - Motion (LaBonge - Zine) Adopted, Ayes (11); Absent: Alarcon, Smith and President Garcetti (3)
(Item Nos. 13-14)**

ITEM NO. (13) - ADOPTED

[09-2315](#)

CD 5

CATEGORICAL EXEMPTION and COMMUNICATION FROM THE CITY ENGINEER relative to an offer to dedicate an easement for street purposes on Amota Court southwest of Noeline Avenue (Right of Way No. 36000-1766).

Recommendations for Council action:

1. FIND that the offer to dedicate an easement for street purposes on Amota Court southwest of Noeline Avenue (Right of Way No. 36000-1766) 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 street purposes on Amota Court southwest of Noeline Avenue (Right of Way No. 36000-1766), as depicted on the Exhibit Map in the August 5, 2009 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 \$2,337.95 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.

ITEM NO. (14) - ADOPTED

[07-2966-S2](#)

CONSIDERATION OF MOTION (KORETZ - ZINE) relative to the Lease Office Space at 543 North Fairfax Avenue, Los Angeles, CA 90036.

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 Mid City West Community Council), and National Council of Jewish Women, under the terms and conditions outlined in the Neighborhood Council Lease Agreement dated August 21, 2009.

Community Impact Statement: None submitted.

(Education and Neighborhoods Committee waived consideration of the above matter)

ITEM NO. (15) - ADOPTED

Roll Call #9 - Motion (Rosendahl - Wesson) Adopted, Ayes (12); Absent: Smith and President Garcetti (2)

[09-2525](#)

et al. MOTIONS relative to "Special Events" to be held in the various Council Districts.

Recommendations for Council action:

DECLARE the following community events as "Special Events"; APPROVE any temporary street closures as requested; and, INSTRUCT the involved City departments to perform such services as detailed the Council motions attached to the various listed Council files, including the waiver of fees, costs and requirements and other related issues, as specified:

[09-2525](#)

CD 9

- a. MOTION (PERRY - REYES) relative to declaring the Grand Opening of the Los Angeles Police Department Administration Building on October 24, 2009 a Special Event (fees and costs absorbed by the City = \$1,881).

[09-2526](#)

CD 9

- b. MOTION (PERRY - REYES) relative to declaring the UCLA Latino Alumni Association 18th Annual Fiesta De Inspiracion on October 22, 2009 a Special Event (fees and costs absorbed by the City = \$1,000).

[09-2527](#)

CD 11

- c. MOTION (ROSENDAHL - PARKS) relative to declaring the Fall Festival and Holiday Boutique on October 17, 2009 a Special Event (fees and costs absorbed by the City = \$518).

ITEM NO. (16) - ADOPTED

Roll Call #3 - Motion (LaBonge - Zine) Adopted, Ayes (11); Absent: Alarcon, Smith and President Garcetti (3)

[09-2381](#)

CD 4

MOTION (LABONGE - PARKS) relative to amending prior Council action of October 2, 2009, declaring the Windsor Square/Hancock Park Historical Homes Tour a Special Event.

Recommendation for Council action:

AMEND Council action of October 2, 2009 (Council file No. 09-2381) in connection with Special Event declaration for the Windsor Square/Hancock Park Historical Homes Tour, as follows:

- a. Waive all City fees and costs associated with this event and Instruct the Department of Transportation to post temporary "No Parking" signs for the duration of this event on those portions of Oakwood Avenue between June Street and the Wilshire Country Club (dead-end street).
- b. In the event the fees are not waived, Council District Four will be responsible for all costs associated with this event.

ITEM NO. (17) - ADOPTED

Roll Call #10 - Motion (Reyes - Parks) Adopted, Ayes (12); Absent: Smith and President Garcetti (2)

[09-0010-S52](#)

MOTION (PERRY - PARKS) relative to an offer of reward for information leading to the identification, apprehension and conviction of the person(s) responsible for the death of Christopher Lattier and injuries of Terrell Henderson.

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

1. PROVIDE an offer of reward in the amount of \$75,000 for information leading to the identification, apprehension and conviction of the person(s) responsible for the death of Christopher Lattier and injuries of Terrell Henderson.
2. FIND that the subject reward complies with the provisions of Chapter 12, Article 1, Division 19, of the Los Angeles Administrative Code.
3. DIRECT the City Clerk to publish the required notices and/or advertisements to effectuate this reward.

ITEM NO. (18) - ADOPTED

Roll Call #8 - Motion (LaBonge - Huizar) Adopted, Ayes (12); Absent: Smith and President Garcetti (2)

[09-2524](#)

RESOLUTION (LABONGE - PARKS) relative to declaring October 21, 2009 as Disability Mentoring Day in the City of Los Angeles.

Recommendation for Council action:

RESOLVE to DECLARE October 21, 2009 as Disability Mentoring Day in the City of Los Angeles.

ITEM NO. (19) - MAP APPROVED - CITY ENGINEER REPORT ADOPTED

Roll Call #3 - Motion (LaBonge - Zine) Adopted, Ayes (11); Absent: Alarcon, Smith and President Garcetti (3)

[09-2531](#)

CD 2

FINAL MAP OF TRACT NO. 62169 for property located at 14702 Magnolia Boulevard, lying southerly of Magnolia Boulevard and westerly of Cedros Avenue.

(Approve Subdivision Improvement Agreement and Contract with attached security documents)

(ADOPT City Engineer Report)

(ADOPT Bond No. C-116055)

(Quimby Fee: \$18,255)

Applicants: National Veteran Properties, LLC

Jack Little Co.

Items for Which Public Hearings Have Not Been Held - Items 20-24

(10 Votes Required for Consideration)

**Roll Call #4 - Motion (Hahn - Reyes) Adopted, Ayes (12); Absent: Smith and President Garcetti (2)
(Item Nos. 20-22)**

ITEM NO. (20) - ADOPTED - TO THE MAYOR FORTHWITH

[06-2368-S12](#)

CD 10

EXEMPTION, COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to the proposed Country Club Park Interim Control Ordinance (ICO) within the Wilshire Community Plan area.

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

1. FIND that this action is exempt from California Environmental Quality Act (CEQA), pursuant to Article 19, Section 15308, Class 8 of the City's CEQA Guidelines.
2. ADOPT the October 14, 2009, FINDINGS of the Director of Planning as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, on behalf of the City Planning Commission, imposing interim regulations prohibiting the issuance of building and demolition permits in a portion of the Wilshire Community Plan area within the Country Club Park Historic Preservation Overlay Zone generally bounded by Olympic Boulevard to the north, Western Avenue to the east, Pico Boulevard to the south, and Crenshaw Boulevard to the west, but excluding the commercially zoned properties along Olympic, Pico, and Crenshaw Boulevards, and Western Avenue. (The Ordinance includes an Urgency Clause making it effective upon publication and shall run for six months with one six month extension by Council Resolution.)

Applicant: City of Los Angeles

CPC 2009-2594-ICO

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

Community Impact Statement: None submitted.

URGENCY CLAUSE - 12 VOTES REQUIRED

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

ITEM NO. (21) - ADOPTED - TO THE MAYOR FORTHWITH

[06-2369-S8](#)

CD 10

EXEMPTION, COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to the proposed Windsor Village Interim Control Ordinance (ICO) within the Wilshire Community Plan area.

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

1. FIND that this action is exempt from California Environmental Quality Act (CEQA), pursuant to Article 19, Section 15308, Class 8 of the City's CEQA Guidelines.
2. ADOPT the October 14, 2009, FINDINGS of the Director of Planning as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning on behalf of the City Planning Commission, imposing interim regulations prohibiting the issuance of building and demolition permits in a portion of the Wilshire Community Plan area within the Windsor Village Historic Preservation Overlay Zone generally bounded by Wilshire Boulevard to the north, Crenshaw Boulevard to the east, Olympic Boulevard to the south, and both sides of Lucerne Boulevard to the west. (The Ordinance includes an Urgency Clause making it effective upon publication and shall run for six months with one six month extension by Council Resolution.)

Applicant: City of Los Angeles

CPC 2009-2592-ICO

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

Community Impact Statement: None submitted.

URGENCY CLAUSE - 12 VOTES REQUIRED

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

ITEM NO. (22) - ADOPTED - TO THE MAYOR FORTHWITH

[09-2200](#)

CDs 1 & 14

EXEMPTION, COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to the proposed Garvanza Interim Control Ordinance (ICO) within the Northeast Community Plan Area.

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

1. FIND that this action is exempt from California Environmental Quality Act (CEQA), pursuant to Article 19, Section 15308, Class 8 and Article II, Section 2(m) of the City's CEQA Guidelines.

2. ADOPT the October 14, 2009, FINDINGS of the Director of Planning as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning on behalf of the City Planning Commission, imposing interim regulations prohibiting the issuance of building and demolition permits in a portion of the Northeast Los Angeles Community Plan area within the Garvanza Historic Preservation Overlay Zone generally bounded by Pasadena City limits to the north, Metro Gold Line right-of-way bridge on the south; east side of Avenue 66 on the east; and east side of Figueroa Street proceeding to the west side of Avenue 63 at York Boulevard on the west. (The Ordinance includes an Urgency Clause making it effective upon publication and shall run for six months with one six-month extension by Council Resolution.)

Applicant: City of Los Angeles

CPC 2009-2702-ICO

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

Community Impact Statement: None submitted.

URGENCY CLAUSE - 12 VOTES REQUIRED

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

ITEM NO. (23) - CONTINUED TO OCTOBER 21, 2009, WITH AMENDING MOTIONS - SEE FOLLOWING

Roll Call #6 - Motion (Rosendahl - Koretz) Adopted to Continue, Unanimous Vote (12); Absent: Smith and President Garcetti (2)

[09-0600-S50](#)

EXEMPTION, COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to amending Sections 19.01 and 19.02 of the Los Angeles Municipal Code (LAMC) relating to fees for filing appeals with the Department of City Planning and correcting typographical errors in Ordinance No. 180847.

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

1. FIND that this action is exempt from California Environmental Quality Act (CEQA), pursuant to Article II, Section 2(m) of the City's CEQA Guidelines.
2. ADOPT the September 24, 2009 FINDINGS of the Director of Planning as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, amending Sections 19.01 and 19.02 of the LAMC relating to fees for filing appeals with the Department of City planning and correcting typographical errors in Ordinance No. 180847.

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

Community Impact Statement: None submitted.

URGENCY CLAUSE - 12 VOTES REQUIRED

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

AMENDING MOTION (KORETZ - ROSENDAHL - REYES)

Recommendations for Council action:

1. **REQUEST the Planning Department to report back within 30 days.**
2. **REQUEST the Planning Department to consult with Neighborhood Councils, homeowner groups and others prior to bringing back its recommendation.**

AMENDING MOTION (HAHN - REYES)

Recommendation for Council action:

REQUEST the City Attorney to amend the ordinance to SUSPEND Section 3 of the ordinance for 30 days while moving forward with everything else contained in the ordinance.

AMENDING MOTION (KORETZ - REYES)

Recommendation for Council action:

REQUEST the City Attorney to amend the ordinance to restore the existing appeals fee schedule for non-applicants.

ITEM NO. (24) - NOTED AND FILED

Roll Call #5 - Motion (Zine - Koretz) Adopted to Note and File, Unanimous Vote (12); Absent: Smith and President Garcetti (2)

[09-2565](#)

MOTION (ZINE - LABONGE) relative to the City Attorney briefing the Council on the details and implications of the case of Powell v. City of Los Angeles.

Recommendation for Council action:

REQUEST the City Attorney to make a presentation to the City Council relative to the City's successful defense in the case of Powell v. City of Los Angeles, whereby the City avoided a liability of as much as \$30 million.

MOTION ADOPTED UPON FINDINGS BY COUNCIL THAT THE NEED TO TAKE ACTION AROSE SUBSEQUENT TO THE POSTING OF THE COUNCIL AGENDA FOR TUESDAY, OCTOBER 20, 2009, PURSUANT TO GOVERNMENT CODE SECTION 54954.2(b)(2) AND COUNCIL RULE 23

ADOPTED - FORTHWITH

Roll Call #11 - Motion (Wesson - Zine) Findings on Need to Act - Adopted, Ayes (12); Absent: Smith and President Garcetti (2)

Roll Call #12 - Motion (Wesson - Zine) Adopted, Ayes (12); Absent: Smith and President Garcetti (2)

09-0010-S54

MOTION (WESSON - ZINE) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Victor Dominguez on September 13, 2009.

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

- 1. PROVIDE an offer of reward in the amount of \$50,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Victor Dominguez on September 13, 2009.**
- 2. FIND that the subject reward complies with the provisions of Chapter 12, Article 1, Division 19, of the Los Angeles Administrative Code.**
- 3. DIRECT the City Clerk to publish the required notices and/or advertisements to effectuate this reward.**

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

09-2579

CD 1

MOTION (REYES - PERRY) relative to declaring the St. Thomas the Apostle Church Community Festival on October 23-25, 2009 a Special Event (fees and costs absorbed by the City = \$6,000).

07-3307-S1

CD 1

MOTION (REYES - PERRY) relative to declaring the 14th Annual Cops 4 Tots, Car and Bike Show on October 25, 2009 a Special Event (fees and costs absorbed by the City = \$2,000).

08-2572-S1

CD 1

MOTION (REYES - ROSENDAHL) relative to declaring the Health Neighborhood Festival on October 24, 2009 a Special Event (fees and costs absorbed by the City = \$2,000).

[09-2581](#)

CD 11

MOTION (ROSENDAHL - KORETZ) relative to declaring the Westchester Halloween Town Fair on October 24, 2009 a Special Event (fees and costs absorbed by the City = \$457 in permit fees will be waived, in addition, in accordance with department estimates, up to \$746 in salary or overtime costs will be absorbed by the City).

[07-2052-S2](#)

CD 11

MOTION (ROSENDAHL - KORETZ) relative to declaring the Corinth Avenue Block Party on October 24, 2009 a Special Event (fees and costs absorbed by the City = \$830 in permit fees will be waived).

[08-2717-S1](#)

CD 10

MOTION (WESSON - LABONGE) relative to declaring the Wilshire Vista Halloween Haunt 2009 on October 24, 2009 a Special Event (fees and costs absorbed by the City = \$830 in permit fees will be absorbed by the City).

[09-2582](#)

CD 4

MOTION (LABONGE - PARKS) relative to declaring the Sunset Square Neighborhood Watch 11th Annual Block Party on October 25, 2009 a Special Event (fees and costs absorbed by the City = \$1,765).

[09-2583](#)

CD 14

MOTION (HUIZAR - CARDENAS) relative to declaring the Ninth Annual Latin American Health Fair on October 24, 2009 a Special Event (fees and costs absorbed by the City = \$9,512).

[09-1400](#)

CD 9

MOTION (PERRY - REYES) relative to amending prior Council action of June 19, 2009, declaring the Museum of Contemporary Art's Annual Gala a Special Event.

[09-2580](#)

CD 9

MOTION (PERRY - REYES) relative to funding for the Woodcraft Rangers' "Lights On Gala" at the South Plaza on October 22, 2009.

[09-2568-S1](#)

MOTION (PERRY - REYES) relative to authorizing the Department of Public Works, Bureau of Sanitation use of the City Hall Forecourt on October 21, 2009.

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

[09-2584](#)

RESOLUTION (HUIZAR - REYES) relative to declaring October 2009 as Community Planning Month in the City of Los Angeles.

COMMENDATORY RESOLUTION ADOPTED IN HONOR OF:

[09-2501](#) - Celebrate Pro Bono Week

(Hahn for Garcetti - Perry)

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

[09-2500](#) - Charles "Chuck" Bookhammer

(Wesson - All Councilmembers)

Lucy Villa

(Hahn)

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

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT PRO TEMPORE
OF THE CITY COUNCIL