

Los Angeles City Council, **Journal/Council Proceedings**
Tuesday, **November 3, 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, LaBonge, Perry, Rosendahl, Smith, Wesson, Zine and President Garcetti (10); Absent: Alarcón, Koretz, Parks and Reyes (4); Vacant: Council District Two

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
OCTOBER 28, 2009

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 16

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 1-8

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

**Roll Call #1 - Motion (Cárdenas - Huizar) Adopted to Continue, Unanimous Vote (11); Absent: Alarcón,
Koretz and Reyes (3)**

[09-2006](#)
CD 6

HEARING PROTESTS against the proposed improvement and maintenance of the Sun Valley Lighting Improvement - Covello - Fair Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Sun Valley Lighting Improvement - Covello - Fair Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on September 1, 2009 - Continue hearing and present Ordinance on NOVEMBER 20, 2009 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**Roll Call #2 - Motion (Huizar - Smith) Adopted to Confirm Lien, Ayes (11); Absent: Alarcón, Koretz and Reyes (3)
(Item Nos. 2-8)**

ITEM NO. (2) - PUBLIC HEARING CLOSED - NO APPEALS - LIEN CONFIRMED

[07-1420](#)

CD 14

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of fencing the lot and demolition of the building at 1052 North Glen Arbor Avenue. (Lien: \$11,490.22)

ITEM NO. (3) - PUBLIC HEARING CLOSED - NO APPEALS - LIEN CONFIRMED

[09-1955](#)

CD 9

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of barricading all openings and fencing of the lot at 841 West 48th Street. (Lien: \$3,926.16)

ITEM NO. (4) - PUBLIC HEARING CLOSED - NO APPEALS - LIEN CONFIRMED

[09-1956](#)

CD 9

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of barricading all openings, cleaning and fencing of the lot at 851 West 49th Street. (Lien: \$10,721.77)

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

[09-1957](#)

CD 8

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of barricading all openings and cleaning of the lot at 2024 West 65th Place.

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

[09-1958](#)

CD 3

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of barricading all openings, cleaning and fencing of the lot, and graffiti abatement at 23204 West Aetna Street. (Lien: \$4,667.77)

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

[09-1959](#)

CD 3

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of barricading all openings, cleaning and fencing of the lot at 18923 West Cantara Street. (Lien: \$8,976.87)

ITEM NO. (8) - PUBLIC HEARING CLOSED - NO APPEALS - LIEN CONFIRMED

[09-1960](#)

CD 12

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of barricading all openings, cleaning and fencing of the lot at 20816 West Chase Street. (Lien: \$9,895.37)

Items for Which Public Hearings Have Been Held - Items 9-14

**Roll Call #5 - Motion (Cárdenas - Perry) Adopted, Ayes (11); Absent: Alarcón, Koretz and Reyes (3)
(Item Nos. 9-10)**

ITEM NO. (9) - ADOPTED

[09-0566](#)

INFORMATION TECHNOLOGY AND GOVERNMENT AFFAIRS COMMITTEE REPORT and RESOLUTION relative to authorization to destroy certain obsolete records from the Department of General Services for the period January 1, 2001 through December 31, 2004.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION to authorize the destruction of certain obsolete records from the Department of General Services, Office of Public Safety (GSD/13 - 45 Boxes) for the period January 1, 2001 through December 31, 2004.

Fiscal Impact Statement: The City Clerk reports that the retention of 45 records boxes beyond the required retention time period, based on industry commercial standard rates, will continue to cost the City the equivalent of a minimum of \$7.02 per month, or \$84.24 per year.

Community Impact Statement: None submitted.

[These records will be retained for a period of 60 days after the City Council's action to authorize their destruction to allow for public inspection. Contact the Records Management Division at (213) 473-8449 or via email at Todd.Gaydowski@lacity.org to arrange for inspection of records.]

ITEM NO. (10) - ADOPTED

[09-2113](#)

INFORMATION TECHNOLOGY AND GOVERNMENT AFFAIRS COMMITTEE REPORT and RESOLUTION relative to authorization to destroy certain obsolete records from the City Clerk for the period March 6, 2007 through September 7, 2007.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION to authorize the destruction of certain obsolete records from the City Clerk's Office, Election Division (CLK/03 - 25 Boxes) for the period March 6, 2007 through September 7, 2007.

Fiscal Impact Statement: The City Clerk reports that the retention of 25 records boxes beyond the required retention time period, based on industry commercial standard rates, will continue to cost the City the equivalent of a minimum of \$3.90 per month, or \$46.80 per year.

[These records will be retained for a period of 60 days after the City Council's action to authorize their destruction to allow for public inspection. Contact the Records Management Division at (213) 473-8449 or via email at Todd.Gaydowski@lacity.org to arrange for inspection of records.]

Community Impact Statement: None submitted.

ITEM NO. (11) - CONTINUED TO DECEMBER 8, 2009

Roll Call #4 - Motion (Huizar - Cárdenas) Adopted to Continue, Unanimous Vote (11); Absent: Alarcón, Koretz and Reyes (3)

[09-1676](#)

CD 5

CONTINUED CONSIDERATION OF PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the proposed designation of the Century Plaza Hotel located at 2025 Avenue of the Stars in the list of Historic-Cultural Monuments.

Recommendations for Council action, as initiated by Motion (Koretz - Reyes):

1. INITIATE consideration of the Century Plaza Hotel, located at 2025 Avenue of the Stars in Century City, as a City Historic-Cultural Monument, with the understanding that such proposal requires that there shall be a temporary (90 day) stay of demolition, substantial alteration or removal of any location or structure at this site pending designation.
2. REQUEST that Planning Department, Office of Historic Resources, in conformance with Los Angeles Administrative Code Section 22.171.10, prepare a report on the proposed designation of the Century Plaza Hotel, located at 2025 Avenue of the Stars in Century City, for consideration by the Cultural Heritage Commission within 75 days.

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.

(Continued from Council meeting of October 27, 2009)

ITEM NO. (12) - ADOPTED

Roll Call #5 - Motion (Cárdenas - Perry) Adopted, Ayes (11); Absent: Alarcón, Koretz and Reyes (3)

[09-1693](#)

PUBLIC SAFETY COMMITTEE REPORT relative to a contract with the Amanda Foundation for free animal spay/neuter surgeries from a Mobile Spay/Neuter Clinic.

Recommendation for Council action:

AUTHORIZE the General Manager, Department of Animal Services, to execute a three-year contract with one three-year renewal option, for an amount not to exceed \$500,000 per year, with the Amanda Foundation for free animal spay/neuter surgeries from a Mobile Spay/Neuter Clinic for low-income, elderly low-income, and disabled low-income city residents.

Fiscal Impact Statement: The City Administrative Officer reports that this action will not impact the General Fund. The Animal Spay and Neuter Trust Fund will provide approximately \$500,000 per year, for three years to fund this contract. This contract complies with City financial policies as an ongoing revenue source will be used to fund this ongoing cost.

Community Impact Statement: None submitted.

ITEM NO. (13) - CONTINUED TO NOVEMBER 17, 2009

Roll Call #3 - Motion (Smith - Zine) Adopted to Continue, Unanimous Vote (11); Absent: Alarcón, Koretz and Reyes (3)

[09-2453](#)

PUBLIC SAFETY COMMITTEE REPORT relative to amending the City of Los Angeles Bingo Rules and Regulations to conform with recently passed State of California legislation.

Recommendation for Council action:

APPROVE amendments to the City of Los Angeles Bingo Rules and Regulations, as presented in the revised Bingo Rules and Regulations attached to the Los Angeles Police Department (LAPD) report to the Board of Police Commissioners dated August 31, 2009 (attached to the Council file), to conform with recently passed State of California legislation.

Fiscal Impact Statement: None submitted by the LAPD. 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. (14) - ADOPTED

Roll Call #8 - Motion (Rosendahl - LaBonge) Adopted, Ayes (11); Absent: Alarcón, Koretz and Reyes (3)

[09-1384](#)

TRANSPORTATION COMMITTEE REPORT relative to traffic management services provided at the Hollywood Bowl, Greek Theater, Dodger Stadium, Staples Center, L.A. Live Complex and the Los Angeles Memorial Coliseum, in and around Exposition Park.

Recommendation for Council action:

NOTE and FILE the Los Angeles Department of Transportation (LADOT) reports dated September 1, 2009 and September 22, 2009, as initiated by Motion (LaBonge - Parks - Perry - Reyes), inasmuch as agreements between the City of Los Angeles and the venues have been reached to reimburse the City for traffic management services provided by the LADOT and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

Items for Which Public Hearings Have Not Been Held - Items 15-30

(10 Votes Required for Consideration)

**Roll Call #10 - Motion (Huizar - Smith) Adopted, Ayes (12); Absent: Koretz and Reyes (2)
(Item Nos. 15-18)**

ITEM NO. (15) - ADOPTED

[09-2081](#)

CD 15

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Pacific Coast Highway and President 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 18, 2009.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **JANUARY 12, 2010** as the hearing date for the maintenance of the Pacific Coast Highway and President 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, \$992.91 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: January 4, 2010)

ITEM NO. (16) - ADOPTED

09-2082
CD 14

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Mateo and Jesse Streets Lighting District.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated August 18, 2009.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **JANUARY 12, 2010** as the hearing date for the maintenance of the Mateo and Jesse Streets Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$794.97 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: January 4, 2010)

ITEM NO. (17) - ADOPTED

09-2249
CD 6

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Saticoy Street and Tyrone 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 September 9, 2009.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **JANUARY 12, 2010** as the hearing date for the maintenance of the Saticoy Street and Tyrone Avenue Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$956.06 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: January 4, 2010)

ITEM NO. (18) - ADOPTED

[09-2250](#)

CD 2

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Tennessee and Butler Avenues No. 1 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 September 9, 2009.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **JANUARY 12, 2010** as the hearing date for the maintenance of the Tennessee and Butler Avenues No. 1 Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$1,296.75 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: January 4, 2010)

**Roll Call #6 - Motion (Wesson - Perry) Adopted, Ayes (11); Absent: Alarcón, Koretz and Reyes (3)
(Item Nos. 19-24)**

ITEM NO. (19) - ADOPTED

[09-0005-S671](#)

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 October 27, 2009.

[09-0005-S671](#)

CD 15

- a. Property at 141 West Imperial Highway (Case No. 161081).
Assessor I.D. No. 6074-025-043

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

[09-0005-S672](#)

CD 10

- b. Property at 3928 South Ursula Avenue (Case No. 236439).
Assessor I.D. No. 5030-007-023

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

[09-0005-S673](#)

CD 1

- c. Property at 764 South Columbia Avenue (Case No. 4556).
Assessor I.D. No. 5143-011-001

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 25, 2001)

[09-0005-S674](#)

CD 10

- d. Property at 847 South Berendo Street (Case No. 29537).
Assessor I.D. No. 5094-014-010

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 10, 2006)

ITEM NO. (20) - ADOPTED

[09-0002-S27](#)

COMMUNICATION FROM CHAIR, INFORMATION TECHNOLOGY AND GOVERNMENT AFFAIRS COMMITTEE and RESOLUTION relative to the City's position on SB 23 (Padilla) regarding mobile home parks and manufactured housing communities.

Recommendation for Council action, pursuant to Resolution (Alarcón - Smith), SUBJECT TO THE CONCURRENCE OF THE MAYOR:

ADOPT the accompanying RESOLUTION to include in the City's 2009-10 State Legislative Program SUPPORT for SB 23 (Padilla) that would require operators of mobile home parks and manufactured housing communities to implement an emergency and fire safety plan, and provide appropriate training to all on-site staff.

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.

ITEM NO. (21) - ADOPTED

[09-0002-S173](#)

COMMUNICATION FROM CHAIR, INFORMATION TECHNOLOGY AND GOVERNMENT AFFAIRS COMMITTEE and RESOLUTION relative to the City's position on SB 797 (Pavley), the Toxin-Free Infants and Toddlers Act.

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

1. ADOPT the accompanying RESOLUTION to include in the City's 2009-10 State Legislative Program, SUPPORT for SB 797 (Pavley), the Toxin-Free Infants and Toddlers Act, that would prohibit the sale, manufacture, or distribution of a bottle, cup, or container that contains bisphenol A (BPA) if the container will store a liquid, food, or beverage primarily intended for children three years of age or younger.
2. REQUEST any City department that administers childcare programs and services to consider future childcare proposals where toxin-free products are used for food and liquid storage intended for children three years of age and younger and also, to the extent that it is feasible, include the above provision in the future procurement of childcare services provided by the City.

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.

ITEM NO. (22) - ADOPTED

[09-0002-S177](#)

COMMUNICATION FROM CHAIR, INFORMATION TECHNOLOGY AND GOVERNMENT AFFAIRS COMMITTEE and RESOLUTION relative to the City's position on SB 662 (Yee) and SBX3 13 (Alquist) regarding funding for shelters or centers that provide assistance to victims of domestic violence.

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

1. RECEIVE and FILE RESOLUTION (Parks - Huizar) to support SB 662 (Yee).
2. ADOPT the accompanying RESOLUTION to include in the City's 2009-10 State Legislative Program SUPPORT for SBX3 13 (Alquist), that would require the Department of Finance to transfer \$16.3 million from the Alternative and Renewable Fuel and Vehicle Technology Fund to the General Fund to the California Emergency Management Agency (Cal EMA) for the purpose of funding a shelter-based services grant program to fund shelters or centers that provide assistance to victims of domestic violence.

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.

ITEM NO. (23) - ADOPTED

[09-0010-S6](#)

MOTION (PERRY - ZINE) relative to reinstating the reward offer in the death of Larry Pendarvis for an additional six months.

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

REAFFIRM Council's findings and REINSTATE the reward offer relative to the death of Larry Pendarvis (Council action of January 23, 2009, Council file No. 09-0010-S6) for an additional period of six months from the publication of the offer of reward by the Office of the City Clerk and, further, that the sum of \$50,000 shall be the aggregate maximum sum of any payment or payments of a City reward in this instance.

ITEM NO. (24) - ADOPTED

[09-0010-S1](#)

MOTION (PERRY - ZINE) relative to reinstating the reward offer in the death of Royce Miles for an additional six months.

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

REAFFIRM Council's findings and REINSTATE the reward offer relative to the death of Royce Miles (Council action of January 13, 2009, Council file No. 09-0010-S1) for an additional period of six months from the publication of the offer of reward by the Office of the City Clerk and, further, that the sum of \$50,000 shall be the aggregate maximum sum of any payment or payments of a City reward in this instance.

ITEM NO. (25) - ADOPTED

Roll Call #9 - Motion (Zine - Wesson) Adopted, Ayes (12); Absent: Koretz and Reyes (2)

[09-2638](#)

CD 15

MOTION (HAHN - LABONGE) relative to installing street banners to beautify the Port interfaces with local communities, identify the Port's boundaries, and celebrate the 2009 Holiday Season.

Recommendations for Council action:

1. APPROVE the street banner program to beautify the Port interfaces with local communities, identify the Port's boundaries, and celebrate the 2009 Holiday Season as a "City of Los Angeles Non-Event," Street Banner Program for the period of November 23, 2009 to January 4, 2010.
2. APPROVE the content of the street banners, as attached.
3. APPROVE the continuation of the street banner installation program, as described above, should unforeseen circumstances change the actual period of the street banner installation.

ITEM NO. (26) - ADOPTED

Roll Call #6 - Motion (Wesson - Perry) Adopted, Ayes (11); Absent: Alarcón, Koretz and Reyes (3)

[09-2640](#)

CD 11

MOTION (HUIZAR - ROSENDAHL) relative to initiating street vacation proceedings to vacate the southwesterly portion of the cul-de-sac of Umeo Road.

Recommendations for Council action:

1. INITIATE street vacation proceedings, pursuant to California Streets and Highways Code, Division 9, Part 3, Public Streets, Highways and Service Easements Vacation Law to vacate the southwesterly portion of the cul-de-sac of Umeo Road.
2. DIRECT the Bureau of Engineering to investigate the feasibility of this vacation request.
3. DIRECT the Bureau of Engineering to present its report regarding the feasibility of vacating the requested areas to the Public Works Committee.
4. DIRECT the City Clerk to schedule this request for the City Council's consideration at the appropriate time under the City's Street Vacation procedures.

ITEM NO. (27) - ADOPTED

Roll Call #11 - Motion (Perry - Parks) Adopted, Ayes (12); Absent: Koretz and Reyes (2)

[09-2637](#)

CD 1

MOTION (GARCETTI for REYES - ZINE) relative to lease approval for office space at 1572 Sunset Boulevard, Los Angeles, CA 90026.

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 Greater Echo Park Neighborhood Council), and Bank of America, N.A., under the terms and conditions outlined in the Neighborhood Council Lease Agreement dated October 1, 2009, attached to the Council file.

**Roll Call #6 - Motion (Wesson - Perry) Adopted, Ayes (11); Absent: Alarcón, Koretz and Reyes (3)
(Item Nos. 28-30)**

ITEM NO. (28) - ADOPTED

[09-2639](#)

CD 15

MOTION (HAHN - LABONGE) relative to lease approval for office space at 10221 Compton Avenue Suite 106A, Los Angeles, CA 90002.

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 Watts Neighborhood Council), and Watts Civic Center ACLP, under the terms and conditions outlined in the Neighborhood Council Lease Agreement dated October 15, 2009, attached to the Council file.

ITEM NO. (29) - ADOPTED

09-0633-S1

MOTION (PERRY - GARCETTI) relative to exempting the Motion Picture Multimedia taxpayers in the City for a period of five-years.

Recommendation for Council action:

REQUEST the City Attorney to prepare and present an ordinance to revise the Los Angeles Municipal Code to exempt multimedia businesses from paying the multimedia business tax, with a requirement that businesses file with the Office of Finance annually in order to receive the exemption, that a five-year sunset date be included on this exemption, and that the Office of Finance report annually on the effectiveness and impacts of this exemption.

ITEM NO. (30) - MAPS AND BONDS APPROVED - CITY ENGINEER'S REPORTS ADOPTED

09-2635

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:

09-2635

CD 7

- a. FINAL MAP OF TRACT NO. 53805 located at 13601 North Glenoaks Boulevard lying westerly of Roxford Street and southerly of Glenoaks Boulevard.
(Bond No. C-116193)
(Quimby Fee: \$21,861)
Applicants: Robert B. Lamishaw
Westcon Engineering, Inc.

09-2636

CD 5

- b. FINAL MAP OF TRACT NO. 66714 located at 1655 South Camden Avenue lying westerly of Camden Avenue and northerly of Santa Monica Boulevard.
(Bond No. C-116194)
Applicants: Abbas Tousi
Reynaldo De Rama

[09-2643](#)

CD 4

- c. FINAL MAP OF TRACT NO. 65802 located at 5016-26 North Bakman Avenue lying easterly of Bakman Avenue and northerly of Morrison Street.
(Bond No. C-116195)
(Quimby Fee: \$237,003)
(Less Dwelling Unit Construction Tax: \$7,800)
Applicants: Otseco Investment, LP
Reynaldo T. De Rama

Item for Which Public Hearing Has Been Held - Item 31

ITEM NO. (31) - CONTINUED TO NOVEMBER 18, 2009

Roll Call #7 - Motion (Smith - Parks) Adopted to Continue, Unanimous Vote (11); Absent: Alarcón, Koretz and Reyes (3)

[09-2242](#)

COMMUNICATION FROM THE CITY ATTORNEY relative to the litigation status of Hunter/La Ley v. City of Los Angeles, et al, United States District Court Case Nos. CV 92-1897 and CV 92-1898 MMM.

(Public Safety Committee and Budget and Finance Committee reports 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.)

[Council may recess to closed session, pursuant to Government Code Sections 54956.9(a), to confer with the City Attorney]

Closed Session - Item 32

ITEM NO. (32) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

Roll Call #12 - Motion (Parks - Huizar) Adopted in Open Session, Ayes (12); Absent: Koretz and Reyes (2)

[09-0122](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to litigation status in the case entitled Monterey Hills Investors, LLC v. City of Los Angeles, et al., Los Angeles Superior Court Case No. BS 110114.

(Planning and Land Use Management Committee considered the above matter in Closed Session on October 27, 2009.)

(Budget and Finance Committee to consider the above matter in Closed Session on November 2, 2009.)

ADOPTED

MOTION (PARKS - HUIZAR)

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

- 1. AUTHORIZE the City Attorney to enter into a settlement agreement in the case entitled Monterey Hills Investors, LLC v. City of Los Angeles, as follows:**
 - a. Approve the payment of \$9,000,000 to purchase the property and settle the litigation.**
 - b. Refund all unused deposits for development permits or entitlements for the property which is the subject of litigation, as otherwise permitted by law, provided that the petitioners apply for such refund within six months of the date of the settlement agreement.**
- 2. AUTHORIZE the General Manager, Department of General Services, to:**
 - a. Execute a purchase and sale agreement and escrow instructions consistent with the terms of the settlement for the purchase of the property.**
 - b. Accept the property on behalf of the City of Los Angeles, contingent upon satisfaction with the physical condition of the property and the adequacy of title as provided in the purchase and sale agreement.**
- 3. AUTHORIZE the City Attorney to execute and approve all necessary documents which may be required to carry out the settlement, and to execute the settlement agreement on behalf of the City.**
- 4. INSTRUCT the City Administrative Officer (CAO), Chief Legislative Analyst (CLA) with the assistance of the City Attorney and Council District Fourteen to report back to the Council in 60 days to determine the permanent and future use of the property with all zoning issues incorporated.**
- 5. INSTRUCT the CAO/CLA to re-evaluate all revenue sources such as Proposition 84, Litigation Accounts and Quimby, but that the purchase of the property be made with short-term commercial paper until a final designation of the use of the property is made, and if the property is ever sold, that the revenue source that is used to purchase the property be repaid and not deposited into any real property sale accounts.**

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon his request, and without objections, President Garcetti was excused to arrive at 10:40 a.m. for the Council session of November 4, 2009 due to City business.

Upon his request, and without objections, Councilmember Parks was excused from the Council sessions of December 8, 15 and 16, 2009 due to personal business.

Motion (Perry - Wesson) unanimously adopted to excuse Councilmember Parks from the Council sessions of December 9 and 11, 2009 due to personal business.

Upon her request, and without objections, Councilmember Perry was excused to arrive at 11:10 a.m. and leave at 12:30 p.m. for the Council session of November 4, 2009 due to City business.

Upon her request, and without objections, Councilmember Perry was excused to leave at 1:00 p.m. for the Council session of November 18, 2009 due to City business.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

- [09-2501](#) - Bernye Dixon (Zine - All Councilmembers)
- Kenneth Olivier (Zine - All Councilmembers)
- Los Angeles Cash For College Day (Garcetti - All Councilmembers)

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

- [09-2500](#) - James Gallagher Patell (Rosendahl)
- Devin Leigh Petelski (Rosendahl)
- Leigh Sakoda (Huizar - Perry)

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

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By
Council Clerk PRESIDENT OF THE CITY COUNCIL