

Los Angeles City Council, **Journal/Council Proceedings**
Friday, **October 30, 2009**
John Ferraro Council Chamber, Room 340, City Hall - 10 am

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

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

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
OCTOBER 27, 2009

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 15

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 for Which Public Hearings Have Been Held - Items 1-9

ITEM NO. (1) - ADOPTED

Roll Call #8 - Motion (Perry - Parks) Adopted, Ayes (13); Absent: Smith (1)

[09-2373](#)

CD 15

CATEGORICAL EXEMPTION, TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a proposed easement deed from the City of Los Angeles Harbor Department and the Port of Long Beach to the Alameda Corridor Transportation Authority.

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

1. FIND that this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Article III, Class 5 (4) of the Los Angeles City CEQA Guidelines.
2. PRESENT and ADOPT the accompanying ORDINANCE approving Order No. 09-7009 which approves and authorizes the execution of proposed easement deed from the City of Los Angeles Harbor Department and the Port of Long Beach to the Alameda Corridor Transportation Authority.

Fiscal Impact Statement: The Board of Harbor Commissioners reports that there is no cost or revenue associated with the granting of the easement deed.

Community Impact Statement: None submitted.

ITEM NO. (2) - ADOPTED - FORTHWITH

Roll Call #4 - Motion (Parks - Perry) Adopted, Ayes (10); Absent: Koretz, Rosendahl, Smith and President Garcetti (4)

[09-1320](#)

ORDINANCE SECOND CONSIDERATION amending Chapter 10 of Division 4 of the Los Angeles Administrative Code for technical amendments and corrections to ensure that the Early Retirement Incentive Program (ERIP) ordinance reflects any new information/materials contained in the new actuarial report and ensures that the ERIP ordinance is consistent with the ERIP program as negotiated.

(Pursuant to Council action on September 30, 2009)

10 VOTES REQUIRED

[City Council may recess to closed session, pursuant to Government Code Section 54956.9(b), to confer with legal counsel regarding threatened litigation in relation to Council's consideration of the ERIP ordinance.]

ITEM NO. (3) - CONTINUED TO NOVEMBER 18, 2009

Roll Call #1 - Motion (Alarcón - Cárdenas) Adopted to Continue, Unanimous Vote (13); Absent: Smith (1)

[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 October 21, 2009)

Roll Call #2 - Motion (Zine - Reyes) Adopted, Ayes (10); Absent: Koretz, Rosendahl, Smith and President Garcetti (4)
(Item Nos. 4-9)

ITEM NO. (4) - ADOPTED - SEE FOLLOWING

[09-2221](#)
CD 9

COMMUNICATION FROM THE COMMUNITY REDEVELOPMENT AGENCY and RESOLUTION relative to a Predevelopment and Permanent Loan with Vermont 4925, LP, in the amount of \$3 million, for development of 49 units of affordable housing targeting “kinship care” families, located at 4925 South Vermont Avenue.

(Housing, Community and Economic Development 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

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTION relative to a Predevelopment and Permanent Loan Agreement (Loan) with Vermont 4925, LP, in the amount of \$3 million, for the development of the Vermont Avenue Apartments (Project) located at 4925 South Vermont Avenue.

Recommendations for Council action:

1. **ADOPT** the accompanying Joint Finding of Benefit RESOLUTION [attached to the Chief Legislative Analyst (CLA) report dated October 26, 2009] which finds that the transfer of \$3 million from the Bunker Hill Project Area (BHPA) Replacement Housing Trust Fund to the Council District Nine Corridors South of the Santa Monica Freeway Recovery Redevelopment Project Area (CD9RPA) Low and Moderate Income Housing Fund for the Project is of benefit to the Bunker Hill Redevelopment Project Area.
2. **AUTHORIZE** the Chief Executive Officer, Community Redevelopment Agency (CRA), or designee, to execute a Loan with Vermont 4925, LP, to provide up to \$3 million to fund acquisition and construction costs associated with the development of the Project and to take such other actions as are necessary to implement the terms of the Loan, subject to the review of the City Attorney as to form and legality.
3. **AMEND** the CRA Fiscal Year 2009-10 Budget to transfer \$3 million from the BHPA budgeted line item “Affordable Housing” to the CD9RPA budgeted line item “Affordable Housing” for the development of the Project.

Fiscal Impact Statement: The CLA reports that there is no impact on the General Fund as a result of these actions.

Community Impact Statement: None submitted.

ITEM NO. (5) - ADOPTED

[09-2486](#)

PERSONNEL COMMITTEE REPORT relative to a third and final year civil service exemption extension for one grant-funded Project Coordinator position in the Community Development Department (CDD).

Recommendation for Council action:

RESOLVE that one Project Coordinator position in the CDD, Human Services and Family Development, be EXEMPTED from the Civil Service provisions of the City Charter for a period of one year, pursuant to Charter Section 1001(d)(4). This position is grant-funded, and the Board of Civil Service Commissioners approved the extension of the exemption request from CDD on September 10, 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.

ITEM NO. (6) - ADOPTED

[09-0734](#)

CD 15

CATEGORICAL EXEMPTION, TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to proposed Permit No. 884 between the City of Los Angeles Harbor Department (Port) and San Pedro Fish Markets (SPFM).

Recommendations for Council action, as initiated by Motion (Hahn - Cárdenas):

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 proposed Permit No. 884 between the City of Los Angeles Port and SPFM at Berth 78, Ports O'Call Village.
3. CONCUR with the Board of Harbor Commissioners action of August 13, 2009.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the proposed five-year lease agreement between the Port and SPFM will result in Port revenue by whichever is greater between the minimum monthly rental amount of approximately \$48,780 per year, and total of \$243,900 for five years, or the combined percent of total gross sales of 3.5 percent on food and five percent on all other sales. In addition, SPFM will compensate the Port \$16,200 per year and \$81,000 over five years for the sale of wholesale fish. SPFM will be entitled to a one-time credit of \$3,000 and receives an annual fee of \$30,000 for daily maintenance of the area according to Port environmental standards. An escalator factor to reflect the Consumer Prices Index is also added. The proposed agreement will not impact the City General Funds and the City Financial Policies are not applicable.

Community Impact Statement: None submitted.

TIME LIMIT FILE - NOVEMBER 12, 2009

(LAST DAY FOR COUNCIL ACTION - NOVEMBER 6, 2009)

ITEM NO. (7) - ADOPTED

[08-3278](#)

TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to proposed amendments to the Los Angeles Municipal Code (LAMC) regarding overload permits.

Recommendation for Council action:

REQUEST the City Attorney to prepare and present an ordinance to reflect the revisions to the LAMC presented in the Board of Public Works and Bureau of Street Services (BOSS) report dated November 5, 2008 and the BOSS report dated July 9, 2009, attached to file.

Fiscal Impact Statement: None submitted by the Board of Public Works and BOSS. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis on this report.

Community Impact Statement: None submitted.

(Public Works Committee waived consideration of the above matter)

ITEM NO. (8) - ADOPTED

[09-2522](#)

CD 15

GENERAL EXEMPTION, TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to a proposed amendment to Permit No. 733 with Eagle Marine Services (EMS).

Recommendations for Council action:

1. FIND that this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Article II, Section 2(f) of the Los Angeles City CEQA Guidelines.
2. APPROVE the proposed third amendment to Permit No. 733 with EMS.
3. CONCUR with the Board of Harbor Commissioners action of August 13, 2009.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the Harbor Department request to amend Permit No. 733 with the EMS will waive container fees for one year, from July 1, 2009 through June 30, 2010, and the Harbor Department could forgo a maximum revenue amount of approximately \$1.8 million, which is based on an estimated 26,000 containers at an average wharfage fee of \$71 per container. The proposed amendment will not impact the City General Funds and the City Financial Policies are not applicable.

Community Impact Statement: None submitted.

ITEM NO. (9) - ADOPTED

[09-1638](#)

CD 4

TRANSPORTATION COMMITTEE REPORT relative to the installation of a new traffic signal and modification of the existing median along Cahuenga Boulevard West east of Universal Center Drive.

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

1. AUTHORIZE the Los Angeles Department of Transportation (LADOT) to enter into a reimbursement agreement with the McGregor Company for the installation of a new traffic signal on Cahuenga Boulevard approximately 600 feet east of Universal Center Drive and the modification of the existing median along Cahuenga Boulevard West east of Universal Center Drive.
2. AUTHORIZE the LADOT to expend up to \$300,000 of the Venture Cahuenga Boulevard Corridor Specific Plan Trust Fund No. 523/94 to reimburse the McGregor Company for costs incurred for the installation of the traffic signal and modification of the median island along Cahuenga Boulevard West east of Universal Center Drive.

Fiscal Impact Statement: The LADOT reports that the proposed recommendations would not have an impact on the General Fund. The proposed improvement plan would be funded in part by the property owner of 3400 Cahuenga Boulevard (McGregor Company) and with monies from Venture Cahuenga Boulevard Corridor Specific Plan Trust Fund No. 523.

Community Impact Statement: None submitted.

Items for Which Public Hearings Have Not Been Held - Items 10-18

(10 Votes Required for Consideration)

ITEM NO. (10) - NO ACTION TAKEN

[09-0648](#)

CONSIDERATION OF AND AUTHORITY TO submit potential grant applications in order to meet deadlines established by the Federal Government to secure American Recovery and Reinvestment Act of 2009 funding for the City of Los Angeles, and related discussions.

(Pursuant to Council action of April 7, 2009)

ITEM NO. (11) - NOTED AND FILED CITY ATTORNEY REPORT

Roll Call #9 - Motion (Perry - Reyes) Adopted to Note and File, Ayes (13); Absent: Smith (1)

[09-2559](#)

CITY ATTORNEY TO PROVIDE a written legal analysis relative to their opinion that the General Manager of the Department of Building and Safety does not have discretion to issue permits for the Los Angeles Sports and Entertainment District project.

(Pursuant to Council action of October 23, 2009)

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

Roll Call #10 - Motion (Garcetti - Zine) to Adopt as Amended, Ayes (13); Absent: Smith (1)

[09-2624](#)

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER (CAO) relative to Memoranda of Understanding (MOU) for the Coalition of Los Angeles City Unions.

Recommendations for Council action:

1. APPROVE the 2012-14 extensions to the 2007-12 MOU's for the following ~~48~~ 17 bargaining units:

MOU's 02, 03, 04, 06, 07, 09, 10, 11, 12, 13, 14, 15, 16, 18, 29, *34, 36 and 37.

***(Garcetti - Zine)**

2. AUTHORIZE the CAO and the Controller to make clerical or technical corrections to the MOU's as required.

Fiscal Impact Statement: The CAO estimates savings in Fiscal Year 2009-10 to be \$77.8 million.

Community Impact Statement: None submitted.

(Personnel Committee waived consideration of the above matter)

ITEM NO. (13) - ADOPTED - FORTHWITH

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

[09-2629](#)

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER (CAO) relative to Memoranda of Understanding (MOU) for Police Officers, Lieutenant and Below Representation Unit.

Recommendations for Council action:

1. APPROVE the 2009-11 MOU for the Police Officers, Lieutenant and Below Representation Unit.

2. AUTHORIZE the CAO and the Controller to correct any clerical errors in the MOU, or, if approved by the City Attorney, any technical errors.

Fiscal Impact Statement: The CAO reports that first year savings for this MOU is approximately \$58 million. The second year savings is approximately \$104 million.

Community Impact Statement: None submitted.

(Personnel Committee waived consideration of the above matter)

**Roll Call #3 - Motion (Perry - Zine) Adopted, Ayes (10); Absent: Koretz, Rosendahl, Smith and President Garcetti (4)
(Item Nos. 14a-15)**

ITEM NO. (14) - ADOPTED

[09-0005-S662](#)

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 23, 2009:

[09-0005-S662](#)

CD 1

- a. Property at 1408 South Arapahoe Street (Case No. 128918).
Assessor I.D. No. 5056-008-009

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on September 27, 2007)

[09-0005-S663](#)

CD 8

- b. Property at 1455 West 59th Place (Case No. 93435).
Assessor I.D. No. 6002-011-002

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on December 28, 2006)

[09-0005-S664](#)

CD 9

- c. Property at 164 East 69th Street (Case No. 238610).
Assessor I.D. No. 6011-005-015

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

[09-0005-S665](#)

CD 9

- d. Property at 164 East 69th Street (Case No. 181127).
Assessor I.D. No. 6011-005-015

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 21, 2008)

[09-0005-S666](#)

CD 8

- e. Property at 2059 West 73rd Street (Case No. 5102).
Assessor I.D. No. 6017-003-016

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 17, 2007)

[09-0005-S667](#)

CD 13

- f. Property at 2939 West Bellevue Avenue (Case No. 229982).
Assessor I.D. No. 5401-021-013

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 28, 2009)

[09-0005-S668](#)

CD 4

- g. Property at 6915 West Lexington Avenue (Case No. 235995).
Assessor I.D. No. 5532-008-002

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on September 10, 2009)

[09-0005-S669](#)

CD 8

- h. Property at 7115 South Eighth Avenue (Case No. 126472).
Assessor I.D. No. 4006-030-012

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on September 27, 2007)

[09-0005-S670](#)

CD 10

- i. Property at 946 South Kingsley Drive (Case No. 233898).
Assessor I.D. No. 5080-031-021

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 18, 2009)

ITEM NO. (15) - ADOPTED

[07-1124](#)

CD 6

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION TO VACATE relative to the vacation of the future street easterly of Calhoun Avenue between Vanowen Street and Hart Street (VAC E1401052).

Recommendations for Council action:

1. REAFFIRM the FINDINGS of February 27, 2008, that the vacation of the future street easterly of Calhoun Avenue between Vanowen Street and Hart Street, pursuant to the City of Los Angeles Environmental Guidelines, is exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(3) of the City of Los Angeles Environmental Guidelines.
2. REAFFIRM the FINDINGS of February 27, 2008, that this vacation is in substantial conformance with the General Plan pursuant to Section 556 of the Los Angeles City Charter.
3. ADOPT the accompanying RESOLUTION TO VACATE NO. 09-1401052 for the vacation of the future street easterly of Calhoun Avenue between Vanowen Street and Hart Street.
4. INSTRUCT the City Clerk to transmit, following Council adoption, Resolution to Vacate No. 09-1401052 to the Land Development Group of the Bureau of Engineering for recordation of said Resolution with the Los Angeles County Recorder.

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

ITEM NO. (16) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #12 - Motion (Alarcón - Koretz) to Adopt as Amended, Ayes (13); Absent: Smith (1)

[09-2515](#)

CONTINUED CONSIDERATION OF MOTION (ALARCON - SMITH) relative to developing and implementing a Wildfire Hillside Area Debris Flow Management Plan.

Recommendation for Council action:

INSTRUCT the Emergency Management Department to:

- a. Identify internal and external multi-agency partners to investigate risk of debris flows in burn areas.
- b. Develop methods needed to estimate the locations, probability of occurrence, and size of potentially destructive debris flows.
- c. Report back in two weeks to Council with risk ratings for Marek, Sayre, Sesnon, and Station Fire burn areas.

- d. Present to the Public Safety Committee within 15 days an accelerated timeline to create and implement a plan to execute emergency response, and individual and community recovery; said plan, to be known as the "Wildfire Hillside Area Debris Flow Management Plan," shall include public education using media and community forums to provide information on disaster preparedness, emergency response, and individual and community recovery components of the plan to begin by December 1, 2009.

Community Impact Statement: None submitted.

(Public Safety Committee waived consideration of the above matter)

(Continued from Council meeting of October 23, 2009)

ADOPTED

AMENDING MOTION (KORETZ - ALARCON)

Recommendation for Council action:

INSTRUCT the Emergency Management Department to prepare a one-page public information sheet on this plan for distribution to residents and businesses in the wildfire hillside debris flow area.

**Roll Call #14 - Motion (Parks - LaBonge) Adopted, Ayes (13); Absent: Smith (1)
(Item Nos. 17a-17c)**

ITEM NO. (17) - ADOPTED

08-2878-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:

08-2878-S1

CD 4

- a. MOTION (LABONGE - HAHN) relative to declaring the Garfield Watch Halloween Block Party on October 25, 2009 a Special Event (fees and costs absorbed by the City = \$1,226).

08-2828-S1

CD 13

- b. MOTION (GARCETTI - REYES) relative to declaring the Who's Next Event on October 12, 2009 a Special Event (the event sponsor shall reimburse the City for all fees and costs associated with this event).

[09-2621](#)

CD 11

- c. MOTION (ROSENDAHL - KORETZ) relative to declaring the Four Legged Friends Foundation Event on October 24, 2009 a Special Event (fees and costs absorbed by the City = \$530 in permit fees will be absorbed by the City).

ITEM NO. (18) - ADOPTED

Roll Call #3 - Motion (Perry - Zine) Adopted, Ayes (10); Absent: Koretz, Rosendahl, Smith and President Garcetti (4)

[09-2596](#)

CD 8

MOTION (PARKS - LABONGE) relative to installing street banners identifying the Empowerment Congress Central Area Neighborhood Development Council (ECCANDC - a certified Neighborhood Council).

Recommendations for Council action:

1. APPROVE the street banner program identifying the ECCANDC, as a City of Los Angeles Event, Street Banner Program.
2. APPROVE the content of the street banners, as attached to the Council file.

Item for Which Public Hearing Has Been Held - Item 19

ITEM NO. (19) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #15 - Motion (Alarcón - LaBonge) to Adopt as Amended, Ayes (13); Absent: Smith (1)

[09-1219](#)

CONTINUED CONSIDERATION OF JOBS AND BUSINESS DEVELOPMENT COMMITTEE REPORT relative to the development of a Banking Development District (BDD) program to promote new bank branches in underserved communities in Los Angeles.

Recommendations for Council action:

1. INSTRUCT the City Treasurer to establish a BDD Task Force, to be comprised of the City Controller, Office of Finance, City Administrative Officer (CAO), Community Redevelopment Agency (CRA), Chief Legislative Analyst (CLA), Councilmembers from Council Districts located in the relevant areas, and any other pertinent City departments to report on the following issues as they relate to establishment of a BDD in the City of Los Angeles:
 - a. Current law relating to designation of depository banks and the need for any amendments
 - b. Application process
 - c. Criteria for banking development district designation

- d. Percentage of City deposits at or below-market rate available for deposit in BDD branches
 - e. Evaluation process
 - f. Outreach and marketing strategy and potential incentives
 - g. Inclusion of other banking institutions such as credit unions
 - h. Potential construction of new bank branches
 - i. Overlap of BDDs with existing Empowerment and Enterprise Zones
2. REQUEST the City Attorney, in conjunction with the City Treasurer, to do the following:
 - a. Prepare and present an ordinance to develop and implement a BDD Program in Los Angeles to encourage the establishment of bank branches in geographic locations where there is a demonstrated need for banking services.
 - b. Review the existing Los Angeles City Charter, Municipal and Administrative Codes and recommend amendments necessary to authorize the City to deposit funds at or below-market rates into bank branches established in BDDs.
 3. INSTRUCT the CAO to determine and report to the Council on any costs associated with implementation of the BDD program, any loss of revenue associated with the potential tax incentives initially proposed in the Motion, and any other cost implications associated with marketing and performance reviews; and to report on the impact of Council District discretionary deposits into BDDs.
 4. INSTRUCT the CLA to prepare a Resolution to include in the City's State Legislative Program support or sponsorship of legislation to establish a BDD Program at the State level.

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.

ADOPTED

AMENDING MOTION (ALARCON - PARKS)

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

1. **INCLUDE** a representative from each Council Office in the proposed BDD Task Force wherein a BDD is created.
2. **ADOPT** the following in lieu of Recommendation No. 2 (a):

REQUEST the City Attorney, in conjunction with the City Treasurer, to do the following:

- 2 (a). Prepare and present an ordinance to develop and implement a BDD Program in Los Angeles to encourage the establishment of bank branches and credit unions in geographic locations where there is a demonstrated need for banking services.

Closed Session - Item 20

ITEM NO. (20) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

Roll Call #16 - Motion (Hahn - Garcetti) Adopted in Open Session, Ayes (11); Absent: Huizar, Smith and Wesson (3)

[08-2138](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to a Writ of Mandate and settlement offers for the cases entitled Hubbard v. City of Los Angeles, Los Angeles Superior Court (LASC) Case No. BS114091, and Environment and Housing Coalition Los Angeles v. City of Los Angeles, LASC Case No. BS114338. (Density Bonus implementing ordinance litigation, Ordinance No. 179681 – citywide)

(Budget and Finance and Planning and Land Use Management Committees considered the above matter in Closed Session on October 26, 2009 and October 27, 2009, respectively.)

ADOPTED

MOTION (HAHN - GARCETTI)

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

INSTRUCT the City Attorney to refrain from seeking appellate review in the entitled cases, and to pay attorney's fees in the amount of \$139,631 in settlement of the action.

RECONSIDERATION OF ITEM NO. 11 FROM COUNCIL MEETING OF OCTOBER 28, 2009

Roll Call #5 - Motion (Perry - Reyes) Adopted to Reconsider, Ayes (13); Absent: Smith (1)

Roll Call #6 - Motion (Perry - Reyes) Re-Adopted Ordinance, Ayes (13); Absent: Smith (1)

ADOPTED - TO THE MAYOR FORTHWITH

[09-0600-S50](#)

ORDINANCE SECOND CONSIDERATION, approved by the Director of Planning, amending Sections 19.01 and 19.02 of the Los Angeles Municipal Code relating to fees for filing appeals with the Department of City Planning and correcting typographical errors in Ordinance No. 180847.

URGENCY CLAUSE - 12 VOTES REQUIRED

(Communication from the City Attorney and Amending Motions adopted on October 21, 2009)

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

[08-0010-S34](#)

MOTION (ZINE - LABONGE) relative to reinstating the reward offer in the death of Kevin Deville and Saul Garcia for an additional six months.

[09-0010](#)

MOTION (HUIZAR - PARKS) relative to reinstating the reward offer in the death of Francisco Pedraza for an additional six months.

[09-0010-S55](#)

MOTION (CARDENAS - PARKS - ALARCON) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Lanthrick Givens on September 7, 2005.

[09-2674](#)

MOTION (HAHN - PARKS) relative to the sale of surplus City equipment at below market value to the Kids Progress Inc. (KPI).

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

[09-2501](#) - Diane Marchant

Zine - All Councilmembers

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

[09-2500](#) - Michael Edward Weston

Perry - All Councilmembers

Edward O. "Pete" Lee

Garcetti - All Councilmembers

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

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL