

Los Angeles City Council, **Journal/Council Proceedings**

Friday, **November 6, 2009**

Van Nuys City Hall, 14410 Sylvan Street, Van Nuys, CA 91401 - 10 am

**** ALL ITEMS FORTHWITH ****

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

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

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
NOVEMBER 3, 2009

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 19

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

Item Noticed for Public Hearing - Item 1

ITEM NO. (1) - RECEIVED AND FILED, INASMUCH AS APPLICATION WAS WITHDRAWN

**Roll Call #1 - Motion (Zine - Parks) Adopted to Receive and File, Unanimous Vote (11); Absent:
LaBonge, Reyes and Smith (3)**

[09-2424](#)

CD 3

HEARING COMMENTS relative to application for determination of "Public Convenience or Necessity" for alcohol sales for off-site consumption at Alta Dena Express market located at 22748 West Saticoy Street, West Hills.

Application filed by: Alta Dena Express, c/o Sameer Nannoun (Wil Nieves, representative)

TIME LIMIT FILE - NOVEMBER 13, 2009

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

(Findings and Council recommendations required relative to the above application required)

Items for Which Public Hearings Have Been Held - Items 2-9

ITEM NO. (2) - ADOPTED

Roll Call #5 - Motion (Huizar - Perry) Adopted, Ayes (12); Absent: Reyes and Smith (2)

[09-2077](#)

CD 9

NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change for property at 1933 South Broadway.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Negative Declaration reflects the independent judgment of the lead agency in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 09-2077 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Negative Declaration [ENV 2008-3259 ND] filed on December 12, 2008.
2. ADOPT the October 20, 2009 FINDINGS of the Director of Planning on behalf of the City Planning Commission, 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, effecting a zone change from MR1-2-O to (T)[Q]M1-2-O in order to obtain consistent zoning on the entire block comprising the property at 1933 South Broadway, approximately 4.3 acre site bounded by Broadway, 21st Street, and Washington Boulevard known as LA Mart, subject to modified Conditions of Approval, (there is no project proposed).

Applicant: Myron Maurer - LA Mart
Representative: Edgar Khalatian

CPC 2008-3258 ZC

4. REMOVE the (T) Tentative classification as described in detail on the sheet(s) attached to the Council file.
5. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.
6. ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.

7. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.
8. NOT PRESENT and ORDER FILED the ordinance approved by City Planning Commission on April 9, 2009.

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

Community Impact Statement: None submitted.

TIME LIMIT FILE - NOVEMBER 16, 2009

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

ITEM NO. (3) - ADOPTED - SEE FOLLOWING

Roll Call #8 - Motion (Cardenas - Parks) Adopted, Ayes (11); Absent: Perry, Reyes and Smith (3)

[09-2517](#)

COMMUNICATION FROM THE BOARD OF WATER AND POWER COMMISSIONERS relative to the execution of a Geothermal Lease Agreement with the Southern California Public Power Authority for the lease of 2,950 acres for the feasibility, exploration, and possible future development of geothermal resources.

(Energy and Environment 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.)

TIME LIMIT FILE - NOVEMBER 8, 2009

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

[10 VOTES REQUIRED, PURSUANT TO CHARTER SECTION 607]

ADOPTED

COMMUNICATION FROM CHAIR AND MEMBER, ENERGY AND ENVIRONMENT COMMITTEE relative to the execution of a Geothermal Lease Agreement with the Southern California Public Power Authority (SCPPA) for the lease of 2,950 acres for the feasibility, exploration, and possible future development of geothermal resources.

Recommendations for Council action:

1. **DISAPPROVE** the Board of Water and Power Commissioners' (Board) action of September 15, 2009, Resolution No. 010-100, authorizing the execution of a 35-year Geothermal Lease Agreement with the SCPPA for the Los Angeles Department of Water and Power (LADWP) to lease 2,950 acres of owned-lands located in Imperial County, California, for the feasibility, exploration, and possible future development of geothermal resources among the City of Los Angeles, Imperial Irrigation District (IID), the cities of Glendale, Burbank, Colton, Pasadena, and the SCPPA.
2. **REQUEST** that the Board direct the LADWP to consider the following in their re-assessment of this matter:
 - a. Proceed with the lease agreement upon the finalization of the SCPPA Memorandum of Understanding relative to the Geothermal Feasibility and Exploration Project.
 - b. Provide a thorough fiscal review and assessment of the potential cost to the LADWP and SCPPA to build and operate a geothermal facility in the event geothermal resources are found and commercialized at the project site. This assessment should include a review of potential transmission issues and the potential project's impact to the Renewable Portfolio Standard program and power base rates and the Energy Cost Adjustment Factor.

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

Community Impact Statement: None submitted.

TIME LIMIT FILE - NOVEMBER 8, 2009

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

[10 VOTES REQUIRED, PURSUANT TO CHARTER SECTION 607]

ITEM NO. (4) - ADOPTED

Roll Call #10 - Motion (Alarcon - Rosendahl) Adopted, Ayes (10); Absent: LaBonge, Perry, Reyes and Smith (4)

[09-0731](#)

JOBS AND BUSINESS DEVELOPMENT COMMITTEE REPORT relative to the feasibility of implementing a Citywide web-based service enrollment system.

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

1. **INSTRUCT** the City Administrative Officer (CAO), with the assistance of the Community Development Department (CDD), Chief Legislative Analyst (CLA), and other City Departments, to review and report to Council in 60 days on the costs associated with:

- a. Expansion of One-e-App to other City departments, including configuration and development, training and support, maintenance, and implementation.
 - b. City resources including development of subject matter expertise, preparing eligibility rules, developing program text (languages as required by the City), and related City responsibilities.
2. INSTRUCT the CAO, with the assistance of the CDD, CLA and other City departments, to report on a strategy to expand the One-e-App to other City departments to include contracting recommendations.
 3. INSTRUCT the CAO, with the assistance of the CDD, CLA and other City departments, to create a priority list for expanding use of the One-e-App on a department-by-department basis with first consideration being given to revenue-generating departments.
 4. INSTRUCT the CAO, to explore any efficiencies that could be gained by partnering with other local entities currently implementing One-e-App such as the Los Angeles Unified School District and Los Angeles County.
 5. INSTRUCT the CDD to report in 60 days the status of Phases I and II, as detailed in the October 26, 2009 CLA report, attached to the Council file.

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

Community Impact Submitted: None submitted.

**Roll Call #2 - Motion (Cardenas - Rosendahl) Adopted, Ayes (11); Absent: LaBonge, Reyes and Smith (3)
(Item Nos. 5-6)**

ITEM NO. (5) - ADOPTED

[09-2619](#)

CD 6

COMMUNICATIONS FROM THE BOARD OF AIRPORT COMMISSIONERS and CITY ADMINISTRATIVE OFFICER relative to a 30-year consolidated lease with Castle and Cooke Aviation Services, Inc.; consent to assignment and to sublease between Castle and Cooke and Thornton Aircraft Company LLC at Van Nuys Airport.

(Trade, Commerce, and Tourism 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.)

TIME LIMIT FILE - NOVEMBER 22, 2009

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

ADOPTED

TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to a 30-year consolidated lease with Castle and Cooke Aviation Services, Inc.; consent to assignment and to sublease between Castle and Cooke and Thornton Aircraft Company LLC at Van Nuys Airport.

Recommendations for Council action:

1. **FIND** that on the basis of the entire record, including the Initial Study and all comments received:
 - a. There is no substantial evidence that the project will have a significant effect on the environment.
 - b. The project will not result in a safety hazard or noise problem for persons using the airport or for persons residing or working in the project area.
 - c. The Initial Study/Negative Declaration reflects the independent judgment and analysis of the Board of Airport Commissioners (Board).
2. **APPROVE** the 30-year consolidated lease with Castle and Cooke Aviation Services, Inc.
3. **CONCUR** with the Board of Airport Commissioners action of October 19, 2009 authorizing the Executive Director to execute the lease with Castle and Cooke Services, Inc. and consent to assignment of assignment of lease, the consent to subleases.
4. **NOTE** and **FILE** the following related documents:
 - a. Consent to assignment of lease
 - b. Consent to subleases

Fiscal Impact Statement: The City Administrative Officer reports that approval of the request will generate one-time revenue of approximately \$1.6 million in demolition costs for the Department of Airports and the continuation of approximately \$55,500 in monthly rent at the commencement of the proposed master lease. Rent will be adjusted annually based upon the Consumer Price Index and a periodic adjustment to the fair market rental value will be made every five years. In addition, the proposed master lease includes provisions that Castle and Cooke will invest a minimum of approximately \$10.1 million for property redevelopment and improvements during the first 36 months of the lease term as well as a minimum investment of approximately \$700,000 for overall future improvements during the 15th to 20th years of the proposed master lease. Since the Department is only bound by the City Debt Management Policies, the City Financial Policies are not applicable.

Community Impact Statement: None submitted.

TIME LIMIT FILE - NOVEMBER 22, 2009

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

ITEM NO. (6) - ADOPTED

09-2657

CD 11

COMMUNICATION FROM THE BOARD OF AIRPORT COMMISSIONERS relative to an amended and restated airline terminal facilities lease with United Air Lines, Inc. covering space in Terminals Seven/Eight at the Los Angeles International Airport.

(Trade, Commerce, and Tourism 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.)

TIME LIMIT FILE - NOVEMBER 28, 2009

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

ADOPTED

CATEGORICAL EXEMPTION, TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to an amended and restated airline terminal facilities lease with United Air Lines, Inc. covering space in Terminals Seven/Eight at the Los Angeles International Airport.

Recommendations for Council action:

1. **FIND** that this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Article III Class 1(18)(c) of the Los Angeles City CEQA Guidelines.
2. **APPROVE** the amended and restated airline terminal facilities lease with United Air Lines, Inc. covering space in Terminals Seven/Eight at the Los Angeles International Airport.
3. **CONCUR** with the Board of Airport Commissioners action of October 28, 2009 authorizing the Executive Director to execute the amended and restated airline terminal facilities lease with United Air Lines, Inc. covering space in Terminals Seven/Eight at the Los Angeles International Airport.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the proposed amended and restated airline terminal facilities lease (LAA-3088) with United Air Lines, Inc., will result in annual revenue of approximately \$18,000,000 for the Airport Revenue Fund. Additionally, over the term of the agreement with phased in increases to the maintenance and operation fee, the Department of Airports will recover approximately 35 percent more of its costs annually. Since the department is only bound by the City Debt Management Policies, the City Financial Policies are not applicable. The proposed agreement will have no impact on the City General Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - NOVEMBER 28, 2009

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

ITEM NO. (7) - ADOPTED

Roll Call #9 - Motion (Rosendahl - Wesson) Adopted, Ayes (10); Absent: LaBonge, Perry, Reyes and Smith (4)

[09-1787](#)

CD 11

TRANSPORTATION COMMITTEE REPORT relative to a report back regarding options and recommendations for building a parking structure in the vicinity of the Pacific Palisades Commercial Village.

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

DIRECT the Los Angeles Department of Transportation, in consultation with Council District 11 and the Chief Legislative Analyst (CLA), to report back in 30 days with various options and recommendations, including but not limited to parking demand study for the Pacific Palisades Commercial Village, funding source for such study (Special Parking Revenue Fund or other source), public-private partnerships, and appropriate next steps in furtherance of the goal of building a parking structure in the vicinity of the Pacific Palisades Commercial Village in Council District 11.

Fiscal Impact Statement: Neither the City Administrative Officer nor the CLA has completed a financial analysis on this report.

Community Impact Statement: None submitted.

**Roll Call #2 - Motion (Cardenas - Rosendahl) Adopted, Ayes (11); Absent: LaBonge, Reyes and Smith (3)
(Item Nos. 8-9)**

ITEM NO. (8) - ADOPTED

[09-2610](#)

CD 1

NEGATIVE DECLARATION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the establishment of Overnight Parking District (OPD) No. 537 in the Harvard Heights neighborhood.

Recommendations for Council action:

1. FIND that the establishment of OPD No. 537, will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and in compliance with the California Environmental Quality Act; that the Negative Declaration reflects the independent judgment of the lead agency, City of Los Angeles; that the documents constituting the record of proceeding in this matter are in the custody of the City Clerk and in the files of the Los Angeles Department of Transportation (LADOT) in the custody of the Parking Permits Division; and ADOPT Negative Declaration (09-321 - TR) filed on July 1, 2009.
2. FIND that the area bounded in a clockwise manner by: 11th Street (center line) between Western Avenue and Normandie Avenue, Normandie Avenue (center line) between 11th Street and Venice Boulevard, Venice Boulevard (center line) between Normandie Avenue and Western Avenue, Western Avenue (center line) between Venice Boulevard and 11th Street is developed with a mix of commercial and single- and multiple family residential dwelling units; which lack adequate off-street parking, where the residents depend upon being able to park on the street adjacent to their homes and where residents are unable to find overnight parking on the block due to the overnight parking of non-residents on their blocks.
3. ADOPT the accompanying RESOLUTION establishing OPD No. 537, pursuant to Los Angeles Municipal Code (LAMC) Section 80.54 to include the area described in Recommendation No. Two.
4. AUTHORIZE the LADOT to immediately post signs upon adoption of the Resolution which states: "No Parking, 2 AM to 6 AM, OPD No. 537 Permits Exempt" parking restriction for both sides of the following streets unless otherwise set forth below or except for areas where parking is currently prohibited at all times in the interest of traffic flow or safety:
 - Normandie Avenue between 11th Street and Venice Boulevard (westside only)
 - 15th Street between Normandie Avenue and Western Avenue
 - 14th Street between Hobart Avenue and Western Avenue
 - Hobart Boulevard between Pico Boulevard and 15th Street
 - Cambridge Street between Normandie Avenue and Western Avenue
 - Harrington Avenue between Oxford Avenue and Western Avenue
 - Oxford Avenue between 11th Street and 12th Street
 - 12th Place between Serrano Avenue and Western Avenue
 - Serrano Avenue between 11th Street and 12th Street
 - Hobart Boulevard between 11th Street and 12th Street
5. AUTHORIZE the "No Parking, 2 AM to 6 AM" parking restriction for any street segment within OPD No. 537 where there is no residential or park frontage on either side of the street.
6. AUTHORIZE the posting of "No Parking, 2 AM to 6 AM; OPD No. 537 Permits Exempt" parking restriction on all unposted residential street segments within OPD No. 537, upon receipt by the LADOT of written request from the Councilmember representing the specific street segment.
7. FIND that the Los Angeles Police Department should have the primary responsibility for the enforcement of the authorized overnight parking restriction in OPD No. 537, with support from LADOT Parking Enforcement, since the reported problems involve criminal activity.
8. INSTRUCT the LADOT to initiate the necessary procedures to prepare, issue and collect payments for overnight parking permits from the residents of OPD No. 537 in accordance with LAMC Section 80.54, where the following permit conditions will apply:

- a. Maximum of three resident permits per dwelling unit at \$15 each per year
 - b. Maximum of two visitor permits per dwelling unit at \$10 each per four months
 - c. Maximum of 25 guest permits per dwelling unit per day at \$1 each per day
 - d. Sales of guest permits in excess of 25 per dwelling unit per day require written approval of Council District One.
9. DIRECT the LADOT to remove the authorized OPD No. 537 parking restrictions for any of the street segments within OPD No. 537 in accordance with the criteria set forth in Recommendation Nos. Four, Five, and Six, except for areas where parking is currently prohibited at all times in the interest of traffic flow or safety, upon receiving written instructions from the Council Office representing the specific street segment requesting the removal of such signs.
10. DIRECT the LADOT to prepare a Notice of Determination reflecting the Council's actions under Recommendation No. One above and file such notice with the City and County Clerks within five working days of the City Council's action.

Fiscal Impact Statement: The LADOT reports that Overnight Parking Districts with permits for residents and their guests are considered a special service, and the City is entitled to fully recover the costs of administering, posting, maintaining and enforcing these OPDs through the fees charged for permits. At this time, the annual cost of this special service is unknown but it is expected to be somewhat less than the cost of the Preferential Parking Program. Therefore, the City Attorney has recommended that LADOT set the initial OPD permit fees at a level of approximately two-thirds of the current Preferential Parking District permit fees. A cost analysis of the Overnight Parking Program is planned to occur, following the end of Fiscal Year 2009 - 10, and the permit fees will be adjusted accordingly based on the results of that analysis. In addition to recovering the full cost of the Overnight Parking Program from permit fees, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the OPD's parking restrictions.

Community Impact Statement: None submitted.

ITEM NO. (9) - ADOPTED

[09-0567](#)

PUBLIC WORKS, PERSONNEL and BUDGET AND FINANCE COMMITTEES' REPORT relative to authorization for a Resolution Authority within the Bureau of Street Services for one Risk Manager I position for the period ending June 30, 2009.

Recommendation for Council action:

NOTE and FILE the March 16, 2009 Chief Administrative Officer report relative to authorization for a Resolution Authority within the Bureau of Street Services for one Risk Manager I position for the period ending June 30, 2009.

Fiscal Impact Statement: Not applicable.

Community Impact Submitted: 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

Roll Call #13 - Motion (Wesson - Huizar) Adopted, Ayes (10); Absent: LaBonge, Perry, Reyes and Smith (4)

[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) - CONTINUED TO NOVEMBER 17, 2009

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

[08-1488](#)

CD 4

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE FIRST CONSIDERATION relative to the improvement of the Ridgewood Place and Wilton Drive Lighting District.

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

PRESENT and ADOPT the accompanying ORDINANCE abandoning all proceedings relating to the improvement of Ridgewood Place and Wilton Drive Lighting District A'13-L0970046, in accordance with Sections 6.1-6.5 of the Los Angeles Administrative Code and Proposition 218.

(Public Hearing Closed on October 27, 2009)

ITEM NO. (12) - ADOPTED

**Roll Call #3 - Motion (Hahn - Koretz) Adopted, Ayes (11); Absent: LaBonge, Reyes and Smith (3)
(Item Nos. 12-14)**

[09-0005-S675](#)

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 30, 2009:

[09-0005-S675](#)

CD 1

- a. Property at 1226 South Elden Avenue (Case No. 221236).
Assessor I.D. No. 5076-017-006

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 2, 2009)

[09-0005-S676](#)

CD 8

- b. Property at 1490 West Browning Boulevard aka 1498 West Browning Boulevard (Case No. 188664).
Assessor I.D. No. 5036-030-029

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on July 24, 2008)

[09-0005-S677](#)

CD 1

- c. Property at 205 West Avenue 26 aka 207 West Avenue 26 (Case No. 226595).
Assessor I.D. No. 5205-015-001

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

[09-0005-S678](#)

CD 9

- d. Property at 223 East 43rd Street aka 225 aka East 43rd Street (Case No. 176663).
Assessor I.D. No. 5113-020-015

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 15, 2008)

[09-0005-S679](#)

CD 9

- e. Property at 231 East 71st Street aka 233 East 71st Street (Case No. 12682).
Assessor I.D. No. 6011-006-029

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on March 23, 2006)

[09-0005-S680](#)

CD 9

- f. Property at 231 East 71st Street aka 233 East 71st Street (Case No. 241178).
Assessor I.D. No. 6011-006-029

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

[09-0005-S681](#)

CD 14

- g. Property at 2433 East Houston Street aka 2433 1/2 East Houston Street (Case No. 201245). Assessor I.D. No. 5177-016-019

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

[09-0005-S682](#)

CD 14

- h. Property at 3021 North Delevan Drive aka 4002 West Avenue 40 (Case No. 180797). Assessor I.D. No. 5473-002-027

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

[09-0005-S683](#)

CD 14

- i. Property at 4455 East Topaz Street (Case No. 212313). Assessor I.D. No. 5305-034-007

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

[09-0005-S684](#)

CD 9

- j. Property at 703 East 87th Place (Case No. 41129). Assessor I.D. No. 6042-004-064

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

ITEM NO. (13) - ADOPTED

[09-2576](#)

CD 8

COMMUNICATIONS FROM THE COMMUNITY REDEVELOPMENT AGENCY (CRA) and CITY ADMINISTRATIVE OFFICER (CAO) relative to a Loan Agreement with Bethany Senior Housing II LP (Developer), in an amount not to exceed \$1 million, for the Bethany Senior Apartments South Affordable Senior Housing Project (Project) located at 8401-15 and 8427-31 South Hoover Street.

Recommendation for Council action:

AUTHORIZE the Chief Executive Officer, CRA, or designee, to:

- a. Execute a Loan Agreement with the Developer, in an amount not to exceed \$1 million, for the purpose of developing the Project sited at 8401-15 and 8427-31 South Hoover Street in the Vermont/Manchester Recovery Redevelopment Project Area (VMRRPA), and take such other actions as may be necessary to carry out tasks set forth in the Loan Agreement, subject to the review of the City Attorney as to form and legality and the Department of Public Works, Bureau of Contract Administration, as to compliance with certain CRA contracting requirements.

- b. Amend the CRA Fiscal Year 2009-10 Budget and Work Program to transfer \$400,000 from the General Revenue line item category "Commercial Development" and allocate such funds to the line item category ""Affordable Housing" to partially fund the acquisition costs for the Project.

Fiscal Impact Statement: The CAO reports that there is no impact on the General Fund. The City's Financial Policies are not applicable to the CRA. The CRA is only bound by the disclosure provisions of the City's Debt Management Policies. Approval of the recommendation will result in the expenditure of an amount not to exceed \$1 million from a combination of: Low and Moderate Income Housing Trust funds, Tax Increment funds, and Tax Allocation Bond proceeds derived from the VMRRPA; and, CRA General Revenue funds for the development of affordable senior housing.

Community Impact Statement: None submitted.

(Housing, Community and Economic Development Committee waived consideration of the above matter)

ITEM NO. (14) - ADOPTED

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.

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

REAFFIRM Councils findings and REINSTATE the reward offer relative to the death of Kevin Deville and Saul Garcia (Council action of July 18, 2008 and February 11, 2009, Council file No. 08-0010-S34) 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 \$25,000 shall be the aggregate maximum sum of any payment or payments of a City reward in this instance.

ITEM NO. (15) - SUBSTITUTE MOTION ADOPTED - SEE FOLLOWING

Roll Call #8 - Motion (Cardenas - Parks) Adopted, Ayes (11); Absent: Perry, Reyes and Smith (3)

09-0010

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

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

REAFFIRM Councils findings and REINSTATE the reward offer relative to the death of Francisco Pedraza (Council action of January 13, 2009, Council file No. 09-0010) 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.

ADOPTED

SUBSTITUTE MOTION (HUIZAR - PARKS)

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 Francisco Pedraza (Council action of January 13, 2009) for an additional period of 60 days 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. (16) - CONTINUED TO NOVEMBER 17, 2009

Roll Call #7 - Motion (Cardenas - Hahn) Adopted to Continue, Unanimous Vote (12); Absent: Reyes and Smith (2)

[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.

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 Lanthrick Givens on September 7, 2005.
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. (17) - ADOPTED

**Roll Call #3 - Motion (Hahn - Koretz) Adopted, Ayes (11); Absent: LaBonge, Reyes and Smith (3)
(Item Nos. 17-18)**

[09-2674](#)

CD 15

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

Recommendations for Council action:

1. FIND that KPI is eligible to purchase 150 surplus computer monitors at below market value (i.e. \$1.00), inasmuch as discarding/recycling/transporting the surplus equipment produces a net financial cost to the City which can be documented.
2. REQUEST the City Attorney to expedite the preparation of the appropriate documents to effectuate the sale and transfer of the above identified surplus equipment at below market value to KPI.
3. INSTRUCT the City Clerk to inform KPI [John King, 2600 Wilshire Boulevard, Los Angeles, CA 90057, (213) 494-9271] that the surplus computer monitors must be claimed within 60 days from the date of Council approval of the request, at which time it will revert to the City's surplus equipment pool for disposal by the Department of General Services.

ITEM NO. (18) - MAPS APPROVED - CITY ENGINEER REPORT ADOPTED

[09-2694](#)

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:

[09-2694](#)

CD 15

- a. FINAL MAP OF TRACT NO. 68063 for property located at 526-28 North Bayview Avenue lying easterly of Bayview Avenue and southerly of F Street.
(Quimby Fee: \$34,656)
Applicants: Timothy R. Roth
Gary Roehl

[09-2695](#)

CD 12

- b. PARCEL MAP L.A. NO. 2004-3999 for property located at 6539 North Andasol Avenue lying westerly of Andasol Avenue and southerly of Vanowen Street.
(Quimby Fee: \$4,858)
Applicants: Hagop Basteghian
Jack Little

Item for Which Public Hearing Has Been Held - Item 19

ITEM NO. (19) - ADOPTED

Roll Call #11 - Motion (Hahn - Parks) Adopted, Ayes (10); Absent: LaBonge, Perry, Reyes and Smith (4)

[08-2848](#)

CONTINUED CONSIDERATION OF BUDGET AND FINANCE COMMITTEE REPORT relative to the feasibility of creating a pilot project to add additional collection agencies to the Citywide Collection Program.

Recommendations for Council action:

1. INSTRUCT the Office of Finance (OOF) to issue a Request for Proposals for secondary collections to augment the City's collection of delinquent accounts no later than December 1, 2009 and submit to Council a report for authority to execute contracts with approved bidders.
2. INSTRUCT the OOF to report back in 30 days on the outcome of the upcoming meeting with the Los Angeles Department of Transportation, Affiliated Computer Services, the City Attorney, and the Mayor's office.

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

Community Impact Statement: None submitted.

Items for Which Public Hearings Have Not Been Held - Items 20-22

(10 Votes Required for Consideration)

ITEM NO. (20) - ADOPTED

Roll Call #13 - Motion (Wesson - Huizar) Adopted, Ayes (10); Absent: LaBonge, Perry, Reyes and Smith (4)

[08-2115](#)

CONTINUED CONSIDERATION OF COMMUNICATION FROM THE MAYOR relative to the reappointment of Mr. Fernando Diaz to the Quality and Productivity Commission.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Mr. Fernando Diaz to the Quality and Productivity Commission for the new term ending September 6, 2013 is APPROVED and CONFIRMED. Mr. Diaz's term expired on September 6, 2009. Mr. Diaz resides in Council District Nine. (Current commission gender composition: M = 9; F = 6)

Ethics Commission Review: Pending.

Background Check Review: Pending.

Community Impact Statement: None submitted.

TIME LIMIT FILE - NOVEMBER 16, 2009

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

(Audits and Governmental Efficiency Committee waived consideration of the above matter)

ITEM NO. (21) - RECEIVED AND FILED

Roll Call #4 - Motion (Wesson - Zine) Adopted to Receive and File, Ayes (10); Absent: Cardenas, LaBonge, Reyes and Smith (4)

[07-0906-S1](#)

CD 9

CONTINUED CONSIDERATION OF RESULTS of the public hearing held on November 2, 2009, at the Office of the City Administrative Officer (CAO), 200 North Main Street, Room 1500, Los Angeles, CA 90012, in compliance with the Tax Equity and Fiscal Responsibility Act of 1982 (TEFRA), to be submitted by the Amerland Company with the assistance of the CAO, and RESOLUTION approving the issuance of Multifamily Housing Revenue Bonds, in an aggregate amount not to exceed \$20,000,000 by the California Statewide Communities Development Authority for the acquisition and rehabilitation of a 262-unit residential hotel located at 112 West Fifth Street in Council District Nine.

(Pursuant to Council action of October 16, 2009)

ITEM NO. (22) - ADOPTED

Roll Call #12 - Motion (Zine - Parks) Adopted, Ayes (10); Absent: LaBonge, Perry, Reyes, Smith (4)

[09-1801](#)

CONTINUED CONSIDERATION OF COMMUNICATION FROM CHAIR, INFORMATION TECHNOLOGY AND GOVERNMENT AFFAIRS COMMITTEE relative to a ten percent waiver of membership dues from the Southern California Association of Governments.

Recommendation for Council action, pursuant to Motion (Zine - Smith):

INSTRUCT the City Administrative Officer to report to the City Council on the steps necessary to request a ten percent waiver of membership dues from Southern California Association of Governments, as approved by its Regional Council, either in the form of reimbursement if already paid or in the form of a reduced future expenditure if not already paid.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

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

[09-0011-S50](#)

CDs 4 & 5

MOTION (LABONGE - KORETZ) relative to funds for transit related services to the growing arts district in the Miracle Mile Area.

[09-2746](#)

CD 5

MOTION (KORETZ - LABONGE) relative to installing street banners for Third Street between La Cienega Boulevard and Fairfax Boulevard to promote pedestrian character and walkability.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon his request, and without objections, Councilmember LaBonge was excused from Council meeting of December 1, 2009 to leave at 11:00 a.m. for City business.

Motion (Hahn - Parks) unanimously adopted to excuse President Garcetti from Council meeting of December 4, 2009 for City business.

Upon his request, and without objections, Councilmember Koretz was excused from Council meeting of November 24, 2009 to arrive late for City business.

Upon his request, and without objections, Councilmember Rosendahl was excused from Council meeting of December 1, 2009 to leave at 12:00 p.m. for personal business.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

[09-2501](#) - Jose Luis Lopez

(Zine - All Councilmembers)

At the conclusion of this day's Council Session

ADJOURNING MOTIONS WERE ADOPTED in tribute to the memory of:

[09-2500](#) - Lawrence Raymond Fleischer

(Cardenas)

Dr. Max Negri

(Hahn)

Bogdan Luceu

(Hahn)

Donna Nishimura

(Parks - All Councilmembers)

Jewel Randolph

(Parks)

John McTaggart

(Hahn - All Councilmembers)

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

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL