

Los Angeles City Council, **Journal/Council Proceedings**
Friday, **April 16, 2010**
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, Huizar, Koretz, Krekorian, LaBonge, Parks, Perry, Rosendahl, Wesson, Zine and President Garcetti (12); Absent: Hahn, Reyes and Smith (3)

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
APRIL 13, 2010

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE - NONE

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

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

Items Noticed for Public Hearing - Items 1-3

**Roll Call #1 - Motion (Wesson - Perry) Adopted to Continue, Unanimous Vote (12); Absent: Hahn, Reyes and Smith (3)
(Item Nos. 1-3)**

**ITEM NO. (1) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON MAY 7, 2010**

[10-0107](#)
CD 10

HEARING PROTESTS against the proposed improvement and maintenance of the Olympic Boulevard and Gramercy Place Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Olympic Boulevard and Gramercy Place Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on February 12, 2010 - Continue hearing and present Ordinance on MAY 7, 2010 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (2) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON MAY 7, 2010**

[10-0143](#)

CD 9

HEARING PROTESTS against the proposed improvement and maintenance of the 29th Street and Griffith Avenue Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the 29th Street and Griffith Avenue Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on February 12, 2010 - Continue hearing and present Ordinance on MAY 7, 2010 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (3) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON MAY 7, 2010**

[10-0164](#)

CD 11

HEARING PROTESTS against the proposed improvement and maintenance of the Barrington Avenue and Terryhill Place Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Barrington Avenue and Terryhill Place Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on February 12, 2010 - Continue hearing and present Ordinance on MAY 7, 2010 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

Items for Which Public Hearings Have Been Held - Items 4-30

ITEM NO. (4) - ADOPTED

Roll Call #8 - Motion (Koretz - Parks) Adopted, Ayes (12); Absent: Reyes, Smith and Wesson (3)

[10-0356](#)

AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE REPORT relative to the appointment of Ms. Jaime Lee the Quality and Productivity Commission.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Jaime Lee to the Quality and Productivity Commission, to fill the vacancy created by the resignation of Ms. Carolyn Flowers, is APPROVED and CONFIRMED. Ms. Lee resides in Council District Five. (Current Commission gender composition: M=11; F=3)

Ethics Commission Review: Pending

Background Check Review: Pending

Community Impact Statement: None submitted.

TIME LIMIT FILE - APRIL 16, 2010

(LAST DAY FOR COUNCIL ACTION - APRIL 16, 2010)

ITEM NO. (5) - ADOPTED

Roll Call #12 - Motion (Rosendahl - Perry) Adopted, Ayes (12); Absent: Reyes, Smith and Wesson (3)

[10-0370](#)

CONTINUED CONSIDERATION OF PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the Mayor's appointment of Mr. Christopher D. Lee to the West Los Angeles Area Planning Commission.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Christopher D. Lee to the West Los Angeles Area Planning Commission for the term ending June 30, 2013, to fill the vacancy created by Sophia Chang. Mr. Lee resides in Council District 11. (Current Commission gender composition: M=1; F=4)

Ethics Commission Review: Pending

Background Check Review: Pending

Community Impact Statement: None submitted.

TIME LIMIT FILE - APRIL 18, 2010

(LAST DAY FOR COUNCIL ACTION - APRIL 16, 2010)

(Continued from Council meeting of April 9, 2010)

ITEM NO. (6) - ADOPTED - TO THE MAYOR FORTHWITH

Roll Call #11 - Motion (Perry - Parks) Adopted, Ayes (12); Absent: Reyes, Smith and Wesson (3)

[09-2057](#)

NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to amending Sections 17.07 and 17.56 of the Los Angeles Municipal Code (LAMC) to extend the lives of tentative and vesting tentative tract maps, parcel maps, and associated discretionary approvals.

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. 09-2057 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-2009-2562-ND] filed on August 14, 2009.
2. ADOPT the March 3, 2010 FINDINGS of the Director of Planning as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, dated April 2, 2010, approved by the Director of Planning on behalf of the City Planning Commission, amending Sections 17.07 and 17.56 of the LAMC to extend the lives of tentative and vesting tentative tract maps, parcel maps, and associated discretionary approvals.

CPC-2009-2561-CA

4. NOT PRESENT and ORDER FILED the Ordinance approved by the Director of Planning on March 3, 2010.

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

Community Impact Statement: None submitted.

URGENCY CLAUSE - 12 VOTES REQUIRED

**Roll Call #2 - Motion (Zine - LaBonge) Adopted, Ayes (12); Absent: Hahn, Reyes and Smith (3)
(Item Nos. 7-20)**

ITEM NO. (7) - ADOPTED

[07-1342](#)

AD HOC RIVER COMMITTEE REPORT relative to the establishment of a Los Angeles River Special Projects Office and the implementation of the Los Angeles River Revitalization Master Plan (LARRMP).

Recommendation for Council action:

NOTE and FILE the reports from the Bureau of Engineering and the Department of City Planning relative to the establishment of a Los Angeles River Special Projects Office and the implementation of the LARRMP.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (8) - ADOPTED

07-1342-S3

AD HOC RIVER COMMITTEE REPORT relative to a quarterly status of Los Angeles River Revitalization projects.

Recommendation for Council action:

NOTE and FILE the February 16, 2010 quarterly report from the City Administrative Officer relative to the status of Los Angeles River Revitalization projects.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (9) - ADOPTED

10-0319

AD HOC RIVER COMMITTEE REPORT relative to the conversion of existing overhead transmission lines along the Los Angeles River to underground transmission lines.

Recommendation for Council action:

NOTE and FILE the Los Angeles Department of Water and Power report dated February 12, 2010.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (10) - ADOPTED

10-0474

AD HOC RIVER COMMITTEE REPORT relative to work performed to maintain the Los Angeles Department of Water and Power (LADWP) rights-of-way along the Los Angeles River.

Recommendations for Council action:

1. NOTE and FILE the LADWP report dated March 12, 2010.

2. DIRECT the LADWP to continue to report quarterly on this subject matter.

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.

ITEM NO. (11) - ADOPTED

08-0267-S2

AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE REPORT relative to the Fiscal Year (FY) 2008-09 Audited Financial Statements.

Recommendation for Council action:

NOTE and FILE the City Controller's communication, dated February 24, 2010, relative to the FY 2008-09 Audited Financial Statements, 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.

ITEM NO. (12) - ADOPTED

09-1139

AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE REPORT relative to the Quality and Productivity Commission reports in relation to the Quality and Productivity Commission Plan of Work for 2009-11.

Recommendation for Council action:

NOTE and FILE reports from the Quality and Productivity Commission, dated May 12, 2009 and October 9, 2009 respectively, relative to the Quality and Productivity Commission Plan of Work for 2009-11, inasmuch as the reports are submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (13) - ADOPTED

09-2466

AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE REPORT relative to the payments to Express Environmental Corporation for wastewater pumping and disposal.

Recommendation for Council action:

NOTE and FILE the City Controller's communication, dated March 23, 2010, relative to the payments to Express Environmental Corporation for wastewater pumping and disposal, 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.

ITEM NO. (14) - ADOPTED

[10-0083](#)

AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE REPORT relative to the Controller's review of the Fiscal Year (FY) 2003-04 Internal Control Certification Program (ICCP).

Recommendation for Council action:

APPROVE the report from the City Controller, dated January 13, 2010, relative to the FY 2003-04 ICCP for the Harbor Department.

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

Community Impact Statement: None submitted.

ITEM NO. (15) - ADOPTED

[10-0305](#)

AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE REPORT relative to the Fiscal Year (FY) 2008-09 Audited Financial Statements and the Debt Service Compliance report for the Sewer Construction and Maintenance Fund.

Recommendation for Council action:

APPROVE the report from the City Controller, dated February 22, 2010 relative to the FY 2008-09 Audited Financial Statements and the Debt Service Compliance report for the Sewer Construction and Maintenance Fund.

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

Community Impact Statement: None submitted.

ITEM NO. (16) - ADOPTED

[08-1292-S2](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to Reserve Fund loans as of December 31, 2009.

Recommendations for Council action:

1. NOTE and FILE the City Controller's report relative to the Reserve Fund Statement of Condition and Status of all Reserve Fund loans as of December 31, 2009, inasmuch as the report is submitted for information only and no Council action is necessary.
2. INSTRUCT the City Administrative Officer (CAO) to continue to urge City departments to repay their Reserve Fund loans by June 30, 2010; and, to collect grant and special fund receipts for which Reserve Fund loans were made, by June 30, 2010 to maximize the Reserve Fund.

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

Community Impact Statement: None submitted.

ITEM NO. (17) - ADOPTED

[09-0600-S193](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to employees on loan to other City departments.

Recommendations for Council action:

1. NOTE and FILE the City Administrative Officer's (CAO) report relative to employees on loan to other City departments, inasmuch as the report is submitted for information only and no Council action is necessary.
2. INSTRUCT the CAO to work with the Personnel Department and the Office of the City Attorney to develop a policy to address the loan of employees from one City department to another. The policy should address issues concerning the authority for making personnel loans; ensuring that employees on loan from special funded positions are continuing to do the work for which the position is funded; and, that employees on loan from one department to another are still performing the function for which they were originally hired.

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

Community Impact Statement: None submitted.

ITEM NO. (18) - ADOPTED

[10-0471](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to a refund claim filed by Bottling Group LLC for overpayment of business tax.

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

APPROVE the refund claim filed by Bottling Group LLC for overpayment of business tax in the amount of \$58,573.28 plus interest.

Fiscal Impact Statement: None submitted by the Office of Finance. 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. (19) - ADOPTED

[09-1781](#)

CD 4

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to executing a First Amendment to the Loan Agreement with 5555 Hollywood, LP (Borrower/Developer), to reflect changes in financing sources and to modify previously approved affordability levels in the mixed-use affordable senior housing development (Project) located at 5555 Hollywood Boulevard.

Recommendation for Council action:

AUTHORIZE the Chief Executive Officer, Community Redevelopment Agency (CRA), or designee, to execute a First Amendment to the Loan Agreement, and all loan documents related thereto, with the Borrower/Developer to reflect changes in the financing sources and to modify the previously-approved affordability levels for the proposed Project located at 5555 Hollywood Boulevard in the Hollywood Redevelopment Project Area, 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.

Fiscal Impact Statement: The City Administrative Officer reports that there is no impact on the General Fund. The City's Financial Policies are not applicable to the CRA. The CRA is only bound by the disclosure provisions of the City's Debt Management Policies. Approval of the recommendation will result in no new funds for the development of affordable senior housing.

Community Impact Statement: None submitted.

ITEM NO. (20) - ADOPTED

[10-0511](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to designating the United Auto Workers-Labor Employment and Training Corporation (UAW-LETC) as the sub-recipient for \$225,000 in Program Year 35 (PY35) Community Development Block Grant (CDBG) funding to implement the Green Retrofit Academy.

Recommendation for Council action, pursuant to Motion (Wesson - Reyes):

AUTHORIZE the General Manager, Community Development Department, or designee, to:

- a. Designate the UAW-LETC as the sub-recipient for \$225,000 in PY35 CDBG funding to implement the Green Retrofit Academy.
- b. Execute a contract with the UAW-LETC, in an amount not to exceed \$225,000, to implement the Green Retrofit Academy, subject to the review of the City Attorney as to form and legality.

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

Community Impact Statement: None submitted.

ITEM NO. (21) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #13 - Motion (Alarcón - Cárdenas) to Adopt as Amended, Ayes (12); Absent: Reyes, Smith and Wesson (3)

[10-0091](#)
CD 9

CONTINUED CONSIDERATION OF JOBS AND BUSINESS DEVELOPMENT COMMITTEE REPORT relative to the expiration of the Toy District Business Improvement District (BID).

Recommendations for Council action:

1. DIRECT the City Clerk to review, redesign, and update the City Clerk's BID website to make it more user-friendly.

~~*2. DIRECT the Community Development Department (CDD) to designate a BUID ombudsperson.~~

***(Alarcón - Huizar)**

3. DIRECT the CDD and REQUEST the Officer of the Mayor to enhance the marketing of its business services to the BIDs.

4. REQUEST all Councilmembers to designate one staff member to act as a liaison to the BIDs in their respective Council Districts and further request that the contact information for said staff members be sent to the City Clerk and the CDD to be posted on the City Clerk's BID website.

Fiscal Impact Statement: The Chief Legislative Analyst reports that there is no or minimal impact to the General Fund.

Community Impact Statement: None submitted.

(Continued from Council meeting of April 9, 2010)

ADOPTED

MOTION (ALARCON - HUIZAR)

Recommendation for Council action:

AMEND the Jobs and Business Development Committee Report, Recommendation No. 2 relative to the expiration of the Toy District Business Improvement District, as follows:

- 2. REQUEST the Mayor to designate a BID ombudsperson in his office to strategize/coordinate efforts.**

**Roll Call #2 - Motion (Zine - LaBonge) Adopted, Ayes (12); Absent: Hahn, Reyes and Smith (3)
(Item Nos. 22-28)**

ITEM NO. (22) - ADOPTED

[09-3049](#)

PERSONNEL COMMITTEE REPORT relative to consolidated reasonable accommodations for employees with temporary and permanent work restrictions as a result of industrial or non-industrial injuries or illnesses for the second quarter of Fiscal Year (FY) 2009-10.

Recommendation for Council action:

NOTE and FILE the March 2, 2010 Personnel Department report relative to consolidated reasonable accommodations for employees with temporary and permanent work restrictions as a result of industrial or non-industrial injuries or illnesses for the second quarter of FY 2009-10.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (23) - ADOPTED

[10-0389](#)

PERSONNEL COMMITTEE REPORT relative to the status of the City's Pilot Workers' Compensation Alternative Dispute Resolution (ADR) services program.

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

1. AUTHORIZE the Personnel Department's General Manager or designee to release a Request for Proposal (RFP) and award a contract for continuation of the current ADR services program (ombudsperson, mediators, arbitrators, and nurse advocates) for Service Employees International Union (SEIU) Local 721 and potential expansion to other unions that wish to participate.
2. AUTHORIZE the General Manager, Personnel Department, or designee, to extend the current contract with HRemedy Business Solutions, Inc. for a six-month period and to extend the contract on a month-to-month basis for an additional six months, not to exceed one year, until a new contract for ADR services is executed, subject to City Attorney's review as to form and legality.

3. AUTHORIZE the Personnel Department to utilize up to \$1.5 million in savings from the Fiscal Year (FY) 2009-10 Human Resources Benefits Workers' Compensation Account 9910 to fund the contract extension and new contract.
4. AUTHORIZE the Controller's Office to TRANSFER up to \$1.5 million from Fund 100/61/9910 (Workers' Compensation Account) to Fund 100/66/3040 (Contractual Services Account).

Fiscal Impact Statement: The Personnel Department reports that an ADR program covering all Coalition and Los Angeles Police Protective League members has an estimated annual cost of \$1.5 million and net annual savings of \$950,422 based on the realized savings from the SEIU pilot program. The annual savings amount does not include potential future savings in defense costs. Up to \$1.5 million in FY 2009-10 savings from the Human Resources Benefits Workers' Compensation Account 9910 have been identified to fund the contract extension and new contract. Additional funding may be required depending on the number of unions who join the ADR program, the actual cost proposed by potential responders to the RFP, and for each subsequent year of the contract.

Community Impact Statement: None submitted.

ITEM NO. (24) - ADOPTED

10-0401

PERSONNEL COMMITTEE REPORT relative to Amendment No. 2 to Memorandum of Understanding (MOU) No. 17, Supervisory Professional Engineering and Scientific Unit.

Recommendation for Council action:

APPROVE Amendment No. 2 to MOU 17, Supervisory Professional Engineering and Scientific Unit, to allow Detrich B. Allen, while employed as an Environmental Affairs Officer (EAO), Code 7320, in the Los Angeles Department of Transportation (LADOT), to receive salary in the amount of \$5,835.20 bi-weekly until such time as the fifth step bi-weekly salary for the class of EAO meets or exceeds that amount.

Fiscal Impact Statement: The City Administrative Officer reports that the position will be responsible for administering and monitoring the Mobile Source Fund and its related projects and programs. The cost to the LADOT will be fully funded by the Mobile Source Fund, and there will be no fiscal impact to the General Fund.

Community Impact Statement: None submitted.

ITEM NO. (25) - ADOPTED

08-2252

PUBLIC SAFETY COMMITTEE REPORT relative to the 2008-10 Driving Under the Influence Enforcement and Awareness Program (DEAP) supplemental grant award from the California Office of Traffic Safety (OTS).

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

1. AUTHORIZE the Chief of Police, or designee, to:
 - a. Accept a supplemental award for the 2008-10 DEAP in the amount of \$879,000 from OTS, which increases the total 2008-10 DEAP award from \$1,560,700 to \$2,439,700, for the period of October 1, 2008, through September 30, 2010.
 - b. Execute the 2008-10 DEAP grant agreement on behalf of the City and submit all necessary documents relative to the grant award, and to negotiate, execute, and submit any other necessary agreements and documents relative to the grant, subject to the approval of the City Attorney as to form and legality.
2. AUTHORIZE the Los Angeles Police Department (LAPD) to use grant funds in accordance with the 2008-10 DEAP award agreement.
3. AUTHORIZE the Controller to set up an additional grant receivable of \$879,000 and to increase appropriation for account number E545 within Fund No. 339/70 in the amount of \$879,000 for the receipt and disbursement of DEAP grant funds.
4. AUTHORIZE the LAPD to submit grant reimbursement requests to the grantor and deposit grant receipts in Fund No. 339/70, Account No. E545.
5. AUTHORIZE the Controller to increase appropriations as needed from Fund No. 339/70 to Fund No. 100/70, Account Nos. and amounts as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1090	Overtime General	\$ 38,856
1092	Overtime Sworn	\$ 1,396,509

6. AUTHORIZE the LAPD to prepare Controller instructions for any necessary technical adjustments consistent with this action, subject to the approval of the City Administrative Officer (CAO); and, AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund, inasmuch as the grant does not require the City to provide matching funds, and all 2008-10 DEAP costs are fully reimbursable. The above recommendations comply with City financial policies as one-time revenue will be used to support one-time expenses.

Community Impact Statement: None submitted.

ITEM NO. (26) - ADOPTED

[10-0399](#)

PUBLIC SAFETY COMMITTEE REPORT and RESOLUTION relative to a 2009-10 Juvenile Accountability Block Grant (JABG) Program grant award from the California Department of Corrections and Rehabilitation, Corrections Standards Authority (CDC/CSA).

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

1. AUTHORIZE the Mayor's Office to accept the 2009-10 JABG award of \$184,649 from the CDC/CSA and to negotiate, execute, and submit any other necessary agreements and documents relative to the grant award, subject to the approval of the City Attorney as to form and legality.
2. ADOPT the accompanying RESOLUTION, as requested by the grantor and subject to the approval of the City Attorney as to form and legality, endorsing the grant agreement and agreeing to comply with program and funding requirements of the grant.
3. AUTHORIZE the Controller to:

- a. Recognize a receivable in the amount of \$184,649 and establish appropriation accounts within JABG Fund 45X/46 as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
F146	Mayor's Salaries	\$ 5,539
F170	Police Department Salaries	179,110
	Total	<u>\$ 184,649</u>

- b. Transfer cash, in an amount not to exceed \$5,539, from JABG Fund 45X/46, Account F146, Mayor's Salaries, to Fund 100/46, Account 1020, Salaries Grant Reimbursed, to reimburse the General Fund for JABG related expenditures.
 - c. Transfer cash, in an amount not to exceed \$179,110, from JABG Fund 45X/46, Account F170, LAPD Salaries, to Fund 100/70, Account No. 1012, Salaries Sworn, to reimburse the Los Angeles Police Department (LAPD) for JABG related expenditures for the period of July 1, 2009, through June 30, 2010, subject to the submission of invoices by the LAPD and the approval of such invoices by the Mayor's Office.
4. AUTHORIZE the Mayor's Office to prepare Controller's instructions for any necessary technical adjustments consistent with this action, subject to the approval of the City Administrative Officer (CAO); and, AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports that acceptance of the 2009-10 JABG award in the amount of \$184,649 will provide support for the Rampart Community Law Enforcement and Recovery site. A General Fund cash match of \$20,517 will be provided from the Mayor's Office Contractual Services account. Acceptance of the grant and approval of the above recommendations are in compliance with City financial policies in that one-time revenues will support one-time expenditures.

Community Impact Statement: None submitted.

ITEM NO. (27) - ADOPTED

[10-0520](#)

PUBLIC SAFETY COMMITTEE REPORT relative to a Los Angeles Police Department (LAPD) agreement with the Los Angeles County Sheriff's Department for the transfer of prisoners from police facilities to court for arraignment, and for the release of police arrestees.

Recommendations for Council action:

AUTHORIZE the Chief of Police to execute the proposed agreement and first amendment thereto with the Los Angeles County Sheriff's Department for the transfer of prisoners from LAPD facilities to court for arraignment and for the release of LAPD arrestees, subject to the approval of the City Attorney as to form and legality.

Fiscal Impact Statement: The City Administrative Officer reports that the proposed contract and amendment obligate the City to reimburse Los Angeles County for these services based on actual costs. Based on the current year estimate of \$3.04 million, the total for the fifteen year possible term will be approximately \$45.6 million. This amount will be a General Fund obligation. The LAPD budget includes funding for this purpose. This action complies with City financial policies in that budgeted funds are used for budgeted purposes.

Community Impact Statement: None submitted.

ITEM NO. (28) - ADOPTED

[09-0683](#)

CD 13

FINAL ENVIRONMENTAL IMPACT REPORT and PUBLIC WORKS COMMITTEE REPORT relative to vacating Council Street and Madison Avenue Vacation District in connection with the construction of Central Region Elementary School No. 20 (VAC E1401143).

Recommendations for Council action:

1. FIND that the City Council has imposed all of the mitigation measures that are within the control of the City, as described in Final Environmental Impact Report (SCH No. 2008051093), that are associated with the impacts of the vacation of Council Street and Madison Avenue Vacation District and that other mitigation measures that are not within the authority of the City, have been or should be imposed as set forth in the findings of the Board of Education of the City of Los Angeles, dated December 9, 2008, attached to the Council file.
2. DIRECT that the street vacation proceedings pursuant to the Public Streets, Highways and Service Easements Vacation Law BE INSTITUTED for the vacation of the public right-of-way indicated below and shown colored blue on Exhibit B of the February 17, 2010 City Engineer report, attached to the Council file:
 - a. Council Street between Juanita Avenue and Madison Avenue.
 - b. The L-shaped alley westerly of Madison Avenue from the alley southerly of Beverly Boulevard to its intersection with Madison Avenue.
3. FIND that there is a public benefit to this vacation and that upon vacation of the alleys; that the City is relieved of its ongoing obligation to maintain the rights-of-way and that the City is relieved of any potential liability that might result from continued ownership of the involved street and alley easements as detailed in the February 17, 2010 City Engineer report and attached to the Council file.
4. AMEND the February 17, 2010 report of the City Engineer as follows:

- a. Delete the text in Condition 8 and substitute the following:

That satisfactory arrangements be made with the Los Angeles County Flood Control District and Los Angeles County Department of Public Works for the relocation or abandonment of the existing County of Los Angeles sewer and storm drain facilities located within the areas to be vacated, unless easements or rights for the protection of any affected facilities to remain in place are provided to the County of Los Angeles to their satisfaction.

- b. Delete Conditions 4a, 4b, 5(a).1 and 5(a).2.

5. ADOPT the FINDINGS of the City Engineer dated February 17, 2010, as amended, as the Findings of the Council.
6. ADOPT the accompanying City Engineer report dated February 17, 2010, as amended, to approve the vacation.
7. INSTRUCT the City Clerk to set a public hearing date for **MAY 14, 2010**.

Fiscal Impact Statement: The City Engineer reports that to date, an estimated \$20,988.59 in charges have been expended in the investigation and processing of this vacation proceeding. Since Section 7.46 of the Los Angeles Administrative Code exempts all governmental agencies from payment of fees, the processing of this vacation action will be absorbed by the Bureau of Engineering. Maintenance of the public easement by City Forces will be eliminated.

Community Impact Statement: None submitted.

ITEM NO. (29) - ADOPTED

Roll Call #14 - Motion (Huizar - Koretz) Adopted, Ayes (11); Absent: Hahn, Reyes, Smith and Wesson (4)

[09-1386](#)

PERSONNEL and BUDGET AND FINANCE COMMITTEES' REPORT relative to the analysis of City service contracts to determine whether the current procedures properly regulate departments' compliance with the contracting process, and related matters.

Recommendations for Council action, as initiated by Motion (Huizar - Greuel):

1. INSTRUCT the City Administrative Officer (CAO) to conduct an analysis of current City service contracts to determine whether the existing procedures properly regulate departments' compliance with the contracting process.
2. INSTRUCT the CAO to include in its analysis total contracting per year, amount spent on each contract by department, geographical and demographic information regarding contractors, and any and all contracting documents created by departments.

3. INSTRUCT the CAO to work in partnership with all City non-proprietary departments to determine if any existing service contracts should be eliminated to allow City employees to perform the work, so long as the cost to do so is less or similar.
4. REQUEST all City departments to halt execution of any discretionary contracts that are not critical to their high priority services and work with their employee groups to determine which work currently being contracted out could be handled by City workers.

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

Community Impact Statement: None submitted.

ITEM NO. (30) - CONTINUED TO APRIL 23, 2010

**Roll Call #25 - Motion (LaBonge - Rosendahl) Adopted to Continue, Unanimous Vote (12);
Absent: Hahn, Reyes and Smith (3)**

[09-1399-S1](#)

AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE REPORT and COMMUNICATION FROM CHAIR, ARTS, PARKS, HEALTH AND AGING COMMITTEE relative to the request for the Library Department to report on the recommendations identified in the Controller's performance audit of Public Access to the Library's Books and Materials and related matters.

A. AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE

Recommendation for Council action:

NOTE and FILE Motion (Huizar - LaBonge) relative to the request for the Library Department to report on how the budget reductions and branch closures will affect its ability to implement the recommendations identified by the Controller in its performance audit, and how it will engage the Library Commission in the process.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

B. COMMUNICATION FROM CHAIR, ARTS, PARKS, HEALTH AND AGING COMMITTEE

Recommendations for Council action, pursuant to Motion (Huizar - LaBonge):

1. INSTRUCT the Library Department to report on how the Department's budget reductions and proposed branch closures will affect its ability to implement the recommendations identified in the Controller's Performance Audit of Public Access to the Library's Books and Materials, and which recommendations are most likely to generate cost savings to the Department.

2. INSTRUCT the Library Department to report on how it will address the recommendations in the Controller's Performance Audit of the Los Angeles Public Library's 2007-10 Strategic Plan in its next strategic plan, and how it will engage the Library Commission in this process.
3. INSTRUCT the Library Department to include these reports in response to the City Controller's Performance Audits, which will be considered by Council's Audits and Governmental Efficiency and Arts, Parks, Health and Aging Committees.

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.

Items for Which Public Hearings Have Not Been Held - Items 31-74

(10 Votes Required for Consideration)

**Roll Call #3 - Motion (Perry - Alarcón) Adopted, Ayes (13); Absent: Reyes and Smith (2)
(Item Nos. 31-33p)**

ITEM NO. (31) - ADOPTED

[10-0420](#)
CD 7

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and ORDINANCE FIRST CONSIDERATION relative to the dedication of City-owned real property as public street for Van Nuys Boulevard northeast of Lehigh Avenue (Right of Way No. 36000-1783).

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

1. FIND that the dedication of City-owned real property as public street for Van Nuys Boulevard northeast of Lehigh Avenue (Right of Way No. 36000-1783) is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(4) of the City's Environmental Guidelines.
2. DIRECT that the City-owned real property lying on Van Nuys Boulevard northeast of Lehigh Avenue (Right of Way No. 36000-1783), shown hatched on the Exhibit Map of the November 18, 2009 City Engineer report, attached to the Council file, be dedicated, accepted, and established as part of Van Nuys Boulevard northeast of Lehigh Avenue (Right of Way No. 36000-1783), all public street of said City.
3. FIND that pursuant to Section 556 of the City Charter, the this dedication, acceptance and establishment of City-owned real property as public streets and alley is in substantial conformance with the purpose, intent and provisions of the General Plan.

4. PRESENT and ADOPT the accompanying ORDINANCE effectuating the dedication, acceptance and establishment of certain real property owned by the City of Los Angeles, for Van Nuys Boulevard northeast of Lehigh Avenue (Right of Way No. 36000-1783), all public street of said City.
5. INSTRUCT the Real Estate Division of the Bureau of Engineering to record the Ordinance, as detailed above in Recommendation No. 4, with the County Recorder.
6. INSTRUCT the City Clerk to forward a copy of the Council action on this project be forwarded to the Real Estate Division of the Bureau of Engineering for processing.

Fiscal Impact Statement: The City Engineer reports that this action is being processed under Work Order No. E170781F.

ITEM NO. (32) - ADOPTED

[10-0453](#)
CD 9

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and ORDINANCE FIRST CONSIDERATION relative to the dedication of City-owned real property as public street for the east side of Main Street and the west side of Los Angeles Street between Second Street and Third Street and dedication of City-owned real property as public alley for Werdin Place north of Third Street.

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

1. FIND that the dedication of City-owned real property as public street for the east side of Main Street and the west side of Los Angeles Street between Second Street and Third Street and dedication of City-owned real property as public alley for Werdin Place north of Third Street is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(4) of the City's Environmental Guidelines.
2. DIRECT that the City-owned real property lying on the east side of Main Street and the west side of Los Angeles Street between Second Street and Third Street shown hatched on Exhibit Map 1, and Werdin Place north of Third Street shown hatched on Exhibit Map 2 of the December 29, 2009 City Engineer report, attached to the Council file, be dedicated, accepted, and established as part of Main Street, Los Angeles Street and Werdin Place, all public streets and alley of said City.
3. FIND that pursuant to Section 556 of the City Charter, the this dedication, acceptance and establishment of City-owned real property as public streets and alley is in substantial conformance with the purpose, intent and provisions of the General Plan.
4. PRESENT and ADOPT the accompanying ORDINANCE effectuating the dedication, acceptance and establishment of certain real property owned by the City of Los Angeles, for the east side of Main Street and the west side of Los Angeles Street between Second Street and Third Street and dedication of City-owned real property as public alley for Werdin Place north of Third Street, all public streets and alley of said City.

5. INSTRUCT the Real Estate Division of the Bureau of Engineering to record the Ordinance, as detailed above in Recommendation No. 4, with the County Recorder.
6. INSTRUCT the City Clerk to forward a copy of the Council action on this project be forwarded to the Real Estate Division of the Bureau of Engineering for processing.

Fiscal Impact Statement: The City Engineer reports that this action is being processed under Work Order No. E170905F.

ITEM NO. (33) - ADOPTED

10-0005-S286

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 April 9, 2010:

10-0005-S286

CD 9

- a. Property at 1284 East 57th Street (Case No. 151791).
Assessor I.D. No. 5104-026-001

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

10-0005-S287

CD 9

- b. Property at 1284 East 57th Street (Case No. 53708).
Assessor I.D. No. 5104-026-001

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on October 15, 2001)

10-0005-S288

CD 13

- c. Property at 5238 West Virginia Avenue (Case No. 54115).
Assessor I.D. No. 5537-009-014

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 20, 2005)

[10-0005-S289](#)

CD 11

- d. Property at 5466 West 99th Place (Case No. 54061).
Assessor I.D. No. 4128-022-009

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 10, 2004)

[10-0005-S290](#)

CD 11

- e. Property at 5435 West 99th Place (Case No. 54090).
Assessor I.D. No. 4128-020-013

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on December 22, 2004)

[10-0005-S291](#)

CD 14

- f. Property at 541 North Cummings Street (Case No. 247376).
Assessor I.D. No. 5175-030-011

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on October 22, 2009)

[10-0005-S292](#)

CD 8

- g. Property at 6819 South Bonsallo Avenue (Case No. 133791).
Assessor I.D. No. 6013-020-021

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 23, 2007)

[10-0005-S293](#)

CD 8

- h. Property at 6819 South Bonsallo Avenue (Case No. 8760).
Assessor I.D. No. 6013-020-021

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on October 19, 2006)

[10-0005-S294](#)

CD 8

- i. Property at 6819 South Bonsallo Avenue (Case No. 177236).
Assessor I.D. No. 6013-020-021

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

[10-0005-S295](#)

CD 10

- j. Property at 4033 West 28th Street (Case No. 172455).
Assessor I.D. No. 50512-004-010

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

[10-0005-S296](#)

CD 11

- k. Property at 659 East Westminster Avenue (Case No. 97061).
Assessor I.D. No. 4239-019-023

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

[10-0005-S297](#)

CD 2

- l. Property at 5622 North Hazeltine Avenue (Case No. 183619).
Assessor I.D. No. 2246-032-016

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on September 11, 2008)

[10-0005-S298](#)

CD 14

- m. Property at 3339 East Hunter Street (Case No. 254271).
Assessor I.D. No. 5190-022-032

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on October 29, 2009)

[10-0005-S299](#)

CD 14

- n. Property at 3339 East Hunter Street (Case No. 152679).
Assessor I.D. No. 5190-022-032

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 14, 2008)

[10-0005-S300](#)

CD 14

- o. Property at 3193 North Budau Avenue (Case No. 263920).
Assessor I.D. No. 5218-001-041

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 4, 2010)

[10-0005-S301](#)

CD 2

- p. Property at 5702 North Woodman Avenue (Case No. 185642).
Assessor I.D. No. 2343-006-009

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

ITEM NO. (34) - ADOPTED

Roll Call #16 - Motion (Hahn - LaBonge) Adopted, Ayes (12); Absent: Reyes, Smith and Wesson (3)

[10-0408](#)

CD 15

COMMUNICATION FROM CHAIR, ARTS, PARKS, HEALTH AND AGING COMMITTEE relative to the operation of the Warner Grand Theatre.

Recommendation for Council action, as initiated by Motion (Hahn - LaBonge):

INSTRUCT the Department of Cultural Affairs (DCA) to work with Council District 15 to ensure there is no gap in service should a provider not be chosen to operate the Warner Grand Theatre prior to the next fiscal year 2010-11, whether this means the DCA continues to operate or works with community leaders to continue services.

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

Community Impact Statement: None submitted.

ITEM NO. (35) - ADOPTED

Roll Call #15 - Motion (Hahn - Rosendahl) Adopted, Ayes (12); Absent: Reyes, Smith and Wesson (3)

[08-3210](#)

CD 15

CATEGORICAL EXEMPTION, COMMUNICATION FROM CHAIR, TRADE, COMMERCE, AND TOURISM COMMITTEE relative to a proposed Foreign-Trade Zone (FTZ) General Purpose Operating Agreement No. 10-2848 between the City of Los Angeles Harbor Department and California Cartage Company LLC for FTZ 202, Site 1A.

Recommendations for Council action:

1. FIND that this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Article III, Section 1(14) of the Los Angeles City CEQA Guidelines.
2. APPROVE the proposed FTZ General Purpose Operating Agreement No. 10-2848 between the City of Los Angeles Harbor Department and California Cartage Company LLC for FTZ 202, Site 1A.
3. CONCUR with the Board of Harbor Commissioners action of March 18, 2010 approving the agreement.

Fiscal Impact Statement: The Board of Harbor Commissioners (Board) reports that the Harbor Department will receive \$5,000 in fees per year for one year from the Operator. Compensation is expected to be \$5,000 per year should the renewal options be exercised. There is no cost to the Harbor Department as a result of this Board action. During calendar year 2009, \$127,500 in revenues was collected from all of the Harbor Department's FTZ operators with approximately \$80,000 spent on outside FTZ-related consulting services.

Community Impact Statement: None submitted.

TIME LIMIT FILE - MAY 25, 2010

(LAST DAY FOR COUNCIL ACTION - MAY 25, 2010)

**Roll Call #3 - Motion (Perry - Alarcón) Adopted, Ayes (13); Absent: Reyes and Smith (2)
(Item Nos. 36-39)**

ITEM NO. (36) - ADOPTED

[10-0499](#)

CATEGORICAL EXEMPTION, COMMUNICATION FROM CHAIR, TRADE, COMMERCE, AND TOURISM COMMITTEE relative to a proposed Foreign-Trade Zone (FTZ) Developer Agreement No. 10-2832 between the City of Los Angeles Harbor Department and Kwikset Corporation for FTZ 202, Site 20A.

Recommendations for Council action:

1. FIND that this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Article III, Section 1(14) of the Los Angeles City CEQA Guidelines.
2. APPROVE the proposed FTZ Developer Agreement No. 10-2832 between the City of Los Angeles Harbor Department and Kwikset Corporation for FTZ 202, Site 20A.
3. CONCUR with the Board of Harbor Commissioners action of February 4, 2010 approving the agreement.

Fiscal Impact Statement: The City Administrative Officer reports that the proposed FTZ operating agreement with Kwikset Corporation will have no impact on the City General Fund. Approval of the agreement included a one-time application/activation fee of \$5,000 and an annual administrative fee of \$5,000 per year for the term of the agreement. The compensation to the Harbor Department will be \$30,000 for the first five years and \$50,000 over 10-year option period, for a total of \$80,000 over the 15-year life of the agreement. Funds will be deposited in the Harbor Revenue Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - MAY 23, 2010

(LAST DAY FOR COUNCIL ACTION - MAY 21, 2010)

ITEM NO. (37) - ADOPTED

[10-0500](#)

CATEGORICAL EXEMPTION, COMMUNICATION FROM CHAIR, TRADE, COMMERCE, AND TOURISM COMMITTEE relative to a proposed Foreign-Trade Zone (FTZ) Developer Agreement No. 10-2825 between the City of Los Angeles Harbor Department and Watson Partners, LP for FTZ 202, Site Four.

Recommendations for Council action:

1. FIND that this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Article III, Section 1(14) of the Los Angeles City CEQA Guidelines.
2. APPROVE the proposed FTZ Developer Agreement No. 10-2825 between the City of Los Angeles Harbor Department and Watson Partners, LP for FTZ 202, Site Four.
3. CONCUR with the Board of Harbor Commissioners action of January 21, 2010 approving the agreement.

Fiscal Impact Statement: The City Administrative Officer reports that the proposed FTZ Developer Agreement, Site No. Four with Watson Partners, L.P. will have no impact on the City General Fund. Watson Partners has paid the required one-time application fee of \$2,500 to the Harbor Department for the FTZ development site. Funds will be deposited in the Harbor Revenue Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - MAY 23, 2010

(LAST DAY FOR COUNCIL ACTION - MAY 21, 2010)

ITEM NO. (38) - ADOPTED

[10-0501](#)

CATEGORICAL EXEMPTION, COMMUNICATION FROM CHAIR, TRADE, COMMERCE, AND TOURISM COMMITTEE relative to a proposed Foreign-Trade Zone (FTZ) Developer Agreement No. 10-2824 between the City of Los Angeles Harbor Department and Carson Dominguez Properties, LP for FTZ 202, Site Four.

Recommendations for Council action:

1. FIND that this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Article III, Section 1(14) of the Los Angeles City CEQA Guidelines.
2. APPROVE the proposed FTZ Developer Agreement No. 10-2824 between the City of Los Angeles Harbor Department and Carson Dominguez Properties, LP for FTZ 202, Site Four.
3. CONCUR with the Board of Harbor Commissioners action of January 21, 2010 approving the agreement.

Fiscal Impact Statement: The City Administrative Officer reports that the proposed FTZ Developer Agreement, Site No. Four, with Carson Dominquez Properties will have no impact on the City General Fund. Carson has paid the required one-time application fee of \$2,500 to the Harbor Department for the FTZ development site. Funds will be deposited in the Harbor Revenue Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - MAY 23, 2010

(LAST DAY FOR COUNCIL ACTION - MAY 21, 2010)

ITEM NO. (39) - ADOPTED

[10-0502](#)

CATEGORICAL EXEMPTION, COMMUNICATION FROM CHAIR, TRADE, COMMERCE, AND TOURISM COMMITTEE relative to a proposed Foreign-Trade Zone (FTZ) Developer Agreement No. 10-2823 between the City of Los Angeles Harbor Department and Watson Land Company for FTZ 202, Sites 10 and 11.

Recommendations for Council action:

1. FIND that this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Article III, Section 1(14) of the Los Angeles City CEQA Guidelines.
2. APPROVE the proposed FTZ Developer Agreement No. 10-2823 between the City of Los Angeles Harbor Department and Watson Land Company for FTZ 202, Sites 10 and 11.
3. CONCUR with the Board of Harbor Commissioners action of January 21, 2010 approving the agreement.

Fiscal Impact Statement: The City Administrative Officer reports that the proposed FTZ Developer Agreement, Sites No. 10 and 11, with Watson Land Company will have no impact on the City General Fund. Watson Land has paid the required one-time application fee of \$2,500 to the Harbor Department for the FTZ development site. Funds will be deposited in the Harbor Revenue Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - MAY 23, 2010

(LAST DAY FOR COUNCIL ACTION - MAY 21, 2010)

ITEM NO. (40) - CONTINUED TO APRIL 23, 2010

Roll Call #24 - Motion (Cárdenas - LaBonge) Adopted to Continue, Unanimous Vote (10); Absent: Hahn, Perry, Reyes, Smith and Wesson (5)

[10-0521](#)

CD 15

GENERAL EXEMPTION, COMMUNICATION FROM CHAIR, TRADE, COMMERCE, AND TOURISM COMMITTEE relative to an amendment to an agreement between the City of Los Angeles Harbor Department and DMJM H&N for construction management services for the Port of Los Angeles Police Department headquarters.

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 first amendment to Agreement No. 2572, changing the name of the consultant from DMJM H&N to AECOM Services, Inc. and extending the term of the agreement from three years to four years.
3. CONCUR with the Board of Harbor Commissioners action of January 21, 2010 approving the agreement.

Fiscal Impact Statement: The Board of Harbor Commissioners reports that approval of this item will not have a financial impact upon the Harbor Department.

Community Impact Statement: None submitted.

TIME LIMIT FILE - MAY 25, 2010

(LAST DAY FOR COUNCIL ACTION - MAY 25, 2010)

ITEM NO. (41) - ADOPTED

Roll Call #3 - Motion (Perry - Alarcón) Adopted, Ayes (13); Absent: Reyes and Smith (2)

[10-0522](#)

CD 15

GENERAL EXEMPTION, COMMUNICATION FROM CHAIR, TRADE, COMMERCE, AND TOURISM COMMITTEE relative to amendments to agreements with ICF Jones and Stokes, Inc., Camp Dresser McKee Inc., Environmental Science Associates, Inc.

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 following:

- a. Second amendment to Agreement No. 2526 with ICF Jones and Stokes to extend the contract term by one year from February 28, 2010 to February 27, 2011.
 - b. First amendment to Agreement No. 2527 with Camp Dresser McKee Inc. to extend the contract term by one year from February 28, 2010 to February 27, 2011.
 - c. First amendment to Agreement No. 2528 with Environmental Science Associates, Inc. to extend the contract term by one year from February 28, 2010 to February 27, 2011.
3. CONCUR with the Board of Harbor Commissioners action of January 21, 2010 approving the agreement.

Fiscal Impact Statement: The Board of Harbor Commissioners (Board) reports this action is an extension of time and will not result in additional costs to the Harbor Department. Approving the extension will provide the ability to complete necessary environmental assessments to improve customer facilities and continue Port of Los Angeles operations and continued revenues. Additionally, this activity allows the Board to make discretionary decisions to improve Harbor Department properties in support of customer and department projects.

Community Impact Statement: None submitted.

TIME LIMIT FILE - MAY 25, 2010

(LAST DAY FOR COUNCIL ACTION - MAY 25, 2010)

ITEM NO. (42) - ADOPTED

Roll Call #18 - Motion (Huizar - Koretz) Adopted, Ayes (11); Absent: Reyes, Smith, Wesson and President Garcetti (4)

[10-0498](#)

COMMUNICATION FROM THE BOARD OF PUBLIC WORKS (BPW) relative to the 2009 Floodplain Management Plan (FMP).

Recommendations for Council action:

1. APPROVE and ADOPT the March 15, 2010 BPW report, as attached to the Council file.
2. AUTHORIZE the Bureau of Engineering (BOE), upon approval as detailed above in Recommendation No. 1, to submit the March 15, 2010 BPW report, as attached to the Council file, to the Federal Emergency Management Agency (FEMA) prior to April 1, 2010 in order to remain in compliance with the National Flood Insurance Program Community Rating System (NFI/CRS).
3. DIRECT the Bureaus of Sanitation and Street Services to provide the City Engineer with annual reports on the progress of the implementation of the programs identified in Chapter 8 (Implementation Plan) of the 2009 FMP, as detailed in the March 15, 2010 BPW report, attached to the Council file.

4. DIRECT relevant City departments to provide the City Engineer with annual reports on the progress of the implementation of the programs identified in Chapter 8 (Implementation Plan) of the 2009 FMP, as detailed in the March 15, 2010 BPW report, attached to the Council file.

Fiscal Impact Statement: The BPW reports that Funding for those "On Going" activities identified in the 2009 FMP Implementation Plan will remain the same and therefore there should be no additional fiscal impact to the General Fund. Other activities identified in the 2009 FMP that are not currently "On Going" will remain on the implementation plan list until responsible department(s) can identify appropriate funding for implementation.

Community Impact Statement: None submitted

(Public Works Committee waived consideration of the above matter)

ITEM NO. (43) - ADOPTED

Roll Call #17 - Motion (Garcetti - Huizar) Adopted, Ayes (12); Absent: Reyes, Smith and Wesson (3)

[09-1685-S1](#)

EXEMPTION and COMMUNICATION FROM CITY PLANNING COMMISSION relative to proposed language amending Sections of the Los Angeles Municipal Code (LAMC) to clarify permitted truck gardening and farming uses in each zone.

Recommendations for Council Action:

1. FIND that this action is generally exempt from California Environmental Quality Act (CEQA) pursuant to Article II, Section 1 of the City's CEQA Guidelines.
2. ADOPT the FINDINGS of the City Planning Commission (CPC) as the Findings of the Council.
3. APPROVE the CPC report and proposed language amending Sections 12.03, 12.04.09, 12.05, 12.06, 12.07, 12.07.01, 12.07.1, 12.08, 12.09.3, and 12.17.5 of the LAMC to clarify permitted truck gardening and farming uses in each zone, and create consistency between home occupation conditions and standards and truck gardening operations.
CPC 2010-0445-CA
4. REQUEST the City Attorney to prepare and present an ordinance for Council consideration.

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

Community Impact Statement: None submitted.

(Planning and Land Use Management and Education and Neighborhoods Committees waived consideration of the above matter)

**Roll Call #3 - Motion (Perry - Alarcón) Adopted, Ayes (13); Absent: Reyes and Smith (2)
(Item Nos. 44-55)**

ITEM NO. (44) - ADOPTED

[06-0297](#)

CD 10

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION TO VACATE relative to the vacation of Grand Avenue (portion of northwesterly side) from Temple Street to approximately 300 feet southwesterly of 2nd Street (VAC E1400906).

Recommendations for Council action:

1. REAFFIRM the FINDINGS of January 11, 2006, that the vacation of Grand Avenue (portion of northwesterly side) from Temple Street to approximately 300 feet southwesterly of 2nd 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 January 11, 2006, 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. 09-1400906 for the vacation of Grand Avenue (portion of northwesterly side) from Temple Street to approximately 300 feet southwesterly of 2nd Street.
4. INSTRUCT the City Clerk to transmit, following Council adoption, Resolution to Vacate No. 09-1400906 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.

ENVIRONMENTAL WORK COMPLETED FOR THIS PROJECT

ITEM NO. (45) - ADOPTED

[07-1486](#)

CD 7

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION TO VACATE relative to the vacation of Foothill Boulevard (portion of trail easement) within Lot 1, Tract No. 45863 (VAC E1401055).

Recommendations for Council action:

1. REAFFIRM the FINDINGS of October 24, 2007, that the vacation of Foothill Boulevard (portion of trail easement) within Lot 1, Tract No. 45863, 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 October 24, 2007, 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. 09-1401055 for the vacation of Foothill Boulevard (portion of trail easement) within Lot 1, Tract No. 45863.
4. INSTRUCT the City Clerk to transmit, following Council adoption, Resolution to Vacate No. 09-1401055 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.

ENVIRONMENTAL WORK COMPLETED FOR THIS PROJECT

ITEM NO. (46) - ADOPTED

[10-0359](#)

CD 10

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 998 South Western Avenue pursuant to the Los Angeles Municipal Code Section 12.37 (Highway Dedication Ordinance).

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated February 17, 2010 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 998 South Western Avenue.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$2,386.10 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of \$2,230 and a seven percent surcharge in the amount of \$156.10 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

ITEM NO. (47) - ADOPTED

[10-0361](#)

CD 3

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 8247 North Reseda Boulevard pursuant to the Los Angeles Municipal Code Section 12.37 (Highway Dedication Ordinance).

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated February 17, 2010 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 8247 North Reseda Boulevard.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$2,386.10 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of \$2,230 and a seven percent surcharge in the amount of \$156.10 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

ITEM NO. (48) - ADOPTED

[10-0373](#)

CD 5

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 13405 West Contour Drive pursuant to the Los Angeles Municipal Code Section 12.37 (Highway Dedication Ordinance).

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.

3. ADOPT the City Engineer report dated January 29, 2010 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 13405 West Contour Drive.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$2,033 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of \$1,900 and a seven percent surcharge in the amount of \$133 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

ITEM NO. (49) - ADOPTED

[10-0429](#)

CD 6

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 10509 West Crockett Street pursuant to the Los Angeles Municipal Code Section 12.37 (Highway Dedication Ordinance).

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated February 2, 2010 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 10509 West Crockett Street.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$2,386.10 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of \$2,230 and a seven percent surcharge in the amount of \$156.10 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

ITEM NO. (50) - ADOPTED

[10-0430](#)

CD 4

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 1017 North Cole Avenue pursuant to the Los Angeles Municipal Code Section 12.37 (Highway Dedication Ordinance).

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated February 2, 2010 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 1017 North Cole Avenue.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$2,739.20 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of \$2,560 and a seven percent surcharge in the amount of \$179.20 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

ITEM NO. (51) - ADOPTED

[10-0431](#)

CD 9

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 4065 South Central Avenue pursuant to the Los Angeles Municipal Code Section 12.37 (Highway Dedication Ordinance).

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.

3. ADOPT the City Engineer report dated February 2, 2010 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 4065 South Central Avenue.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$2,386.10 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of \$2,230 and a seven percent surcharge in the amount of \$156.10 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

ITEM NO. (52) - ADOPTED

[10-0432](#)
CD 2

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 5131 North Colfax Avenue pursuant to the Los Angeles Municipal Code Section 12.37 (Highway Dedication Ordinance).

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated February 2, 2010 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 5131 North Colfax Avenue.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$2,386.10 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of \$2,230 and a seven percent surcharge in the amount of \$156.10 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

ITEM NO. (53) - ADOPTED

[10-0433](#)

CD 4

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 2820 Seattle Drive pursuant to the Los Angeles Municipal Code Section 12.37 (Highway Dedication Ordinance).

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated February 2, 2010 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 2820 Seattle Drive.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$2,386.10 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of \$2,230 and a seven percent surcharge in the amount of \$156.10 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

ITEM NO. (54) - ADOPTED

[10-0445](#)

CD 13

COMMUNICATION FROM THE CITY ENGINEER relative to the installation of the name of Dennis Hopper on the Hollywood Walk of Fame.

Recommendation for Council action:

APPROVE the installation of the name of Dennis Hopper on the Hollywood Walk of Fame at 6712 Hollywood Boulevard.

Fiscal Impact Statement: The City Engineer reports that there is no General Fund impact.

ITEM NO. (55) - ADOPTED

[10-0567](#)

CONSIDERATION OF MOTION (LABONGE - GARCETTI) relative to the issuance of bonds in an aggregate principal amount not to exceed \$5 million for the purpose of financing and refinancing the design, acquisition, construction, rehabilitation, improvement and equipping of campus facilities in the City of Los Angeles.

Recommendations for Council action:

1. INSTRUCT the City Administrative Officer (CAO) to:
 - a. Take the necessary steps to conduct the Tax Equity and Fiscal Responsibility Act of 1982 (TEFRA) hearing on behalf of the City and transmit the results of the hearing and Inducement Resolution for Council approval.
 - b. Establish a date, time and location for a public hearing for the \$5 million tax exempt bond issuance for the financing of educational facilities for the American Film Institute, a non-profit corporation, in compliance with the TEFRA.
2. INSTRUCT the City Clerk to:
 - a. Publish the required hearing notice in the Los Angeles Daily Journal, with the publication cost to be reimbursed by American Film Institute.
 - b. Schedule on the Council agenda for Council consideration and approval, the results of the hearing and required Resolution (to be submitted by the American Film Institute), with the assistance of the CAO, in accordance with TEFRA requirements, immediately after the TEFRA hearing has been conducted.

Community Impact Statement: None submitted

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

ITEM NO. (56) - ADOPTED - TO THE MAYOR FORTHWITH

Roll Call #19 - Motion (Parks - Perry) Adopted, Ayes (11); Absent: Reyes, Smith, Wesson and President Garcetti (4)

[09-0559](#)

CONSIDERATION OF MOTION (PARKS - ROSENDAHL) and RESOLUTION relative to the Caltrans Fiscal Year (FY) 2009-10 Environmental Justice: Context Sensitive Planning grant for the Crenshaw Corridor Transit Linkages Project.

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

1. ADOPT the accompanying RESOLUTION, and AUTHORIZE the Los Angeles Department of Transportation (LADOT) to accept a Caltrans grant award in the amount of \$220,000 and deposit the funds into Transportation Grant Fund 655/94 in an account entitled "Crenshaw Corridor Transit Linkages Project," to be provided to the Los Angeles Urban League (LAUL) for the Crenshaw Corridor Transit Linkages Project.
2. AUTHORIZE the appropriation and transfer, as needed, of \$11,000 of local matching funds from the Proposition C Transit Improvement Fund No. 540, Transportation Grant Fund Work Program Account No. F655, to the Transportation Grant Fund No. 655, account to be designated by the LADOT.
3. AUTHORIZE the appropriation of \$220,000 of grant receivables for Transportation Grant Fund Work Program Account No. F655, Crenshaw Corridor Transit Linkages Project Account Number to be designated by the LADOT (total project account appropriation is \$231,000).
4. DETERMINE that, in accordance with Charter Section 1022, due to the limited scope of the contract, it is more feasible and economical for this work to be done by a contractor rather than by City employees.
5. AUTHORIZE the LADOT to execute an agreement between the City and the co-applicant LAUL for the implementation of the project, subject to the approval of the City Attorney as to form and legality.
6. AUTHORIZE the Controller to make any technical corrections or clarifications consistent with this action in order to effectuate the intent of this motion.

Community Impact Statement: None submitted.

(Transportation Committee waived consideration of the above matter)

ITEM NO. (57) - ADOPTED

Roll Call #3 - Motion (Perry - Alarcón) Adopted, Ayes (13); Absent: Reyes and Smith (2)

[10-0002-S22](#)

CONSIDERATION OF RESOLUTION (KREKORIAN - GARCETTI - KORETZ - ET AL.) relative to the City's position concerning issues related to human rights, ethnic cleansing, and genocide relating to the Armenian Genocide.

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

ADOPT the accompanying RESOLUTION to include in the City's 2009-10 and 2010-11 Federal Legislative Program SUPPORT for H.RES. 252, which calls upon the President to ensure that the foreign policy of the United States reflects appropriate understanding and sensitivity concerning issues related to human rights, ethnic cleansing, and genocide documented in the United States record relating to the Armenian Genocide, and URGE the Republic of Turkey to end its decades-long campaign of Genocide denial.

Community Impact Statement: None submitted.

(Information Technology and Government Affairs Committee waived consideration of the above matter)

ITEM NO. (58) - ADOPTED

Roll Call #20 - Motion (Huizar - Rosendahl) Adopted, Ayes (11); Absent: Hahn, Reyes, Smith and Wesson (4)

[10-0629](#)

CONSIDERATION OF RESOLUTION (HUIZAR - ROSENDAHL) relative to the Los Angeles County Metropolitan Transit Authority holding public hearings regarding impending fare increases.

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

ADOPT the accompanying RESOLUTION requesting the Los Angeles County Metropolitan Transit Authority holding public hearings relative to impending fare increases to determine if the fee increases are merited at this time.

Community Impact Statement: None submitted.

(Transportation Committee waived consideration of the above matter)

ITEM NO. (59) - ADOPTED

Roll Call #3 - Motion (Perry - Alarcón) Adopted, Ayes (13); Absent: Reyes and Smith (2)

[10-0572](#)

CD 9

MOTION (PERRY - GARCETTI) relative to funding for cost associated with the use of the mobile stage for the Midnight Mission's Easter Day and Passover Celebration on April 4, 2010.

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

APPROPRIATE \$666 from the Unappropriated Balance Fund No. 100/58 to the General Services Fund No. 100/40, Account No. 1090 (Overtime Account) for Fleet Services, for costs associated with the use of the mobile stage, to be reimbursed by the Midnight Mission for their Easter Day and Passover Celebration on April 4, 2010.

ITEM NO. (60) - SUBSTITUTE MOTION ADOPTED IN LIEU OF ORIGINAL MOTION - SEE FOLLOWING - FORTHWITH

Roll Call #7 - Motion (Rosendahl - Parks) to Adopt Substitute Motion, Ayes (12); Absent: Reyes, Smith and Wesson (3)

[10-0011-S15](#)

CD 11

MOTION (ROSENDAHL - PARKS) relative to funding to conduct a comprehensive homeless services program in Council District 11.

Recommendations for Council action:

1. ALLOCATE \$1,431,841 to the Los Angeles Homeless Services Authority (LAHSA) to conduct a comprehensive homeless services program in Council District 11, modeled after the program in Santa Barbara that provides safe parking spaces and services for people living in their vehicles, as follows: \$1,200,000 from the Venice Area Surplus Real Property Fund No. 434, \$190,841 from the Council District 11 Real Property Trust Fund, \$92,000 from the Council District 11 portion of the Street Furniture Revenue Fund, and \$20,000 from the General City Purposes Fund No. 100/56, Account No. 0711 (CD-11 Community Services).
2. DIRECT the City Clerk to prepare the necessary document(s) with the LAHSA, or any other agency or organization as appropriate, in the above amount, for the above purpose, subject to the approval of the City Attorney, if needed, and authorize the Councilmember of the District to execute any such documents on behalf of the City.
3. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above instructions in order to effectuate the intent of this Motion.

ADOPTED

MOTION (ROSENDAHL - PARKS)

Recommendations for Council action:

1. **ALLOCATE \$300,000 to the Los Angeles Homeless Services Authority (LAHSA) to conduct a comprehensive homeless services program in Council District 11 modeled after the programs in Santa Barbara, California and Eugene, Oregon that provide safe parking spaces and services for people living in their vehicles from the following: \$90,000 from the Council District 11 portion of the Street Furniture Revenue Fund 43D/50; \$190,000 from the Council District 11 Real Property Trust Fund No. 693; and, \$20,000 From the General City Purposes Fund No. 100/56, Account No. 0711 (CD-11 Community Services).**
2. **REPROGRAM \$450,000 from the Venice Area Surplus Real Property Fund No. 434, Subaccount N21, and ALLOCATE this amount to the LAHSA for the element of the homeless service program serving Venice, in accordance with the expenditure limitations of the Venice Area Surplus Real Property Fund, and with the understanding that any monies unspent by the LAHSA at the end of three years of programming will revert to the Venice Area Surplus Real Property Fund.**

3. **DIRECT** the City Clerk to prepare the necessary document(s) with the LAHSA, or any other agency or organization as appropriate, in the above amount, for the above purpose, subject to the approval of the City Attorney, if needed, and **AUTHORIZE** the Councilmember of the District to execute any such documents on behalf of the City.
4. **AUTHORIZE** the City Clerk to make any technical corrections or clarifications to the above instructions in order to effectuate the intent of this Motion.

ITEM NO. (61) - SUBSTITUTE MOTION ADOPTED IN LIEU OF ORIGINAL MOTION - SEE FOLLOWING

Roll Call #21 - Motion (Garcetti - LaBonge) to Adopt Substitute Motion, Ayes (11); Absent: Hahn, Reyes, Smith and Wesson (4)

[10-0011-S16](#)

CDs 4 & 13

MOTION (GARCETTI - LABONGE) relative to funding to cover the cost of the maintenance of the Silver Lake walking path and related adjacent areas around the Silver Lake Reservoir.

Recommendations for Council action:

1. TRANSFER \$10,000 from the Council District 4 portion of the Street Furniture Revenue Fund No. 43D/50 and \$10,000 from the Council District 13 portion of the Street Furniture Revenue Fund No. 43D/50, to the Council District 13 Public Benefits Trust Fund No. 904 to cover the cost of maintenance of the Silver Lake walking path and related adjacent areas around the Silver Lake Reservoir - said funds to be expended upon the joint authorization of the Councilmembers representing Council District Four and Council District 13.
2. **AUTHORIZE** the City Clerk to make any technical corrections or clarification, as necessary, to the above instructions in order to effectuate the intent of this Motion.

ADOPTED

MOTION (GARCETTI - LABONGE)

Recommendations for Council action:

1. **ALLOCATE \$20,000 from the following: \$10,000 in the Council District 13 portion of the Street Furniture Revenue Fund No. 43D/50 and \$10,000 in the Council District Four portion of the Street Furniture Revenue Fund No. 43D/50, to cover the cost of maintenance of the Silver Lake walking path and related adjacent areas around the Silver Lake Reservoir -- said funds to be expended upon the joint authorization of the Councilmember representing Council District 13 and the Councilmember representing Council District Four.**
2. **AUTHORIZE** the Bureau of Street Services to make any technical corrections or clarification as necessary to the above instructions in order to effectuate the intent of this Motion.

ITEM NO. (62) - SUBSTITUTE MOTION ADOPTED IN LIEU OF ORIGINAL MOTION - SEE FOLLOWING - FORTHWITH

Roll Call #7 - Motion (Rosendahl - Parks) to Adopt Substitute Motion, Ayes (12); Absent: Reyes, Smith and Wesson (3)

[10-0576](#)
CD 11

MOTION (ROSENDAHL - PARKS) relative to funding for numerous projects in the Venice community.

Recommendations for Council action:

1. TRANSFER from the available Unallocated Balance of the Venice Area Surplus Real Property Fund No. 434/50 to the below listed new accounts within the same Fund, in the amounts specified and for the purpose specified as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>	<u>Purpose</u>
New account	Venice Beach Boardwalk and Rec Center	\$160,000	To pay for the cost of one year of Free Expression Monitors for implementation of the Boardwalk Ordinance
		\$16,400	Window replacements at the Rec Center
		\$6,500	Plumbing improvements, concrete bench repair
New account	Venice Beach Bathrooms	\$76,000	Maintenance; steam cleaning
New account	Venice Beach LAPD Sub-Station	\$22,207	Systems upgrade; alarm/fire
New account	Penmar Park Recreation Center	\$237,000	After-school/pre-school care
New account	Oakwood Recreation Center	\$75,000	After-school care
New account	Driftwood Park	\$300,000	Design and construction of a new facility
New account	Recycle bins on Venice Boardwalk	\$6,500	To pay for the annual maintenance of the bins

2. AUTHORIZE the Board of Public Works, Office of Accounting or the Chief Legislative Analyst, to make any technical corrections or clarifications to the above fund transfer instructions in order to effectuate the intent of this Motion.

ADOPTED

SUBSTITUTE MOTION (ROSENDAHL - PARKS)

Recommendations for Council action:

1. TRANSFER the following amounts from the available unallocated balance of the Venice

Area Surplus Real Property Fund No. 434/50, to the below listed new accounts within the same Fund, in the amounts specified and for the purposes specified:

<u>Account</u>	<u>Title</u>	<u>Amount</u>	<u>Purpose</u>
New Account	Venice Beach Board & Rec Ctr	\$182,000	Cost of one year Free Expression Monitors for implementation of the Boardwalk Ordinance (\$162,000); Window replacement at the Rec Ctr (\$16,400); plumbing improvements; concrete bench repair (\$6,500)
New Account	Venice Beach Bathrooms	\$ 76,000	Maintenance; steam cleaning
New Account	Venice Beach LAPD Substation	\$ 22,207	Systems upgrade; alarm/fire
New Account	Penmar Park Rec Ctr	\$237,000	After school/preschool care
New Account	Oakwood Rec Ctr	\$182,900	After school care
New Account	Recycle bins - Boardwalk	\$6,500	Annual maintenance of bins

2. TRANSFER \$50,000 from the available unallocated balance of the Venice Area Surplus Real Property Fund No. 434/50 to a new account within the same Fund for the implementation of legally permissible restrictive parking programs in Venice, to be spent only when a corresponding Safe Parking program is in effect.
3. ALLOCATE \$25,000 from the available unallocated balance of the Venice Area Surplus Real Property Fund No. 434/50 to the Venice Surf & Skate Association for the purchase and distribution of helmets and safety equipment for the Venice Beach Skate Park; DIRECT the City Clerk to prepare the necessary document(s) with the Venice Surf & Skate Association, or any other agency or organization, as appropriate, in this amount and for this purpose, subject to the approval of the City Attorney, if needed; and, AUTHORIZE the Councilmember of the District to execute any such documents on behalf of the City.
4. REPROGRAM \$266,000 within the Venice Area Surplus Real Property Fund No. 434, from Subaccount N210 (Bike Path) to Subaccount S214 (Grant Canal Rehabilitation).
5. TRANSFER the remaining unallocated balance in the Venice Area Surplus Real Property Fund No. 434, within the same Fund to Subaccount S214 (Grand Canal Rehabilitation).
6. AUTHORIZE the Board of Public Works, Office of Accounting, or the Chief Legislative Analyst to make any technical corrections or clarifications to the above fund transfer instructions in order to effectuate the intent of this Motion.

7. **DIRECT the City Administrative Officer and Chief Legislative Analyst to identify additional savings within the Venice Area Surplus Real Property Fund subaccounts from completed projects for transfer to Subaccount S214 (Grand Canal Rehabilitation).**

**Roll Call #3 - Motion (Perry - Alarcón) Adopted, Ayes (13); Absent: Reyes and Smith (2)
(Item Nos. 63-67)**

ITEM NO. (63) - ADOPTED

[10-0577](#)

CD 11

MOTION (ROSENDAHL - KORETZ) relative to a personal services contract with Sophia Heller to provide services to the 11th Council District.

Recommendations for Council action:

1. APPROVE the personal services contract with Sophia Heller to provide services to the 11th Council District from April 1, 2010 to June 30, 2010 in an amount not to exceed \$15,000 from funds available in the Council Office Budget.
2. AUTHORIZE the Councilmember of the 11th Council District to execute said contract on behalf of the City.
3. INSTRUCT the City Clerk to encumber the necessary funds against the Contractual Services Account of the Council Fund for the Fiscal Year 2009-10.

ITEM NO. (64) - ADOPTED

[10-0573](#)

CD 13

MOTION (GARCETTI - LABONGE) relative to installing street banners to recognize and highlight the Sunset & Vine Business Improvement District (BID).

Recommendations for Council action:

1. APPROVE the street banner program recognizing the Sunset & Vine BID, as a City of Los Angeles Non-Event, Street Banner Program.
2. APPROVE the content of the street banners for the above specified event.

ITEM NO. (65) - ADOPTED - FORTHWITH

[10-0594](#)

MOTION (PARKS - PERRY) relative to funding for two Heritage Month Celebration events.

Recommendations for Council action:

1. UTILIZE \$10,000 in the Council's portion of the Heritage Month Celebration & Special Events line item in the General City Purposes Fund No. 100/56, as follows: \$5,000 to fund any aspect of the Latino Theater Company and \$5,000 to fund any aspect of the LA Womens Theater Festival.
2. DIRECT the City Clerk to prepare and process the necessary document(s), and/or payment(s) in the above amounts, for the above purpose, with the respective appropriate agencies or organizations, subject to the approval of the City Attorney as to form and legality, if needed, and, AUTHORIZE the City Clerk to execute any such documents on behalf of the City.
3. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above instructions in order to effectuate the intent of this Motion.

ITEM NO. (66) - ADOPTED

[10-0595](#)

CD 6

MOTION (CARDENAS - KREKORIAN) relative to an Interim Control Ordinance (ICO) to prohibit psychotherapy counseling clinics serving sex offenders or violent offenders from opening in close proximity to sensitive uses within the Van Nuys-Sherman Oaks Community Plan Area.

Recommendations for Council action:

1. REQUEST the City Attorney, with the assistance of the Planning Department, to prepare and present an ICO to prohibit psychotherapy counseling clinics serving sex offenders or violent offenders from opening in close proximity to rehabilitation centers for abused teenagers, child care centers, women shelters, and other sensitive uses within the Van Nuys-Sherman Oaks Community Plan Area, and INCLUDE an Urgency Clause making it effective upon publication.
2. APPROVE the ICO for one year with two six month extensions by City Council Resolution, or until the adoption of the appropriate land use regulatory controls have been prepared by the Planning Department, adopted by the City Council and become effective, whichever occurs first.

ITEM NO. (67) - ADOPTED

[10-0010-S15](#)

MOTION (PERRY - PARKS) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the hit-and-run accident of a 14-year-old girl and her three-year-old niece on December 28, 2009.

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

1. PROVIDE an offer of reward in the amount of \$75,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the hit-and-run accident of a 14-year-old girl and her three-year-old niece on December 28, 2009.
2. FIND that the subject reward complies with the provisions of Chapter 12, Article 1, Division 19, of the Los Angeles Administrative Code.

3. DIRECT the City Clerk to publish the required notices and/or advertisements to effectuate this reward.

ITEM NO. (68) - ADOPTED

Roll Call #26 - Motion (Huizar - Cárdenas) Adopted, Ayes (11); Absent: Hahn, Reyes, Smith and Wesson (4)

[10-0010-S16](#)

MOTION (HUIZAR - CARDENAS) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Carlos Perez on March 29, 2010.

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 Carlos Perez on March 29, 2010.
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.

**Roll Call #3 - Motion (Perry - Alarcón) Adopted, Ayes (13); Absent: Reyes and Smith (2)
(Item Nos. 69-72)**

ITEM NO. (69) - ADOPTED

[08-3235-S1](#)

CD 2

MOTION (KREKORIAN - ALARCON - CARDENAS) relative to lease approval for office space at 9000 Sunland Boulevard, Suite A, Sun Valley, CA 91352.

Recommendation for Council action:

APPROVE, retroactively, the executed Neighborhood Council Lease Agreement between the City of Los Angeles, through the Department of Neighborhood Empowerment (on behalf of the Sun Valley Area Neighborhood Council), and Sun Valley Care Development Inc., under the terms and conditions outlined in the Neighborhood Council Lease Agreement dated February 11, 2010, attached to the Council file.

ITEM NO. (70) - ADOPTED

[10-0593](#)

MOTION (KORETZ - KREKORIAN) relative to funding for use of the City Hall Tom Bradley Room by Council District Five on December 17, 2009.

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

APPROPRIATE \$390 from the Unappropriated Balance Fund No. 100/58 to the General Services Fund No. 100/40, as follow: \$122 to Account No. 1070 (Salaries - As Needed). And \$268 to Account No. 1090 (Salaries - Overtime) for services in connection with the December 17, 2009, Council District Five EML Holiday Party in the City Hall Tom Bradley Room with said funds to be reimbursed to the General Fund by the University of Southern California.

ITEM NO. (71) - ADOPTED

[10-0556-S1](#)

CD 10

RESOLUTION (WESSON - LABONGE) relative to extending the provisions of Ordinance No. 180912 imposing temporary interim regulations on the issuance of certain building permits within a portion of the Wilshire Community Plan Area.

Recommendation for Council action:

RESOLVE to EXTEND the provisions of Ordinance No. 180912 imposing temporary interim regulations on the issuance of certain building permits within that portion of the Wilshire Community Plan Area for a 180 day period ending on October 22, 2010 or upon adoption of permanent regulations, inasmuch as the City Planning Department is actively working to assure that a Historic Preservation Overlay Zone in being expeditiously processed.

ITEM NO. (72) - ADOPTED

[06-2369-S13](#)

CD 10

RESOLUTION (WESSON - LABONGE) relative to extending the provisions of Ordinance No. 180913 imposing temporary interim regulations on the issuance of certain building permits within a portion of the Wilshire Community Plan Area.

Recommendation for Council action:

RESOLVE to EXTEND the provisions of Ordinance No. 180913 imposing temporary interim regulations on the issuance of certain building permits within that portion of the Wilshire Community Plan Area for a 180 day period ending on October 22, 2010 or upon adoption of permanent regulations, inasmuch as the City Planning Department is actively working to assure that a Historic Preservation Overlay Zone in being expeditiously processed.

ITEM NO. (73) - ADOPTED

Roll Call #22 - Motion (Zine - Koretz) Adopted, Ayes (10); Absent: Hahn, Perry, Reyes, Smith and Wesson (5)

[10-0575](#)

RESOLUTION (SMITH - ZINE) relative to declaring April 16, 2010 as AT&T Texting & Driving: It Can Wait Day in the City of Los Angeles.

Recommendation for Council action:

RESOLVE to DECLARE April 16, 2010 as AT&T Texting & Driving: It Can Wait Day in the City of Los Angeles.

ITEM NO. (74) - ADOPTED

Roll Call #3 - Motion (Perry - Alarcón) Adopted, Ayes (13); Absent: Reyes and Smith (2)

[10-0592](#)

CD 12

FINAL MAP OF TRACT NO. 68925 for property located at 21521-35 Roscoe Boulevard lying northerly of Roscoe Boulevard and easterly of Owensmouth Avenue.

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

(ADOPT City Engineer Report)

(ADOPT Bond No. C-116484)

(Quimby Fee: \$350,892)

Applicants: Tuscana Homes Corp.

Robert Kameoka

Closed Sessions - Items 75-76

ITEM NO. (75) - MOTION ADOPTED

Roll Call #4 - Motion (Parks - Koretz) Adopted, Ayes (13); Absent: Reyes and Smith (2)

[10-0423](#)

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 partial settlement in the case entitled Brett Mattson, Phillip Sarver, Brian Stien v. City of Los Angeles, et al., United States District Court Case No. CV05-08861. (This case arises out of three Firefighters alleging claims of violation of civil rights, race discrimination, harassment, defamation and intentional infliction of emotional distress.)

(Budget and Finance Committee considered the above matter in Closed Session on April 5, 2010.)

ADOPTED

MOTION (PARKS - KORETZ)

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

1. **AUTHORIZE the City Attorney to expend \$190,000 in partial settlement of the case entitled Brett Mattson, Phillip Sarver, Brian Stien v. City of Los Angeles, et al., United States District Court Case No. CV05-08861.**
2. **AUTHORIZE the City Attorney to draw demands as follows:**
 - a. **\$100,000 from Liability Claims Account No. 9760, payable to the Law Office of Thomas Hoegh, and Brian Stien and Phillip Sarver;**
 - b. **\$90,000 from the Los Angeles Fire Department General Fund, Account No. 1012, payable to the Law Office of Thomas Hoegh, and Brian Stien and Phillip Sarver.**
3. **AUTHORIZE the City Attorney, or designee, to prepare Controller instructions for any necessary technical adjustments, and subject to the approval of the City Administrative Officer, AUTHORIZE the Controller to implement the instructions.**

This matter was approved by the Budget and Finance Committee (Parks - Smith - Rosendahl - Koretz "yes") at its meeting on April 5, 2010, in Closed Session as permitted by Government Code Section 54956.9(a).

ITEM NO. (76) - MOTION ADOPTED

Roll Call #5 - Motion (Parks - Koretz) Adopted, Ayes (13); Absent: Reyes and Smith (2)

[10-0472](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to settlement in the case entitled William Martin v. City of Los Angeles, Workers' Compensation Appeals Board Case No. ADJ4249010 (VNO0549971); Claim No. 9003-1978-7773. (Applicant alleges he sustained personal injuries during the course and scope of his employment as a Firefighter with the Los Angeles Fire Department.)

(Budget and Finance Committee considered the above matter in Closed Session on April 5, 2010.)

ADOPTED

MOTION (PARKS - KORETZ)

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

1. **AUTHORIZE the City Attorney to enter into a settlement in the case entitled William Martin v. City of Los Angeles, Workers' Compensation Appeals Board Case No. ADJ4249010 (VNO0549971); Claim No. 9003-1978-7773, through a Stipulated Award in the amount of \$181,777.50, plus a life pension of approximately \$90,782.78 at a weekly rate of \$193.27 payable at the conclusion of permanent disability payments.**
2. **AUTHORIZE the City Attorney to execute the Stipulated Award with all appropriate parties for submission to the Workers' Compensation Appeals Board for its award of payment.**

This matter was approved by the Budget and Finance Committee (Parks - Smith - Koretz "yes"; Rosendahl "no") at its meeting of April 5, 2010, in Closed Session as permitted by Government Code Section 45956.9(a).

Item Noticed for Public Hearing - Item 77

ITEM NO. (77) - ADOPTED, AS AMENDED - ORDINANCE OVER TO APRIL 23, 2010

**Roll Call #23 - Motion (Huizar - Parks) to Adopt as Amended, Ayes (9); Noes: Rosendahl (1);
Absent: Hahn, Perry, Reyes, Smith and Wesson (5)**

[08-0923-S5](#)

CONTINUED CONSIDERATION OF EXEMPTION, PLANNING AND LAND USE MANAGEMENT and BUDGET AND FINANCE COMMITTEES' REPORT and ORDINANCE FIRST CONSIDERATION relative to amending Sections of the Los Angeles Municipal Code (LAMC) to establish fees for the processing of registration applications under the Medical Marijuana Collectives provisions, and to amend Ordinance No. 181069 for clarification.

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

1. FIND that this action is exempt from California Environmental Quality Act (CEQA) pursuant to Section 15378 (b) (4) of the State CEQA Guidelines and Article II, Section 2(m) of the City's CEQA Guidelines.
2. PRESENT and ADOPT the accompanying ORDINANCE amending Sections 45.19.6.1, 45.19.6.2, 45.19.6.3, 98.0410, and 98.0416 of the LAMC to establish fees for the processing of registration applications under the Medical Marijuana Collectives provisions, add a definition of "Youth Center," and clarify the requirements applicable to the filing of the Notice of Intent to Register and the operative date of Ordinance No. 181069.
3. INSTRUCT the City Clerk to mail a notification letter to the collectives which registered under Interim Control Ordinance No. 179027 informing them of the registration requirements and encouraging them to begin the Live Scan process as soon as possible.
4. INSTRUCT the City Administrative Officer (CAO), Chief Legislative Analyst (CLA) and related City departments to report back in six months with any recommended revised registration fees if found necessary given implementation experience of registrations.

5. INSTRUCT the CAO, CLA and related City departments and REQUEST the City Attorney to report back in three months with recommended annual regulatory/enforcement fees (considering City of Oakland model), and personnel requests to establish, implement and maintain a designated and dedicated enforcement unit for the City's Medical Marijuana Ordinance, including Building and Safety, Los Angeles Police Department, and City Attorney personnel.
6. INSTRUCT CAO, CLA, and related City departments to report back with recommendations to move forward as soon as possible, meeting the deadline for submitting for the November 2010 elections, with a tax for medical marijuana collectives.

Fiscal Impact Statement: The CAO reports that this action complies with the City's Financial Policies in that the fees are calculated to fully recover the City's costs of registering medical marijuana collectives. There is no impact on the General Fund.

Community Impact Statement: None submitted.

(Public Safety Committee waived consideration of the above matter)

ADOPTED

MOTION (HUIZAR for REYES - PARKS)

Recommendations for Council action:

AMEND to include the following technical corrections and additional instruction, as follows:

1. Subsection D of Section 45.19.6.2 of the LAMC is amended to provide that the registration fee of \$688.00, and any applicable surcharges, shall be paid to the Department of Building and Safety at the time of pre-inspection.
2. Subsection F of section 45.19.6.2 of the LAMC is amended to delete in its entirety the reference to the payment of the \$688.00 registration fee and any applicable surcharges.
3. INSTRUCT the City Administrative Officer to review the fees on an annual basis and recommend revisions based on the actual costs of providing these services.

Item for Which Public Hearing Has Not Been Held - Item 78

(10 Votes Required for Consideration)

ITEM NO. (78) - ADOPTED - TO THE MAYOR FORTHWITH

Roll Call #10 - Motion (Perry - Hahn) Adopted, Ayes (12); Absent: Reyes, Smith and Wesson (3)

[09-0136](#)

CD 9

CONTINUED CONSIDERATION OF COMMUNICATION FROM CHAIR, TRADE, COMMERCE, AND TOURISM COMMITTEE and ORDINANCE FIRST CONSIDERATION relative to amending Los Angeles Administrative Code (LAAC) Section 8.149.2 to establish flexible demand based space rental pricing for the Los Angeles Convention and Exhibition Center.

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

PRESENT and ADOPT the accompanying ORDINANCE amending LAAC Section 8.149.2 to establish flexible demand based space rental pricing for the Los Angeles Convention and Exhibition Center.

Fiscal Impact Statement: None submitted by the City Attorney. Neither the City Administrative Officer or the Chief Legislative Analyst have completed a financial analysis of this report.

Community Impact Statement: None submitted.

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

10-0634

MOTION (GARCETTI - LABONGE) relative to implementation of a Traffic Signal Operational Improvement Plan at Hollywood Boulevard and Orange Drive.

10-0011-S13

MOTION (HAHN - KORETZ) relative to amending prior Council action of March 31, 2010, for funding to pay for an art instructor at the Charles Mingus Youth Center for the balance of the current Fiscal Year (FY) 2009-10.

10-0636-S1

MOTION (PERRY - GARCETTI) relative to funding for services in connection with the April 25, 2010, Council District Nine, Fiesta Broadway Event.

10-0635

MOTION (PERRY - GARCETTI) relative to authorizing the Department of General Services (GSD) use of the City Hall Tom Bradley Room on May 5, 2010.

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

08-0851-S2

RESOLUTION (ALARCON - HUIZAR) relative to declaring April 18-24, 2010 as National Crime Victims' Rights Week in the City of Los Angeles.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon her request, and without objections, Councilmember Perry was excused to leave at 11:15 a.m. and return at 12:30 p.m. from Council session of Tuesday, May 11, 2010 due to City business.

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

10-0003-S1 - Chief Daryl F. Gates	(Zine - All Councilmembers)
Ofelia Esther Vinazza Mendez	(Parks for Perry)
Jeanne Carol Kraus	(Parks for Perry)
Ann Evry	(Rosendahl)
Jack Herer	(Rosendahl)

Ayes, Alarcón, Cárdenas, Huizar, Koretz, Krekorian, LaBonge, Parks, Rosendahl, Zine and President Garcetti (10); Absent: Hahn, Perry, Reyes, Smith and Wesson (5)

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By	
Council Clerk	PRESIDENT OF THE CITY COUNCIL