Los Angeles City Council, Journal/Council Proceedings
Tuesday, January 12, 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: Cárdenas, Hahn, Koret, Krekorian, LaBonge, Perry, Reyes, Smith, Zine and President Garcetti (10); Absent: Alarcón, Huizar, Parks, Rosendahl and Wesson (5)


COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 21

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 1-10

Roll Call #2 - Motion (Perry - Koret) Adopted, Ayes (10); Absent: Alarcon, Huizar, Parks, Rosendahl and Wesson (5)

(Item Nos. 1-2)

ITEM NO. (1) - PUBLIC HEARING CLOSED - ADOPTED

09-2418
CD 9

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of barricading of all openings, and cleaning and fencing of the lot at 3710 South Crawford Street. (Lien: $3,859.01)

ITEM NO. (2) - PUBLIC HEARING CLOSED - ADOPTED

09-2436
CD 14

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of the demolition of the building(s), asbestos removal from the building(s) and monitoring of the asbestos removal at 1054 North Glen Arbor Avenue. (Lien: $13,562.22)
ITEM NO. (3) - RECEIVED AND FILED - INASMUCH AS OWNERSHIP HAS CHANGED

Roll Call #1 - Motion (Smith - Perry) Adopted to Receive and File, Unanimous Vote (10); Absent: Alarcon, Huizar, Parks, Rosendahl and Wesson (4)

09-2437
CD 12

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the cost of cleaning of the lot at 19837 West Lassen Street. (Lien: $583.80)

ITEM NO. (4) - PUBLIC HEARING CLOSED - ADOPTED

Roll Call #2 - Motion (Perry - Koretz) Adopted, Ayes (10); Absent: Alarcon, Huizar, Parks, Rosendahl and Wesson (5)

09-2438
CD 5

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of cleaning of the lot and graffiti abatement at 4500 North Portico Place aka 17108 Oak View Drive. (Lien: $1,076.04)

ITEM NO. (5) - PUBLIC HEARING CLOSED - ADOPTED

Roll Call #12 - Motion (Cardenas - LaBonge) Adopted, Ayes (13); Absent: Perry and Wesson (2)

09-2439
CD 10

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of barricading of all openings, and cleaning and fencing of the lot at 3425 West 27th Street. (Lien: $6,225.41)

ITEM NO. (6) - PUBLIC HEARING CLOSED - ADOPTED

Roll Call #2 - Motion (Perry - Koretz) Adopted, Ayes (10); Absent: Alarcon, Huizar, Parks, Rosendahl and Wesson (5)

09-2440
CD 9

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of cleaning and fencing of the lot at 1306 West 60th Place. (Lien: $2,664.20)
Roll Call #3 - Motion (Hahn - Cardenas) Adopted to Continue, Unanimous Vote (11); Absent: Alarcon, Huizar, Rosendahl and Wesson (4)  
(Item Nos. 7-10)

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

09-2081  
CD 15

HEARING PROTESTS against the proposed improvement and maintenance of the Pacific Coast Highway and President Avenue Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Pacific Coast Highway and President 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 November 3, 2009 - Continue hearing and present Ordinance on FEBRUARY 2, 2010 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (8) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED ON FEBRUARY 2, 2010

09-2082  
CD 14

HEARING PROTESTS against the proposed improvement and maintenance of the Mateo and Jesse Streets Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Mateo and Jesse Streets Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on November 3, 2009 - Continue hearing and present Ordinance on FEBRUARY 2, 2010 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (9) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED ON FEBRUARY 2, 2010

09-2249  
CD 6

HEARING PROTESTS against the proposed improvement and maintenance of the Saticoy Street and Tyrone Avenue Lighting District.
Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Saticoy Street and Tyron 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 November 3, 2009 - Continue hearing and present Ordinance on FEBRUARY 2, 2010 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (10) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED ON FEBRUARY 2, 2010

09-2250
CD 2

HEARING PROTESTS against the proposed improvement and maintenance of the Tennessee and Butler Avenues No. 1 Lighting District.

Recommendations for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Tennessee and Butler Avenues Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on November 3, 2009 - Continue hearing and present Ordinance on FEBRUARY 2, 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 11-18

ITEM NO. (11) - ADOPTED

Roll Call #7 - Motion (Smith - Alarcon) Adopted, Ayes (11); Absent: Huizar, Perry, Rosendahl and Wesson (4)

09-2978

COMMUNICATION FROM THE MAYOR relative to the appointment of Dr. Jemiss Nazar to the Disabled Access Appeals Commission.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Dr. Jemiss Nazar to the Disabled Access Appeals Commission for the term ending June 30, 2011, to fill the vacancy created by Justin Kim, is APPROVED and CONFIRMED. Dr. Nazar resides in Council District 12. (Current Commission gender composition: M = 3; F = 2)

Ethics Commission Review: Pending.
BACKGROUND CHECK REVIEW: Complete.

COMMUNITY IMPACT STATEMENT: None submitted.

TIME LIMIT FILE - JANUARY 23, 2010

(LAST DAY FOR COUNCIL ACTION - JANUARY 22, 2010)

(Click on the above hyperlink or go to [http://cityclerk.lacity.org/lacityclerkconnect/index.cfm](http://cityclerk.lacity.org/lacityclerkconnect/index.cfm) for background documents.)

ADOPTED

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to the appointment of Dr. Jemiss Nazar to the Disabled Access Appeals Commission.

Recommendation for Council action:

RESOLVE that the Mayor’s appointment of Dr. Jemiss Nazar to the Disabled Access Appeals Commission for the term ending June 30, 2011, is APPROVED and CONFIRMED. Dr. Nazar resides in Council District 12 and will fill the vacancy created by Justin Kim. (Current Commission gender composition: M = 3; F = 2).

BACKGROUND CHECK REVIEW: Pending.

ETHICS COMMISSION REVIEW: Complete.

COMMUNITY IMPACT STATEMENT: None submitted.

TIME LIMIT FILE - JANUARY 23, 2010

(LAST DAY FOR COUNCIL ACTION - JANUARY 22, 2010)

ITEM NO. (12) - ADOPTED

Roll Call #8 - Motion (LaBonge - Hahn) Adopted, Ayes (11); Absent: Huizar, Perry, Rosendahl and Wesson (4)

09-2986 COMMUNICATION FROM THE MAYOR relative to the appointment of Mr. Murtaza Sanwari to the Human Relations Commission.

Recommendation for Council action:
RESOLVE that the Mayor’s appointment of Mr. Murtaza Sanwari to the Human Relations Commission for the term ending June 30, 2012, to fill the vacancy created by James Bova, is APPROVED and CONFIRMED. Mr. Sanwari resides in Council District 12. (Current Commission gender composition: M = 3; F = 7)

Ethics Commission Review: Pending.

Background Check Review: Pending.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JANUARY 23, 2010

(LAST DAY FOR COUNCIL ACTION - JANUARY 22, 2010)

(Arts, Parks, Health and Aging Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(Click on the above hyperlink or go to http://cityclerk.lacity.org/lacityclerkconnect/index.cfm for background documents.)

ADOPTED

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to the appointment of Mr. Murtaza Sanwari to the Human Relations Commission.

Recommendation for Council action:

RESOLVE that the Mayor’s appointment of Mr. Murtaza Sanwari to the Human Relations Commission for the term ending June 30, 2012, is APPROVED and CONFIRMED. Mr. Sanwari resides in Council District 12 and will fill the vacancy created by James Bova. (Current Commission gender composition: M = 3; F = 7).

Background Check Review: Complete.

Ethics Commission Review: Complete.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JANUARY 23, 2010

(LAST DAY FOR COUNCIL ACTION - JANUARY 22, 2010)
ITEM NO. (13) - ADOPTED

Roll Call #9 - Motion (Hahn - Rosendahl) Adopted, Ayes (13); Absent: Perry and Wesson (2)

TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to the appointment of Ms. Shahiedah Shabazz to the Los Angeles Convention and Exhibition Center Authority.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Shahiedah Shabazz to the Los Angeles Convention and Exhibition Center Authority for term ending January 16, 2013 is APPROVED and CONFIRMED.

Ms. Shabazz resides in Council District 15. (Current commission gender composition: M = 7; F = 3)

Ethics Commission review: Complete

Background Check review: Complete

Community Impact Statement: None submitted.

TIME LIMIT FILE - JANUARY 18, 2010

(LAST DAY FOR COUNCIL ACTION - JANUARY 15, 2010)

ITEM NO. (14) - ADOPTED

Roll Call #6 - Motion (Smith - Krekorian) Adopted, Ayes (12); Absent: Huizar, Rosendahl and Wesson (3)

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change at 3128 East Whittier Boulevard.

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 Mitigated 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. 09-2079 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 Mitigated Negative Declaration [ENV 2008-1614 MND] filed on August 22, 2008.

2. ADOPT the FINDINGS of the East Los Angeles Area Planning Commission (ELAAPC) as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the ELAAPC, effecting a zone change from [Q]P-1 to (T)(Q)C2-1, for the construction, use and maintenance of an approximately 13,620 square foot retail development located at 3128 East Whittier Boulevard, subject to Conditions of Approval.

Applicant: Byeong Seong Lee (King R. Woods, Representative) APCE 2008-1613-ZC

4. REMOVE the (T) Tentative classification as described in detail on the sheet(s) attached to the Council file.

5. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.

6. ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.

7. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.

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

Community Impact Statement: None submitted.

TIME LIMIT FILE - JANUARY 15, 2010
(LAST DAY FOR COUNCIL ACTION - JANUARY 15, 2010)

ITEM NO. (15) - ADOPTED

Roll Call #4 - Motion (Garcetti - Parks) Adopted, Ayes (11); Absent: Alarcon, Huizar, Rosendahl and Wesson (4)

09-3045

MOTION (PERRY - CARDENAS) relative to authorization to enter into an agreement with PA Consulting, for a contract total of $250,000, to conduct the independent third party fiscal review of the Los Angeles Department of Water and Power's proposed Energy Cost Adjustment Factor cap modification proposal, and the Residential Tiered Electric Rate Restructuring proposal.

(Budget and Finance Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(Click on the above hyperlink or go to http://cityclerk.lacity.org/lacityclerkconnect/index.cfm for background documents.)

(Energy and Environment Committee waived consideration of the above matter)
ADOPTED

BUDGET AND FINANCE COMMITTEE REPORT relative to an agreement with PA Consulting to conduct independent third party fiscal review of Los Angeles Department of Water and Power (LADWP) proposals.

Recommendations for Council action:

1. AUTHORIZE the City Administrative Officer (CAO) and the Chief Legislative Analyst (CLA) to enter into an agreement with PA Consulting, for a contract total of $250,000 for a period not to exceed 180 days, to conduct the independent third party fiscal review of the LADWP’s proposed Energy Cost Adjustment Factor cap modification proposal, and the Residential Tiered Electric Rate Restructuring proposal.

2. DESIGNATE the CAO and the CLA as the supervisory and coordinating entities for the independent third party review.

3. AUTHORIZE the CAO and CLA to review and process all invoices received from PA Consulting, with the invoices to be reconciled with the LADWP for payment.

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

Community Impact Statement: None submitted.

ITEM NO. (16) - ADOPTED - FORTHWITH

Roll Call #13 - Motion (Zine - Smith) Adopted, Ayes (14); Absent: Wesson (1)

10-0022

MOTION (KORETZ - ZINE - SMITH) relative to an amicus brief urging the California Supreme Court to review a recent decision to overturn California Penal Code Section 12370, which prohibits violent felons from possessing or wearing body armor.

(Budget and Finance Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(Click on the above hyperlink or go to http://cityclerk.lacity.org/lacityclerkconnect/index.cfm for background documents.)

(Public Safety Committee waived consideration of the above matter)

ADOPTED

BUDGET AND FINANCE COMMITTEE REPORT relative to an amicus brief urging the California Supreme Court to review a decision to overturn California Penal Code Section 12370.
Recommendation for Council action, pursuant to Motion (Koretz - Zine - Smith):

REQUEST the City Attorney to prepare and present an amicus brief urging the California Supreme Court to review a recent decision to overturn California Penal Code Section 12370, which prohibits violent felons from possessing or wearing body armor.

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.

(Public Safety Committee waived consideration of the above matter)

Roll Call #4 - Motion (Garcetti - Parks) Adopted, Ayes (11); Absent: Alarcon, Huizar, Rosendahl and Wesson (4)
(Item Nos. 17-18)

ITEM NO. (17) - ADOPTED

08-1588-S1
CD 13

ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to the Riverdale Avenue Green Street Project, and related matters.

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

1. APPROPRIATE $250,000 within the Stormwater Pollution Abatement Fund, Fund No. 511, for this Project in Fiscal Year (FY) 2009-10. The remaining $250,000 will be appropriated in FY 2010-11 through the budget process.

2. AUTHORIZE and REQUEST the Controller to set up a new account, in the amount of $250,000, in FY 2009-10 within Fund 511 titled, “Riverdale Green Street Project.”

3. INSTRUCT the Director, Bureau of Sanitation, to deposit the grant proceeds to Fund 511 upon reimbursement from the grantor.

4. AUTHORIZE the City Administrative Officer (CAO) to make any technical corrections as necessary to implement the intent of the Council.

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

09-2104
PUBLIC WORKS COMMITTEE REPORT relative to the status of the Public Works Trust Fund at June 30, 2009.

Recommendation for Council action:

NOTE and FILE the August 21, 2009 Board of Public Works relative to the status of the Public Works Trust Fund at June 30, 2009.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

Items for Which Public Hearings Have Not Been Held - Items 19-30
(10 Votes Required for Consideration)

ITEM NO. (19) - ADOPTED

Roll Call #5 - Motion (Hahn - Krekorian) Adopted, Ayes (11); Absent: Alarcon, Huizar, Rosendahl and Wesson (4)

09-1059
CD 15

ACCEPTANCE OF BIDS relative to the Notice of Sale for a Pipeline Franchise in the City of Los Angeles.

Recommendations for Council action:

1. FIND that the City of Los Angeles is in need of a common carrier pipeline franchise to operate and maintain a pipeline in City right-of-way associated with the transportation of oil.

2. ACCEPT and AWARD the bid for the pipeline franchise to the responsible bidder offering to pay the City the highest cash consideration, but not less than $500 and, if O'Donnell Oil, LLC is the highest responsible bidder, award the franchise to this company.

3. REQUEST the City Attorney to prepare and present the pipeline franchise Ordinance for the successful bidder for presentation to the Council.

4. INSTRUCT the Los Angeles Department of Transportation to notify the successful bidder and ensure that all good faith deposits are returned to the unsuccessful bidders, subsequent to the award of the bid.
5. REQUIRE that the successful bidder file a faithful performance bond in duplicate with the City Clerk within five days after the award of the pipeline franchise, pursuant to Los Angeles Administrative Code Section 13.30.

(Pursuant to Council action of June 23, 2009)

ITEM NO. (20) - ADOPTED

Roll Call #6 - Motion (Smith - Krekorian) Adopted, Ayes (12); Absent: Huizar, Rosendahl and Wesson (3)

06-1998
CD 12

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and ORDINANCE FIRST CONSIDERATION relative to the dedication of City-owned real property as sanitary sewer easement for west of Longacre Avenue and Zelzah Avenue, north of Rinaldi Street.

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

1. FIND that the dedication of City-owned real property as sanitary sewer easement for west of Longacre Avenue and Zelzah Avenue, north of Rinaldi Street is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(19) of the City's Environmental Guidelines.

2. AUTHORIZE the Board of Public Works to acquire the dedication of City-owned real property as sanitary sewer easement for west of Longacre Avenue and Zelzah Avenue, north of Rinaldi Street.

3. PRESENT and ADOPT the accompanying ORDINANCE effectuating the dedication, acceptance and establishment of certain real property owned by the City of Los Angeles, lying west of Longacre Avenue and Zelzah Avenue, north of Rinaldi Street, all public streets of said City.

4. INSTRUCT the Real Estate Division of the Bureau of Engineering to record the Ordinance, as detailed above in Recommendation No. 3, with the County Recorder.

5. 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. BD203172.
ITEM NO. (21) - ADOPTED

10-0005-S10
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 January 12, 2010:

10-0005-S10
CD 1

a. Property at 1801 West Fifth Street aka 461 South Burlington Avenue (Case No. 117628).
   Assessor I.D. No. 5154-024-001
   
   (Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 16, 2007)

10-0005-S11
CD 9

b. Property at 345 East 60th Street (Case No. 183659).
   Assessor I.D. No. 6006-028-004
   
   (Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 29, 2008)

10-0005-S12
CD 9

c. Property at 345 East 60th Street (Case No. 53402).
   Assessor I.D. No. 6006-028-004
   
   (Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 3, 2007)

10-0005-S13
CD 14

d. Property at 3005 East Ganahl Street (Case No. 244916).
   Assessor I.D. No. 5229-004-026
   
   (Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 18, 2009)

10-0005-S14
CD 10

e. Property at 1042 South Oxford Avenue (Case No. 233930).
   Assessor I.D. No. 5080-014-022
   
   (Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 13, 2009)
10-0005-S15
CD 8
f. Property at 6922 South Denver Avenue (Case No. 244894).
   Assessor I.D. No. 6013-022-019

   (Notice of Acceptance into the REAP/Rent Reduction Program was sent on July 1, 2009)

10-0005-S16
CD 9
g. Property at 703 West 52nd Place (Case No. 226077).
   Assessor I.D. No. 5001-030-010

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

10-0005-S17
CD 15
h. Property at 9602 South Defiance Avenue (Case No. 110216).
   Assessor I.D. No. 6048-020-006

   (Notice of Acceptance into the REAP/Rent Reduction Program was sent on March 22, 2007)

10-0005-S18
CD 11
i. Property at 1418 South Amherst Avenue (Case No. 233282).
   Assessor I.D. No. 4263-028-010

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

ITEM NO. (22) - ADOPTED - FORTHWITH

Roll Call #15 - Motion (Rosendahl - LaBonge) Adopted, Ayes (13); Absent: Wesson and Zine (2)

08-0504

ENVIRONMENTAL IMPACT REPORT and COMMUNICATIONS FROM THE BOARD OF PUBLIC WORKS and BUREAU OF ENGINEERING relative to the Venice Pumping Plant Dual Force Main Project.

Recommendations for Council action:

1. CERTIFY that the Environmental Impact Report (EIR; State Clearing House No. 2003031001), as attached to the Council file, for the Venice Pumping Plant Dual Force Main Project prepared by the City of Los Angeles/Bureau of Engineering’s Environmental Management Group complies with the California Environmental Quality Act of 1970 (CEQA), pursuant to the City of Los Angeles Environmental Guidelines and that the City Council has reviewed the information contained therein and considered it along with other factors related to this project; and further CERTIFY that the determination reflects the City Council’s independent judgment and analysis; and that this determination reflects the record of proceedings in this matter are located in Council file No. 08-0504 in the custody of the City Clerk (BPW 005-08) and in the files of the Bureau of Engineering (BOE).
2. ADOPT the FINDINGS of the Board of Public Works dated February 25, 2008, attached to the Council file, as the Findings of the Council.

3. ADOPT the December 2007 Mitigation Monitoring Program as detailed in the EIR (State Clearing House No. 2003031001), attached to the Council file.

4. ADOPT the Findings and Statement of Overriding Considerations as detailed in the EIR (State Clearing House No. 2003031001), attached to the Council file.

5. APPROVE the Venice Pumping Plant Dual Force Main Project as detailed in the EIR (State Clearing House No. 2003031001), as attached to the Council file.

6. AMEND the “Findings and Statement of Overriding Considerations” and “Mitigation Monitoring Program” in the EIR as detailed on the May 8, 2008 BOE report, attached to the Council file.

7. AMEND the EIR to incorporate the traffic analysis entitled “Traffic Study for the Venice Dual Force Main, Los Angeles, California” dated June, 2009 and related documents from the Los Angeles Department of Transportation and Los Angeles County as detailed in the November 23, 2009 BOE report, attached to the Council file.

Financial Impact Statement: The City Engineer reports that the Venice Pumping Plant Dual Force Main Sewer Project has an approved budget of approximately $65,315,000. Funding is available from the Sewer Capital Fund.

Community Impact Statement: None submitted.

(Public Works Committee waived consideration of the above matter)

Roll Call #13 - Motion (Zine - Smith) Adopted, Ayes (14); Absent: Wesson (1) (Item Nos. 23-24)

ITEM NO. (23) - ADOPTED - TO THE MAYOR FORTHWITH

09-0002-S206

CONSIDERATION OF RESOLUTION (ZINE - SMITH - KORETZ) relative to the City's position for any legislation that would provide a clear and concise definition of the term body armor so that violent felons remain unable to acquire such devices.

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

ADOPT the accompanying RESOLUTION to:

a. Support the California State Attorney General's decision to petition the California Supreme Court to review a recent appellate court ruling to overturn California Penal Code Section 12370.

b. Include in the City's 2009-10 State Legislative Program SPONSORSHIP and/or SUPPORT for any legislation, including urgency legislation, that would provide a clear and concise definition of the term body armor so that violent felons remain unable to acquire such devices.
Community Impact Statement: None submitted.

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

ITEM NO. (24) - ADOPTED - FORTHWITH

10-0021

CONSIDERATION OF MOTION (ZINE - SMITH - KORETZ) relative to prohibiting violent felons from possessing or wearing body armor in the city of Los Angeles.

Recommendation for Council action:

REQUEST the City Attorney to prepare and present an ordinance prohibiting violent felons from possessing or wearing body armor in the city of Los Angeles.

Community Impact Statement: None submitted.

(Public Safety Committee waived consideration of the above matter)

ITEM NO. (25) - ADOPTED

Roll Call #16 - Motion (Perry - Parks) Adopted, Ayes (13); Absent: Wesson and Zine (2)

07-0096-S1

MOTION (PERRY - REYES) relative to a request for an exemption from the Convention Center fee waiver policy for the Glamour Gowns 2010 event on March 12, 2010.

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

1. FIND that the Glamour Gowns 2010 event, sponsored by CASA of Los Angeles, serves a public purpose in that it provides high school-aged girls in foster care with dresses and accessories for a special event while instilling self-esteem, self-confidence and a feeling of self-worth.

2. APPROVE the fee waiver for the Glamour Gowns 2010 event, in the amount of $3,683.42 for Convention Center room rental fees, in accordance with the Convention Center Fee Subsidy Policy, approved by the Council on July 30, 2008 (Council file No. 08-0598).

3. INSTRUCT the City Administrative Officer to include instructions in a future Financial Status Report to transfer funds from the Council District Nine portion of the General City Purposes Fund, Special Fund Fee Waiver Reimbursement line item to reimburse the Convention Center for this fee waiver.
Roll Call #5 - Motion (Hahn - Krekorian) Adopted, Ayes (11); Absent: Alarcon, Huizar, Rosendahl and Wesson (4)
(Item Nos. 26-28)

ITEM NO. (26) - ADOPTED

09-0010-S39
MOTION (SMITH - PERRY) relative to reinstating the reward offer in the death of Artak Jragatsbanian for an additional six months.

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

REAFFIRM Councils findings and REINSTATE the reward offer relative to the death of Artak Jragatsbanian (Council action of June 23, 2009, Council file No. 09-0010-S39) for an additional period of six months from the publication of the offer of reward by the Office of the City Clerk and, further, that the sum of $50,000 shall be the aggregate maximum sum of any payment or payments of a City reward in this instance.

ITEM NO. (27) - ADOPTED

10-0010
MOTION (PERRY - REYES) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Sean Lyndon Pouper on May 25, 2009.

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

1. PROVIDE an offer of reward in the amount of $50,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Sean Lyndon Pouper on May 25, 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. (28) - ADOPTED

10-0010-S1
MOTION (GARCETTI for REYES - KREKORIAN) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Humberto Rodriguez on November 25, 2009.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:
1. PROVIDE an offer of reward in the amount of $50,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Humberto Rodriguez on November 25, 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. (29) - ADOPTED - FORTHWITH

Roll Call #17 - Motion (Krekorian - Rosendahl) Adopted, Ayes (13); Absent: Wesson and Zine (2)

10-0017
CD 2

MOTION (KREKORIAN - KORETZ) relative to asserting jurisdiction over the December 23, 2009 written action taken by the City Planning Commission.

Recommendations for Council action:

1. ASSERT jurisdiction over the December 23, 2009 written action taken by the City Planning Commission in case number DIR-2008-1178-DB-SPP-1A and ENV-2008-1179-MND.

2. REFER this matter, upon assertion of jurisdiction, to the Planning and Land Use Management Committee for a full and complete public hearing, and following such hearing that the Council make an appropriate decision on the presented herein.

TIME LIMIT FILE - JANUARY 13, 2010

(LAST DAY FOR COUNCIL ACTION - JANUARY 13, 2010)

10 VOTES REQUIRED, PURSUANT TO CHARTER SECTION 245

ITEM NO. (30) - ADOPTED

Roll Call #10 - Motion (LaBonge - Hahn) Adopted, Ayes (13); Absent: Perry and Wesson (2)

09-0069

RESOLUTION (LABONGE - WESSON) relative to declaring January 13, 2010 as Korean American Day in the City of Los Angeles.

Recommendation for Council action:

RESOLVE to DECLARE January 13, 2010 as Korean American Day in the City of Los Angeles.
ITEM NO. (31) - ADOPTED

Roll Call #18 - Motion (Koretz - Krekorian) Adopted, Ayes (13); Absent: Wesson and Zine (2)

10-0045

MOTION (GARCETTI - ZINE) relative to adopting the regular meeting schedule for the Council’s Standing Committees.

Recommendation for Council action:

ADOPT, pursuant to Section 2.2 of the Administrative Code, the following as the regular meeting schedule for the Council’s Standing Committees, effective upon adoption:

<table>
<thead>
<tr>
<th>COMMITTEE</th>
<th>DAY</th>
<th>TIME</th>
<th>ROOM</th>
</tr>
</thead>
<tbody>
<tr>
<td>ARTS, PARKS, HEALTH AND AGING</td>
<td>2nd, 4th Tuesdays</td>
<td>8:30 a.m.</td>
<td>1010</td>
</tr>
<tr>
<td>AUDITS AND GOVERNMENTAL EFFICIENCY</td>
<td>1st, 3rd Tuesdays</td>
<td>2:00 p.m.</td>
<td>1050</td>
</tr>
<tr>
<td>BUDGET AND FINANCE</td>
<td>Mondays</td>
<td>1:00 p.m.</td>
<td>1010</td>
</tr>
<tr>
<td>EDUCATION AND NEIGHBORHOODS</td>
<td>2nd, 4th Tuesdays</td>
<td>3:30 p.m.</td>
<td>1050</td>
</tr>
<tr>
<td>ENERGY AND ENVIRONMENT</td>
<td>1st, 3rd Tuesdays</td>
<td>9:00 a.m.</td>
<td>1010</td>
</tr>
<tr>
<td>HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT</td>
<td>Wednesdays</td>
<td>8:30 a.m.</td>
<td>1010</td>
</tr>
<tr>
<td>INFORMATION TECHNOLOGY AND GOVERNMENT AFFAIRS</td>
<td>1st, 3rd Tuesdays</td>
<td>2:00 p.m.</td>
<td>1010</td>
</tr>
<tr>
<td>JOBS AND BUSINESS DEVELOPMENT</td>
<td>2nd, 4th Tuesdays</td>
<td>1:00 p.m.</td>
<td>1010</td>
</tr>
<tr>
<td>PERSONNEL</td>
<td>1st, 3rd Wednesdays</td>
<td>2:00 p.m.</td>
<td>1050</td>
</tr>
<tr>
<td>PLANNING AND LAND USE MANAGEMENT</td>
<td>Tuesdays</td>
<td>2:00 p.m.</td>
<td>350</td>
</tr>
<tr>
<td>PUBLIC SAFETY</td>
<td>Mondays</td>
<td>9:30 a.m.</td>
<td>1010</td>
</tr>
<tr>
<td>PUBLIC WORKS</td>
<td>1st, 3rd Wednesdays</td>
<td>2:00 p.m.</td>
<td>1010</td>
</tr>
<tr>
<td>RULES AND ELECTIONS</td>
<td>2nd, 4th Wednesdays</td>
<td>3:00 p.m.</td>
<td>1050</td>
</tr>
<tr>
<td>TRADE, COMMERCE AND TOURISM</td>
<td>1st, 3rd Wednesdays</td>
<td>8:45 a.m.</td>
<td>1060</td>
</tr>
<tr>
<td>TRANSPORTATION</td>
<td>2nd, 4th Wednesdays</td>
<td>2:00 p.m.</td>
<td>1010</td>
</tr>
</tbody>
</table>
MOTIONS PRESENTED PURSUANT TO RULE NO. 16 - TO BE PLACED ON THE NEXT AVAILABLE AGENDA

10-0011
CD 5
MOTION (KORETZ - HUIZAR) relative to funding for enhanced efforts for transit related projects, sidewalk projects, curb/sidewalk improvements, beautification projects needed to improve conditions for public transit patrons in Council District Five.

10-0010-S3
MOTION (REYES - ROSENDAHL) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Fereidoun Kohanim on December 21, 2009.

10-0010-S5
MOTION (CARDENAS - ZINE) relative to offer(s) of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the various crimes perpetrated by alleged gang members, listed on the Council file.

10-0010-S4
MOTION (PARKS - PERRY) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Annette Marie Carter on January 3, 2010.

10-0057
CD 15
MOTION (HAHN - GARCETTI) relative to installing street banners announcing the Auto Club Speedway Day in L.A. on February 18, and the Auto Club 500 NASCAR event on February 21, 2010.

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

10-0058
RESOLUTION (ALARCON - PARKS) relative to declaring February 6, 2010 as Los Angeles federal Earned Income Tax Credit (EITC) Day in the City of Los Angeles.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon his request, and without objections, Councilmember Garcetti was excused to leave at 11:45 a.m. from the Council meeting of Friday, January 15, 2010 due to personal business.

Upon his request, and without objections, Councilmember Smith was excused from the Council meetings of Tuesday, March 2, 2010 and Wednesday, March 3, 2010 due to City business.
Upon his request, and without objections, Councilmember Alarcon was excused to arrive at 1:00 p.m. to the Council meeting of Wednesday, January 13, 2010 due to City business.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

10-0004 - Charlie Stubbs
Peter J. Bakotich
Emmanuel L. Hernandez
Joe Weider

(Garcetti)

(Garcetti)

(Garcetti)

(Rosendahl)

At the conclusion of this day's Council Session

ADJOURNING MOTIONS WERE ADOPTED in tribute to the memory of:

10-0003 - Dwight Steinert
Ken Genser
Carol Berman
Harold Dale Bergquist
Miep Gies

(Smith)

(Rosendahl - All Councilmembers)

(Rosendahl)

(Zine)

(Koretz - All Councilmembers)

Ayes, Cárdenas, Hahn, Huizar, Koretz, Krekorian, LaBonge, Parks, Perry, Reyes, Rosendahl, Zine and President Garcetti (12); Absent: Alarcón, Smith and Wesson (3)

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL