

Los Angeles City Council, **Journal/Council Proceedings**
Friday, **February 26, 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, Koretz, Krekorian, LaBonge, Parks, Perry, Smith, Wesson, and President Garcetti (10); Absent: Hahn, Huizar, Reyes, Rosendahl and Zine (5)

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
FEBRUARY 23, 2010

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 32

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

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

Items for Which Public Hearings Have Been Held - Items 1-28

ITEM NO. (1) - ADOPTED

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

[10-0079](#)

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to the appointment of Ms. Annie Chu to the Cultural Affairs Commission.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Annie Chu to the Cultural Affairs Commission for the term ending June 30, 2014, is APPROVED and CONFIRMED. Ms. Chu will fill the vacancy created by Adolfo Nodal and she resides in Council District Two. (Current Commission gender composition: M = 3; F = 4).

Background Check Review: Complete.

Ethics Commission Review: Pending.

Community Impact Statement: None submitted.

ITEM NO. (2) - ADOPTED

Roll Call #6 - Motion (Krekorian - LaBonge) Adopted, Ayes (13); Absent: Huizar and Reyes (2)

[09-3083](#)

CD 4

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT, RESOLUTION and ORDINANCE FIRST CONSIDERATION relative to a General Plan Amendment, vesting zone change and height district change for property at 1600-16 North La Brea Avenue and 7084 Hawthorn Avenue.

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. 09-3083 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-2007-5873-MND-REC] filed on January 25, 2008.
2. ADOPT the FINDINGS of the City Planning Commission (CPC) as the Findings of the Council.
3. ADOPT the accompanying RESOLUTION as recommended by the Mayor, the Director of Planning and the CPC APPROVING the proposed General Plan Amendment to the Hollywood Community Plan from High Residential to Regional Center Commercial for the proposed construction of a new mixed use building comprised of 56 residential condominium units and 9,000 square feet of commercial retail use on a 17,314 net square foot site at 1600-16 North La Brea Avenue and 7084 Hawthorn Avenue.

Applicant: La Brea Regency, LLC

CPC 2009-0507-GPA-VZC-HD-SPR

(Kamran Kazemi, Tala Associates, Representative)

4. PRESENT and ADOPT the accompanying ORDINANCE, approved by the CPC, effecting a vesting zone change from R4-2 to (T)(Q)RAS4-2D and a height district change to add a "D" Limitation on site to permit a maximum Floor Area Ratio of 4:5:1 for property at 1600-16 North La Brea Avenue and 7084 Hawthorn Avenue, subject to Conditions of Approval.
5. REMOVE (T) Tentative classification as described in detail on the sheet(s) attached to the Council file.
6. INSTRUCT the Planning Department to update the General Plan and appropriate maps pursuant to this action.

7. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.
8. 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.
9. 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 CPC reports that there is no General Fund impact, as administrative costs are recovered through fees.

Community Impact Statement: None submitted.

TIME LIMIT FILE - MARCH 8, 2010

(LAST DAY FOR COUNCIL ACTION - MARCH 5, 2010)

ITEM NO. (3) - ADOPTED

Roll Call #7 - Motion (Cardenas - Hahn) Adopted, Ayes (13); Absent: Huizar and Reyes (2)

[09-1112](#)
CD 6

FINAL ENVIRONMENTAL IMPACT REPORT (FEIR), TRADE, COMMERCE AND TOURISM COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to the phaseout of noisier aircraft at Van Nuys Airport.

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

1. CERTIFY that the FEIR for the Van Nuys Airport Noisier Aircraft Phaseout Ordinance with Historic, Maintenance, and Stages Three and Four Exemptions (Alternative Two Ordinance), which includes the draft EIR and the FEIR:
 - a. Has been completed in compliance the California Environmental Quality Act (CEQA) and with its State CEQA Guidelines and City of Los Angeles CEQA Guidelines.
 - b. Was presented to, reviewed and considered by the City Council prior to approving the project.
 - c. Represents the City Council's independent judgment and analysis.
2. ADOPT the:
 - a. CEQA Findings.
 - b. Statement of Overriding Considerations.

- c. Accompanying Van Nuys Airport Noisier Aircraft Phaseout ORDINANCE with Historic, Maintenance, and Stages Three and Four Exemptions (known as Alternative Two in the FEIR).

Fiscal Impact Statement: The Board of Airport Commissioners reports that funds for this item are available in the Fiscal Year 2008-09 Los Angeles World Airports operating budget in Cost Center 1400009 - VNY Noise Management, Commitment Item 520 - Contractual Services. Funding for subsequent years, including implementation and enforcement of the ordinance by Van Nuys staff, will be requested as part of the annual budget process. Future costs to implement and enforce the ordinance may include a request to hire additional staff for Van Nuys Airport operations.

Community Impact Statement: None submitted.

Roll Call #1 - Motion (Perry - Smith) Adopted, Ayes (11); Absent: Huizar, Reyes, Rosendahl and Zine (4) (Item Nos. 4-5)

ITEM NO. (4) - ADOPTED

[10-0067](#)

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to accepting a grant award for The Big Read program for the period January 2010 through June 2010.

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

1. AUTHORIZE the General Manager, Department of Cultural Affairs (DCA), or designee, to retroactively submit and accept a grant award from the National Endowment for the Arts in the amount of \$20,000 for the period of January 18, 2010 through June 30, 2010.
2. AUTHORIZE the General Manager, DCA, or designee, to negotiate and execute the grant award and agreement on behalf of the City and submit the required reporting relative to the grant, subject to the City Attorney approval as to form and legality.
3. AUTHORIZE the DCA to expend for the purposes of a minimum 1:1 match a percentage of full-time salaries equivalent to \$15,000 from Fund 100, Account 1010, and up to \$5,000 in part-time salaries funds from Fund 100, Account 1070.
4. AUTHORIZE the DCA to receive and expend National Endowment for the Arts grant funds for all eligible purposes activities for the period of January 18, 2010 through June 30, 2010.
5. AUTHORIZE the Controller to:
 - a. Establish a new appropriation account within Fund 337, Cultural Affairs Grants, to be labeled "The Big Read 09/10."
 - b. Appropriate \$20,000 received from the National Endowment for the Arts into the newly established Fund 337, "The Big Read 09/10."

6. AUTHORIZE the General Manager, DCA, or designee, to prepare any Controller instructions needed to implement actions approved by the Council and Mayor on matters presented in or deriving from the report, and/or to make necessary technical adjustments, subject to review by the City Administrative Officer and AUTHORIZE the Controller to implement these instructions.

Fiscal Impact Statement: The DCA reports that there is no impact to the General Fund.

Community Impact Statement: None submitted.

ITEM NO. (5) - ADOPTED

[10-0095](#)

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to submitting a grant application for The Big Read program for the period September 2010 through June 2011.

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

1. AUTHORIZE the General Manager, Department of Cultural Affairs (DCA), or designee, to submit a grant application to the National Endowment for the Arts in the amount of \$20,000 for The Big Read, February 3, 2010 deadline.
2. AUTHORIZE the General Manager, DCA, or designee to submit all necessary paperwork relative to the grant, subject to the City Attorney approval as to form and content.
3. AUTHORIZE the DCA to expend for the purposes of a minimum 1:1 match a percentage of full-time salaries equivalent to \$10,000 from Fund 100, Account 1010, and up to \$10,000 in part-time salaries funds from Fund 100, Account 1070.
4. AUTHORIZE the General Manger, DCA, or designee, to prepare any Controller instructions needed to implement actions approved by the Council and Mayor on matters presented in or deriving from the report, and/or to make necessary technical adjustments, subject to review by the City Administrative Officer; and further, AUTHORIZE the Controller to implement these instructions.

Fiscal Impact Statement: The DCA reports that there is no impact to the General Fund.

Community Impact Statement: None submitted.

ITEM NO. (6) - CONTINUED TO MARCH 5, 2010

Roll Call #13 - Motion (Parks - Perry) Adopted To Continue, Unanimous Vote (12); Absent: Huizar, Reyes and Wesson (3)

[09-0600-S160](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to the status of Municipal Corporation of Los Angeles (MICLA) construction projects.

Recommendations for Council action:

1. INSTITUTE an immediate freeze on MICLA financing for any municipal construction project that is not yet in construction.
2. AUTHORIZE a temporary non-voter approved direct debt ratio ceiling of five percent of General Fund revenues to allow for a one percent cushion for fiscal emergencies.
3. INSTRUCT the City Administrative Officer (CAO) to:
 - a. Reduce the amount of MICLA financing used for equipment and use MICLA financing for the acquisition and improvements of real property; and, explore other options for paying for equipment.
 - b. Report back on a phase-out of the use of MICLA for capital equipment, as part of the 2010-11 Budget approval process. This phase-out report should include recommendations to pay for new, ongoing, and replacement equipment on a pay-as-you-go basis.
 - c. Continue to look for other funding sources for deferred or active projects other than MICLA.
4. INSTRUCT the CAO, the Department of General Services and other concerned City departments, to the extent possible, to reduce the cost of tenant improvements when relocating from one facility to another by using facilities as-is, without extensive tenant improvements requiring the use of non-special funds such as MICLA.

Fiscal Impact Statement: The CAO reports that adoption of this report will impact the General Fund. This report recommends an immediate freeze on MICLA financing for any municipal construction project that is not yet in construction. Since MICLA financings are serviced by the General Fund, the deferral of MICLA financing will reduce the future obligation of the General Fund.

Debt Financing Statement: The CAO reports that adoption of this report will impose a temporary non-voter approved direct debt ratio ceiling of five percent of General Fund revenues to allow for a one percent cushion for fiscal emergencies.

Community Impact Statement: None submitted.

Roll Call #1 - Motion (Perry - Smith) Adopted, Ayes (11); Absent: Huizar, Reyes, Rosendahl and Zine (4) (Item Nos. 7-19)

ITEM NO. (7) - ADOPTED

[09-2688](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to the Dispute Resolution Program Agreement - 20th Year.

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

1. APPROVE the proposed agreement between the City of Los Angeles and County of Los Angeles in the amount of \$390,930 for the Dispute Resolution Program for the period of July 1, 2009 through June 30, 2010, subject to City Attorney approval as to form and legality.

2. AUTHORIZE the City Attorney to accept and execute the 20th year grant amount of \$390,930 from the County of Los Angeles.
3. APPROVE the City cash and in-kind match in the amount of \$390,930 for the period of July 1, 2009 through June 30, 2010.
4. AUTHORIZE the Controller to:
 - a. Establish a receivable within Fund 368 in the amount of \$390,930 from the County of Los Angeles.
 - b. Establish new appropriation accounts within Fund 368 and appropriate \$390,930 upon receipt of grant funds as follows:

Account E701	Personal Services	\$ 359,411
Account E702	Travel and Training	\$ 2,000
Account E703	Office Supplies	\$ 20,519
Account xxxx	Office Equipment	\$ 4,000
Account xxxx	Audit	\$ 5,000
5. TRANSFER \$257,182 from Fund 368, Account E701 to Fund 100/12, Account 1020 - Salaries Grant Reimbursed.
6. TRANSFER \$102,229 from Fund 368, Account E701 to Fund 100/12, Account 4640 - Reimbursement of Related Costs.
7. REQUEST the City Attorney to submit invoices to the County of Los Angeles on a monthly basis to ensure that expenditures are reimbursed on a timely manner.
8. AUTHORIZE the City Attorney to prepare Controller instructions for any necessary technical adjustments subject to the approval of the City Administrative Officer (CAO), and AUTHORIZE the Controller to implement the instructions.
9. REQUEST the City Attorney to look at application of the Cost Allocation Plan (CAP) Rate to volunteer hours.
10. INSTRUCT the CAO and REQUEST the City Attorney when submitting requests to the Council for approval to accept grants, that the requests be submitted as early as possible for grants which begin at the start of the fiscal year, rather than submitting the request for grant acceptance past the mid-year.

Fiscal Impact Statement: The CAO reports that acceptance of the grant award of \$390,930 from the County of Los Angeles requires a one-to-one match. The City's match of \$390,930 will consist of \$211,708 in volunteer hours, \$104,611 in fringe benefits and City overhead costs and \$74,611 in salary costs; funds for the program are front-funded and reimbursed to the General Fund. The recommendations contained in this report are in compliance with the City's Financial Policies, in that budgeted appropriations must be balanced against revenue, which includes available cash balances and revenues estimated to be received in the current year.

Community Impact Statement: None submitted.

ITEM NO. (8) - ADOPTED

[10-0168](#)

INFORMATION TECHNOLOGY AND GOVERNMENT AFFAIRS COMMITTEE REPORT relative to the City of Los Angeles 2009 Strategic Real Estate Plan.

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

1. APPROVE and ADOPT the City of Los Angeles 2009 Strategic Real Estate Plan, attached to the Council file.
2. INSTRUCT the City Administrative Officer (CAO) to study the effects of staff reductions due to the Early Retirement Incentive Program and other budgetary actions, and report back with recommendations for real estate consolidation.

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

Community Impact Statement: None submitted.

ITEM NO. (9) - ADOPTED

[08-0296](#)

PERSONNEL COMMITTEE REPORT relative to Amendment No. 3 to the 2007-14 Management Employees Unit Memorandum of Understanding (MOU).

Recommendation for Council action:

APPROVE Amendment No. 3 to the 2007-14 Management Employees Unit MOU.

Fiscal Impact Statement: The CAO reports that there is no impact on the General Fund. The proposed salary note will reduce Mr. Morgan's salary by approximately \$106,000 annually.

Community Impact Statement: None submitted.

ITEM NO. (10) - ADOPTED

[10-0100](#)

PERSONNEL COMMITTEE REPORT relative to the 2009-10 Memorandum of Understanding (MOU) for the Senior Administrative and Administrative Analysts Bargaining Unit (MOU 61).

Recommendations for Council action:

1. APPROVE the 2009-10 MOU for the Senior Administrative and Administrative Analysts Bargaining Unit (MOU 61).
2. AUTHORIZE the City Administrative Officer (CAO) and the Controller to correct any clerical or technical errors in the MOU.

Fiscal Impact Statement: The CAO reports that the savings for Fiscal Year 2009-10 resulting from the implementation of the 2009-10 MOU 61 are estimated to be \$104,000 in furlough hours, \$28,500 in deferred excess sick leave payouts, and an amount yet to be determined in overtime costs.

Community Impact Statement: None submitted.

ITEM NO. (11) - ADOPTED

[10-0188](#)

PERSONNEL COMMITTEE REPORT relative to the 2009-10 Memorandum of Understanding (MOU) for the Police Officers, Captain and Above Bargaining Unit (MOU 25).

Recommendations for Council action:

1. APPROVE the 2009-10 MOU for the Police Officers, Captain and Above Representation Unit.
2. AUTHORIZE the City Administrative Officer (CAO) and the Controller to correct any clerical errors in the MOU, or, if approved by the City Attorney, any technical errors.

Fiscal Impact Statement: The CAO reports that the savings for this MOU is approximately \$375,000 for this fiscal year.

Community Impact Statement: None submitted.

ITEM NO. (12) - ADOPTED

[10-0212](#)

PERSONNEL COMMITTEE REPORT relative to the re-exemption of one Deputy General Manager Airports II position and two Executive Assistant Airports positions for the Los Angeles World Airports (LAWA) from the Civil Service provisions of the City Charter.

Recommendation for Council action:

APPROVE the re-exemption of one Deputy General Manager Airports II position and two Executive Assistant Airports positions for the LAWA from the Civil Service provisions of the City Charter, pursuant to Charter Section 1001(b) (1).

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

Community Impact Statement: None submitted.

TIME LIMIT FILE - MARCH 2, 2010

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 26, 2009)

ITEM NO. (13) - ADOPTED

[07-1004-S5](#)

CD 14

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an application for a hardship exemption from provisions of the Garvanza Interim Control Ordinance (ICO) for the proposed addition of a second story to an existing single story residence for property at 6433 Crescent Street.

Recommendations for Council action:

1. GRANT hardship exemption from the Garvanza ICO (Ordinance No. 180914) as noted and as described in the application attached to Council file No. 07-1004-S5, for the proposed addition of a second story to an existing single story residence for property at 6433 Crescent Street.

Applicant: Charles and Tina Miller (Jess Esparza and Associates, Representative)

2. ADVISE the applicant that this hardship exemption, if granted by the City Council, is not a permit or license and that any other approvals, permits and licenses required by law must be obtained from the proper agencies.

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. (14) - ADOPTED

[09-3067](#)

CD 3

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the inclusion of the Van Dekker House located at 19950 West Collier Street in the list of Historic-Cultural Monuments.

Recommendations for Council action:

1. ADOPT the FINDINGS of the Cultural Heritage Commission (CHC) as the Findings of the Council.
2. APPROVE the recommendation of the CHC relative to the inclusion of the Van Dekker House located at 19950 West Collier Street in the list of Historic-Cultural Monuments.

Applicant/Owner: A.D. Modlin/Josh Gorrell CHC 2009-3041 HCM

Fiscal Impact Statement: The CHC reports that such designation in and of itself has no fiscal impact. Future applications for permits may cause minimal administrative costs.

Community Impact Statement: None submitted.

TIME LIMIT FILE - MARCH 3, 2010

(LAST DAY FOR COUNCIL ACTION - MARCH 3, 2010)

ITEM NO. (15) - ADOPTED

[10-0165](#)

CD 12

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the inclusion of the Sepulveda Unitarian Universalist Society Sanctuary ("The Onion") located at 9550 North Haskell Avenue in the list of Historic-Cultural Monuments.

Recommendations for Council action:

1. ADOPT the FINDINGS of the Cultural Heritage Commission (CHC) as the Findings of the Council.
2. APPROVE the recommendation of the CHC relative to the inclusion of the Sepulveda Unitarian Universalist Society Sanctuary ("The Onion") located at 9550 North Haskell Avenue in the list of Historic-Cultural Monuments.

Applicant: Los Angeles Conservancy in conjunction with Kennedy High School
Architecture and Digital Arts Magnet, (Pablo Avila, Guadalupe Mora,
Nitzie Perez, and Therese Stoppiello)

Owner: Sepulveda Unitarian Universalist Society

CHC 2009-3525 HCM

Fiscal Impact Statement: The CHC reports that such designation in and of itself has no fiscal impact. Future applications for permits may cause minimal administrative costs.

Community Impact Statement: None submitted.

TIME LIMIT FILE - APRIL 7, 2010

(LAST DAY FOR COUNCIL ACTION - APRIL 7, 2010)

ITEM NO. (16) - ADOPTED

[10-0167](#)

CD 3

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the inclusion of the Corbin Palms House located at 6118 North Jumilla Avenue in the list of Historic-Cultural Monuments.

Recommendations for Council action:

1. ADOPT the FINDINGS of the Cultural Heritage Commission (CHC) as the Findings of the Council.

2. APPROVE the recommendation of the CHC relative to the inclusion of the Corbin Palms House located at 6118 North Jumilla Avenue in the list of Historic-Cultural Monuments.

Applicant: Los Angeles Conservancy in conjunction with Kennedy High School Architecture and Digital Arts Magnet (Darin Reyes)

Owner: Kenneth Yerke

CHC 2009-3511 HCM

Fiscal Impact Statement: The CHC reports that such designation in and of itself has no fiscal impact. Future applications for permits may cause minimal administrative costs.

Community Impact Statement: None submitted.

TIME LIMIT FILE - APRIL 7, 2010

(LAST DAY FOR COUNCIL ACTION - APRIL 7, 2010)

ITEM NO. (17) - ADOPTED

[10-0170](#)

CD 4

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the inclusion of the Idle Hour Cafe located at 4824 Vineland Avenue in the list of Historic-Cultural Monuments.

Recommendations for Council action:

1. ADOPT the FINDINGS of the Cultural Heritage Commission (CHC) as the Findings of the Council.
2. APPROVE the recommendation of the CHC relative to the inclusion of the Idle Hour Cafe located at 4824 Vineland Avenue in the list of Historic-Cultural Monuments.

Applicant/ Owner: Chris Nichols/ Dolores Fernandez

CHC 2009-3612 HCM

Fiscal Impact Statement: The CHC reports that such designation in and of itself has no fiscal impact. Future applications for permits may cause minimal administrative costs.

Community Impact Statement: None submitted.

TIME LIMIT FILE - APRIL 7, 2010

(LAST DAY FOR COUNCIL ACTION - APRIL 7, 2010)

ITEM NO. (18) - ADOPTED

[10-0171](#)

CD 7

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the inclusion of the Lankershim Reading Room located at 10940 North Sepulveda Boulevard in the list of Historic-Cultural Monuments.

Recommendations for Council action:

1. ADOPT the FINDINGS of the Cultural Heritage Commission (CHC) as the Findings of the Council.
2. APPROVE the recommendation of the CHC relative to the inclusion of the Lankershim Reading Room located at 10940 North Sepulveda Boulevard in the list of Historic-Cultural Monuments.

Applicant: Los Angeles Conservancy in conjunction with Kennedy High School
Architecture and Digital Arts Magnet (Irene and Martin Guzman-Garcia)
Owner: San Fernando Valley Historical Society CHC 2009-3537 HCM

Fiscal Impact Statement: The CHC reports that such designation in and of itself has no fiscal impact. Future applications for permits may cause minimal administrative costs.

Community Impact Statement: None submitted.

TIME LIMIT FILE - APRIL 7, 2010

(LAST DAY FOR COUNCIL ACTION - APRIL 7, 2010)

ITEM NO. (19) - ADOPTED

[10-0090](#)
CD 3

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to waiving the five-foot wide street dedication requirement for property at 22420 Del Valle Street.

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

INSTRUCT the Bureau of Engineering, with assistance and cooperation of the Planning Department, to waive the five-foot wide street dedication requirement imposed by condition No. 13 of Specific Plan Project Permit Case No. DIR-2008-4006-SPP, relative to property located at 22420 Del Valle Street.

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. (20) - CONTINUED TO APRIL 9, 2010

Roll Call #22 - Motion (Perry - Smith) Adopted to Continue, Unanimous Vote (11); Absent: Huizar, Reyes, Rosendahl and Zine (4)

[09-0973](#)

CD 11

CONTINUED CONSIDERATION OF MITIGATED NEGATIVE DECLARATION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to a Tentative Tract appeal for property at 1046-48 West Princeton Drive.

Recommendations for Council action:

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. 09-0973 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 2004-1396 MND] filed on March 25, 2004.
2. ADOPT the FINDINGS of the West Los Angeles Area Planning Commission (WLAAPC), as the Findings of Council.
3. RESOLVE TO GRANT APPEAL filed by Barton Hill Neighborhood Organization/Myra Perez, Director Community Organization, Susanne Browne, Legal Aid Foundation of Los Angeles, (Representative), from part of the decision of the WLAAPC, and THEREBY APPROVE Tentative Tract No. 60907-2A-M1-2A for a proposed one-lot subdivision to create 30 residential condominium units in conjunction with the adaptive reuse of an existing commercial building located at 1046-48 West Princeton Drive, subject to Conditions of Approval, as modified for Condition No. 12, and attached to the Committee report.
4. RESOLVE TO DENY APPEAL filed by Arnold Bernstein, Western Pacific Land Company, L.P. (Applicant), Ellen Berkowitz, Manatt, Phelps & Phillips, LLP, (Representative), from the entire decision of the WLAAPC, in sustaining the Deputy Advisory Agency denial of a Modification request to delete Condition No. 12 of Tentative Tract No. 60907-2A-M1-2A for a proposed one-lot subdivision to create 30 residential condominium units in conjunction with the adaptive reuse of an existing commercial building located at 1046-48 West Princeton Drive.
5. 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.
6. 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.

TT 60907-2A-M1-2A

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

Community Impact Statement: None submitted.

TIME LIMIT FILE - FEBRUARY 26, 2010

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 26, 2010)

(Continued from Council meeting of January 20, 2010)

ITEM NO. (21) - ADOPTED

Roll Call #1 - Motion (Perry - Smith) Adopted, Ayes (11); Absent: Huizar, Reyes, Rosendahl and Zine (4)

[08-2286](#)

CD 5

CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to vacating Polo Lane from Bel-Air Road to its easterly terminus (VAC E1401109).

Recommendations for Council action:

1. FIND that the vacation of Polo Lane from Bel-Air Road to its easterly terminus 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. 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 August 25, 2009 City Engineer report, attached to the Council file:

The southerly 10 feet of Polo Lane from Bel-Air Road to approximately 175 easterly thereof adjoining Lots 83 and 84, Block 165, Tract No. 1033.

3. ADOPT the FINDINGS of the City Engineer dated August 25, 2009, as the Findings of the Council.
4. ADOPT the accompanying City Engineer report dated August 25, 2009 to approve the vacation.
5. INSTRUCT the City Clerk to set a public hearing date for **MARCH 26, 2010**.

Fiscal Impact Statement: The City Engineer reports that the applicant had originally paid a fee of \$6,420 for the initial investigation of this vacation request pursuant to Los Angeles Administrative Code (LAAC) Section 7.42. Any deficit fee to recover the cost pursuant to LAAC Section 7.44 may be required of the petitioner. Maintenance of the public easement by City Forces will be eliminated if this street is vacated.

Community Impact Statement: None submitted.

ITEM NO. (22) - ADOPTED

Roll Call #9 - Motion (Hahn - Koretz) Adopted, Ayes (12); Absent: Huizar, Reyes and Wesson (3)

[09-3040](#)

CD 15

PUBLIC WORKS COMMITTEE REPORT relative to authorization to apply for, accept, negotiate and execute an agreement for grant funding from the Federal Emergency Management Agency (FEMA) 2009 Legislative Pre-Disaster Mitigation Program (LPDM) for the 25th Street Drainage Improvement Project.

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

1. AUTHORIZE the City Engineer and the Director of the Bureau of Sanitation (BOS), or their designees, to apply for and accept FEMA LPDM grant funding [as Subgrantee] of the State of California Emergency Management Agency (CalEMA) [Grantee] in an amount not to exceed \$500,000; conduct all negotiations; provide additional information; and execute and submit all documents, including, but not limited to, applications, agreements, or amendments through the City Administrative Officer (CAO), the City's Authorized Agent, which may be necessary to secure FEMA 2009 LPDM funding with respect to the 25th Street Drainage Improvement Project.
2. INSTRUCT the BOE and BOS to coordinate with the CAO, who is on file with CalEMA as the City's Authorized Agent for disaster grants with respect to State and Federal disaster assistance pursuant to Council file No. 02-2220, in executing and delivering any, and all, additional certificates, agreements, and other documents as may be required of the City in connection with obtaining the FEMA LPDM assistance for which the City is eligible to effect the design and construction of the 25th Street Drainage Improvement Project.
3. APPROVE the use of City's staff costs as the matching funds for the implementation and completion of the 25th Street Drainage Improvement Project.
4. INSTRUCT the CAO to reimburse the BOS's Stormwater Pollution Abatement Fund (SPAF), upon certification of eligible expenditures by BOS in an amount not to exceed \$500,000, for the 25th Street Drainage Improvement Project after processing all payments received from FEMA and CalEMA, after initial deposit into the City's Disaster Assistance Trust Fund (DATF).

Fiscal Impact Statement: The Board of Public Works reports that acceptance of the funding will have no impact on the City's General Fund. The total project cost is estimated at \$666,657.67, of which \$500,000 75 percent in funding will be made available through a 2009 LPDM reimbursement grant by FEMA. The remaining project costs of \$166,657.67 constitute the City's 25 percent cost-share in the form of in-kind services for design, construction management and project management services. The salaries for the stated in-kind services provided by the City staff will be paid by the Stormwater Pollution Abatement Fund (SPAF). The total grant amount will also be front-funded through the SPAF. The CAO will reimburse the SPAF from FEMA payments deposited to the DATF upon certification of expenditures by the BOS.

Community Impact Statement: None submitted.

ITEM NO. (23) - ADOPTED

Roll Call #1 - Motion (Perry - Smith) Adopted, Ayes (11); Absent: Huizar, Reyes, Rosendahl and Zine (4)

[08-0014](#)

CATEGORICAL EXEMPTION and TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to on-airport rental car co-exclusive concession agreements to extend the term and add provisions at Los Angeles/Ontario International Airport.

Recommendations for Council action:

1. FIND that this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Article III Class 1(18)(c) of the Los Angeles City CEQA Guidelines.
2. APPROVE the first amendment to current on-airport rental car co-exclusive concession agreements (Avis Rent A Car System, LLC (ONT-8247); Budget Rent A Car System, Inc. (ONT-8248); DTG Operations, Inc, dba Dollar and Thrifty (ONT-8246); Enterprise Rent-A-Car Company of Los Angeles, LLC (ONT-8245); The Hertz Corporation (ONT-8243); Vanguard Car Rental USA, LLC (ONT-8244) to extend the term of the agreements to February 28, 2015 and to modify other provisions.
3. CONCUR with the Board of Airport Commissioners action of February 1, 2010 approving the contract.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the proposed first amendments will generate approximately \$11 million in annual revenue for the Airport Revenue Fund. Since the Department of Airports is bound only by the City Debt Management Policies, the City Financial Policies are not applicable. Approval of the proposed amendments will have no impact upon the City General Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - APRIL 2, 2010

(LAST DAY FOR COUNCIL ACTION - MARCH 31, 2010)

ITEM NO. (24) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #10 - Motion (LaBonge - Rosendahl) To Adopt As Amended, Ayes (12); Absent: Huizar, Reyes and Wesson (3)

[10-0196](#)

CD 11

CATEGORICAL EXEMPTION and TRADE, COMMERCE AND TOURISM COMMITTEE REPORT relative to a contract with Schindler Elevator Corporation for procurement of elevators, escalators, and moving walks upgrades and installation at Los Angeles International Airport.

Recommendations for Council action:

1. FIND that this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Article III Class 1(4) of the Los Angeles City CEQA Guidelines.
2. APPROVE the contract with Schindler Elevator Corporation.
3. CONCUR with the Board of Airport Commissioners action of February 1, 2010 approving the contract.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the proposed Schindler contract for an approved capital project (elevators, escalators and moving walkways restoration and renovation) includes a request to allocate an amount not to exceed \$48,095,991 from the Los Angeles International Airport Revenue Funds. Since the department is only bound by the City Debt Management Policies, the City Financial Policies are not applicable.

Community Impact Statement: None submitted.

TIME LIMIT FILE - APRIL 2, 2010

(LAST DAY FOR COUNCIL ACTION - MARCH 31, 2010)

ADOPTED

MOTION (LABONGE - HAHN)

Recommendation for Council action:

INSTRUCT the Department of Airports to report within sixty (60) days on the feasibility on implementing variable speed technology and any additional energy saving methods to this operation.

Roll Call #1 - Motion (Perry - Smith) Adopted, Ayes (11); Absent: Huizar, Reyes, Rosendahl and Zine (4) (Item Nos. 25-26)

ITEM NO. (25) - ADOPTED

[10-0217](#)
CD 15

CATEGORICAL EXEMPTION and TRADE, COMMERCE AND TOURISM COMMITTEE REPORT relative to proposed Permit No. 882 between the City of Los Angeles Harbor Department and Millennium Maritime, Inc. for an interim replacement location.

Recommendations for Council action:

1. FIND that this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Article III Class 1(18) and Class 3(6) of the Los Angeles City CEQA Guidelines.
2. APPROVE the proposed Permit No. 882 between the City of Los Angeles Harbor Department and Millennium Maritime, Inc. (MMI).

3. CONCUR with the Board of Harbor Commissioners action of November 19, 2009 approving the amendment.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the Harbor Department proposed agreement with MMI to relocate its operations to a new interim location at Berth 301 will include \$1,017,250 for moving expenses and rent abatement. The department expects its final out-of-pocket cost will be approximately \$59,000, after the mutual exchange of property and rent abatement over the first 24-month period of the proposed agreement. The department is estimated to lose approximately \$779,000 in future rental revenue. However, the early termination of the lease with MMI will allow the department to acquire the headquarters building, move the Los Angeles Port Police operations onto the vacated space and establish a police substation in Wilmington. Beginning in July 2014, the rent will be increased to current market rental rates, estimated at approximately \$51,000 per month, with an annual rate of return estimated at 10 percent and adjusted annually based on the consumer price index. The proposed agreement will not impact the City General Funds and the City Financial Policies are not applicable.

Community Impact Statement: None submitted.

ITEM NO. (26) - ADOPTED

[10-0220](#)

CD 15

GENERAL EXEMPTION and TRADE, COMMERCE AND TOURISM COMMITTEE REPORT relative to an amendment to Preferential Berthing Assignment (PBA) No. 77-34 with Wallenius Wilhelmsen Logistics Vehicle Services America, Inc (WWL).

Recommendations for Council action:

1. FIND that this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Article II, Section 2(f) of the Los Angeles City CEQA Guidelines.
2. APPROVE the proposed sixth amendment to PBA No. 77-34 between the City of Los Angeles and WWL.
3. CONCUR with the Board of Harbor Commissioners action of November 19, 2009 approving the amendment.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the Harbor Department proposed sixth amendment to PBA No. 77-34 with WWL will provide a mutual exchange of property that will include no monetary consideration. The department will provide WWL an additional 4.8 acres rent free at Berth 200A from the effective date of the sixth amendment until October 31, 2011, in exchange for early termination of the sublease portion of the PBA to acquire the headquarters building and accessories, lost rental revenue from sublease of a floor of the building to another tenant, movement to a new berth site on Port property, and reclaiming the Harbor Department-owned 3.2 acres of property to establish a police substation. The proposed amendment will not impact the City General Funds and the City Financial Policies are not applicable.

Community Impact Statement: None submitted.

ITEM NO. (27) - CONTINUED TO MARCH 5, 2010

Roll Call #23 - Motion (Perry - Smith) Adopted to Continue, Unanimous Vote (11); Absent: Huizar, Reyes, Rosendahl and Zine (4)

[09-2665](#)

CONTINUED CONSIDERATION OF COMMUNICATION FROM THE MAYOR relative to the 36th Program Year Housing and Community Development Consolidated Plan, 2010-11 Third Year Action Plan.

[Housing, Community and Economic Development and Budget and Finance Committees' report(s) 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.)

(Continued from Council meeting of February 19, 2010)

ITEM NO. (28) - SUBSTITUTE MOTION ADOPTED IN LIEU OF ORIGINAL REPORTS - SEE FOLLOWING

Roll Call #21 - Motion (Zine - Parks) Substitute Motion Adopted, Ayes (11); Absent: Huizar, Reyes, Smith and Wesson (4)

[09-0404](#)

PERSONNEL AND HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEES' REPORTS relative to the conversion of Rent Escrow Account Program (REAP) Outreach Contractor positions to City positions and the extension of the contract terms for existing REAP and Utility Maintenance Program (UMP) Outreach Services Contractors.

A. PERSONNEL COMMITTEE REPORT

Recommendations for Council action:

1. AUTHORIZE the General Manager, Los Angeles Housing Department (LAHD), or designee, to execute amendments to the existing contracts with five selected agencies to extend their current contracts for a period of six months from January 1, 2010 to June 30, 2010 for the provision of REAP and UMP outreach services.
2. DIRECT the LAHD to report back in six months with a status report and appropriate recommendations relative to the continuance of services by the existing agencies.

B. HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT

Recommendation for Council action:

AUTHORIZE the General Manager, Los Angeles Housing Department (LAHD), or designee, to execute amendments to the existing contracts with the five selected agencies to extend their current contracts for a period of six months, from January 1, 2010 to June 30, 2010, with two one-year options, for the provision of REAP and UMP outreach services in substantial conformance with the draft Professional Services Agreement (attached to the LAHD report dated June 26, 2009) and subject to: funding availability; satisfactory contractor performance; compliance with all Federal, State, and City regulatory requirements; review by the City Attorney as to form and legality; and, approval of the Department of Public Works, Bureau of Contract Administration, as to adherence with City contracting standards.

Fiscal Impact Statement: The LAHD reports that there is no fiscal impact to the City's General Fund as a result of this action.

Community Impact Statement: None submitted.

ADOPTED

SUBSTITUTE MOTION (ZINE - WESSON)

Recommendations for Council action:

1. **AUTHORIZE the Housing Department General Manager, or designee, to execute amendments to the existing contracts with five selected agencies to extend their current contracts for a period of six months from January 1, 2010, to June 20, 2010, with the possibility of two one-year contract extensions (subject to Council approval and implementation of the recommendations of the City Attorney) for the provision of Rent Escrow Account Program and the Utility Maintenance Program outreach services contract subject to: funding availability; satisfactory contractor performance, compliance with all Federal, State, and City regulatory requirements; review by the City Attorney as to form and legality and inclusion of the City Attorney's recommendations for additional language regarding conflicts of interests; and, approval of the Department of Public Works, Bureau of Contract Administration, as to adherence with City contracting standards.**
2. **DIRECT the Housing Department to adopt the City Attorney's recommendations regarding process and procedures as reflected in the City Attorney Report dated February 25, 2010 and to report back in three months with a status report and appropriate recommendations relative to the continuance of services by the existing agencies.**

Items for Which Public Hearings Have Not Been Held - Items 29-41

(10 Votes Required for Consideration)

ITEM NO. (29) - NO ACTION TAKEN

10-0247

CONSIDERATION, DISCUSSION and POSSIBLE ACTIONS addressing the Fiscal Year 2009-10 and 2010-11 budget deficits, City staff and others to report on budget balancing matters and possible closed executive session as it may relate to bargaining instructions relative to negotiations with employees and employee organizations.

[Council may recess to Closed Session, pursuant to Government Code Section 54957.6, to meet with the City's labor negotiator(s) relative to the above matter.]

Roll Call #2 - Motion (Parks - Hahn) Adopted, Ayes (11); Absent: Huizar, Reyes, Rosedahl and Zine (4) (Item No. 30a-31)

ITEM NO. (30) - ADOPTED

[10-0005-S144](#)

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 February 26, 2010:

[10-0005-S144](#)

CD 8

- a. Property at 812 West 82nd Street (Case No. 82453).
Assessor I.D. No. 6032-007-002

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 18, 2007)

[10-0005-S145](#)

CD 2

- b. Property at 4235 North Fulton Avenue (Case No. 166737).
Assessor I.D. No. 2360-011-006

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 1, 2008)

[10-0005-S146](#)

CD 8

- c. Property at 3420 West Florence Avenue (Case No. 128263).
Assessor I.D. No. 4012-017-019

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on July 19, 2007)

[10-0005-S147](#)

CD 1

- d. Property at 2521 North Eastlake Avenue (Case No. 102676).
Assessor I.D. No. 5208-007-007

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 31, 2007)

[10-0005-S148](#)

CD 1

- e. Property at 2521 North Eastlake Avenue (Case No. 225629).
Assessor I.D. No. 5208-007-007

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 16, 2009)

[10-0005-S149](#)

CD 1

- f. Property at 2521 North Eastlake Avenue (Case No. 240822).
Assessor I.D. No. 5208-007-007

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

[10-0005-S150](#)

CD 9

- g. Property at 6418 South San Pedro Street (Case No. 17342).
Assessor I.D. No. 6006-017-018

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 18, 2007)

[10-0005-S151](#)

CD 1

- h. Property at 614 North Laveta Terrace (Case No. 223466).
Assessor I.D. No. 5405-007-003

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

[10-0005-S152](#)

CD 1

- i. Property at 614 North Laveta Terrace (Case No. 102617).
Assessor I.D. No. 5405-007-003

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 16, 2007)

[10-0005-S153](#)

CD 9

- j. Property at 1127 West 55th Street (Case No. 234196).
Assessor I.D. No. 5002-024-009

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 4, 2009)

[10-0005-S154](#)

CD 9

- k. Property at 1146 East 46th Street (Case No. 246229).
Assessor I.D. No. 5107-009-015

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

[10-0005-S155](#)

CD 11

- I. Property at 1301 South Westgate Avenue (Case No. 235447).
Assessor I.D. No. 4263-023-020

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 17, 2009)

ITEM NO. (31) - ADOPTED

Roll Call #2 - Motion (Alarcon - Garcetti) Adopted, Ayes (11); Absent: Huizar, Reyes, Rosendahl and Zine (4)

[09-2747](#)

CD 13

COMMUNICATION FROM CHAIR AND MEMBER, ENERGY AND ENVIRONMENT COMMITTEE relative to the acceptance of a Brownfields Cleanup Grant in the amount of \$200,000 from the U.S. Environmental Protection Agency (EPA) to be used for the cleanup of the Rockwood Park site.

Recommendations for Council action, as initiated by Motion (Garcetti - Huizar), SUBJECT TO THE APPROVAL OF THE MAYOR:

1. AUTHORIZE the General Manager, Environmental Affairs Department (EAD), to accept, negotiate and execute the grant agreement with the EPA for the Brownfields Cleanup Grant in the amount of \$200,000 for the Rockwood Park site.
2. AUTHORIZE implementing departments to amend their budgets to reflect grant funds received.
3. AUTHORIZE the EAD to prepare Controller instructions and/or make technical adjustments that may be required and are consistent with this action, subject to the approval of the City Administrative Officer, and AUTHORIZE the Controller to implement these instructions.
4. INSTRUCT the EAD, as Chair of the Brownfields Resource Team, to provide status reports to Council related to the EPA Cleanup Grant.

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. (32) - ADOPTED

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

[09-3046](#)

COMMUNICATION FROM CHAIR AND MEMBER, ENERGY AND ENVIRONMENT COMMITTEE relative to levels of contaminants contained in the drinking water and the Los Angeles Department of Water and Power's (LADWP) efforts to mitigate the potential harm to the public and to provide the cleanest water available.

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

NOTE and FILE the LADWP report dated December 17, 2009 relative to levels of contaminants contained in the drinking water and the LADWP's efforts to mitigate the potential harm to the public and to provide the cleanest water available.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

**Roll Call #2 - Motion (Alarcon - Garcetti) Adopted, Ayes (11); Absent: Huizar, Reyes, Rosendahl and Zine (4)
(Item Nos. 33-41)**

ITEM NO. (33) -ADOPTED

[10-0156](#)

CD 3

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 22442 West Sueno Road 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 November 25, 2009 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 22442 West Sueno Road.
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. (34) - ADOPTED

[10-0157](#)

CD 6

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 7418 North Laurel Canyon 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 November 25, 2009 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 7418 North Laurel Canyon 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. (35) - ADOPTED

[10-0222](#)

CD 5

CONSIDERATION OF MOTION (KORETZ - GARCETTI) relative to designating the intersection of Westwood Boulevard and Wilkins Avenue as "Persian Square."

Recommendations for Council action:

1. DESIGNATE the intersection of Westwood Boulevard and Wilkins Avenue as "Persian Square."
2. DIRECT the Department of Public Works to implement the designation of "Persian Square" as detailed above in recommendation No. 1.
3. INSTRUCT the Los Angeles Department of Transportation to design and install signs at the Southeast (facing south) and Northwest (facing north) corners of Westwood Boulevard and Wilkins Avenue in order to identify "Persian Square."

Community Impact Statement: None submitted.

(Public Works Committee waived consideration of the above matter)

ITEM NO. (36) - ADOPTED

[10-0311](#)

MOTION (PERRY - LABONGE) relative to authorizing the Department of General Services (GSD) use of the City Hall Tom Bradley Room on March 10, 2010.

Recommendation for Council action:

AUTHORIZE the GSD to use the City Hall Tom Bradley Room on March 10, 2010 during normal business hours to hold a special meeting.

ITEM NO. (37) - ADOPTED

[10-0269](#)

MOTION (PERRY - PARKS) relative to funding for Council District Nine hosting a reception in the City Hall Tom Bradley Room on February 17, 2010.

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

APPROPRIATE \$374 from the Unappropriated Balance Fund No. 100/58 to the General Fund No. 100/40, as follows: \$201 to Account No. 1090 (Salaries - Overtime) and \$173 to Account No. 1070 (Salaries - As Needed) for services in connection with the February 17, 2010 Council District Nine Trailblazer Reception in the Tom Bradley Room for the Los Angeles Association of Black Personnel - said funds to be reimbursed to the General Fund by the Los Angeles Association of Black Personnel.

ITEM NO. (38) - ADOPTED

[10-0296](#)

MOTION (ZINE - SMITH) relative to funding for costs associated with the use of the mobile stage by Temple Aliyah on February 26 through March 1, 2010.

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

APPROPRIATE \$444 from the Unappropriated Balance Fund No. 100/58 to the General Services Department 40 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 Temple Aliyah for their Purim Carnival on February 26, through March 1, 2010.

ITEM NO. (39) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #12 - Motion (Parks - LaBonge) To Adopt As Amended, Ayes (12); Absent: Huizar, Reyes and Wesson (3)

[10-0298](#)

CD 4

MOTION (LABONGE - GARCETTI) relative to funding for the installation of traffic signals at the T-Intersection of Finley and Hillhurst Avenue in Council District Four.

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

1. AUTHORIZE the Los Angeles Department of Transportation (LADOT) to:
 - a. Accept \$300,000 from the Community Redevelopment Agency of Los Angeles (CRA/LA).
 - b. Deposit these funds into Fund No. 484, Account to be determined by LADOT, for the installation of the traffic signals at Finley/Hillhurst Avenue.
 - c. Expend these funds directly from Fund No. 484 on an as-needed basis for the construction of the signals.
2. DIRECT the LADOT to construct the signals by issuing non-participating construction change orders to ongoing ATSAC implementation contracts.
3. AUTHORIZE the City Administrative Officer to make any technical corrections or clarifications to the above instructions in order to effectuate the intent of this Motion.

ADOPTED

AMENDING MOTION (LABONGE - GARCETTI)

Recommendation for Council action:

ADOPT the recommendations contained in the Community Redevelopment Agency (CRA) Board of Memorandum (CRA file No. 9154) attached to the council file.

ITEM NO. (40) - ADOPTED

[10-0299](#)

RESOLUTION (ALARCON - HAHN - GARCETTI) relative to recognizing February 2010 as National Teen Dating Violence Awareness and Prevention Month in the City of Los Angeles.

Recommendation for Council action:

RESOLVE to DECLARE February 2010 as National Teen Dating Violence Awareness and Prevention Month in the City of Los Angeles.

ITEM NO. (41) - ADOPTED

[10-0301](#)

RESOLUTION (ZINE - SMITH) relative to urging the members of the Central California Women's Facility Parole Board to deny parole to Raylene Brooks.

Recommendation for Council action:

RESOLVE to URGE the members of the Central California Women's Facility Parole Board to DENY parole to Raylene Brooks, the murderer of Los Angeles Police Officer Daniel Pratt.

Items Called Special

Motions for Posting and Referral

Councilmembers' Requests for Excuse from Attendance at Council Meetings

Closed Sessions - Items 42-43

ITEM NO. (42) - CONTINUED TO MARCH 5, 2010

Roll Call #15 - Motion (Rosendahl - Garcetti) Adopted To Continue, Unanimous Vote (12); Absent: Huizar, Reyes, and Wesson (3)

[10-0108](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to a writ of compliance in the case entitled Historic Preservation Now v. City of Los Angeles, et al., Los Angeles Superior Court Case No. BS 116767 (Council District Three).

(Planning and Land Use Management Committee considered the above matter on February 16, 2010.)

ITEM NO. (43) - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

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

[10-0144](#)

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 DTG Operations, Inc. v. City of Los Angeles, Los Angeles Superior Court Case No. BC 405546. (This case arises from a request for the refund of business taxes paid by the plaintiff.)

(Budget and Finance Committee considered the above matter in Closed Session on February 8, 2010.)

ADOPTED

MOTION (PARKS - SMITH)

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

APPROVE the offer in compromise relating to DTG Operations, Inc. in which the City agrees to refund to DTG Operations, Inc. the sum of \$172,127.54 for overpayment of business tax.

This matter was approved by the Budget and Finance Committee (Parks-Smith-Koretz-Rosendahl "yes") at its meeting on February 8, 2010, in Closed Session as permitted by Government Code Section 54956.9(a).

Item Noticed for Public Hearing - Item 44

ITEM NO. (44) - PUBLIC HEARING CLOSED - NO APPEALS - LIEN CONFIRMED

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

[09-2908](#)

CD 9

CONTINUED CONSIDERATION OF HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the cost of cleaning of the lot at 5940 South Wall Street. (Lien: \$973)

MOTION ADOPTED UPON FINDINGS BY COUNCIL THAT THE NEED TO TAKE ACTION AROSE SUBSEQUENT TO THE POSTING OF THE COUNCIL AGENDA FOR TUESDAY, FEBRUARY 26, 2010, PURSUANT TO GOVERNMENT CODE SECTION 54954.2(b)(2) AND COUNCIL RULE 23

ADOPTED - FORTHWITH

Roll Call #18 - Motion (Krekorian - Koretz) Findings on Need to Act - Adopted, Ayes (12); Absent: Huizar, Reyes and Wesson (3)

Roll Call #19 - Motion (Krekorian - Koretz) Adopted, Ayes (12); Absent: Huizar, Reyes and Wesson (3)

[10-0331](#)

MOTION (KREKORIAN - KORETZ) relative to an emergency project on Mulholland Drive to restore any existing highway damaged by the storm.

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

- 1. AUTHORIZE the Controller to TRANSFER \$690,000 from the following accounts in the Capital Improvement Expenditure Program Fund No. 100/54 to a new account entitled "Mulholland Drive 2010 Storm Damage":**

<u>Account</u>	<u>Title</u>	<u>Amount</u>
Y616	Sycamore Avenue Bulkhead	\$365,000
Y603	Cabrillo Street Extension	\$325,000
	Total	\$690,000

2. AUTHORIZE the Controller to appropriate from Fund No. 100/54 from the account entitled Mulholland Drive 2010 Storm Damage to the follow Bureau of Street Services accounts within Fund No. 100/86 as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1010	Salaries General	\$400,000
1090	Salaries Overtime	\$10,000
1100	Construction Hiring Hall	\$10,000
1120	Construction Hiring Hall Benefits	\$5,000
1190	Construction Hiring Hall Overtime	\$5,000
3030	Construction Expense	\$200,000
3040	Contractual Services	\$30,000
6020	Operating Supplies	\$30,000
	Total	\$690,000

3. INSTRUCT the Bureaus of Engineering and Street Services, and the Los Angeles Department of Transportation to document all costs associated with this project and seek additional disaster assistance funding and reimbursement.
4. AUTHORIZE the City Administrative Officer to make technical corrections as necessary to implement the Mayor and City Council intentions described above.

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

[10-0332](#)

MOTION (GARCETTI - KREKORIAN - EL AL.) relative to instructing the City Administrative Officer, with the assistance of other City departments, to report to the City Council by March 10, 2010, with a summary report that contains various information.

[08-0564-S2](#)

MOTION (PERRY - PARKS) relative to funding for Council District Nine hosting the 48th Assembly District's Women's History Month Celebration in the City Hall Rotunda on March 11, 2010.

[10-0333](#)

CD 13

MOTION (GARCETTI - LABONGE) relative to installing street banners announcing the Atwater Village Neighborhood Council Election on March 20, 2010.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon his request, and without objections, Councilmember LaBonge was excused from Council session(s) of Tuesday, March 9, 2010, due to City business.

Motion (Parks - LaBonge) unanimously adopted to excuse Councilmember Wesson from Council session(s) of Monday, March 1, 2010, due to City business.

Upon his request and without objections, Councilmember Rosendahl was excused from Council session(s) of Friday, March 5, 2010, leaving at 11:30 a.m. due to City business.

Upon his request and without objections, Councilmember LaBonge was excused from Council session(s) Monday, March 1, 2010, leaving at 12:30 p.m. due to City business.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

10-0004 - Anita Shorten-Moore	(Zine - All)
Sandra Dennis-Wyse	(Zine - All)
Detective II Gazellia P. Roberson	(Zine - All)
Konrad S. Carter	(Zine - All)
Eloise O'Quinn	(Zine - All)
Andrea Bocelli	(Garcetti - LaBonge)

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

10-0003 - Louisa Benson Craig	(Garcetti - All)
Rhoda Arlene Schwartz Brandt	(Zine)
Patricia L. Bennett	(Zine)
Frank Alexander Lewis, Jr.	(Wesson)

Ayes, Alarcón, Cárdenas, Hahn, Koretz, Krekorian, LaBonge, Parks, Perry, Rosendahl, Zine and President Garcetti (11); Absent: Huizar, Reyes, Smith and Wesson (4)

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL