

Los Angeles City Council, **Journal/Council Proceedings**
Wednesday, **June 30, 2010**
John Ferraro Council Chamber, Room 340, City Hall - 10 am

ALL ITEMS FORTHWITH

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

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

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
JUNE 25, 2010

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 22

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 1-14

ITEM NO. (1) - NO ACTION TAKEN

Roll Call #5 - Adopted to Reconsider, Ayes (11); Absent: Cárdenas, Huizar, Koretz and Krekorian (4)

[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.]

(Public Hearing closed on March 30, 2010)

ITEM NO. (2) - ADOPTED - SEE FOLLOWING

Roll Call #4 - Adopted, Ayes (11); Absent: Cárdenas, Huizar, Koretz and Krekorian (4)

[10-1052](#)

COMMUNICATION FROM THE MAYOR relative to the appointment of Mr. Matt Epstein to the City Planning Commission.

Recommendation for Council action:

RESOLVE that Mayor's appointment of Mr. Matt Epstein to the City Planning Commission for the terms ending June 30, 2010 and June 30, 2015, to fill the vacancy created by Eric Holoman, is APPROVED and CONFIRMED. Mr. Epstein resides in Council District Five. (Current Commission composition: M=6; F=3; Vacancy=0)

Ethics Commission Review: Pending

Background Check Review: Pending

Community Impact Statement: None submitted.

TIME LIMIT FILE - JULY 31, 2010

(LAST DAY FOR COUNCIL ACTION - JULY 30, 2010)

(Planning and Land Use Management 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

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the Mayor's appointment of Mr. Matt Epstein to the City Planning Commission.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Matt Epstein to the City Planning Commission for the terms ending June 30, 2010 and June 30, 2015 to fill the vacancy created by Eric Holoman, is APPROVED and CONFIRMED. Mr. Epstein resides in Council District Five. (Current Commission gender composition: M=6; F=3)

Ethics Commission Review: Pending

Background Check Review: Pending

Community Impact Statement: None submitted.

TIME LIMIT FILE - JULY 31, 2010

(LAST DAY FOR COUNCIL ACTION - JULY 30, 2010)

**Roll Call #1 - Adopted, Ayes (10); Absent: Cárdenas, Hahn, Huizar, Koretz and Krekorian (5)
(Item Nos. 3-6)**

ITEM NO. (3) - ADOPTED - ORDINANCE OVER TO JULY 7, 2010

[09-2077](#)

CD 9

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

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

1. ADOPT the FINDINGS of the Director of Planning on behalf of the City Planning Commission (CPC), as the Findings of the Council.
2. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning on behalf of the CPC relative to a zone change revision to delete "Q" condition No. 8, remove the (T) Conditions of Approval, and remove the (T) on the Ordinance Map on Ordinance No. 180987 previously adopted by Council on November 6, 2009 for property located at 1933 South Broadway.
3. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.

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

Community Impact Statement: None submitted.

(Negative Declaration adopted by Council on November 6, 2010)

ITEM NO. (4) - ADOPTED

[10-0781](#)

CDs 1, 9, & 14

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to a Memorandum of Understanding (MOU) to jointly fund the Urban Land Institute Advisory Panel for the Cleantech Corridor study.

Recommendations for Council action:

1. AUTHORIZE the Community Redevelopment Agency (CRA) Chief Executive Officer, or designee, to execute a MOU with the Los Angeles Department of Water and Power (LADWP) to provide for LADWP funding in an amount not to exceed \$145,000 to pay for a portion of costs associated with the Urban Land Institute (ULI) Advisory Services Panel Study report on the Los Angeles Cleantech Corridor Area by ULI, subject to the review and approval of the City Attorney as to form and the Department of Public Works, Bureau of Contract Administration as to compliance with any applicable CRA contracting requirements.

2. AMEND the 2009-10 CRA budget to receive LADWP funding in an amount not to exceed \$145,000 toward the costs associated with Recommendation One above.

Fiscal Impact Statement: The City Administrative Officer reports that there is no impact on the General Fund. Approval of the recommendations will result in receipt by the CRA of funds in an amount not to exceed \$145,000 from the LADWP to pay for a portion of costs associated with an ULI Advisory Panel study on the Los Angeles Cleantech Corridor. The CRA is bound only by the disclosure provisions of the City Debt Management Policies; the City Financial Policies are not applicable to the CRA.

Community Impact Statement: None submitted.

ITEM NO. (5) - ADOPTED

[10-0870](#)

CD 10

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTION relative to increasing expenditures for the construction of a public park on CRA-owned land located at 1015 South Wilton Place.

Recommendations for Council action:

1. ADOPT the accompanying JOINT RESOLUTION which makes findings pursuant to California Redevelopment Law Health and Safety Code Section 33445.1, authorizing the Community Redevelopment Agency (CRA) to pay for the development of a publicly-owned pocket park at 1015 South Wilton Place Park which will be of benefit to the adjacent Wilshire Center/Koreatown Recovery Redevelopment Project Area.
2. AUTHORIZE the CRA Chief Executive Officer, or designee, to increase the budget from \$200,000 to \$375,000 for the construction of a pocket park on CRA-owned property at 1015 South Wilton Place Park which is approximately 1,000 feet outside of the Wilshire Center/Koreatown Recovery Redevelopment Project Area.

Fiscal Impact Statement: The Chief Legislative Analyst reports that there is no fiscal impact to the City's General Fund as a result of this action. The CRA reports that the source of funds for construction of the pocket park are Wilshire Center/Koreatown Bond Proceeds Series B Funds.

Community Impact Statement: None submitted.

ITEM NO. (6) - ADOPTED - SEE FOLLOWING

[10-0957](#)

CDs 1 & 9

COMMUNICATION FROM THE LOS ANGELES HOUSING DEPARTMENT and RESOLUTION relative to the Central City Apartments and Central Village Apartments Projects.

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

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

ADOPTED

COMMUNICATION FROM CHAIR, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE and RESOLUTION relative to Tax Equity and Fiscal Responsibility Act of 1982 (TEFRA) Resolution and Minutes for the Central City Apartments and Central Village Apartments Projects.

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

ADOPT the accompanying RESOLUTION and public hearing minutes attached to the Los Angeles Housing Department report dated May 25, 2010 for the two affordable housing development projects listed below, as required pursuant to the TEFRA:

Central City Apartments Project in Council District One

- a. 1810 West 12th Street, Los Angeles, CA 90006
- b. 1315 West Ninth Street, Los Angeles, CA 90015
- c. 746 South Lake Street, Los Angeles, CA 90057

Central Village Apartments Project in Council District Nine
2000 South Central Avenue, Los Angeles, CA 90011

Fiscal Impact Statement: The City Administrative Officer (CAO) reports that there is no fiscal impact on the General Fund. The recommendations contained in the CAO report involve the adoption of the TEFRA Resolution and the results of a public hearing to facilitate the re-issuance of previously approved tax-exempt multifamily housing revenue bonds for the Central City Apartments and the Central Village Apartments Project. The City's Debt Management Policy is not applicable to these actions since no financial commitments are being made at this time for the projects.

Community Impact Statement: None submitted.

ITEM NO. (7) - CONTINUED TO JULY 2, 2010

Roll Call #12 - Adopted to Continue, Unanimous Vote (13); Absent: Cárdenas and Krekorian (2)

10-1063
CD 13

COMMUNICATION FROM THE COMMUNITY REDEVELOPMENT AGENCY relative to a loan agreement with Hollywood Community Housing Corporation for acquisition and predevelopment activities relating to 1601 North Hobart Avenue and 1600-08 North Serrano Avenue.

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

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

CONTINUED

EXEMPTION, COMMUNICATION FROM CHAIR, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE relative to a loan agreement with Hollywood Community Housing Corporation for acquisition and predevelopment activities relating to 1601 North Hobart Avenue and 1600-1608 North Serrano Avenue.

Recommendations for Council action:

1. **FIND** the acquisition and predevelopment loan is statutorily exempt from the provision of the California Environmental Quality Act (CEQA) pursuant to paragraph 15262 of the State CEQA Guidelines. Upon completion of the feasibility analysis, and at the time of the anticipated request to convert the predevelopment loan to a permanent loan, the appropriate CEQA document for that proposal will be brought to the Community Redevelopment Agency (CRA) Board for consideration.
2. **AUTHORIZE** the CRA Chief Executive Officer, or designee, to execute a loan agreement with Hollywood Community Housing Corporation to loan up to \$5,027,000 for acquisition and predevelopment costs related to a potential affordable housing development at 1601 North Hobart Avenue and 1600-1608 North Serrano Avenue and to take necessary action to carry out the loan agreement.

Fiscal Impact Statement: The CRA reports that the proposed action is consistent with the Fiscal Year 2010 Budget and Work Program relating to the East Hollywood/Beverly-Normandie and Hollywood Redevelopment Project Areas. The approved Fiscal Year 2010 Budget for Housing includes \$6,897,000 and \$23,972,800 for the East Hollywood/Beverly-Normandie and Hollywood Redevelopment Project Areas respectively. With the approval of this action, \$2,845,420 or 41 percent of the East Hollywood/Beverly-Normandie and \$9,820,448 or 41 percent of the Hollywood Redevelopment housing budget will be committed to housing projects. Sufficient funds are available to make any legally required State ERAF payments. There is no impact on the City's General Fund.

Community Impact Statement: None submitted.

ITEM NO. (8) - RECEIVED AND FILED

Roll Call #7 - Adopted to Receive and File, Unanimous Vote (13); Absent: Cárdenas and Krekorian (2)

[10-0002-S50](#)

CONTINUED CONSIDERATION OF INFORMATION TECHNOLOGY AND GOVERNMENT AFFAIRS COMMITTEE REPORT and RESOLUTION relative to the City's position on SB 1168 which would allow the City Attorney to request the Los Angeles County Superior Court to impanel an additional grand jury to investigate misdemeanors.

Recommendation for Council action, pursuant to Resolution (Perry-Parks-Smith), SUBJECT TO THE CONCURRENCE OF THE MAYOR:

ADOPT the accompanying RESOLUTION to include in the City's 2009-10 State Legislative Program, OPPOSITION to SB 1168 which would allow the City Attorney to request the Los Angeles County Superior Court to impanel an additional grand jury, managed by the City Attorney, to investigate misdemeanors, and for all costs of the County and Court to be reimbursed by the City.

Fiscal Impact Statement: None submitted by the Chief Legislative Analyst. The City Administrative Officer has not completed a financial analysis of this report.

Community Impact Statement: None submitted.

(Continued from Council meeting of June 25, 2010)

ITEM NO. (9) - ADOPTED - SEE FOLLOWING

Roll Call #1 - Adopted, Ayes (10); Absent: Cárdenas, Hahn, Huizar, Koretz and Krekorian (5)

[09-2092](#)

CD 13

CONSIDERATION OF APPEALS filed by: Andrew Schwartz; Robert Blue; and Doug Haines for La Mirada Avenue Neighborhood Association of Hollywood (Robert Silverstein, The Silverstein Law Firm, Representative), from the entire determination of the Central Los Angeles Area Planning Commission in adopting a Mitigated Negative Declaration and approving: (a) various exceptions from the Vermont/Western Transit Oriented District Specific Plan (SNAP) Ordinance No. 173749; (b) a Conditional Use to permit the sale of beer and wine for off-site consumption; (c) a Project Permit Compliance; and (d) a Site Plan Review, for the proposed construction of a 192,680 net square foot retail shopping center, approximately 74 feet high, which would include a 162,415 square foot Target store, 26,600 square feet of retail and food uses, and 3,665 square feet of associated uses for property at 5520 West Sunset Boulevard, subject to Conditions of Approval.

Applicant: Jack N. Reif; Target APCC 2008-2703-SPE-CUB-SPP-SPR-1A
Representatives: Vasanthi Okuma and Greenberg Farrow

TIME LIMIT FILE - JUNE 30, 2010

(LAST DAY FOR COUNCIL ACTION - JUNE 30, 2010)

(Planning and Land Use Management 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

MITIGATED NEGATIVE DECLARATION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to appeals of various Exceptions, Conditional Use, Project Permit Compliance, Site Plan Review and the Mitigated Negative Declaration for property at 5520 West Sunset 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. 09-2092 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-2008-1421-MND] filed on July 7, 2009.**
- 2. ADOPT the FINDINGS of the Planning and Land Use Management Committee as the Findings of the Council.**
- 3. RESOLVE TO DENY APPEALS filed by: Andrew Schwartz; Robert Blue; and Doug Haines for La Mirada Avenue Neighborhood Association of Hollywood (Robert Silverstein, The Silverstein Law Firm, Representative), from the entire determination of the Central Los Angeles Area Planning Commission (CLAAPC), and THEREBY APPROVE: 1) various Exceptions from the Vermont/Western Transit Oriented District Specific Plan approved by the CLAAPC and stated in the July 23, 2009 written determination of the CLAAPC; 2) a Conditional Use to permit the sale of beer and wine for off-site consumption; 3) a Project Permit Compliance with the Vermont/Western Transit Oriented District Specific Plan; and 4) a Site Plan Review for a project which results in an increase of 50,000 gross square feet or more of nonresidential floor area and a net increase of over 1,000 average daily trips, for the proposed construction of a 192,680 net square foot retail shopping center, approximately 74 feet high, which would include a 162,415 square foot Target store, 26,600 square feet of retail and food uses, and 3,665 square feet of associated uses for property at 5520 West Sunset Boulevard, subject to modified Conditions of Approval, as attached to Council file No. 09-2092.**

Applicant: Jack N. Reif; Target

APCC 2008-2703-SPE-CUB-SPP-SPR-1A

Representatives: Vasanthi Okuma and Greenberg Farrow

- 4. 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 CLAAPC reports that there is no General Fund impact, as administrative costs are recovered through fees.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JUNE 30, 2010

(LAST DAY FOR COUNCIL ACTION - JUNE 30, 2010)

ITEM NO. (10) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #15 - Adopted, As Amended, Ayes (12); Absent: Cárdenas, Huizar and Krekorian (3)

[10-1064](#)

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to funding from the Construction Services Trust Fund for consultant services to study the City's development review process.

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

1. APPROVE funding in the amount of \$500,000 from the Construction Services Trust Fund, No. 438-50, for the purpose of contracting with a consultant selected as a result of a Request for Proposals process to review and provide recommendations for improvement of the City's development review process.
2. DESIGNATE the Los Angeles Department of Building and Safety (LADBS) as the project manager on behalf of all City departments involved in the development review process.
3. INSTRUCT the LADBS to:
 - a. Incorporate a review of the existing 12:2 work program within the scope of work for the proposed consultant contract.
 - b. Provide the Request for Proposals for this consulting contract to the City Administrative Officer (CAO) for review prior to release.
 - c. Evaluate the recommendations provided by the selected consultant, working with all departments involved in the development review process, and provide that evaluation, which should include an implementation plan and funding proposal, to the Council and Mayor for approval prior to implementation of any recommendations that require Council authority or additional funding.

Fiscal Impact Statement: The CAO reports that there is no General Fund impact. The source of funds is the Construction Services Trust Fund, which has sufficient funds to finance this eligible request. This expenditure complies with the City's Financial Policies in that collected surcharges on permits will be used to support this expenditure associated with the Construction Services Centers.

Community Impact Statement: None submitted.

ADOPTED

AMENDING MOTION (REYES - PARKS)

Recommendation for Council action:

INSTRUCT the Department of Building and Safety and City Administrative Officer to report back to Council upon selecting a consultant to study the City's Development Review Process prior to contract award.

ITEM NO. (11) - ADOPTED - SEE FOLLOWING

Roll Call #13 - Adopted, Ayes (13); Absent: Cárdenas and Krekorian (2)

[10-0842](#)

CD 7

MITIGATED NEGATIVE DECLARATION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an appeal of a variance for property at 11950 Lopez Canyon Road.

SUBMITS WITHOUT RECOMMENDATION the following recommendations of the North Valley Area Planning Commission (NVAPC), 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. 10-0842 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 [State Clearinghouse No. 200011093].
2. ADOPT the FINDINGS of the NVAPC as the Findings of the Council.
3. RESOLVE TO DENY APPEAL filed by Marlene Rader on behalf of the Community Alliance for Open Spaces (Daniel Wright, The Silverstein Law Firm, Representative) from the entire decision of the NVAPC, and thereby SUSTAIN the decision of the Zoning Administrator and APPROVE a Variance granting the establishment, use and maintenance of a truck driver training academy in the OS-1XL Zone for property at 11950 Lopez Canyon Road, subject to Conditions of Approval.
Applicant: Bureau of Sanitation, City of Los Angeles ZA-2009-3619-ZV-1A

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

Community Impact Statement: Yes

Support Appeal: Foothill Trails District Neighborhood Council
North Hills West Neighborhood Council
Studio City Neighborhood Council
Sunland-Tujunga Neighborhood Council

ADOPTED

MOTION (ALARCÓN - REYES)

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. 10-0842 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 [State Clearinghouse No. 200011093].
2. **ADOPT** the **FINDINGS** of the NVAPC as the Findings of the Council.
3. **RESOLVE TO DENY APPEAL** filed by Marlene Rader on behalf of the Community Alliance for Open Spaces (Daniel Wright, The Silverstein Law Firm, Representative) from the entire decision of the NVAPC, and thereby **SUSTAIN** the decision of the Zoning Administrator and **APPROVE** a Variance granting the establishment, use and maintenance of a truck driver training academy in the OS-1XL Zone for property at 11950 Lopez Canyon Road, subject to Conditions of Approval. Applicant: Bureau of Sanitation, City of Los Angeles ZA-2009-3619-ZV-1A
4. **DIRECT** the Bureau of Sanitation to:
 - a. Report back relative to why it has taken so long to achieve final closure of the Lopez Canyon Landfill.
 - b. Apply for an exemption from State Law requiring a 30-year monitoring period before unsupervised public use is allowed.

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

Roll Call #16 - Adopted, As Amended, Ayes (12); Absent: Cárdenas, Huizar and Krekorian (3)

[08-1751-S1](#)

TRANSPORTATION COMMITTEE REPORT relative to a grant application for the State of California Department of Transportation Safe Routes to School Program - Cycle 9 for pedestrian and bicycle safety projects near and around schools.

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

1. APPROVE the Final List of Proposed Projects for the State's Safe Routes to School Program - Cycle 9, Attachment A of the Bureau of Street Services report to Council dated June 16, 2010 (attached to the Council file), as amended to include the addition of Sharp Elementary School.
2. AUTHORIZE the Director, Bureau of Street Services, on behalf of the City, to submit grant applications for the list of projects in Attachment A to Caltrans before the July 15, 2010 deadline.
3. AUTHORIZE the Directors, Bureaus of Street Services and Street Lighting, and the Chief Executive Officer, Community Redevelopment Agency, to execute the necessary funding agreements and receive Safe Routes to School grant funds, subject to the approval of the City Attorney as to form and legality.
4. INSTRUCT the General Managers and Directors of affected departments and bureaus to identify the amount and source of resources needed, including match and front-funding, staff, and overtime funding, for the implementation of approved projects by Caltrans.
5. RESOLVE that no General Funds will be used as match funds for Safe Routes to School projects.
6. DIRECT the Los Angeles Department of Transportation and the Bureau of Street Services to report with recommendations on how to develop a comprehensive city-wide approach for future safe routes to schools grant funds that will allow the city to strategically focus on projects at schools with the greatest need.
7. DIRECT the Bureau of Street Services to add a traffic feedback sign feature to the Foshay Learning Center project.

Fiscal Impact Statement: The Bureau of Street Services reports that this action will not impact the General Fund. According to the Bureau, 90 percent of project cost is provided and 10 percent local match is required. Front-funding is required because the Safe Routes to School Program funds are available on a reimbursement basis. Funds may be available from the City's Proposition C local return monies, Gas Tax funds, Measure R, or other monies identified by participating agencies. Once Caltrans announces the approved projects, the participating City agencies will transmit reports to Council and Mayor requesting front-funding.

Community Impact Statement: None submitted.

ADOPTED

AMENDING MOTION (ALARCÓN - REYES)

Recommendation for Council action:

INCLUDE Sharp Avenue Elementary School in the Final List of Proposed Projects for the State of California Department of Transportation's Safe Routes to School Program - Cycle Nine.

ITEM NO. (13) - ADOPTED

Roll Call #1 - Adopted, Ayes (10); Absent: Cárdenas, Hahn, Huizar, Koretz and Krekorian (5)

[10-1080](#)

TRANSPORTATION COMMITTEE REPORT relative to a first amendment to the Los Angeles Department of Transportation (LADOT) contract with Commercial Programming Systems, Inc. (CPS), for the continued development and implementation of traffic control system software.

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

AUTHORIZE the General Manager, LADOT, to execute a first amendment to the contract with CPS extending the contract term two years at a cost not to exceed \$1.2 million (or \$600,000 per year), for a total contract term of five years and a total cost not exceed \$2,550,000, for the on-going use of contract programmers to continue the development and implementation of traffic control system software related to the Automated Traffic Surveillance and Control (ATSAC), the Adaptive Traffic Control (ATCS), and the Transit Priority Systems (TPS), subject to the approval of the City Attorney as to form and legality.

Fiscal Impact Statement: The City Administrative Officer reports that this action will not impact the General Fund. Total compensation for the contract extension is \$1.2 million. These costs are included in \$5.732 million in grant funds awarded by the Los Angeles Metropolitan Transportation Authority for signal timing projects.

Community Impact Statement: None submitted.

ITEM NO. (14) - SUBSTITUTE MOTION ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #18 - Substitute Motion adopted, Ayes (12); Absent: Cárdenas, Huizar and Krekorian (3)

Roll Call #19 - Adopt as Amended to Refer, Ayes (12); Absent: Cárdenas, Huizar and Krekorian (3)

[10-0082](#)

TRANSPORTATION and BUDGET AND FINANCE COMMITTEES' REPORT relative to 2010-11 Proposition A funding for the Charter Bus Program.

Recommendations for Council action:

1. SUBMIT WITHOUT RECOMMENDATION the recommendations of the City Administrative Officer (CAO) and Chief Legislative Analyst (CLA) in their joint report to Council dated June 16, 2010, regarding the revised Schedule 26 Proposition A Local Transit Assistance Fund and related action.
2. DIRECT the CAO and CLA to report to Council with an analysis of the amount of unallocated Neighborhood Council funds that could be used to provide \$1.7 million for the Charter Bus Program (\$1.5 million for the City Council and \$200,000 for the Santa Monica Mountains Conservancy) and other potential sources of funding for the program.

Fiscal Impact Statement: The recommendations of the CAO-CLA joint report would revise the budget for the City's Proposition A funding and provide funding for the City's Charter Bus Program. By providing funding to the Charter Bus Program with Proposition A funds, the anticipated deficit in the City's Proposition A fund for 2012-13 has increased from approximately \$700,000 to approximately \$2.2 million. Future year funding for the various transit programs, including the Charter Bus Program, are determined in future year Proposition A budgets and are subject to the availability of funds. Approving the CAO-CLA recommendations would not impact the General Fund.

Community Impact Statement: None submitted.

ADOPTED

SUBSTITUTE MOTION (REYES - ROSENDAHL)

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

- 1. ALLOCATE \$750,000 from the Proposition A Reserve Fund to continue the Charter Bus Program for a period of three additional months.**
- 2. INSTRUCT the City Administrative Officer and the Chief Legislative Analyst to report back within three months relative to a fiscal accounting of the Charter Bus Program and the identification of potential funding sources, including Neighborhood Council funds.**

ADOPTED

AMENDING MOTION (LABONGE - REYES)

Recommendations for Council action:

- 1. INSTRUCT the Department of Neighborhood Empowerment to inform the City's 90 Neighborhood Councils that the Charter Bus Program has been greatly reduced and, since the Program is of great value to the people of Los Angeles, request that each Neighborhood Council voluntarily contribute their funds to reinstate a portion of the Program. If each Neighborhood Council contributed up to \$5,000 a total of \$450,000 would be generated to off-set a portion of the Charter Bus Program.**
- 2. REFER this amendment to the Education & Neighborhoods Committee for discussion.**
- 3. THANK the Neighborhood Councils for their consideration in this important issue.**

Items for Which Public Hearings Have Not Been Held - Items 15-26

(10 Votes Required for Consideration)

ITEM NO. (15) - ADOPTED

Roll Call #14 - Adopted, Ayes (12); Absent: Cárdenas, Huizar and Krekorian (3)

[09-1953](#)

COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to increasing fines and penalties for violations of any regulation governing the standing or parking of vehicles.

Recommendation for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR: PRESENT and ADOPT the accompanying ORDINANCE amending Section 89.60, Chapter VIII, Division W of the Los Angeles Municipal Code to increase fines charged by \$5.00, the first late penalty charged by \$10.00, and the second late penalty charged by an additional \$15.00, so that the second late penalty will be \$25.00 higher than the first late penalty, imposed for violations of any regulation governing the standing or parking of a vehicle under the California Vehicle Code and other State law, Federal law, and the provisions of the Los Angeles Municipal and Administrative Codes.

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

Community Impact Statement: None submitted.

(Transportation Committee waived consideration of the above matter)

Roll Call #2 - Adopted, Ayes (10); Absent: Cárdenas, Hahn, Huizar, Koretz and Krekorian (5)
(Item Nos. 16a-d)

ITEM NO. (16) - ADOPTED

[10-0005-S489](#)

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 June 23, 2010:

[10-0005-S489](#)

CD 9

- a. Property at 120 West 51st Street (Case No. 264798).
Assessor I.D. No. 5110-025-019

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 25, 2010.)

[10-0005-S490](#)

CD 13

- b. Property at 6143 West Eleanor Avenue (Case No. 251645).
Assessor I.D. No. 5534-022-020

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 5, 2010.)

[10-0005-S491](#)

CD 9

- c. Property at 8312 South San Pedro Street (Case No. 241709).
Assessor I.D. No. 6030-023-004

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

[10-0005-S492](#)

CD 14

- d. Property at 3220 East Fifth Street (Case No. 211508).
Assessor I.D. No. 5186-004-004

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

ITEM NO. (17) - ADOPTED

Roll Call #17 - Adopted, Ayes (12); Absent: Cárdenas, Huizar and Krekorian (3)

[10-0773](#)

COMMUNICATION FROM CHAIR, ARTS, PARKS, HEALTH AND AGING COMMITTEE relative to forming a working group for the purpose of drafting a Request for Proposals (RFP) to transition 14 City-controlled cultural art facilities to public-private partnerships.

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

1. INSTRUCT the City Administrative Officer (CAO) and the Department of Cultural Affairs (DCA) to form a working group comprised of the appropriate departments for the purpose of drafting the necessary RFP to transition 14 City-controlled cultural art facilities to public-private partnerships, while considering the proposed non-profit lease policy.
2. INSTRUCT the DCA to report back to the Arts, Parks, Health and Aging Committee (APHA) in 120 days with the RFP.

3. INSTRUCT the DCA and CAO to report back to the APHA Committee in 30 days with a status on the development of the RFP and the status of current existing partnerships.

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

Roll Call #2 - Adopted, Ayes (10); Absent: Cárdenas, Hahn, Huizar, Koretz and Krekorian (5)

[10-1082](#)

CD 14

CONSIDERATION OF MOTION (HUIZAR - LABONGE) relative to reprogramming funds for the Boyle Heights Constituent Service Center and for the York and Huntington Drive Bicycle and Pedestrian Improvement Plan.

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

1. REPROGRAM \$200,000 in Community Development Block Grant (CDBG) funds current appropriated to the Council District 14 Bring Back Broadway Streetscape project to the Boyle Heights Constituent Service Center (Chicago Building).
2. REPROGRAM \$200,000 of previously approved AB 1290 funds from the Boyle Heights Constituent Service Center (Chicago Building) to the Planning Department for the York and Huntington Drive Bicycle and Pedestrian Improvement Plan.
3. AUTHORIZE the Community Development Department General Manager to reprogram \$200,000 CDBG funds from the Bring Back Broadway Streetscape project (G428) to the Boyle Heights Constituent Service Center (Chicago Building) and prepare the necessary amendment(s) to the Consolidated Plan(s), as required.
4. AUTHORIZE the Controller to establish a new account and transfer appropriations within the Community Development Trust Fund No. 424. \$200,000 from Account No. G428, Bring Back Broadway, to Account No. G700, Boyle Heights - Chicago Building.
5. AUTHORIZE the City Administrative Officer, with the assistance of the Department of General Services, to prepare Controller instructions and/or make technical adjustments that may be required and are consistent with the intent of the Motion, and authorize the Controller to implement the instructions.

Community Impact Statement: None submitted.

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

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

Roll Call #20 - Adopted as Amended, Ayes (12); Absent: Cárdenas, Huizar and Krekorian (3)

[10-1133](#)

MOTION (PERRY - LABONGE) and RESOLUTIONS relative to authorizing the Department of Recreation and Parks to submit a grant application for the South Los Angeles Wetlands Nature Education Project.

Recommendations for Council action:

1. AUTHORIZE the Department of Recreation and Parks to submit a Proposition 84 Nature Education Facilities grant application for the South Los Angeles Wetlands Nature Education Project.
2. ADOPT the accompanying RESOLUTION (Attachment No. 1), as required by the State of California, authorizing the General Manager, or designee, to submit an application for the South Los Angeles Wetlands Nature Education Project and to represent the City as the administrative and program management agent for the resulting project awarded by the State, including negotiation and executing any resulting agreements and amendments, and any other administrative matters relative to the completion of the awarded project(s).
3. ADOPT the accompanying RESOLUTIONS (Attachment Nos. 2 and 3), as required by the State of California, acknowledging the Department's intent to accept the transfer of grant responsibilities for the Griffith Park Horticultural Learning Center Project and the Cabrillo Marine Aquarium Exhibit Improvement and Phase II Expansion Project, including operations and maintenance of the project, subject to the award of grant funds and successful project completion by the L.A. Parks Foundation and Friends of the Cabrillo Marine Aquarium, respectively.
4. DIRECT the Department of Recreation and Parks to report to Council upon award notification and prior to the acceptance of any grant funds or the execution of any grant contract for the South Los Angeles Wetlands Nature Education Project, Griffith Park Horticultural Learning Center Project, and the Cabrillo Marine Aquarium Exhibit Improvement and Phase II Expansion Project to be submitted for the Nature Education Facilities Grant Program under Proposition 84.

ADOPTED

AMENDING MOTION (PERRY for CÁRDENAS - LABONGE)

Recommendations for Council action:

1. **AUTHORIZE the Department of Recreation and Parks to submit a Proposition 84 Nature Education Facilities grant application for the Hansen Dam Nature Education Center Project.**

2. **ADOPT** the accompanying **RESOLUTION (Attachment No. A1)**, as required by the State of California, **AUTHORIZING** the General Manager, or designee, to submit an application for the Hansen Dam Nature Education Center Project and to represent the City as the administrative and program management agent for the resulting project awarded by the State, including negotiation and executing any resulting agreements and amendments, and any other administrative matters relative to the completion of the awarded project.
3. **DIRECT** the Department of Recreation and Parks to report to Council upon award notification and prior to the acceptance of any grant funds for the execution of any grant contract for the Hansen Dam Nature Education Center Project to be submitted for the Nature Education Facilities Grant Program under Proposition 84.

Roll Call #2 - Adopted, Ayes (10); Absent: Cárdenas, Hahn, Huizar, Koretz and Krekorian (5)
(Item Nos. 20-21)

ITEM NO. (20) - ADOPTED

[09-2449](#)

MOTION (PARKS - ROSENDAHL) relative to amending prior Council action of November 4, 2009, authorizing the City Attorney to expend funds in order to effect settlement in the case entitled Rufino and Lugarda Sigala v. City of Los Angeles, Los Angeles Superior Court Case No. NC 050037. Recommendation for Council action: SUBJECT TO THE APPROVAL OF THE MAYOR:

AMEND prior Council action of November 4, 2009, (Council file No. 09-2449), Recommendation No. 2, authorizing the City Attorney to expend \$1,000,000 in order to effect settlement in the case entitled Rufino and Lugarda Sigala v. City of Los Angeles, Los Angeles Superior Court Case No. NC 050037, to draw the demand as follows:

2. AUTHORIZE the City Attorney to draw demands thereon in the following amounts, due and payable as follows;
 - a. Due Fiscal Year 2009-10: \$200,000 payable to the Law Offices of Federico C. Sayre and Rufino and Lugarda Cruz Sigala.
 - b. Due July 2010, July 2011, July 2012, and July 2013: \$66,666.66 payable to Robert Kaplan, \$133,333.34 payable to Rufino Sigala and Lugarda Cruz Sigala.

ITEM NO. (21) - ADOPTED

[06-2469](#)

CD 15

MOTION (HUIZAR - HAHN) relative to initiating street vacation proceedings to vacate the L-shaped alley southerly of 108th Street and easterly of Clovis Avenue.

Recommendations for Council action:

1. INITIATE street vacation proceedings, pursuant to California Streets and Highways Code, Division 9, Part 3, Public Streets, Highways and Service Easements Vacation Law to vacate the L-shaped alley southerly of 108th Street and easterly of Clovis Avenue.
2. DIRECT the Bureau of Engineering to investigate the feasibility of this vacation request.
3. DIRECT the Bureau of Engineering to present its report regarding the feasibility of vacating the requested areas to the Public Works Committee.
4. DIRECT the City Clerk to schedule this request for the City Council's consideration at the appropriate time under the City's Street Vacation procedures.

ITEM NO. (22) - CONTINUED TO JULY 2, 2010

Roll Call #3 - Adopted to Continue, Unanimous Vote (10); Absent: Cárdenas, Hahn, Huizar, Koretz and Krekorian (5)

[10-0011-S21](#)

CD 12

MOTION (SMITH - ZINE) relative to funding for weed abatement services in Council District 12.

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

1. TRANSFER \$75,000 from the Council District 12 portion of the Street Furniture Revenue Fund No. 43D/50 to the Department of Public Works Fund No. 100/74, Account 3040 (Contractual Services) to fund additional weed abatement service solely for the benefit of Council District 12.
2. AUTHORIZE the Chief Legislative Analyst, or designee, to make technical changes to clarify and to implement the intent of this Motion.

ITEM NO. (23) - ADOPTED

Roll Call #2 - Adopted, Ayes (10); Absent: Cárdenas, Hahn, Huizar, Koretz and Krekorian (5)

[10-1113](#)

CD 12

MOTION (SMITH - ZINE) relative to funding to facilitate a tour of the WGN Jacks Gully ArrowBio facility.

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

1. AUTHORIZE the City Clerk to transfer these funds.
2. TRANSFER \$8,316 from the Sunshine Canyon Amenities Trust Fund No. 699, Account 1000 to City Clerk Fund No. 100/28, Account 2130 to research the WGN Jacks Gully ArrowBio facility.
3. AUTHORIZE the Chief Legislative Analyst, or designee, to make any technical corrections or revisions as may be necessary to implement the intent of this motion.

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

Roll Call #9 - Amending Motion Adopted, Ayes (13); Absent: Cárdenas and Krekorian (2)

Roll Call #10 - Adopted to Refer, Unanimous Vote (13); Absent: Cárdenas and Krekorian (2)

10-1114

MOTION (SMITH - CÁRDENAS - PARKS) relative to the Department of General Services (GSD) Police be exempt from furloughs.

Recommendations for Council action:

1. EXEMPT the GSD Police from furloughs.
2. DIRECT the City Administrative Officer to immediately calculate and find the funds to avoid GSD Police furloughs prior to July 1, 2010.

REFERRED TO INFORMATION TECHNOLOGY & GOVERNMENT AFFAIRS and BUDGET AND FINANCE COMMITTEES

REFERRED

AMENDING MOTION (ROSENDAHL - REYES)

Recommendation for Council action:

INSTRUCT the General Services Department and the City Administrative Officer to report on the feasibility of charging a \$7 fee for guest parking at the City Hall, City Hall East and other City parking facilities.

ADOPTED

AMENDING MOTION (SMITH - ALARCÓN)

Recommendation for Council action:

CLARIFY that the General Services Police personnel that are exempted from the furloughs are all General Services Police sworn personnel of all ranks.

Roll Call #2 - Adopted, Ayes (10); Absent: Cárdenas, Hahn, Huizar, Koretz and Krekorian (5)

ITEM NO. (25) - ADOPTED

09-0010-S25

MOTION (CÁRDENAS - HUIZAR) relative to reinstating the reward offer in the death of Eusobia Rojas for an additional six months.

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

REAFFIRM Council's findings and REINSTATE the reward offer relative to the death of Eusobia Rojas (Council action of April 8, 2009, Council file No. 09-0010-S25) 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. (26) - ADOPTED

Roll Call #6 - Adopted, Ayes (13); Absent: Cárdenas and Krekorian (2)

10-1112

RESOLUTION (LABONGE - ZINE) relative to declaring June 30, 2010 as Mark Coogan Day in the City of Los Angeles.

Recommendation for Council action:

RESOLVE to DECLARE June 30, 2010 as Mark Coogan Day in the City of Los Angeles.

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

10-1148

RESOLUTION (LABONGE - GARCETTI) relative to declaring July 2, 2010, hereto after known as Chuck Berry Day in the City of Los Angeles.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

10-0004-S1 - Peter Jew, Detective II

(Garcetti - All Councilmembers)

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

10-0003-S1 - Paul Johnson

(LaBonge - All Councilmembers)

Willean Thomas (Parks)

Eunice Elaine Curry-Jankans (Parks)

Aaron Rolbin (Zine)

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

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL