

Los Angeles City Council, **Journal/Council Proceedings**
Wednesday, **December 8, 2010**
John Ferraro Council Chamber, Room 340, City Hall - 10 am

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

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

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
NOVEMBER 24, 2010

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - NONE

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

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

Items Noticed for Public Hearing - Items 1-15

Roll Call #1 - Adopted, Ayes (12); Absent: Hahn, Koretz and President Garcetti (3)
(Item Nos. 1-13)

**ITEM NO. (1) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON JANUARY 5, 2011**

[08-1716](#)

CD 13

HEARING PROTESTS against the proposed improvement and maintenance of the Legion Lane and Sunnynook Drive (Re-ballot) Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Legion Lane and Sunnynook Drive (Re-ballot) Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on September 29, 2010 - Continue hearing and present Ordinance on JANUARY 5, 2011 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (2) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON JANUARY 5, 2011**

[09-2745](#)

CD 4

HEARING PROTESTS against the proposed improvement and maintenance of the Camarillo Street and Elmer Avenue (Re-ballot) Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Camarillo Street and Elmer Avenue (Re-ballot) Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on September 29, 2010 - Continue hearing and present Ordinance on JANUARY 5, 2011 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (3) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON JANUARY 5, 2011**

[10-1291](#)

CD 9

HEARING PROTESTS against the proposed improvement and maintenance of the San Pedro Street and 87th Place Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the San Pedro Street and 87th Place Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on September 29, 2010 - Continue hearing and present Ordinance on JANUARY 5, 2011 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (4) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON JANUARY 5, 2011**

[10-1293](#)

CD 4

HEARING PROTESTS against the proposed improvement and maintenance of the Sierra Bonita and De Longpre Avenues Lighting District.

Recommendation for Council action:

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

(Ordinance of Intention adopted on September 29, 2010 - Continue hearing and present Ordinance on JANUARY 5, 2011 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (5) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED ON JANUARY 5, 2011

[10-1294](#)

CD 3

HEARING PROTESTS against the proposed improvement and maintenance of the Baird Avenue and Vanowen Street Lighting District.

Recommendation for Council action:

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

(Ordinance of Intention adopted on September 29, 2010 - Continue hearing and present Ordinance on JANUARY 5, 2011 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (6) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED ON JANUARY 5, 2011

[10-1327](#)

CD 11

HEARING PROTESTS against the proposed improvement and maintenance of the Corinth and Missouri Avenues Lighting District.

Recommendation for Council action:

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

(Ordinance of Intention adopted on September 29, 2010 - Continue hearing and present Ordinance on JANUARY 5, 2011 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (7) - PUBLIC HEARING CLOSED - ADOPTED

[08-0093](#)

CD 2

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Whitsett Avenue and Valley Spring Lane No. 1 (Re-ballot) Lighting District.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held November 10, 2010)

ITEM NO. (8) - PUBLIC HEARING CLOSED - ADOPTED

[08-1030](#)

CD 2

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Helen Avenue and Wicks Street (Re-ballot) Lighting District.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held November 10, 2010)

ITEM NO. (9) - PUBLIC HEARING CLOSED - ADOPTED

[10-0729](#)

CD 11

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Ramsgate and Reading Avenues Lighting District.

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

1. DENY the protests and confirm the assessments.

2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held November 10, 2010)

ITEM NO. (10) - PUBLIC HEARING CLOSED - ADOPTED

[10-0734](#)

CD 11

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Armacost and Texas Avenues (Re-ballot) Lighting District.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held November 10, 2010)

ITEM NO. (11) - PUBLIC HEARING CLOSED - ADOPTED

[10-0785](#)

CD 9

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Crocker and 10th Streets Lighting District.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held November 10, 2010)

ITEM NO. (12) - PUBLIC HEARING CLOSED - ADOPTED

[10-0864](#)

CD 5

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Wetherly Drive and Third Street Lighting District.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held November 10, 2010)

ITEM NO. (13) - PUBLIC HEARING CLOSED - ADOPTED

[09-2081](#)

CD 15

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Pacific Coast Highway and President Avenue (Re-ballot) Lighting District.

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

1. FIND that a majority protest exists in the Street Lighting Maintenance Assessment District and therefore the assessment cannot be enacted.
2. PRESENT and ADOPT the accompanying ORDINANCE abandoning all proceedings relating to the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).
3. INSTRUCT the Director, Bureau of Street Lighting, to assure that the streetlights are not installed or are removed from service if previously installed.

(Public Hearing held November 10, 2010)

ITEM NO. (14) - MOTION ADOPTED TO GRANT APPLICATION - SEE FOLLOWING

Roll Call #2 - Adopted to Grant Application, Ayes (12); Absent: Hahn, Koretz and President Garcetti (3)

[10-1764](#)

CD 12

HEARING COMMENTS relative to application for determination of "Public Convenience or Necessity" for alcohol sales for off-site consumption at 7-Eleven Market located at 16207, 16209 and 16211 Parthenia Street.

Recommendations for Council action:

1. DETERMINE that the issuance of a liquor license at 7-Eleven Market located at 16207, 16209 and 16211 Parthenia Street, North Hills, 91343, will serve the "Public Convenience or Necessity" and will not tend to create a law enforcement problem.
2. GRANT the Application for Determination of "Public Convenience or Necessity" for the sale of alcoholic beverages for off-site consumption at 16207, 16209 and 16211 Parthenia Street.
3. INSTRUCT the City Clerk to transmit this determination to the State Department of Alcoholic Beverage Control as the required findings under Business and Professions Code Section 23958.4.

Applicant: Bhardwaj Enterprises, Inc. (Sherrie Olson, representative)

TIME LIMIT FILE - DECEMBER 27, 2010

(LAST DAY FOR COUNCIL ACTION - DECEMBER 17, 2010)

ADOPTED

MOTION (SMITH - ZINE)

Recommendations for Council action:

1. DETERMINE that the issuance of a liquor license at 7-Eleven Market located at 16207, 16209 and 16211 Parthenia Street, North Hills, 91343, will serve the "Public Convenience or Necessity" and will not tend to create a law enforcement problem.
2. GRANT the Application for Determination of "Public Convenience or Necessity" for the sale of alcoholic beverages for off-site consumption at 16207, 16209 and 16211 Parthenia Street.
3. INSTRUCT the City Clerk to transmit this determination to the State Department of Alcoholic Beverage Control as the required findings under Business and Professions Code Section 23958.4.

ITEM NO. (15) - PUBLIC HEARING CLOSED - PROTEST DENIED - CITY ENGINEER INSTRUCTED TO PROCEED

Roll Call #1 - Adopted, Ayes (12); Absent: Hahn, Koretz and President Garcetti (3)

[09-2640](#)

CD 11

HEARING PROTESTS relative to the vacation of Umeo Road southwesterly portion of cul-de-sac adjacent Lot 5, Tract No. 14523 (VAC E1401158).

(Categorical Exemption, Public Works Committee Report and Findings adopted on November 2, 2010)

Items for Which Public Hearings Have Been Held - Items 16-34

**Roll Call #5 - Adopted, Ayes (13); Absent: Hahn and President Garcetti (2)
(Item Nos. 16-17)**

ITEM NO. (16) - ADOPTED - SEE FOLLOWING

[10-0236](#)

CD 9

PUBLIC ANNOUNCEMENT OF BALLOT TABULATION and ORDINANCE FIRST CONSIDERATION relative to establishment of the South Los Angeles Industrial Tract Property Business Improvement District (BID), pursuant to Sections 6.600 through 6.620 of Chapter 9 of the Los Angeles Administrative Code and Article XIII D of the California Constitution.

Recommendations for Council action, if the tabulation of ballots indicates majority support, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. PRESENT and ADOPT the accompanying ORDINANCE establishing the South Los Angeles Industrial Tract Property BID and confirming the assessments to be levied upon properties within the BID, as described in the Management District Plan.
2. AUTHORIZE the City Clerk, subject to approval of the City Attorney, to prepare, execute and administer an operating agreement between the City and a nonprofit management entity, for administration of the BID.

Fiscal Impact Statement: The City Clerk reports that direct costs associated with Department administrative expenses will be charged to the BID and will be recovered from assessments collected.

There are currently no City-owned, real properties included in the list of properties to be assessed within the boundaries of the BID, as disclosed in the Management District Plan and as required under existing BID legislation.

(Pursuant to Council action on Tuesday, December 7, 2010, and adoption of Ordinance No. 181330 on October 5, 2010.)

ADOPTED

MOTION (ALARCÓN - KREKORIAN)

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

- 1. PRESENT and ADOPT the accompanying ORDINANCE establishing the South Los Angeles Industrial Tract Property BID and confirming the assessments to be levied upon properties within the BID, as described in the Management District Plan.**
- 2. AUTHORIZE the City Clerk, subject to approval of the City Attorney, to prepare, execute and administer an operating agreement between the City and a nonprofit management entity, for administration of the BID.**

ITEM NO. (17) -ADOPTED

[10-2476](#)
CD 5

ENVIRONMENTAL IMPACT REPORT, MITIGATION MONITORING AND REPORTING PROGRAM, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT, RESOLUTION and ORDINANCES FIRST CONSIDERATION relative to General Plan Amendments, Specific Plan Amendment and Zone and Height District Change for property at 10951-55 West Wilshire Boulevard and 1151-57 South Gayley Avenue.

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

1. CERTIFY that the Environmental Impact Report (EIR No. ENV-2009-143-EIR; State Clearing House No. 2008081010) has been completed in compliance with the California Environmental Quality Act, the State Guidelines and the City Guidelines and that the City Council has reviewed the information contained therein and considered it along with other factors related to this project; that this determination reflects the independent judgment of the lead agency City of Los Angeles; and that the documents constituting the record of proceedings in this matter are located in Council file No. 10-2476 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 Environmental Impact Report.
2. ADOPT the FINDINGS pursuant to and in accordance with Section 21081.6 of the California State Public Resources Code, the Mitigation Monitoring and Reporting Program as the Findings of Council and ADOPT the Mitigation Monitoring and Reporting Program.
3. ADOPT the FINDINGS of the Planning and Land Use Management Committee, including the Environmental Findings, as the Findings of the Council.
4. ADOPT the accompanying RESOLUTION as recommended by the Mayor, the Director of Planning and the City Planning Commission (CPC) APPROVING the proposed General Plan Amendment to the Westwood Community Plan from Community Commercial to Regional Commercial; and the proposed General Plan Amendment to the Westwood Community Plan Footnote 3 to permit Height District 4 for the proposed subject site and to permit a Floor Area Ratio of 10.93:1 for the demolition of an existing one-story commercial building on the south

portion of the property and construction of an approximately 314,325 gross square foot building, 29-stories, providing about 200 parking spaces in a four-level subterranean garage for property at 10951-55 West Wilshire Boulevard and 1151-57 South Gayley Avenue.

CPC-2009-143-GPA-SP-ZC-HD-CU-CUB-ZV-ZAA-SPR-GB

Applicant: Wilshire Gayley, LLC; Kambiz Hekmat

5. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, effecting a Vesting Zone and Height District Change from C4-2D-O and [Q]C4-2-O to [T][Q]C4-4D-O for property at 10951-55 West Wilshire Boulevard and 1151-57 South Gayley Avenue, subject to modified Conditions of Approval.
6. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, amending the Westwood Village Specific Plan to exclude the northern parcels of the subject property for property at 10951-55 West Wilshire Boulevard and 1151-57 South Gayley Avenue.
7. NOT PRESENT and ORDER FILED the ordinance approved by City Planning Commission on July 8, 2010.
8. REMOVE (T) Tentative classification as described in detail on the sheet(s) attached to the Council file.
9. INSTRUCT the Planning Department to update the General Plan and appropriate maps pursuant to this action.
10. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.
11. 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.
12. 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 - DECEMBER 8, 2010

(LAST DAY FOR COUNCIL ACTION - DECEMBER 8, 2010)

ITEM NO. (18) - ADOPTED FORTHWITH TO THE MAYOR

Roll Call #3 - Adopted, Ayes (12); Absent: Hahn, Koretz and President Garcetti (3)

[09-0648-S22](#)

AD HOC COMMITTEE ON ECONOMIC RECOVERY AND REINVESTMENT REPORT relative to the Energy Efficiency and Conservation Block Grant (EECBG) - American Recovery and Reinvestment Act (ARRA) Program.

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

1. AUTHORIZE the Controller to:

a. Transfer appropriations within Fund No. 51S ARRA-Energy Efficiency as follows:

	<u>Account</u>	<u>Title</u>	<u>Amount</u>
From:	G284	Retrofit of Street Lights	\$200,000
	G246	Regional Climate Control	\$ 78,776
	G346	Accountability and Transparency	\$263,117
To:	G146	Mayor's Office	\$341,893
	G184	Public Works Street Lighting	\$200,000

b. Appropriate \$200,000 within Fund No. 100/84 as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1090	Overtime	\$280,000
1190	Hiring Hall	<u>(\$80,000)</u>
	Total	<u>\$200,000</u>

c. Appropriate \$341,893 within Fund No. 100/46 as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1070	Salaries - As Needed	\$181,893
3040	Contractual Services	<u>\$160,000</u>
	Total	<u>\$341,893</u>

d. Increase appropriations in the amount of \$900,000 in Account G500 LED Fixtures within Fund No. 347/84

2. AUTHORIZE the General Manager, Community Development Department (CDD), or designee, 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.

3. AUTHORIZE the General Manager, CDD, or designee, to reflect in documents communicated to and/or required by the Department of Energy all changes regarding the use of EECBG funds that are approved by the Council and Mayor.

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

Community Impact Statement: None submitted.

**Roll Call #5 - Adopted, Ayes (13); Absent: Hahn and President Garcetti (2)
(Item Nos. 19-29)**

ITEM NO. (19) - ADOPTED

[09-0648-S23](#)

AD HOC COMMITTEE ON ECONOMIC RECOVERY AND REINVESTMENT REPORT relative to a status report on the American Recovery and Reinvestment Act (ARRA) of 2009 through July 31, 2010.

Recommendations for Council action:

NOTE and FILE the City Administrative Officer (CAO) report, dated October 22, 2010, relative to a status report on the ARRA of 2009 through July 31, 2010, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (20) - ADOPTED

[08-1602](#)

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to amending the grant performance period for programs funded by the California Arts Council.

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

1. AUTHORIZE the General Manager, Department of Cultural Affairs (DCA), or designee, to amend and extend the California Arts Council grant performance period as follows: October 1, 2009 through June 30, 2011.
2. AUTHORIZE the General Manager, DCA, or designee, to amend and execute the grant award and agreement, as necessary, on behalf of the City and submit a revised grant agreement with the California Arts Council subject to approval by the City Attorney as to form and legality.
3. AUTHORIZE the Controller to make any necessary technical adjustments.

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

Community Impact Statement: None submitted.

ITEM NO. (21) - ADOPTED FORTHWITH TO THE MAYOR

[10-0067](#)

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to approval to amend the grant performance period for the "Big Read Program" funded by a grant from the National Endowment for the Arts (NEA).

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

1. AUTHORIZE the General Manager, Department of Cultural Affairs (DCA), or designee, to amend and extend the NEA "Big Read" grant performance as follows: January 18, 2010 through December 31, 2010.
2. AUTHORIZE the General Manager, DCA, or designee, to amend and execute the grant award and agreement, as necessary, on behalf of the City and submit a revised grant agreement with NEA subject to approval by the City Attorney as form and content.
3. AUTHORIZE the Controller to make necessary technical adjustments to implement the aforementioned recommendations.

Fiscal Impact Statement: The DCA reports there is no impact to the General Fund as a result of the extension of the grant performance period or for the acceptance of the remaining grant funds.

Community Impact Statement: None submitted.

ITEM NO. (22) - ADOPTED

[10-0378](#)

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to approval to accept a \$75,000 donation award from the Walt Disney Company (Disney).

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

1. AUTHORIZE the General Manager, Department of Cultural Affairs to accept (DCA), on behalf of the City, a corporate donation from Disney in the amount of \$75,000 to help fund the City's Heritage Months Music LA programs.
2. AUTHORIZE the General Manager, DCA, to expend and disburse the \$75,000 for the purpose of the City's Heritage Months Music LA program.
3. AUTHORIZE the Controller to:
 - a. Establish a new appropriation account within fund 844, to be labeled "FY 10/11 Music LA Heritage Month Program."
 - b. Appropriate \$75,000 received from Disney into the newly established account in Fund 844, "FY 10/11 Music LA Heritage Month Program."

4. AUTHORIZE the General Manager, DCA, and the Controller to make necessary technical adjustments to effectuate the expenditure of these funds.

Fiscal Impact Statement: The DCA reports there is no impact to the General Fund as a result of the acceptance of the Disney donation award.

Community Impact Statement: None submitted.

ITEM NO. (23) - ADOPTED

[10-0748](#)

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to the acceptance of grant award for the National Endowment for the Arts.

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

1. AUTHORIZE the General Manager of the 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 \$100,000 for the period of January 1, 2011 through June 30, 2012.
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 receive and expend National Endowment for the Arts grant funds for all eligible purposes activities for the period of January 1, 2011 through June 30, 2012.
4. AUTHORIZE the Controller to:
 - a. Establish a new appropriation account within Fund 337, Cultural Affairs Grants, to be labeled "Broadway Arts Center."
 - b. Appropriate \$100,000 received from the National Endowment for the Arts into the newly established Fund 337, "Broadway Arts Center."
5. AUTHORIZE the General Manager, DCA, or designee, to prepare any Controller's instructions needed to implement actions approved by the Council and Mayor on matters presented in or deriving from the transmittal, and/or to make necessary technical adjustment, 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 associated with this action.

Community Impact Statement: None submitted.

ITEM NO. (24) - ADOPTED FORTHWITH

[10-1456](#)

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to amending Los Angeles Municipal Code (LAMC) Section 31.00 to adopt the Los Angeles County Health Code Chapter 11.36 relative to body art establishments (tattoo parlors), and authorize the County to regulate such establishments within the City.

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

REQUEST the City Attorney, with the assistance of the Chief Legislative Analyst (CLA), to prepare an ordinance amending LAMC Section 31.00 to specifically adopt Los Angeles County Health Code Chapter 11.36, which specifies regulations for body art establishments, and authorizes the County to regulate body art establishments within the City.

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

Community Impact Statement: None submitted.

ITEM NO. (25) - ADOPTED FORTHWITH

[10-1521](#)

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to a proposed contract amendment with The Portico Group (Portico) for architectural and engineering design services for the Los Angeles Zoo Rainforest of the Americas Exhibit.

Recommendation for Council action:

APPROVE and AUTHORIZE the President of the Board of Public Works to execute amendment No. 1 to Contract No. C-110040 between the City and the Portico Group to extend the contract by twenty-four months from September 30, 2010 to September 30, 2012, subject to the approval of the City Attorney.

Fiscal Impact Statement: The City Administrative Officer reports that the original contract amount of \$1,832,600 will not change as a result of the extension of this contract nor will it require an increase to the project budget. There is no impact to the City General Fund as a result of the execution of Amendment No. 1 to the contract between the City and The Portico Group for the Rainforest of the Americas Exhibit.

Community Impact Statement: None submitted.

ITEM NO. (26) - ADOPTED

[10-1664](#)

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to approval to accept a \$20,000 grant from the National Endowment for the Arts (NEA).

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 NEA in the amount of \$20,000 for the period of May 15, 2010 through March 31, 2011.
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 approval by the City Attorney as to form and legality.
3. AUTHORIZE the DCA to receive and expend NEA grant funds for all eligible purposes and activities for the period of May 24, 2010 through August 31, 2010.
4. AUTHORIZE the Controller to:
 - c. Establish a new appropriation account within fund 337, Cultural Affairs Grants, to be labeled "Zocalo Public Square."
 - d. Appropriate \$20,000 received from the NEA into the newly established Fund 337, "Zocalo Public Square."
5. AUTHORIZE the General Manager, DCA, or designee, to prepare any Controller's instructions needed to implement actions approved by the Council and the Mayor on matters presented in or deriving from the transmittal, and/or to make necessary technical adjustment, subject to review by the City Administrative Officer, and further, AUTHORIZE the Controller to implement these instructions.

Fiscal Impact Statement: The DCA reports there is no impact to the General Fund as a result of the acceptance of the NEA grant funds.

Community Impact Statement: None submitted.

ITEM NO. (27) - ADOPTED FORTHWITH TO THE MAYOR

[10-1687](#)

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to a proposed Memorandum of Understanding (MOU) between the Los Angeles Zoo (Zoo) and the Greater Los Angeles Zoo Association (GLAZA) in regards to a conservation carousel.

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

1. APPROVE the use of "The Moss Family Foundation Conservation Carousel" as the name for the carousel to be installed at the Zoo in consideration of a \$1.0 million donation from Ann and Jerry Moss.
2. AUTHORIZE the General Manager, Zoo, to execute the proposed MOU between the City and the GLAZA relative to a carousel, subject to the approval of the City Attorney.

Fiscal Impact Statement: The City Administrative Officer reports that the GLAZA will construct and install a \$2.2 million carousel at the Zoo. The construction and installation costs for the carousel will be funded by a \$1.0 million donation from Ann and Jerry Moss and by \$1.2 million from the sale of \$25,000 sponsorships. The operation and maintenance costs of the carousel will be offset by

revenues from carousel ride fees. There is no additional impact on the General Fund. The recommendations in this report comply with City Financial Policies in that one-time revenues will be used for one-time expenditures and user charges and fees are set to support the full costs of operations for which the fees are charged.

Community Impact Statement: None submitted.

ITEM NO. (28) - ADOPTED FORTHWITH

[10-1785](#)

CD 4

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT and RESOLUTION relative to the Proposition 84 Nature Education Facilities grant application for the Sustainable Homestead and Marketplace Project at the Los Angeles Zoo.

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

1. ADOPT the accompanying RESOLUTION authorizing the General Manager and/or Department designee to submit an application for the Sustainable Homestead and Marketplace Project and to represent the City as the administrative and program management agent for the resulting project awarded by the State, including negotiating and executing any resulting agreements and amendments, and any other administrative matters relative to the completion of the awarded project(s).
2. AUTHORIZE the Zoo Department to submit a Proposition 84 Nature Education Facilities grant application for the Sustainable Homestead and Marketplace Project at the Los Angeles Zoo.

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. (29) - ADOPTED

[10-0600-S29](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to a Los Angeles Department of Water and Power (LADWP) report relative to an analysis of current contracts with outside vendors.

Recommendation for Council action:

NOTE and FILE the LADWP report dated September 22, 2010 relative to an analysis of current contracts with outside vendors to identify opportunities to replace contract personnel with displaced General Fund employees.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

**Roll Call # - Adopt as Amended, Ayes (12); Absent: Hahn, Koretz and President Garcetti (3)
(Item Nos. 30-31)**

ITEM NO. (30) - ADOPTED AS AMENDED - SEE FOLLOWING

[10-1758](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to the implications of the passage of Proposition 26.

Recommendation for Council action, pursuant to Motion (Krekorian - Garcetti - Huizar):

INSTRUCT the Chief Legislative Analyst (CLA) to report back to Council in 20 days on the implications of the passage of Proposition 26 for the City of Los Angeles.

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

Community Impact Statement: None submitted.

ADOPTED

AMENDING MOTION (PARKS - SMITH)

Recommendation for Council action:

INSTRUCT the Chief Legislative Analyst and City Administrative Officer to report to the Budget and Finance Committee at its first meeting in January, 2011 relative to the implication of the passage of Proposition 26 for the City of Los Angeles and its impact on City revenues, including a review of impacts on State actions such as the gas tax and on future State revenue actions, as well as a review of City actions necessary to implement new fees and the burden of proof required to take such actions.

ITEM NO. (31) - ADOPTED AS AMENDED - SEE FOLLOWING

[10-1758-S1](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to the impact of Proposition 26 on City revenues.

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

INSTRUCT the City Administrative Officer (CAO) to report to the Budget and Finance Committee in two weeks on the impact of Proposition 26 on City revenues, including a review of impacts on State actions such as the gas tax and on future State revenue actions, as well as a review of City actions necessary to implement new fees and the burden of proof required to take such actions.

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

Community Impact Statement: None submitted.

ADOPTED

AMENDING MOTION (PARKS - SMITH)

Recommendation for Council action:

INSTRUCT the Chief Legislative Analyst and City Administrative Officer to report to the Budget and Finance Committee at its first meeting in January, 2011 relative to the implication of the passage of Proposition 26 for the City of Los Angeles and its impact on City revenues, including a review of impacts on State actions such as the gas tax and on future State revenue actions, as well as a review of City actions necessary to implement new fees and the burden of proof required to take such actions.

**Roll Call #5 - Adopted, Ayes (13); Absent: Hahn and President Garcetti (2)
(Item Nos. 32-33)**

ITEM NO. (32) - ADOPTED

[10-1546](#)

PERSONNEL COMMITTEE REPORT relative to the status of the position authorities in the Special Events One Stop Shop established in the Bureau of Street Services (BSS).

Recommendation for Council action:

NOTE and FILE the October 22, 2010 Personnel Department report submitted in response to Motion (Huizar - Hahn) relative to the status of the position authorities in the Special Events One Stop Shop established in the BSS, inasmuch as said report provides the information requested in the Motion.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (33) - ADOPTED

[10-0875](#)

CD 9

ENVIRONMENTAL IMPACT REPORT, STATEMENT OF OVERRIDING CONSIDERATIONS, MITIGATION MONITORING AND REPORTING PROGRAM and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the Mangrove Estates at 200 North Alameda Street.

Recommendations for Council action:

1. CERTIFY that the Environmental Impact Report (EIR No. 2009-3345-EIR; State Clearing House No. 2009101091) has been completed in compliance with the California Environmental Quality Act, the State Guidelines and the City Guidelines and that the City Council has reviewed the information contained therein and considered it along with other factors related to this project;

that this determination reflects the independent judgment of the lead agency, City of Los Angeles; and that the documents constituting the record of proceedings in this matter are located in Council file No. 10-0875 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 Environmental Impact Report.

2. ADOPT the FINDINGS made pursuant to and in accordance with Section 21081 of the Public Resources Code and the Statement of Overriding Considerations prepared by the City Planning Department and ADOPT the Statement of Overriding Considerations.
3. ADOPT the FINDINGS pursuant to and in accordance with Section 21081.6 of the California State Public Resources Code, the Mitigation Monitoring and Reporting Program as the Findings of Council and ADOPT the Mitigation Monitoring and Reporting Program.
4. ADOPT the FINDINGS of the City Planning Commission (CPC), including the Environmental Findings as the Findings of the Council.

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.

ITEM NO. (34) - ADOPTED FORTHWITH - SEE FOLLOWING

Roll Call #7 - Adopted, Ayes (11); Noes: Alarcón (1); Absent: Hahn, LaBonge and President Garcetti (3)

10-1537
CD 8

MITIGATED NEGATIVE DECLARATION and PLANNING AND LAND USE MANAGEMENT COMMITTEE relative to an appeal of Specific Plan Exceptions and Project Permit Compliance for property at 5301, 5311, 5319, 5321 and 5335 Crenshaw Boulevard.

SUBMITS WITHOUT RECOMMENDATION, the following:

Appeal filed by James Stinson, Hyde Park Organizational Partnership for Empowerment, Madden Avenue Block Club (Mrs. Winifred Jackson, Representative) from the following determination of the South Los Angeles Area Planning Commission:

1. Adopted the Mitigated Negative Declaration, ENV-2009-3102-MND-REC.
2. Approved the Exceptions to the Crenshaw Corridor Specific Plan as follows:
 - a. From Section 11 C.1 and 11 C.4 to permit two Wall Signs along the facade facing Crenshaw Boulevard and one Pedestrian Sign along the facade facing 52nd Street (three total);
 - b. From Section 11 D(7) to permit a sign along the east elevation of the proposed project (Crenshaw Corridor frontage) to have 184.6 square feet of sign area, and to also permit a sign along the north elevation (52nd Street frontage) to have 124.7 square feet of sign area;

- c. From Section 14 C and Design Standard 1.a of the Crenshaw Corridor Specific Plan Design Guidelines and Standards to permit the northern facing ground floor facade (facing 52nd Street) to have 20 percent transparent building elements;
 - d. From Section 14 C and Design Standard 11.i of the Crenshaw Corridor Specific Plan Design Guidelines and Standards to permit a surface parking lot for the proposed Fresh and Easy Market to be located at the side of the structure;
3. Disapproved the Exception to the Crenshaw Corridor Specific Plan from Section 9 A to permit a 19 foot setback along the first floor street frontage (Crenshaw Boulevard).
 4. Approved the Project Permit Compliance for the proposed project, subject to conditions of Approval.
 5. Adopted the Findings attached to Council file No. 10-1537.

Applicant: Hankey Investment Co., LP
 Representative: John Le, Courtney and Le Architects

APCS-2010-1158-SPE-SPP

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.

TIME LIMIT FILE - DECEMBER 14, 2010

(LAST DAY FOR COUNCIL ACTION - DECEMBER 14, 2010)

ADOPTED

MOTION (PARKS - SMITH)

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. 10-1537 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-2009-3102-MND-REC].**
2. **ADOPT the FINDINGS of South Los Angeles Area Planning Commission (SLAPPC) as the Findings of the Council.**

3. **RESOLVE TO DENY THE APPEAL** filed by James Stinson, Hyde Park Organizational Partnership for Empowerment, Madden Avenue Block Club (Winnifred Jackson, Representative) from the determination of the SLAAPC, and **THEREBY APPROVE** Exceptions to the Crenshaw Corridor Specific Plan as follows: a) from Section 11 C.1 and 11 C.4 to permit two Wall Signs along the facade facing Crenshaw Boulevard and one Pedestrian Sign along the facade facing 52nd Street; b) from Section 11 D(7) to permit a sign along the east elevation of the proposed project (Crenshaw Corridor frontage) to have 184.6 square feet of sign area, and to permit a sign along the north elevation (52nd Street frontage) to have 124.7 square feet of sign area; c) from Section 14 C and Design Standard 1.a of the Crenshaw Corridor Specific Plan Design Guidelines and Standards to permit the northern facing ground floor facade (facing 52nd Street) to have 20 percent transparent building elements; d) from Section 14 C and Design Standard 11.i of the Crenshaw Corridor Specific Plan Design Guidelines and Standards to permit a surface parking lot for the proposed Fresh and Easy Market to be located at the side of the structure; and 2) a Project Permit Compliance for the proposed project, for the proposed construction of an approximately 13,969 square foot retail grocery store selling pre-packaged and packaged foods, non-alcoholic and alcoholic beverages and dry goods on a 63,085 square-foot site for property at 5301, 5311, 5319, 5321, and 5335 Crenshaw Boulevard, subject to Conditions of Approval.

Items for Which Public Hearings Have Not Been Held - Items 35-39

(10 Votes Required for Consideration)

Roll Call #6 - Adopted, Ayes (13); Absent: Hahn and President Garcetti (2)
(Item Nos. 35-37g)

ITEM NO. (35) - ADOPTED

[10-1834](#)
CD 5

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Stansbury Avenue and Valley Vista Boulevard Lighting District.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated November 23, 2010.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **FEBRUARY 9, 2011** as the hearing date for the maintenance of the Stansbury Avenue and Valley Vista Boulevard Lighting District, in accordance with Proposition 218, Articles XIIIC and XIIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$511.88 will be collected annually starting with tax year 2011-12 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: February 2, 2011)

ITEM NO. (36) - ADOPTED

[10-1853](#)

CD 12

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Lindley Avenue and Topham Street Lighting District.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated November 30, 2010.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **FEBRUARY 9, 2011** as the hearing date for the maintenance of the Lindley Avenue and Topham Street Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$1,101.33 will be collected annually starting with tax year 2011-12 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: February 2, 2011)

ITEM NO. (37) - ADOPTED

[10-0005-S868](#)

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 December 1, 2010:

[10-0005-S868](#)

CD 9

- a. Property at 1155 East 28th Street (Case No. 261669).
Assessor I.D. No. 5119-013-031

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 21, 2010)

[10-0005-S869](#)

CD 8

- b. Property at 1642 West 51st Street (Case No. 145470).
Assessor I.D. No. 5003-004-025

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 17, 2008)

[10-0005-S870](#)

CD 13

- c. Property at 2211 West Berkeley Avenue (Case No. 301170).
Assessor I.D. No. 5423-010-011

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on September 9, 2010)

[10-0005-S871](#)

CD 1

- d. Property at 2801 North Barranca Street (Case No. 229644).
Assessor I.D. No. 5205-015-013

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 28, 2010)

[10-0005-S872](#)

CD 9

- e. Property at 4221 South Kansas Avenue (Case No. 279273).
Assessor I.D. No. 5020-021-029

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 26, 2010)

[10-0005-S873](#)

CD 8

- f. Property at 637 West 75th Street (Case No. 147032).
Assessor I.D. No. 6020-023-015

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 8, 2007)

[10-0005-S874](#)

CD 8

- g. Property at 821 West 97th Street (Case No. 274867).
Assessor I.D. No. 6054-001-021

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 12, 2010)

ITEM NO. (38) - ADOPTED FORTHWITH

Roll Call #8 - Adopted, Ayes (11); Absent: Hahn, LaBonge, Perry and President Garcetti (4)

[10-1636](#)

COMMUNICATION FROM CHAIR, ENERGY AND ENVIRONMENT COMMITTEE and RESOLUTION relative to the purchase and other related actions in connection with the Green Acres Farm located on I-5 south of Taft Highway in Kern County.

Recommendations for Council action:

1. APPROVE and ADOPT the October 15, 2010 Board of Public Works (Board) report, as attached to the Council file.
2. ADOPT the accompanying RESOLUTION, as incorporated in the October 15, 2010 Board report and attached to the Council file, to affirm that both the extension of the contract with Responsible Biosolids Management (RBM) and the purchase of the site known as the Green Acres Farm in Kern County have met the requirements of California Environmental Quality Act (CEQA) State Guidelines Section 1 5168(c) (2); that extension of the contract with RBM (Contract No. C-94375) and purchase of the Green Acres Farm from Valley Communities, Inc. (VCI) are covered under the City's 1996 Programmatic Environmental Impact Report (SCH 93051010 et al.) for its Biosolids Management Program as well as the 1994 and 1995 negative declarations prepared and adopted by the Central Valley Regional Water Quality Control Board as they issued their Waste Discharge Requirement Order Nos. 94-286 and 95-140; and the City Council also concurs with the Board's recommendation that, since the extension of the contract with RBM and purchase of the Green Acres Farm was not intended to and did not result in an increase in intensity of use or the rate of discharge of an existing operation covered under the previously cited CEQA documents, it did not amount to a physical change in the environment requiring additional CEQA documentation pursuant to CEQA Guidelines Section 15162.
3. ADOPT the CEQA addendum, as incorporated in the October 15, 2010 Board report and attached to the Council file.

Fiscal Impact Statement: Neither the City Administrative Officer or the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

[Council may recess to Closed Session pursuant to Government Code Section 54956.9(a) to confer with its legal counsel relative to the above matter.]

ITEM NO. (39) - ADOPTED - SEE FOLLOWING

Roll Call #9 - Adopted, Ayes (11); Absent: Hahn, LaBonge, Perry and President Garcetti (4)

[10-1731](#)

COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST (CLA) AND THE CITY ADMINISTRATIVE OFFICER (CAO), relative to the Exclusive Negotiating Agreement with Nikkei Center Partners, LLC.

Recommendations for Council action:

1. AUTHORIZE the CLA to terminate the Exclusive Negotiating Agreement with Nikkei Center Partners, LLC for the purchase of a City-owned surplus property (Assessor Parcel Numbers 5173-007-905; 5173-008-901, 902, 904 through 906, and 908; and 5173-011-900) and the development of a mixed-use development on said site.
2. INSTRUCT the CLA and the CAO to continue to monitor the progress of the regional Connector and evaluate proposed development opportunities project for potential development.

(Environmental Impact Report on Council file No. 10-0875)

Fiscal Impact Statement: None submitted by the CLA and CAO. Neither the CAO nor the CLA has completed a financial analysis of this report.

Community Impact Statement: None submitted.

(Planning and Land Use Management Committee waived consideration of the above matter)

ADOPTED

MOTION (REYES - HUIZAR)

Recommendations for Council action:

1. **AUTHORIZE the Chief Legislative Analyst (CLA) to terminate the Exclusive Negotiating Agreement with Nikkei Center Partners, LLC for the purchase of a City-owned surplus property (Assessor Parcel Numbers 5173-007-905; 5173-008-901, 902, 904 through 906, and 908; and 5173-011-900) and the development of a mixed-use development on said site.**
2. **INSTRUCT the and the City Administrative Officer to continue to monitor the progress of the regional Connector and evaluate proposed development opportunities project for potential development.**

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

10-1894

MOTION (PERRY for GARCETTI - PARKS) relative to funding for the necessary hazard removal work, on damages caused by the 2010 storms, located at Sunset Boulevard near Coronado Terrace in Council District 13.

10-1643-S1

MOTION (PERRY - SMITH) relative to funding for services in connection with the November 5, 6, and 13, 2010 Collage Dance Theatre Council District Nine Governing Bodies in the City Hall Tom Bradley Room.

10-1895

MOTION (PERRY - SMITH) relative to the Los Angeles Police Department reporting to Council on a Public Services Announcement.

09-2729-S1

MOTION (CÁRDENAS - KREKORIAN) relative to the Information Technology Agency negotiating and executing an amendment to Contract No. 114340.

10-0010-S47

MOTION (ALARCÓN - CÁRDENAS) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Armando Sanchez Velazquez on October 18, 2010.

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

[10-0002-S103](#)

RESOLUTION (CÁRDENAS - PARKS) relative to the City's position in connection with Islamaphobia and repudiate random acts of violence against Muslim Americans.

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

[10-0003-S3](#) - Sri Daya Mata

(Huizar - Rosendahl - Reyes)

Harold Katz

(Koretz - All Councilmembers)

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

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL

Regular meeting recessed at 10:16 a.m.
Special meeting convened at 10:16 a.m.
Special meeting adjourned at 10:49 a.m.
Regular meeting convened at 10:49 a.m.