

Los Angeles City Council, **Journal/Council Proceedings**
Wednesday, **January 19, 2011**
John Ferraro Council Chamber, Room 340, City Hall - 10 am

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

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

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
JANUARY 14, 2011

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

Los Angeles City Council Agenda
Wednesday, January 19, 2011
John Ferraro Council Chamber, Room 340, City Hall - 10 am

Roll Call

**Approval of the Record of Proceedings of the Council Meeting of
January 14, 2011**

Commendatory Resolutions, Introductions and Presentations

Public Testimony on Non-agenda Items Within Jurisdiction of Council

Items Noticed for Public Hearing - Items 1-12

Roll Call #7 - Adopted, Ayes (12); Absent: Rosendahl, Smith and Wesson (3)
(Item Nos. 1-7)

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

[10-2347](#)
CD 9

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the 27th and Figueroa 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 December 17, 2010)

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

[10-2348](#)
CD 7

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Carl Street and Borden Avenue 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 December 17, 2010)

ITEM NO. (3) - PUBLIC HEARING CLOSED - ORDINANCE ADOPTED

[10-2349](#)
CD 4

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Lemp Avenue and

Archwood 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 December 17, 2010)

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

[10-2461](#)

CD 4

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Wilshire Boulevard and Tremaine Avenue 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 December 17, 2010)

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

[10-2462](#)

CD 2

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Chiquita Street and Colfax Avenue 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 December 17, 2010)

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

[10-2269](#)

CD 13

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Elysian Valley Lighting Improvement Phase 3 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 December 17, 2010)

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

[10-2346](#)

CD 2

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Sunland Boulevard and Sunland Park Drive Lighting District.

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

3. 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 December 17, 2010)

**Roll Call #2 - Adopted, Ayes (11); Absent: Hahn, Rosendahl, Smith and President Garcetti (4)
(Item Nos. 8-11)**

**ITEM NO. (8) - PUBLIC HEARING HELD - CONTINUED HEARING AND ORDINANCE TO BE PRESENTED
ON FEBRUARY 9, 2011**

[10-1696](#)

CD 6

HEARING PROTESTS against the proposed improvement and maintenance of the Case Avenue and Valerio Street Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Case Avenue and Valerio 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 November 10, 2010 - Continue hearing and present Ordinance on FEBRUARY 9, 2011 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (9) - CONTINUED TO FEBRUARY 2, 2011

Roll Call #12 - Adopted to Continue, Ayes (11); Absent: Perry, Rosendahl, Smith and Wesson (4)

[07-1862](#)

CD 11

HEARING PROTESTS relative to the vacation of the alley between Barrington Avenue and Stoner Avenue from Idaho Avenue to approximately 237 feet southeasterly thereof (VAC-E1401062).

(Categorical Exemption and Public Works Committee Report adopted, as amended, on December 10, 2010)

ITEM NO. (10) - PUBLIC HEARING CLOSED - CITY ENGINEER INSTRUCTED TO PROCEED

[09-1247](#)

CD 2

HEARING PROTESTS relative to vacating Keswick Street from San Fernando Road (Southwest Roadway) to approximately 440 westerly thereof (VAC E1401148).

(Negative Declaration and Public Works Committee Report adopted on December 10, 2010)

ITEM NO. (11) - PUBLIC HEARING CLOSED - CITY ENGINEER INSTRUCTED TO PROCEED

[10-1547](#)

CD 3

HEARING PROTESTS relative to the vacation of Kittridge Street from approximately 375 feet westerly of Yolanda Avenue to its westerly terminus (VAC E1401162).

(Catergorical Exemption and Public Works Committee Report adopted on December 10, 2010)

ITEM NO. (12) - CONTINUED TO FEBRUARY 2, 2011

Roll Call #1 - Adopted to Continue, Unanimous Vote (11); Absent: Hahn, Rosendahl, Smith and President Garcetti (4)

[10-1976](#)

CD 6

HEARING COMMENTS relative to an Application for Determination of "Public Convenience or Necessity" for the sale of alcoholic beverages for off-site consumption at Circle K Convenience Market.

Recommendations for Council action:

1. DETERMINE that the "Public Convenience or Necessity" WILL NOT be served by the sale of alcoholic beverages for off-site consumption at Circle K Convenience Market located at 16056 Sherman Way, Van Nuys, 91406, inasmuch as the site is located in a high crime reporting district and in a census tract with an undue concentration of alcoholic beverage sales licenses.
2. DENY the application for Determination of "Public Convenience or Necessity" for the sale of alcoholic beverages for off-site consumption at 16056 Sherman Way, based upon the above findings and the negative influence associated with the sale of alcohol in the concerned community.
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.

Application filed by: Sherwood Mart, Inc. (Sherrie Olson, representative)

TIME LIMIT FILE - FEBRUARY 4, 2011

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 4, 2011)

Items for Which Public Hearings Have Been Held - Items 13-21

ITEM NO. (13) - ADOPTED

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

[10-1893](#)

COMMUNICATION FROM THE MAYOR relative to the appointment of Mr. Greg Lippe to the Community Redevelopment Agency Board of Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Greg Lippe to the Community Redevelopment Agency Board of Commissioners for the term ending November 4, 2013 is APPROVED and CONFIRMED. (Current commission gender composition: M = 3; F = 3; Vacant = 1)

Ethics Commission Review: Pending.

Background Check Review: Pending.

Community Impact Statement: None submitted.

(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

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the appointment of Mr. Greg Lippe to the Community Redevelopment Agency (CRA) Board of Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Greg Lippe to the Community Redevelopment Agency (CRA) Board of Commissioners for term ending November 4, 2013 is **APPROVED** and **CONFIRMED**. Mr. Lippe resides in Council District Three. (Current commission gender composition: M = 3; F = 3; Vacant = 1)

Ethics Commission review: Completed.

Background Check review: Completed.

Community Impact Statement: None submitted.

**Roll Call #3 - Adopted, Ayes (11); Absent: Hahn, Rosendahl, Smith and President Garcetti (4)
(Item Nos. 14-21)**

ITEM NO. (14) - ADOPTED

[10-0600-S47](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to the Controller's second General Fund budgetary cash flow report for Fiscal Year (FY) 2010-11.

Recommendation for Council action:

NOTE and FILE the Controller's report relative to the second General Fund budgetary cash flow for FY 2010-11.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (15) - ADOPTED

[08-1553](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the Community Redevelopment Agency (CRA) quarterly status report on CRA investments as of September 30, 2010.

Recommendation for Council action:

RECEIVE and FILE the CRA quarterly status report on CRA investments as of September 30, 2010 dated November 18, 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. (16) - ADOPTED

[10-1948-S1](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the conduct of the 2011 Greater Los Angeles Homeless Count to determine the prevalence of homelessness in Los Angeles County.

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

DIRECT the following City departments and agencies to support the Homeless Count by cooperating with Los Angeles Homeless Services Authority (LAHSA), encouraging volunteers, and responding completely and in a timely manner to LAHSA's requests: Community Development Department, Community Redevelopment Agency of the City of Los Angeles, Department of Cultural Affairs, Department of General Services, Department of Recreation and Parks, Department of Public

Works Bureau of Street Services, Department of Public Works Bureau of Sanitation, Housing Authority of the City of Los Angeles, Library Department, Los Angeles Department of Transportation, Los Angeles Department of Water and Power, Los Angeles Fire Department, Los Angeles Housing Department, Los Angeles World Airports, Los Angeles Zoo, and The Port of Los Angeles.

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

Community Impact Statement: None submitted.

ITEM NO. (17) - ADOPTED

[09-1907](#)

PUBLIC SAFETY COMMITTEE REPORT relative to the Los Angeles Fire Department (LAFD) Special Training Fund annual report.

Recommendation for Council action:

APPROVE the LAFD Special Training Fund Account 002R - Fiscal Year 2008-09 annual report (attached to the Council file).

Fiscal Impact Statement: The LAFD reports that the State's \$1.5 million annual training reimbursement is critical due to the cost of annual training fees that rise significantly each year. If the Vocational Education Training funding was interrupted, numerous mandatory certifications and re-certifications could not occur within the Department's current budget.

Community Impact Statement: None submitted.

ITEM NO. (18) - ADOPTED

[10-0893](#)

PUBLIC SAFETY COMMITTEE REPORT relative to the status and activities of the Los Angeles Police Department's (LAPD) Supplemental Police Account.

Recommendation for Council action:

NOTE and FILE Board of Police Commissioners report to Council dated December 22, 2010 (attached to the Council file), relative to the status and activities of the LAPD's Supplemental Police Account for the period July through September, 2010.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (19) - ADOPTED

[10-1330-S2](#)

CD 9

PUBLIC SAFETY COMMITTEE REPORT relative to the payment of an Illegal Dumping Apprehension reward for the illegal dumping incident that occurred at 55th Street and Grand Avenue.

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

1. APPROVE the \$1,000 graffiti apprehension reward payment for an Illegal Dumping Apprehension Reward Payment for the incident that occurred at 55th Street and Grand Avenue on July 15, 2010.
2. AUTHORIZE the Controller to transfer \$1,000 from the Reserve Fund to the Unappropriated Balance and appropriate therefrom to the Illegal Dumping Reward Trust Fund 46G/14.
3. AUTHORIZE the City Clerk to pay this claim from the Illegal Dumping Trust Fund No. 46G.

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

Community Impact Statement: None submitted.

ITEM NO. (20) - ADOPTED

[10-1330-S3](#)

CD 3

PUBLIC SAFETY COMMITTEE REPORT relative to the payment of an Illegal Dumping Apprehension reward for the illegal dumping incident that occurred at Wyandotte Street, east of Calvin Avenue 9.

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

1. APPROVE the \$1,000 graffiti apprehension reward payment for an Illegal Dumping Apprehension Reward Payment for the incident that occurred at Wyandotte Street, east of Calvin Avenue 9, on May 18, 2010.
2. AUTHORIZE the Controller to transfer \$1,000 from the Reserve Fund to the Unappropriated Balance and appropriate therefrom to the Illegal Dumping Reward Trust Fund 46G/14.
3. AUTHORIZE the City Clerk to pay this claim from the Illegal Dumping Trust Fund No. 46G.

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

Community Impact Statement: None submitted.

ITEM NO. (21) - ADOPTED

[11-0006](#)
CD 7

PUBLIC SAFETY COMMITTEE REPORT relative to the payment of a Graffiti Apprehension Reward for a vandalism incident that occurred at Glenoaks and Van Nuys Boulevards.

Recommendations for Council action:

1. APPROVE the \$1,000 Graffiti Apprehension Reward payment for the incident that occurred at Glenoaks and Van Nuys Boulevards on April 27, 2010.
2. AUTHORIZE the City Clerk to pay this claim from the Vandalism and Graffiti Trust Fund No. 870.

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

Community Impact Statement: None submitted.

Items for Which Public Hearings Have Not Been Held - Items 22-32

(10 Votes Required for Consideration)

ITEM NO. (22) - ADOPTED

Roll Call #7 - Adopted, Ayes (12); Absent: Rosendahl, Smith and Wesson (3)

[08-3278](#)

COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to amending Sections 62.138, 62.143, and 62.144 of Article 2 of Chapter VI of the Los Angeles Municipal Code (LAMC) concerning the regulation of movement of overload vehicles and establishing an annual permit for the movement of overload intermodal containers in the City's Heavy Container Corridor.

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

PRESENT and ADOPT the accompanying ORDINANCE amending LAMC Sections 62.138, 62.143, and 62.144 concerning the regulation of movement of overload vehicles and establishing an annual permit for the movement of overload intermodal containers in the City's Heavy Container Corridor.

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.

(Public Works and Trade, Commerce and Tourism Committees waived consideration of the above matter)

ADOPTED

MOTION (HUIZAR - HAHN)

Recommendation for Council action:

ADOPT the following recommendation of the City Attorney (Item No. 22, Council file No. 08-3278) relative to amending Sections 62.138, 62.143, and 62.144 of Article 2 of Chapter VI of the Los Angeles Municipal Code (LAMC) concerning the regulation of movement of overload vehicles and establishing an annual permit for the movement of overload intermodal containers in the City's Heavy Container Corridor, SUBJECT TO THE APPROVAL OF THE MAYOR:

PRESENT and ADOPT the accompanying ORDINANCE amending LAMC Sections 62.138, 62.143, and 62.144 concerning the regulation of movement of overload vehicles and establishing an annual permit for the movement of overload intermodal containers in the City's Heavy Container Corridor.

**Roll Call #4 - Adopted, Ayes (11); Absent: Hahn, Rosendahl, Smith and President Garcetti (4)
(Item Nos. 23a-23o)**

ITEM NO. (23) - ADOPTED

[11-0005-S17](#)

et al. RESOLUTIONS relative to removing various properties from the Rent Escrow Account Program.

Recommendation for Council action:

ADOPT the accompanying RESOLUTIONS removing the following properties from the Rent Escrow Account Program (REAP), inasmuch as the owner(s) have corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department (LAHD), Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the LAHD's report of January 12, 2011:

[11-0005-S17](#)

CD 14

- a. Property at 5106 East Templeton Street (Case No. 265968).
Assessor I.D. No. 5218-005-033

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 13, 2010)

[11-0005-S18](#)

CD 2

- b. Property at 12806 West Oxnard Street (Case No. 191297).
Assessor I.D. No. 2341-006-014

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 26, 2009)

[11-0005-S19](#)

CD 3

- c. Property at 20764 West Hartland Street (Case No. 294943).
Assessor I.D. No. 2137-031-004

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

[11-0005-S20](#)

CD 13

- d. Property at 2117 West Branden Street (Case No. 266585).
Assessor I.D. No. 5423-004-020

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

[11-0005-S21](#)

CD 13

- e. Property at 2117 West Branden Street (Case No. 159643).
Assessor I.D. No. 5423-004-020

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on March 27, 2008)

[11-0005-S22](#)

CD 13

- f. Property at 2312 West Berkeley Avenue (Case No. 301178).
Assessor I.D. No. 5424-003-003

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

[11-0005-S23](#)

CD 14

- g. Property at 3007 East Boulder Street (Case No. 18074).
Assessor I.D. No. 5178-011-006

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 1, 2006)

[11-0005-S24](#)

CD 11

- h. Property at 49 East Sunset Avenue (Case No. 291609).
Assessor I.D. No. 4286-022-025

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on September 2, 2010)

[11-0005-S25](#)

CD 2

- i. Property at 4922 North Laurel Canyon Boulevard (Case No. 276972).
Assessor I.D. No. 2355-009-039

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 10, 2010)

[11-0005-S26](#)

CD 14

- j. Property at 5156 East Almont Street (Case No. 247818).
Assessor I.D. No. 5309-001-001

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on March 11, 2010)

[11-0005-S27](#)

CD 4

- k. Property at 5657 North Cleon Avenue (Case No. 204871).
Assessor I.D. No. 2415-006-021

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on December 8, 2008)

[11-0005-S28](#)

CD 9

- l. Property at 6000 South Menlo Avenue (Case No. 79039).
Assessor I.D. No. 6004-009-016

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 3, 2007)

[11-0005-S29](#)

CD 9

- m. Property at 8706 South Avalon Boulevard (Case No. 214881).
Assessor I.D. No. 6042-004-016

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 7, 2009)

[11-0005-S30](#)

CD 8

- n. Property at 9806 South Main Street (Case No. 258757).
Assessor I.D. No. 6052-002-002

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

[11-0005-S31](#)

CD 8

- o. Property at 9806 South Main Street (Case No. 284142).
Assessor I.D. No. 6052-002-002

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 13, 2010)

ITEM NO. (24) - ADOPTED

Roll Call #8 - Adopted, Ayes (13); Absent: Rosendahl and Smith (2)

[09-2776](#)

COMMUNICATION FROM CHAIR, TRANSPORTATION COMMITTEE relative to the 2010-11 non-ambulatory passenger vehicle service rate adjustment in the City of Los Angeles.

Recommendations for Council action:

1. FIND that due to general increases in industry costs, a rate adjustment for non-ambulatory passenger vehicle service in the City of Los Angeles is needed.
2. FIND that the 2010-11 non-ambulatory passenger vehicle service rate adjustment approved by the Board of Transportation Commissioners at its meeting held December 9, 2010 (Board Order No. 597, attached to the Council file), is just, reasonable, non-discriminatory, and non-preferential for all permitted non-ambulatory passenger vehicle service.
3. REQUEST the City Attorney to prepare and present an ordinance necessary to effectuate the 2010-11 non-ambulatory passenger vehicle service rate adjustment in the city of Los Angeles approved by the Board of Transportation Commissioners.

Fiscal Impact Statement: None submitted by the Los Angeles Department of Transportation. 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. (25) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #10 - To Adopt as Amended, Ayes (11); Absent: Perry, Rosendahl, Smith and Wesson (4)

[10-2277](#)

COMMUNICATION FROM CHAIR, TRANSPORTATION COMMITTEE relative to submitting project applications to the Los Angeles County Metropolitan Transportation Authority (Metro) for the 2011 Transportation Improvement Program Call for Projects.

Recommendations for Council action:

1. APPROVE the City's Final Project List accompanying the Los Angeles Department of Transportation (LADOT) report to Council dated December 28, 2010 (attached to the Council file), and schedule.
2. AUTHORIZE the General Manager, LADOT, on behalf of the City, to submit applications for funding to Metro for all projects included in the City's Final Project List.
3. AUTHORIZE the General Manager, LADOT, or Director of the lead department or agency for each project, to execute the necessary funding and contractual documents with Metro, subject to the approval of the City Attorney as to form and legality, and to accept any funds awarded by Metro.

4. DIRECT the General Manager, LADOT, or Director of the lead department or agency for each project, to submit to LADOT, for inclusion in the Transportation Grant Fund report, any resource needs, including match and front-funding and staff and overtime funding, for the implementation of funded projects by Metro.

Fiscal Impact Statement: The LADOT reports that this action will not impact the General Fund. Generally, some of the City's future Proposition C Local Transit Assistance funds will be needed to provide matching funds for the projects selected by Metro. Since Metro's awarded funds are available only on a reimbursement basis, Prop C funds will also be needed as front-funding. Other potential sources of matching funds may include private developer fees, Community Redevelopment Agency funds, Port of Los Angeles funds, Proposition A Local Transit Assistance funds, and other sources. Match and front-funding will be included in LADOT's budget for Fiscal Year 2015-16 under Prop C fund and successive budgets.

Community Impact Statement: None submitted.

ADOPTED

MOTION (PERRY - PARKS) 25A

Recommendation for Council action:

AMEND to include a request for \$1 million for the Bunker Hill - Broad Museum Regional Connector Station Public Plaza project in the City's Final Project List as the last project in the transit capital modal category, and would include a commitment of \$6.5 million in match funds from the Community Redevelopment Agency (CRA/LA).

ADOPTED

MOTION (HUIZAR - CARDENAS) 25B

Recommendation for Council action:

AMEND to revise the City's Final Project List to include the following project application that will be submitted to Metro under the Pedestrian Improvements (PI) Category: #10 (Broadway Historic Theater District Pedestrian Enhancements Project)

**Roll Call #4 - Adopted, Ayes (11); Absent: Hahn, Rosendahl, Smith and President Garcetti (4)
(Item Nos. 26-27)**

ITEM NO. (26) - ADOPTED

[08-3442](#)

ADMINISTRATIVE EXEMPTION and COMMUNICATIONS FROM THE BOARD OF AIRPORT COMMISSIONERS and CITY ADMINISTRATIVE OFFICER relative to proposed Second Amendment to Operating Agreement No. DA-3745 with Servisair LLC (F/K/A Penauille Servisair, LLC) for operation of courtesy shuttle service at LA/Ontario International Airport.

Recommendations for Council action:

1. FIND that this action, as described in the December 22, 2010 Board of Airport Commissioners (Board) report and attached to the Council file, is exempt from the California Environmental Quality Act (CEQA) pursuant to Article III, Class 1(18)(c) of the Los Angeles City CEQA Guidelines.
2. APPROVE the Second Amendment to Operating Agreement No. DA-3745 with Servisair LLC for the operation of courtesy shuttle service at LA/Ontario International Airport.
3. CONCUR with the Board's action of December 20, 2010 by Resolution No. 24323 authorizing the Executive Director to execute the contract with Servisair LLC.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the proposed Second Amendment to Contract No. DA-3745 with Servisair LLC will increase the total authorized project budget by a not-to-exceed \$9,515,000, which has been funded in the Fiscal Year 2010-11 Los Angeles World Airports Operating Budget in Cost Center 1300031 - ONT Landside Operations, Commitment Item 520 - Contractual Services. Future funding will be requested as part of the Los Angeles World Airport's annual budget process. Since the Los Angeles World Airports is bound only by the City Debt Management Policies, the City Financial Policies are not applicable. Approval of the proposed Second Amendment will have no impact on the City's General Fund.

Community Impact Statement: None submitted

TIME LIMIT FILE - FEBRUARY 20, 2011

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 18, 2011)

(Trade, Commerce and Tourism Committees waived consideration of the above matter)

ADOPTED

MOTION (LABONGE - HUIZAR)

Recommendations for Council action:

ADOPT the following recommendations of the Board of Airport Commissioners and the City Administrative Officer (Item No. 26, Council file No. 08-3442) relative to a proposed Second Amendment to Operating Agreement No. DA-3745 with Servisair LLC (F/K/A Penauille Servisair, LLC) for operation of courtesy shuttle service at LA/Ontario International Airport:

1. FIND that this action, as described in the December 22, 2010 Board of Airport Commissioners (Board) report and attached to the Council file, is exempt from the California Environmental Quality Act (CEQA) pursuant to Article III, Class 1(18)(c) of the Los Angeles City CEQA Guidelines.
2. APPROVE the Second Amendment to Operating Agreement No. DA-3745 with Servisair LLC for the operation of courtesy shuttle service at LA/Ontario International Airport.
3. CONCUR with the Board's action of December 20, 2010 by Resolution No. 24323

authorizing the Executive Director to execute the contract with Servisair LLC.

ITEM NO. (27) - ADOPTED

[10-1949](#)

CDs 6&11

ADMINISTRATIVE EXEMPTION and COMMUNICATIONS FROM THE BOARD OF AIRPORT COMMISSIONERS and CITY ADMINISTRATIVE OFFICER relative to proposed Third Amendment to Contract No. DA-3737 with Cubic Transportation Systems, Inc. to extend the term two years for maintenance and support services of the computerized parking control system at Los Angeles International Airport (LAX), Van Nuys International Airport (VNY) and LA/Ontario International Airport (ONT).

Recommendations for Council action:

1. FIND that this action, as described in the December 22, 2010 Board of Airport Commissioners (Board) report and attached to the Council file, is exempt from the California Environmental Quality Act (CEQA) pursuant to Article III, Class 1(32) of the Los Angeles City CEQA Guidelines.
2. APPROVE the Third Amendment to Contract No. DA-3737 with Cubic Transportation Systems, Inc. to extend the term two years for maintenance and support services of the computerized parking control system at LAX, VNY and ONT.
3. CONCUR with the Board's action of December 20, 2010 by Resolution No. 24322 authorizing the Executive Director to execute the contract with Cubic Transportation Systems, Inc.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the proposed Third Amendment to Contract No. DA-3737 with Cubic Transportation Systems, Inc. will increase the total expenditures by a maximum of \$6,419,856 over a 24-month period for an estimated \$32.6 million over the ten-year life of the contract. Funding for the Third Amendment is available in the Fiscal Year 2010-11 Los Angeles World Airports Operating Budget in LAX Cost Center 2001 069 - Parking Structures - All, CD Landside Business Management Division, Commitment Item 520 - Contractual Services and LA/ONT Cost Center 1300031 - ONT Landside Operations Section, Commitment Item 520 - Contractual Services. Future funding will be requested as part of the Los Angeles World Airport's (LAWA) annual budget process. Since the LAWA is bound only by the City Debt Management Policies, the City Financial Policies are not applicable. Approval of the proposed Third Amendment will have no impact on the City's General Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - FEBRUARY 20, 2011

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 18, 2011)

(Trade, Commerce and Tourism Committees waived consideration of the above matter)

ADOPTED

MOTION (LABONGE - HUIZAR)

Recommendations for Council action:

ADOPT the following recommendations of the Board of Airport Commissioners and the City Administrative Officer (Item No. 27, Council file No. 10-1949) relative to a proposed Third Amendment to Contract No. DA-3737 with Cubic Transportation Systems, Inc. to extend the term two years for maintenance and support services of the computerized parking control system at Los Angeles International Airport (LAX), Van Nuys International Airport (VNY) and LA/Ontario International Airport (ONT):

- 1. FIND that this action, as described in the December 22, 2010 Board of Airport Commissioners (Board) report and attached to the Council file, is exempt from the California Environmental Quality Act (CEQA) pursuant to Article III, Class 1(32) of the Los Angeles City CEQA Guidelines.**
- 2. APPROVE the Third Amendment to Contract No. DA-3737 with Cubic Transportation Systems, Inc. to extend the term two years for maintenance and support services of the computerized parking control system at LAX, VNY and ONT.**
- 3. CONCUR with the Board's action of December 20, 2010 by Resolution No. 24322 authorizing the Executive Director to execute the contract with Cubic Transportation Systems, Inc.**

ITEM NO. (28) - ADOPTED

Roll Call #9 - Adopted, Ayes (13); Absent: Rosendahl and Smith (2)

[10-1981](#)
CD 11

ADMINISTRATIVE EXEMPTION and COMMUNICATIONS FROM THE BOARD OF AIRPORT COMMISSIONERS and CITY ADMINISTRATIVE OFFICER relative to proposed lease with Flying Food Group Pacific, Inc. covering property located at 6751 West Imperial Highway at Los Angeles International Airport (LAX).

Recommendations for Council action:

- 1. FIND that this action, as described in the December 22, 2010 Board of Airport Commissioners (Board) report and attached to the Council file, is exempt from the California Environmental Quality Act (CEQA) pursuant to Article III, Class 1(18)(c) of the Los Angeles City CEQA Guidelines.**
- 2. APPROVE the Lease with Flying Food Group Pacific, Inc. at LAX.**
- 3. CONCUR with the Board's action of December 6, 2010 by Board Order No. AO-5290 authorizing the Executive Director to execute the Lease with Flying Food Group Pacific, Inc.**

Fiscal Impact Statement: The City Administrative Officer reports that approval of the proposed five-year Lease with Flying Food Group Pacific, Inc. will generate approximately \$777,125 in total revenue to the Los Angeles World Airports (LAWA) during the first year and a minimum of \$5,047,826 for LAWA over the five-year term. In addition to the facilities rental, a new provision has

been added to the agreement that requires the lessee to pay LAWA ten percent of gross revenues from all off-Airport sales and deliveries of food, beverages, and related services and supplies to any off-Airport customers. At this time, LAWA is unable to determine the revenue impact of this new provision. Since LAWA is bound only by the City Debt Management Policies, the City Financial Policies are not applicable. Approval of the proposed lease agreement will have no impact on the City's General Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JANUARY 27, 2011

(LAST DAY FOR COUNCIL ACTION - JANUARY 26, 2011)

(Trade, Commerce and Tourism Committee waived consideration of the above matter)

**Roll Call #4 - Adopted, Ayes (11); Absent: Hahn, Rosendahl, Smith and President Garcetti (4)
(Item Nos. 29-32)**

ITEM NO. (29) - ADOPTED

[11-0011](#)

CD 3

MOTION (ZINE - WESSON) relative to funding for sidewalk cleaning on Ventura Boulevard in Council District Three.

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

1. AUTHORIZE the Public Works, Bureau of Accounting, to pay It's a Blast, Commercial Property Services, Inc., for services provided in December 2010. TRANSFER and APPROPRIATE \$600 from the Council District Three portion of the Street Furniture Revenue Fund, Fund 43D/50, for this payment.
2. AUTHORIZE the Director, Bureau of Street Services, or designee, to make technical corrections as necessary to implement the above recommendations.

ITEM NO. (30) - ADOPTED - TO THE MAYOR FORTHWITH

[11-0076](#)

MOTION (REYES - ZINE) relative to authorizing the General Manager, Los Angeles Department of Building and Safety (LADBS), to negotiate and execute a contract with Karen C. Penner Consulting Services.

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

1. FIND there is a necessity to enter into a professional services contract with Karen C. Penner Consulting Services, to provide specialized consulting services of a limited scope until June 30, 2011.
2. AUTHORIZE the General Manager, LADBS, to negotiate and execute the contract.

3. INSTRUCT the General Manager, LADBS, to ensure that the contract adheres to all the provisions of the City Charter and Administrative Code.

ITEM NO. (31) - ADOPTED

[11-0059](#)

RESOLUTION (KREKORIAN - KORETZ - GARCETTI) relative to declaring January 28, 2011 as Janice Kamenir-Reznik Day in the City of Los Angeles.

Recommendation for Council action:

RESOLVE to DECLARE January 28, 2011 as Janice Kamenir-Reznik Day in the City of Los Angeles.

ITEM NO. (32) - ADOPTED

[11-0002-S2](#)

RESOLUTION (PERRY - LABONGE) relative to declaring January 17, 2011, Martin Luther King, Jr. Holiday as a Day of Service in the City of Los Angeles.

Recommendation for Council action:

RESOLVE to DECLARE January 17, 2011, Martin Luther King, Jr. Holiday as a Day of Service in the City of Los Angeles.

Items Called Special

Motions for Posting and Referral

Councilmembers' Requests for Excuse from Attendance at Council Meetings

Closed Sessions - Items 33-35

**Roll Call #5 - Adopted in Open Session, Ayes (11); Absent: Hahn, Rosendahl, Smith and President Garcetti, (4)
(Item Nos. 33-35)**

ITEM NO. (33) - ADOPTED IN OPEN SESSION

[10-1811](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to the case entitled Willie Green v. John Bunch and the City of Los Angeles, United States District Court Case No.: CV09-01770 GAF (AGRx). (This matter involves an incident which occurred on August 9, 1983, involving members of the Los Angeles

Police Department.)

(Budget and Finance Committee considered the above matter in Closed Session on January 10, 2011)

ADOPTED

MOTION (PARKS - HUIZAR)

Recommendations for Council action:

ADOPT the following recommendation of the City Attorney regarding the case entitled Willie Green v. John Bunch and the City of Los Angeles, United States District Court Case No.: CV09-01770 GAF (AGRx). (This matter involves an incident which occurred on August 9, 1983, involving members of the Los Angeles Police Department.), SUBJECT TO THE APPROVAL OF THE MAYOR:

REJECT the Plaintiff's offer of settlement.

This matter was approved by the Budget and Finance Committee (Parks - Smith - Rosendahl-Huizar-Koretz "yes") at its meeting on January 10, 2011, in Closed Session as permitted by Government Code Section 54956.9(a).

ITEM NO. (34) - ADOPTED IN OPEN SESSION

10-1812

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to the case entitled Nick Ross, et al. v. City of Los Angeles, United States District Court Case No.: CV10-2806ODW(Ex). (This matter involves an incident which occurred on January 26, 2010, involving members of the Los Angeles Police Department.)

(Budget and Finance Committee considered the above matter in Closed Session on January 10, 2011)

ADOPTED

MOTION (PARKS - HUIZAR)

Recommendations for Council action:

ADOPT the following recommendation of the City Attorney regarding the case entitled Nick Ross, et al. v. City of Los Angeles, United States District Court Case No.: CV10-2806ODW(Ex). (This matter involves an incident which occurred on January 26, 2010, involving members of the Los Angeles Police Department), SUBJECT TO THE APPROVAL OF THE MAYOR:

REJECT the Plaintiff's offer of settlement.

This matter was approved by the Budget and Finance Committee (Parks - Smith - Rosendahl - Huizar - Koretz "yes") at its meeting on January 10, 2011, in Closed Session as permitted by

Government Code Section 54956.9(a).

ITEM NO. (35) - ADOPTED IN OPEN SESSION - TO THE MAYOR FORTHWITH

[10-1924](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to settlement in the case entitled City of Los Angeles v. Cal Realty Holdings, et al., Los Angeles Superior Court Case No. SC 103092 (Council District 11).

(Budget and Finance Committee waived consideration of the above matter)

ADOPTED

MOTION (PARKS - HUIZAR)

Recommendations for Council action:

ADOPT the following recommendations of the City Attorney in order to effect settlement in the case entitled City of Los Angeles v. Cal Realty Holdings, et al., Los Angeles Superior Court Case No. SC 103092 (Council District 11), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

- 1. AUTHORIZE** the City Attorney to prepare a settlement agreement for the above entitled case whereby defendants would waive the right to appeal the adverse title ruling and the City would agree not to block the Second Parcel Access and waive its \$18,000 damage claim, and those other terms as may be necessary in order to implement the settlement.
- 2. AUTHORIZE** the General Manager, Department of Transportation, or designee, to execute the settlement agreement on behalf of the City.

(Budget and Finance Committee waived consideration of the above matter)

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

[03-0010-S62](#)

MOTION (KREKORIAN - LABONGE) relative to reinstating the reward offer in the deaths of Michael Tardio and Christopher Monson for an additional 60 days.

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

[11-0003](#) - Eva Hickman

(Parks)

David Nelson

(LaBonge)

Eddie Marconi	(Hahn)
Beverly Jean McDowell	(Hahn)
Floyd "Scrappy" Rhea	(Hahn)

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

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By	
Council Clerk	PRESIDENT OF THE CITY COUNCIL