

Los Angeles City Council, **Journal/Council Proceedings**
Friday, **January 21, 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, Hahn, Huizar, Koretz, LaBonge, Parks, Perry, Reyes, Smith, Wesson, Zine and President Garcetti (12); Absent: Cárdenas, Krekorian and Rosendahl (3)

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
JANUARY 18, 2011

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 19

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

Item Noticed for Public Hearing - Item 1

ITEM NO. (1) - RECEIVED AND FILED

Roll Call #3 - Adopted to Receive and File, Unanimous Vote (12); Absent: Cárdenas, Rosendahl and Zine (3)

[10-1695](#)
CD 5

CONTINUED CONSIDERATION OF HEARING COMMENTS relative to application for determination of "Public Convenience or Necessity" for alcohol sales for off-site consumption at CVS Pharmacy retail drug store located at 16437 West Ventura Boulevard, Encino, 91436.

Application filed by: Dan Shultz, MileStone Management

TIME LIMIT FILE - JANUARY 24, 2011

(LAST DAY FOR COUNCIL ACTION - JANUARY 21, 2011)

(Findings and Council recommendations required relative to the above application required)

(Continued from Council meeting of December 10, 2010)

Items for Which Public Hearings Have Been Held - Items 2-7

ITEM NO. (2) - ADOPTED - SEE FOLLOWING

Roll Call #5 - Adopted, Ayes (12); Absent: Cárdenas, Rosendahl and Zine (3)

[10-1872](#)

MITIGATED NEGATIVE DECLARATION, COMMUNICATION FROM THE CITY PLANNING COMMISSION and ORDINANCE FIRST CONSIDERATION relative to a zone change for property at 936-60 North La Brea Avenue.

CPC-2008-1663-ZC

Applicant: BMB Investment Corp., Benjamin Soleimani

TIME LIMIT FILE - MARCH 2, 2011

(LAST DAY FOR COUNCIL ACTION - MARCH 2, 2011)

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

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

ADOPTED

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change at 936-60 North La Brea Avenue.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the lead agency in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 10-1872 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV-2007-5777-MND].
2. ADOPT the FINDINGS of the City Planning Commission (CPC) as the Findings of the Council.

3. **PRESENT and ADOPT the accompanying ORDINANCE, approved by the CPC, effecting a zone change from MR1-1 to (T)(Q)M1-1 for the proposed demolition of an existing one-story building and construction of a three-story building consisting of approximately 8,588 square feet of ground floor retail space, with 134 parking spaces to be provided on three structured levels, including a screened roof-top parking level, for property at 936-60 North La Brea Avenue, subject to Conditions of Approval.**

Applicant: BMB Investment Corp., Benjamin Soleimani

CPC-2008-1663-ZC

4. **REMOVE the (T) Tentative classification as described in detail on the sheet(s) attached to the Council file.**
5. **ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.**
6. **ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.**
7. **ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.**

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

Community Impact Statement: None submitted.

TIME LIMIT FILE - MARCH 2, 2011

(LAST DAY FOR COUNCIL ACTION - MARCH 2, 2011)

ITEM NO. (3) - ADOPTED, AS AMENDED - FORTHWITH - SEE FOLLOWING

Roll Call #8 - Adopted, Ayes (12); Absent: Cárdenas, Rosendahl and Zine (3)

[08-0923-S7](#)

ORDINANCE SECOND CONSIDERATION to temporarily amend Article 5.1, Chapter IV, of the Los Angeles Municipal Code (the "Medical Marijuana Ordinance"), until such time as the order of preliminary injunction entered by the Supreme Court of California, County of Los Angeles in Los Angeles Superior Court Case No. BC433942 is reversed or the Medial Marijuana Ordinance is permanently amended.

URGENCY CLAUSE - 12 VOTES REQUIRED

(Unanimous consent withheld pursuant to Council Rule 39)

ADOPTED

MOTION (ALARCON - HAHN) relative to the City's Medical Marijuana Program

Recommendations for Council action:

INSTRUCT the Chief Legislative Analyst to report back in 45 days with an analysis of and recommendations to establish an advisory body which would:

- a. Ensure quality in the City's Medical Marijuana Program.**
- b. Advise on the best way to provide service and quality of product.**
- c. Monitor the City's Medical Marijuana Program and make recommendations on how to improve it.**
- d. Study other municipalities' Medical Marijuana Programs.**
- e. Consider adding 10 additional service providers through a Request for Proposal process at a later time.**

ITEM NO. (4) - ADOPTED - SEE FOLLOWING

Roll Call #5 - Adopted, Ayes (12); Absent: Cárdenas, Rosendahl and Zine (3)

[09-2841](#)

COMMUNICATIONS FROM THE LOS ANGELES HOUSING DEPARTMENT relative to authority to enter into loan agreements for top ranked applicants for building retrofit work in response to the 2010 Round Three Notice of Funding Availability - Energy Efficiency and Conservation Block Grant and to issue letters of commitment for Round Three of the 2010 Affordable Housing Trust Fund (AHTF) and various actions related to the AHTF.

(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 results of the third round of the 2010 Affordable Housing Trust Fund (AHTF) Notice of Funding Availability (NOFA) - General and funded with Energy Efficiency and Conservation Block Grant Funds (EECBG) and related actions.

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

- 1. AUTHORIZE the Los Angeles Housing Department (LAHD) General Manager, or designee, to:**

- a. **Issue Letters of Commitment and execute permanent loan agreements with the top-ranked EECBG Program applicants, for loan amounts not to exceed the amounts identified in Attachment B of the City Administrative Officer (CAO) report dated January 19, 2011, inclusive of all soft costs and construction contingencies related to the retrofit construction work program.**
 - b. **Issue Round Three NOFA Letters of Commitment totaling \$16.3 million for the projects identified in Attachment C of the CAO report and summarized in the attachment to the LAHD report dated December 30, 2010, subject to the condition that the project sponsors apply to the proposed leveraging source in the next available funding round and receive the full amount requested therein, if applicable, and upon the completion of the environmental review process in accordance with National Environmental Policy Act regulations.**
 - c. **Negotiate and execute an acquisition/predevelopment/construction/permanent loan agreement for each project identified in Attachment C of the CAO report that receives a funding award from their respective leveraging source (if applicable), subject to the satisfaction of all conditions and criteria stated in the Round Three NOFA application, the LAHD report dated December 30, 2010 and LAHD's Letters of Commitment, subject to approval by the City Attorney as to form and legality.**
 - d. **Execute subordination agreements wherein the City loan and regulatory agreements on all projects recommended are subordinated to their respective conventional construction and permanent loans, subject to approval by the City Attorney as to form and legality.**
 - e. **Execute agreements allowing the transfer to and/or execution of the City loans by a limited partnership, to enable admittance of tax credit investors, subject to approval by the City Attorney as to form and legality.**
 - f. **Extend the application period for the City-owned properties Request for Proposals, until a sufficient number of proposals is received and report back to the Council and Mayor for approval to proceed with the disposition process.**
 - g. **Prepare Controller instructions and make any necessary technical adjustments consistent with the Mayor and Council actions on this item, subject to the approval of the CAO and authorize the Controller to implement the instructions.**
2. **INSTRUCT the LAHD General Manager, or designee, to report back to the Mayor and Council with options to expend the remaining EECBG Program funds totaling \$707,373.**
 3. **AUTHORIZE the Controller to:**
 - a. **Allocate and expend \$3,932,348 for the selected EECBG projects within Fund No. 52P/43 American Recovery and Reinvestment Act (ARRA) - EECBG, Account No. G818, EECBG/Multifamily Housing Retrofit.**

- b. Allocate and expend funds from the following funds and accounts for the 2010 Round Three projects:

<u>Project</u>	<u>Fund</u>	<u>Name</u>	<u>Account</u>	<u>Name</u>	<u>Amount</u>
Broadway Villas	52J	NSP	F818	NSP/ARRA Program Operations	\$4,045,000
Figuroa Senior Housing	52J	NSP	F818	NSP/ARRA Program Operations	4,450,000
Lincoln Place	561	HOME	G212	AHTF	3,838,125
One Santa Fe	561	HOME	G212	AHTF	4,000,000

- c. Use uncommitted funds from prior years' accounts within Fund No. 561, HOME, first, before current year funds and accounts, as needed, to close out old accounts for projects related to the Affordable Housing Trust Fund.
- d. Adjust the authority obligated amount by \$1,329,578 and \$1,188,486.27 for a total of \$2,518,064.27 for 36th Street and Broadway Apartments Project, Contract No. 116166.

Fiscal Impact Statement: The CAO reports that approval of the recommendations authorize the LAHD to issue award letters totaling \$20.2 million to projects selected through the 2010 Affordable Housing Trust Fund Notice of Funding Availability- Round Three (Round Three NOFA) as part of the general Round Three NOFA process derived from previously approved HOME Investment Partnership funds (\$7.8 million) and Neighborhood Stabilization Program Two funds (\$8.5 million) and additional \$3.9 million in EECBG funds issued through the separate EECBG Multifamily Retrofit Program selection process. The recommendations comply with City Financial Policies because dedicated funding sources will fully fund the commitments to projects selected under the Round Three NOFA.

Community Impact Statement: None submitted.

ITEM NO. (5) - ADOPTED, AS AMENDED - FORTHWITH - SEE FOLLOWING

Roll Call #9 - to Adopt as Amended, Ayes (12); Absent: Cárdenas, Rosendahl and Zine (3)

[10-1877](#)

CD 2

COMMUNICATION FROM THE COMMUNITY REDEVELOPMENT AGENCY and RESOLUTION relative to funding for construction of public improvements and landscaping improvements on Victory Boulevard in the Laurel Canyon Commercial Corridor Redevelopment Project Area.

(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, AS AMENDED

CATEGORICAL EXEMPTION, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTION relative to funding for public improvements and landscaping improvements on Victory Boulevard.

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

1. **FIND** that the proposed construction of public improvements and landscaping improvements on Victory Boulevard (Project) is categorically exempt from the California Environmental Quality Act (CEQA) pursuant to Sections 15301(c) and 15304(b) of the Community Redevelopment Agency (CRA) CEQA Guidelines.
2. **ADOPT** the accompanying **RESOLUTION** (Attachment B of the CRA report dated December 2, 2010) under the California Health and Safety Code Section 33445 finding that: a) the use of CRA Laurel Canyon Commercial Corridor funds not to exceed \$150,000 to pay for the construction of public improvements and landscape improvements on City-owned sidewalks on Victory Boulevard in the Laurel Canyon Commercial Corridor Redevelopment Project Area (Project Area) will benefit the Project Area by eliminating blight within the Project Area; b) the proposed expenditure is the only reasonably available means of financing these services for Laurel Canyon Commercial Corridor; and c) the construction of public improvements is consistent with the Five-Year Implementation Plan adopted by the CRA Board of Commissioners for the Project Area.
3. **INCREASE** the Project amount not to exceed \$2,172,100 to cover the entire Laurel Canyon Project Area and not limited exclusively to Victory Boulevard for public improvements of sidewalks, tree wells, landscaping, street improvements, medians, lighting, crosswalks, signage, and street furniture. Additional funding will be provided as follows: \$1.64 million from the Valley Plaza Project, \$382,100 in Assembly Bill 1290 (AB 1290) funds, and \$150,000 for Victory Boulevard improvements.
4. **AUTHORIZE** the CRA Chief Executive Officer, or designee, to amend the CRA 2010-11 Budget and Work Program for the Laurel Canyon Commercial Corridor Redevelopment Project Area to transfer \$150,000 of AB 1290 funds from the Economic Development (LC2990) budgeted line category to the Public Improvement (LC3100) budgeted line category for public improvements and landscaping improvements on Victory Boulevard.
5. **AUTHORIZE** the Controller to transfer Laurel Canyon Commercial Corridor funds in an amount not to exceed \$150,000 to either the Department of Public Works, Bureau of Street Services (BOSS) or the Department of General Services (GSD), through either the existing cooperation agreement between the CRA and BOSS (Contract No. 503526) or GSD (Contract No. 503391), to construct sidewalk and landscaping improvements on Victory Boulevard in the Project Area (Upon Council approval, the CRA will discuss the Project with BOSS and GSD to determine which City department has the capacity to construct the improvements under the respective cooperation agreement at the time that the CRA is ready to proceed).

6. **AUTHORIZE** the GSD General Manager, or the Bureau of Street Services Director, or designees, to prepare Controller instructions for any necessary technical adjustments consistent with the City Administrative Officer (CAO) report dated January 18, 2011, subject to the approval of the CAO and authorize the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports that there is no impact on the General Fund at this time. Approval of the recommendations will result in the expenditure of \$150,000 of AB 1290 funds from the Laurel Canyon Commercial Corridor Redevelopment Project Area for the public and landscape improvements on Victory Boulevard. While one-time AB 1290 funds are provided for the improvements, no funding source is identified for ongoing tree maintenance after the initial two-year period. Funding for the Department of Urban Forestry work program at the Department of Public Works, Bureau of Street Services will be subject to future appropriations by the Mayor and Council. As such, the recommendations are in compliance with the City's Financial Policies in that a one-time expenditure of a General Fund department is an adjunct to a one-time source of funds. The City's Financial Policies are not applicable to the CRA. The CRA is bound only by the disclosure provisions of the City's Debt Management Policies. The recommendations are in compliance with the CRA Financial Policies in that they are consistent with the Budget and Work Program for the Project Area.

Community Impact Statement: None submitted.

ADOPTED

AMENDING MOTION (KREKORIAN - WESSON)

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

AMEND the recommendations of the Housing, Community and Economic Development Committee Report to consistently reflect a Project amount not to exceed \$2,172,100 to cover the entire Laurel Canyon Project Area.

**Roll Call #4 - Adopted to Continue, Unanimous Vote (12); Absent: Cárdenas, Rosendahl and Zine (3)
(Item Nos. 6-7)**

ITEM NO. (6) - CONTINUED TO JANUARY 28, 2011

[09-0600-S200](#)

INFORMATION TECHNOLOGY AND GOVERNMENT AFFAIRS and BUDGET AND FINANCE COMMITTEES' REPORT relative to fleet consolidation.

Recommendations for Council action:

1. **FIND**, pursuant to Charter Section 1022, that it is more feasible to contract out for as-needed fleet maintenance and repair services.

2. AUTHORIZE the Purchasing Agent to execute amendments to current fleet-related contracts, subject to City Attorney approval as to form.
3. AUTHORIZE departments to use the Purchasing Agent fleet-related contracts contingent upon availability of funds in their respective budget.
4. INSTRUCT the Chief Legislative Analyst (CLA), City Administrative Officer (CAO) and Department of General Services to report back with the results of the fleet utilization study and specific recommendations for reducing the fleet.
5. INSTRUCT the CLA and CAO to review the fleet operations' furlough days and work shifts, and report back on potential alternatives that could result in cost savings or efficiencies.
6. INSTRUCT the CLA and CAO to report back with an analysis and recommendations of the Los Angeles Police Department's and Los Angeles Fire Department's home garaging policies and practices.

Fiscal Impact Statement: The CLA/CAO reports that the potential cost savings to the General Fund cannot be quantified at this time.

Community Impact Statement: None submitted.

ITEM NO. (7) - CONTINUED TO JANUARY 28, 2011

10-2380

INFORMATION TECHNOLOGY AND GOVERNMENT AFFAIRS and BUDGET AND FINANCE COMMITTEES' REPORT relative to the feasibility of removing underutilized fleet equipment and vehicles from fleet operations citywide.

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

INSTRUCT the City Administrative Officer (CAO), with the assistance of the Department of General Services (GSD) to:

- a. Conduct a survey of departments to identify all vehicles/equipment assigned to Council-controlled departments.
- b. Develop a method and define the criteria for designating vehicles/equipment as "underutilized", and determine by department the number and types of underutilized vehicles.
- c. Report back to the Information Technology and Government Affairs Committee with the survey results and recommendations for reducing vehicles/equipment citywide.

Fiscal Impact Statement: Neither the CAO 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 8-17

(10 Votes Required for Consideration)

ITEM NO. (8) - ADOPTED - ORDINANCE OVER TO JANUARY 28, 2011 - TO THE MAYOR FORTHWITH

Roll Call #10 - Adopted, Ordinance over one week, Ayes (11); Absent: Cárdenas, Parks, Rosendahl and Zine (4)

[10-1175](#)

NEGATIVE DECLARATION, COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to amending Article 4.5 of Chapter 1 and Section 16.05 of the Los Angeles Municipal Code (LAMC), and Article 45 of the Los Angeles Administrative Code (LAAC) relating to the Transfer Of Floor Area Rights in the Central City Community Plan and City Center Redevelopment Project Areas, and the corresponding trust fund.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the 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. 10-1175 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 Negative Declaration [ENV-2010-214-ND] March 5, 2010.
2. ADOPT the FINDINGS of the Director of Planning as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE amending Article 4.5 of Chapter 1 and Section 16.05 of the LAMC, and Article 45 of the LAAC relating to the Transfer of Floor Area Rights in the Central City Community Plan and City Center Redevelopment Project Areas, and the corresponding trust fund.

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.

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

**Roll Call #7 - Adopted, Ayes (12); Absent: Cárdenas, Rosendahl and Zine (3)
(Item Nos. 9-11h)**

ITEM NO. (9) - ADOPTED

[10-1196](#)

NEGATIVE DECLARATION, COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to amending the Los Angeles Municipal Code (LAMC) to add a definition for the "Downtown Design Guide Project Area" to Section 12.03; add Subdivision 30 to Subsection A of Section 12.22; and add Subdivision 7 to Subsection D of Section 16.05, all in order to implement the Downtown Design Guide.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the 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. 10-1196 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 Negative Declaration [ENV-2008-4505-ND] filed on November 21, 2008.
2. ADOPT the FINDINGS of the Director of Planning as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE amending the LAMC to add a definition for the "Downtown Design Guide Project Area" to Section 12.03; add Subdivision 30 to Subsection A of Section 12.22; and add Subdivision 7 to Subsection D of Section 16.05, all in order to implement the Downtown Design Guide.

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.

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

ITEM NO. (10) - ADOPTED - TO THE MAYOR FORTHWITH

[10-1887](#)

CD 12

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and ORDINANCE FIRST CONSIDERATION relative to the removal of vehicular access restriction on Nordhoff Way and Tampa Avenue (Right of Way No. 36000-1784).

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

1. FIND that the removal of vehicular access restriction on Nordhoff Way and Tampa Avenue (Right of Way No. 36000-1784) is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(16) of the City's Environmental Guidelines.
2. FIND that the removal of the restrictions against vehicular ingress and egress to Nordhoff Way Southerly of Nordhoff Street from Lot 1, Tract No. 26819, and Tampa Avenue between Nordhoff Street and Eddy Street from Lots 1 and 3, Tract No. 26819, shown attached on Exhibits "A-1, A-2 and A-3" of the December 3, 2010 City Engineer report and attached to the Council file, be approved, subject to the following condition:

That the petitioner makes satisfactory arrangements with the Real Estate Group of the Bureau of Engineering with respect to payment of document processing fees.

3. INSTRUCT the Real Estate Division of the Bureau of Engineering to deliver the necessary instrument or instruments removing the restriction to the person or persons entitled thereto, at such time as the condition in Recommendation "2" has been complied with.
4. PRESENT and ADOPT the accompanying ORDINANCE effectuating the removal of the restrictions against vehicular ingress and egress to Nordhoff Way Southerly of Nordhoff Street from Lot 1, Tract No. 26819, and Tampa Avenue between Nordhoff Street and Eddy Street from Lots 1 and 3, Tract No. 26819.
5. INSTRUCT the Real Estate Division of the Bureau of Engineering to record the Ordinance, as detailed above in Recommendation No.4, with the County Recorder.
6. INSTRUCT the City Clerk to forward a copy of the Council action on this project to the Real Estate Division of the Bureau of Engineering for processing.
7. FIND that if the City Council add, remove, or modify any of the previously stipulated conditions, the accompanying Ordinance be considered null and void and a new Ordinance be drafted.

Fiscal Impact Statement: The City Engineer reports that a fee of \$5,724.50 was paid for processing this request pursuant to Section 7.40 of the Administrative Code.

Community Impact Statement: None submitted.

ITEM NO. (11) - ADOPTED

11-0005-S32

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 14, 2011:

[11-0005-S32](#)

CD 10

- a. Property at 5104 West Ferndale Street (Case No. 94200).
Assessor I.D. No. 5049-018-015

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 26, 2007)

[11-0005-S33](#)

CD 10

- b. Property at 1833 South St Andrews Place (Case No. 268147).
Assessor I.D. No. 5073-016-015

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on March 4, 2010)

[11-0005-S34](#)

CD 9

- c. Property at 5912 South Normandie Avenue (Case No. 190631).
Assessor I.D. No. 6003-009-001

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 26, 2008)

[11-0005-S35](#)

CD 10

- d. Property at 2018 South Burnside Avenue (Case No. 253966).
Assessor I.D. No. 5063-017-008

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

[11-0005-S36](#)

CD 10

- e. Property at 2018 South Burnside Avenue (Case No. 125229).
Assessor I.D. No. 5063-017-008

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 12, 2008)

[11-0005-S37](#)

CD 9

- f. Property at 207 West 56th Street (Case No. 7331).
Assessor I.D. No. 5101-029-003

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on December 29, 2005)

[11-0005-S38](#)

CD 9

- g. Property at 207 West 56th Street (Case No. 241620).
Assessor I.D. No. 5101-029-003

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on September 3, 2009)

[11-0005-S39](#)

CD 6

- h. Property at 12866 West Osborne Street (Case No. 7750).
Assessor I.D. No. 2624-005-022

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 19, 2005)

ITEM NO. (12) - CONTINUED TO JANUARY 28, 2011

Roll Call #6 - Adopted to Continue, Unanimous Vote (12); Absent: Cárdenas, Rosendahl and Zine (3)

[08-2595-S2](#)

COMMUNICATION FROM CHAIR, TRANSPORTATION COMMITTEE relative to supporting a 5.4 mile continuous Wilshire Boulevard peak-hour bus lane project.

Recommendations for Council action, as initiated by Motion (Rosendahl - Koretz):

1. AFFIRM support for a 5.4 mile continuous Wilshire Boulevard peak-hour bus lane project between Park View Street on the east, and San Vicente Boulevard on the west.
2. REQUEST that the Los Angeles County Metropolitan Transportation Authority (Metro) complete the necessary additional environmental review and analysis for a continuous peak-hour bus lane project on Wilshire Boulevard between Park View Street and San Vicente Boulevard.

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.

**Roll Call #7 - Adopted, Ayes (12); Absent: Cárdenas, Rosendahl and Zine (3)
(Item Nos. 13-17)**

ITEM NO. (13) - ADOPTED

[08-0923-S7](#)

MOTION (REYES - HUIZAR) relative to additional temporary staff members, overtime, and other expenses necessary to comply with the Court's recent order regarding the Medical Marijuana Collective litigation.

Recommendations for Council action:

1. AUTHORIZE and DIRECT the City Clerk to prepare the necessary agreement(s) or other document(s) as appropriate, in an amount not to exceed \$16,200 for the procurement of additional temporary staff members, overtime, and other expenses as necessary, subject to the reimbursement from the fees collected from Medical Marijuana Collective filers. Reimbursement would occur if necessary and as recommended by the City Administrative Officer.

2. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above instruction in order to effectuate the intention of the above request.

ITEM NO. (14) - ADOPTED

[11-0088](#)

CD 10

MOTION (HUIZAR - WESSON) relative to initiating street vacation proceedings to vacate the alley south of Washington Boulevard from Second Avenue to approximately 142 feet easterly thereof.

Recommendations for Council action:

1. INITIATE street vacation proceedings, pursuant to California Streets and Highways Code, Division 9, Part 3, Public Streets, Highways and Service Easements Vacation Law for the alley south of Washington Boulevard from Second Avenue to approximately 142 feet easterly thereof.
2. DIRECT the Bureau of Engineering to investigate the feasibility of this vacation request.
3. DIRECT the Bureau of Engineering to present its report regarding the feasibility of vacating the requested areas to the Public Works Committee.
4. DIRECT the City Clerk to schedule this request for the City Council's consideration at the appropriate time under the City's Street Vacation procedures.

ITEM NO. (15) - ADOPTED

[06-2764](#)

CD 10

MOTION (HUIZAR - WESSON) relative to initiating street vacation proceedings to vacate Seventh Street from Catalina Street to its westerly terminus.

Recommendations for Council action:

1. INITIATE street vacation proceedings, pursuant to California Streets and Highways Code, Division 9, Part 3, Public Streets, Highways and Service Easements Vacation Law for Seventh Street from Catalina Street to its westerly terminus.
2. DIRECT the Bureau of Engineering to investigate the feasibility of this vacation request.
3. DIRECT the Bureau of Engineering to present its report regarding the feasibility of vacating the requested areas to the Public Works Committee.
4. DIRECT the City Clerk to schedule this request for the City Council's consideration at the appropriate time under the City's Street Vacation procedures.

ITEM NO. (16) - ADOPTED

[11-0090](#)
CD 10

MOTION (HUIZAR - WESSON) relative to initiating street vacation proceedings to vacate a portion of the T-shaped alley south of Washington Boulevard between Second Avenue and Third Avenue.

Recommendations for Council action:

1. INITIATE street vacation proceedings, pursuant to California Streets and Highways Code, Division 9, Part 3, Public Streets, Highways and Service Easements Vacation Law for a portion of the T-shaped alley south of Washington Boulevard between Second Avenue and Third Avenue.
2. DIRECT the Bureau of Engineering to investigate the feasibility of this vacation request.
3. DIRECT the Bureau of Engineering to present its report regarding the feasibility of vacating the requested areas to the Public Works Committee.
4. DIRECT the City Clerk to schedule this request for the City Council's consideration at the appropriate time under the City's Street Vacation procedures.

ITEM NO. (17) - ADOPTED

[11-0091](#)
CD 10

MOTION (HUIZAR - WESSON) relative to initiating street vacation proceedings to vacate Second Avenue from Washington Boulevard to approximately 268 feet southerly thereof.

Recommendations for Council action:

1. INITIATE street vacation proceedings, pursuant to California Streets and Highways Code, Division 9, Part 3, Public Streets, Highways and Service Easements Vacation Law for Second Avenue from Washington Boulevard to approximately 268 feet southerly thereof.
2. DIRECT the Bureau of Engineering to investigate the feasibility of this vacation request.
3. DIRECT the Bureau of Engineering to present its report regarding the feasibility of vacating the requested areas to the Public Works Committee.
4. DIRECT the City Clerk to schedule this request for the City Council's consideration at the appropriate time under the City's Street Vacation procedures.

MOTION ADOPTED UPON FINDINGS BY COUNCIL THAT THE NEED TO TAKE ACTION AROSE SUBSEQUENT TO THE POSTING OF THE COUNCIL AGENDA FOR FRIDAY, JANUARY 21, 2011, PURSUANT TO GOVERNMENT CODE SECTION 54954.2(b)(2) AND COUNCIL RULE 23

ADOPTED - FORTHWITH

Roll Call #1 - Motion (Zine - Garcetti) Findings on need to act - Adopted, Ayes (13); Absent: Cárdenas and Rosendahl (2)

Roll Call #2 - Motion (Zine - Garcetti) Adopted, Ayes (13); Absent: Cárdenas - Rosendahl (2)

11-0010-S7

MOTION (ZINE - GARCETTI) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the shooting of Jeffrey Stenroos, a Los Angeles School Police Officer on January 19, 2011.

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

- 1. PROVIDE an offer of reward in the amount of \$75,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the shooting of Officer Jeffrey Stenroos on January 19, 2011.**
- 2. FIND that the subject reward complies with the provisions of Chapter 12, Article 1, Division 19, of the Los Angeles Administrative Code.**
- 3. DIRECT the City Clerk to publish the required notices and/or advertisements to effectuate this reward.**

ADOPTED - FORTHWITH

Roll Call #11 - Motion (Perry - Parks) Findings on need to act - Adopted, Ayes (11); Absent: Cárdenas, Parks, Rosendahl and Zine (4)

Roll Call #12 - Motion (Perry - Parks) Adopted, Ayes (11); Absent: Cárdenas, Parks, Rosendahl and Zine (4)

08-1031-S2

MOTION (PERRY - PARKS) relative to authorizing the Director of Planning and Administrator of the Community Redevelopment Agency to extend the payment deadline for the Park Fifth project.

Recommendations for Council action:

- 1. GRANT extension to the payment deadline for the Park Fifth project located at 428-440 South Olive Street and 431-445 South Hill Street project prior to the expiration of the current approval of the Transfer Plan upon a finding that such an extension is in the best interest of the City.**

2. **APPROVE a two and one-half year Public Benefit Payment and TFAR Transfer Payment extension to the developer of the subject property, to allow the developer additional time to secure financing for the project and avert the expiration of the approval of the application for Park Fifth project and the potential loss of approximately \$18 million worth of public benefits and cash to the City.**

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

10-1733

MOTION (GARCETTI - LAGONBE) relative to rescinding prior Council action of November 23, 2010, regarding a haul route at 6201 West Hollywood Boulevard.

11-0109

MOTION (GARCETTI - KORETZ - ET AL.) relative to feasibility and legality of banning the open carry of handguns in the City.

11-0109-S1

MOTION (KORETZ - GARCETTI) relative to requesting the Chief Legislative Analyst (CLA) and City Attorney to report to Council to share their legal understandings concerning current federal, state and local parameters concerning gun issues.

11-0011-S1

MOTION (PERRY - PARKS) relative to funding for enhanced efforts for transit related projects, sidewalk projects, curb/sidewalk improvements, beautification projects needed to improve conditions for public transit patrons, as well as for general services to the community, and all expenses relating to incidental thereto in Council District Nine.

09-0010-S39

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

09-0451-S2

MOTION (REYES - WESSON) relative to a Joint Development Agreement (JDA) between McCormack Baron Salazar (MBS), the Los Angeles Housing Department (LAHD) and Los Angeles Department of Transportation (LADOT) for the development of a transit-oriented mixed-income, mixed-use development in Highland Park.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon his request, and without objections, Councilmember Huizar was excused from Council session of Tuesday, February 15, 2011 due to City business.

Upon his request, and without objections, Councilmember Parks was excused from Council sessions of Tuesday, January 25, 2011 and Wednesday, January 26, 2011 both due to personal business.

Upon his request, and without objections, Councilmember Zine was excused from Council sessions of Friday, April 15, 2011, Friday, July 22, 2011 and Friday, October 21, 2011 all due to City business.

Upon his request, and without objections, Council President Garcetti was excused to arrive at 10:30 a.m. to Council session of Tuesday, February 1, 2011 due to City business.

Upon his request, and without objections, Councilmember Cárdenas was excused to leave at 12:45 p.m. from the Council session of Wednesday, February 2, 2011 due to City business.

Upon his request, and without objections, Councilmember Reyes was excused to leave at 11:00 a.m. from the Council session of Tuesday, February 1, 2011 due to City business.

Upon his request, and without objections, Councilmember Parks was excused from Council sessions of Tuesday, February 1, 2011, Wednesday, February 2, 2011, Friday, February 4, 2011, Tuesday, February 8, 2011, Wednesday, February 9, 2011, Tuesday, February 15, 2011, Wednesday, February 16, 2011, Friday, February 18, 2011 and Wednesday, February 23, 2011 all due to City business and was excused from Council sessions of Tuesday, March 1, 2011, Wednesday, March 2, 2011, Friday, March 4, 2011 and Tuesday, March 8, 2011 all due to personal business.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

11-0004 - Officer Ronald Frank Grijalba	(Zine - All Councilmembers)
Dixie McDonald	(Zine - All Councilmembers)
Warner Grand Theatre	(Hahn - All Councilmembers)
John Marshall High School - 80th Anniversary	(LaBonge - Garcetti)
College Link Outreach Program	(Garcetti - All Councilmembers)

Councilmember Alarcon moved, seconded by Councilmember Hahn, that the Council meeting adjourn, due to the lack of a quorum.

**Alarcón, Hahn, Huizar, Koretz, Krekorian, LaBonge, Perry, Wesson, and President Garcetti (9);
Absent: Cárdenas, Parks, Reyes, Rosendahl, Smith and Zine (6)**

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL

Regular Meeting Recessed at 12:32 p.m.

Special Meeting Convened at 12:32 p.m.

Special Meeting Adjourned at 12:36 p.m.

Regular Meeting Reconvened at 12:36 p.m.