

Los Angeles City Council, **Journal/Council Proceedings**
Friday, **July 8, 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, Englander, Huizar, Koretz, Krekorian, LaBonge, Reyes, Rosendahl and Zine (10); Absent: Hahn, Parks, Perry, Wesson and President Garcetti (5)

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
JULY 5, 2011

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 10

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) - CONTINUED TO JULY 29, 2011

Roll Call #1 - Adopted to Continue, Unanimous Vote (10); Absent: Hahn, Parks, Perry, Wesson and President Garcetti (5)

[11-0433](#)
CD 7

CONTINUED CONSIDERATION OF HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 10671 North San Fernando Road, APN2620-001-024. (Lien: \$7,348.44)

Recommendations for Council action:

1. HEAR PROTESTS relative to non-compliance of code violation and proposed lien to recover the costs of inspection invoices, recorded against property located at 10671 North San Fernando Road, plus appropriate fees and fines, as authorized by the Los Angeles Municipal Code Sections 91.103, 98.0411(a) 98.0402(e), and Sections 7.35.3 and 7.35.5 of the Los Angeles Administrative Code, as described in the Building and Safety report, attached to the Council file; and, CONFIRM said lien.

2. INSTRUCT the Department of Building and Safety to deposit to Department 08, Fund 48R, Balance Sheet Account 2200, any payment received against this lien in the amount of \$7,348.44 on the above referenced property.

(Continued from Council meeting of June 28, 2011)

Item for Which Public Hearing Has Been Held - Item 2

ITEM NO. (2) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #13 - to Adopt as Amended, Ayes (11); Absent: Parks, Perry, Wesson and President Garcetti (4)

[11-0940](#)

JOBS AND BUSINESS DEVELOPMENT COMMITTEE REPORT relative to the recommendations on how to exempt businesses in the proposed Jordan Downs annexation area from City business taxes or fees.

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

1. DIRECT the Office of Finance, with the participation of the City Administrative Officer (CAO) and the Chief Legislative Analyst (CLA), to report back to the City Council with recommendations on how to exempt businesses in the proposed Jordan Downs annexation area from City business taxes or fees which they are not subject to in unincorporated Los Angeles County.
2. DIRECT the Building and Safety, with the participation of the CAO and the CLA, along with other necessary departments, to report on ensuring that all existing permits and licenses held by the businesses necessary for maintaining business operations, are either honored by the City or transferred to the proper agency under the City's jurisdiction.
3. REQUEST the Housing Authority of the City of Los Angeles, along with the Police and Fire Departments and the Departments of Building and Safety and City Planning to report back to the Jobs and Business Development Committee and to assist the City Attorney and the Office of Finance with their analysis of the matter and, that any proposed exemption have a reasonable time limit.

Fiscal Impact Statement: 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

AMENDING MOTION (HAHN - HUIZAR)

Recommendation for Council action:

ADOPT the following in lieu of Recommendation No. 3 contained in the Committee Report:

3. **DIRECT the City Administrative Officer to report to the Jobs and Business Development Committee with their findings from the fiscal impact analysis to the City from the proposed Jordan Downs annexation.**

Items for Which Public Hearings Have Not Been Held - Items 3-8

(10 Votes Required for Consideration)

**Roll Call #5 - Adopted, Ayes (11); Absent: Parks, Perry, Wesson and President Garcetti (4)
(Item Nos. 3a-3j)**

ITEM NO. (3) - ADOPTED

[11-0005-S400](#)

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

Recommendation for Council action:

ADOPT the accompanying RESOLUTIONS removing the following properties from the Rent Escrow Account Program (REAP), inasmuch as the owner(s) have corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department (LAHD), Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the LAHD's report of June 30, 2011:

[11-0005-S400](#)

CD 1

- a. Property at 2859 West San Marino Street (Case No. 322045).
Assessor I.D. No. 5077-029-009

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 3, 2011)

[11-0005-S401](#)

CD 8

- b. Property at 4304 South 10th Avenue (Case No. 312387).
Assessor I.D. No. 5023-013-022

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on December 30, 2010)

[11-0005-S402](#)

CD 9

- c. Property at 1247 West 47th Street (Case No. 103179).
Assessor I.D. No. 5017-014-010

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

[11-0005-S403](#)

CD 13

- d. Property at 1119 North Sanborn Avenue (Case No. 298937).
Assessor I.D. No. 5429-010-023

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

[11-0005-S404](#)

CD 13

- e. Property at 2720 West Avenue 31 (Case No. 313316).
Assessor I.D. No. 5457-011-023

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 14, 2011)

[11-0005-S405](#)

CD 13

- f. Property at 921 North Robinson Street (Case No. 313597).
Assessor I.D. No. 5426-010-006

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 24, 2011)

[11-0005-S406](#)

CD 14

- g. Property at 3815 North Tampico Avenue (Case No. 262401).
Assessor I.D. No. 5307-012-020

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on March 18, 2010)

[11-0005-S407](#)

CD 14

- h. Property at 3815 North Tampico Avenue (Case No. 275875).
Assessor I.D. No. 5307-012-020

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

[11-0005-S408](#)

CD 15

- i. Property at 1218 North Lagoon Avenue (Case No. 304749).
Assessor I.D. No. 7420-011-028

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 3, 2011)

[11-0005-S409](#)

CD 15

- j. Property at 151 East 120th Street (Case No. 326870).
Assessor I.D. No. 6083-026-025

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on March 31, 2011)

ITEM NO. (4) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #7 - to Adopt as Amended, Ayes (11); Absent: Parks, Perry, Wesson and President Garcetti (4)

[11-0668](#)

CONTINUED CONSIDERATION OF COMMUNICATION FROM CHAIR AND MEMBER, ENERGY AND ENVIRONMENT COMMITTEE relative to appeal of the Bureau of Sanitation's (BOS) determination of Commercial Sewer Service Charge (SSC) adjustment for Promenade at Porter Ranch Community Association; Meter Numbers: 96100171, 90125650, and 90051363.

Recommendations for Council action:

1. APPROVE the Board of Public Works (Board) action of October 20, 2010, as detailed in the October 20, 2010 Board and April 19, 2011 BOS reports, attached to the Council file.
2. DENY the October 26, 2010 appeal as detailed in the April 19, 2011 BOS report, attached to the Council file.

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

Community Impact Statement: None submitted.

(Continued from Council meeting of June 28, 2011)

ADOPTED

AMENDING MOTION (ENGLANDER - CARDENAS)

Recommendation for Council action:

AUTHORIZE and INSTRUCT the BOS to revise this SSC adjustment to provide additional credit back to the sign-on date of May 11, 2004: a) notwithstanding the one-year statute of limitations for claims against the City; b) due to the unique circumstances of the case; and c) based on precedent (Council file No. 01-1773) where for reasons of equity the City chooses to provide this adjustment (Total amount of adjustment: \$16,463.66).

ITEM NO. (5) - ADOPTED

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

[11-1151](#)

CD 12

MOTION (ENGLANDER - LABONGE) relative to funding for a Remote Access Weather Station site in Council District 12.

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

1. TRANSFER \$20,159 from the Council District 12 portion of the AB 1290 Fund No. 53P, Account No. G304 to the Los Angeles Fire Department Fund No. 100/38 for a Remote Access Weather Station as follows:

<u>Account</u>	<u>Amount</u>
7350	\$19,359
3040	\$800

2. AUTHORIZE the Chief Legislative Analyst to make any technical corrections or clarifications to the above fund transfer instructions in order to effectuate the intent of this Motion.

ITEM NO. (6) - ADOPTED

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

[04-1355](#)

CD 4

MOTION (LABONGE for HUIZAR - GARCETTI) relative to initiating street vacation proceedings for the vacation of Valleyheart Drive between Willow Crest Avenue and Lankershim Boulevard.

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 vacation of Valleyheart Drive between Willow Crest Avenue and Lankershim Boulevard.
2. DIRECT the Bureau of Engineering to process 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. REQUEST the City Clerk to append this Motion.

ITEM NO. (7) - ADOPTED

Roll Call #10 - Adopted, Ayes (11); Absent: Parks, Perry, Wesson and President Garcetti (4)

[11-1160](#)

MOTION (HAHN - LABONGE) relative to instructing and authorizing the Community Development Department (CDD) to extend the term of a contract with the Watts Labor Community Action Committee.

Recommendation for Council action:

INSTRUCT and AUTHORIZE the CDD to negotiate and execute any document, including a new agreement, an amendment, a supplemental agreement or any other legal device, necessary to extend the term of a contract (City Contract No. C-115344 - or any other Contract No.) with the Watts Labor Community Action Committee relative to renovation of a parking lot, for an additional year, or any other additional period of time, as needed, subject to the approval of the City Attorney as to form and legality.

ITEM NO. (8) - ADOPTED - FORTHWITH

Roll Call #3 - Adopted, Ayes (10); Absent: Hahn, Parks, Perry, Wesson and President Garcetti (5)

[11-1161](#)

MOTION (PARKS - CARDENAS) relative to instructing the City Clerk to execute the Fourth Amendment to the existing Granicus contract No. C-109835.

Recommendations for Council action:

1. INSTRUCT the City Clerk to execute the Fourth Amendment to the existing Granicus contract No. C-109835, essentially in the form of the draft attached to the Council file, subject to the City Attorney approval as to form and legality, to increase the agreement by \$71,020 for a total amount not to exceed \$536,520 for the existing term June 2, 2006 through June 5, 2013.
2. AUTHORIZE the City Clerk to make any technical corrections or clarifications as necessary to these instructions to effectuate the intent of this Motion.

Items for Which Public Hearings Have Been Held - Items 9-10

ITEM NO. (9) - ADOPTED - SEE FOLLOWING

Roll Call #11 - Adopted, Ayes (11); Absent: Parks, Perry, Wesson and President Garcetti (4)

[11-1026](#)

CONTINUED CONSIDERATION OF JOBS AND BUSINESS DEVELOPMENT COMMITTEE REPORT relative to the appointment of Mr. Felicito Cajayon to the Workforce Investment Board (WIB).

Recommendation for Council action:

SUBMITS WITHOUT RECOMMENDATION the Mayor's appointment of Mr. Felicito Cajayon to the WIB for the term ending June 30, 2012.

Background Check Review: Pending.

Ethics Commission Review: Pending.

Community Impact Statement: None submitted.

(Council adopted various appointments and reappointments to the WIB on July 5, 2011)

ADOPTED

MOTION (ALARCON - LABONGE)

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Felicito Cajayon to the Workforce Investment Board for the term ending June 30, 2012, is APPROVED and CONFIRMED.

ITEM NO. (10) - ADOPTED, AS AMENDED - ORDINANCE OVER TO JULY 15, 2011 - SEE FOLLOWING

Roll Call #12 - Adopted, Ayes (11); Absent: Parks, Perry, Wesson and President Garcetti (4)

[11-1010](#)

CD 3

CONTINUED CONSIDERATION OF MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a Vesting Zone Change and Height District Change for property at 18425 West Kittridge Street.

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 City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council File No. 11-1010 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 2010-3473 MND] filed on February 18, 2011.
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 Vesting zone change and Height District Change from RA-1 to (T)(Q)R3-1LD with the proposed "D" Development Limitation to limit the height to 55 feet and a 2:1 floor area ratio for the demolition of the existing church and school and the construction of a new 77-unit affordable apartment building with 78 surface on-site parking spaces on a 78,027 square-foot lot. The project includes a maximum four-story, 55-foot high and 99,120 square-foot development for property at 18425 West Kittridge Street, subject to Conditions of Approval.

Applicant: Robin Hughes and Lara Regus, Abode Communities

Representative: Jim Ries, Craig Lawson & Co., LLC CPC 2010-3472-VZC-HD-ZAA-SPR

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 - SEPTEMBER 12, 2011

(LAST DAY FOR COUNCIL ACTION - SEPTEMBER 9, 2011)

ADOPTED

AMENDING MOTION (ZINE - REYES)

Recommendation for Council action:

ADOPT the following additional Q (Qualified) Condition of Approval:

17. **Occupancy Restrictions. Family members, employees or business associates of the affordable housing provider shall not be eligible to permanently rent any of the 76 (1 manager's unit is not designated affordable) proposed affordable housing units located at 18425 West Kittridge Street, Reseda, CA 91335, inasmuch as public assistance is being provided by the City.**

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

[07-0010-S45](#)

MOTION (ENGLANDER for WESSON - ROSENDAHL) relative to reinstating the reward offer in the death of Michael Presley for an additional six months.

[11-1202](#)

MOTION (HAHN - KREKORIAN) relative to installing street banners identifying the Harbor City Neighborhood Council.

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

[11-0002-S109](#)

RESOLUTION (HUIZAR - CARDENAS) relative to the City's position in connection with AB 889, which would specially regulate the wages, hours, and working conditions of domestic work employees.

[11-1201](#)

RESOLUTION (LABONGE - ZINE) relative to declaring July 15, 2011 as Um Hong-Gil Day in the City of Los Angeles.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon his request, and without objections, Councilmember Huizar was excused from Council session of Wednesday, July 27, 2011 due to City business.

Upon his request, and without objections, Councilmember Cardenas was excused to arrive at 12:00 p.m. to the Council session of Tuesday, July 19, 2011 due to City business.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

11-0004 -S1 - Nicole C. Bershon	(Zine - Koretz)
Yolanda Rivera	(Zine - Koretz)
The Blank Theatre 20th Anniversary	(LaBonge - Zine)

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

11-0003-S1 - Vince Aniello Mattera	(Hahn)
Edna Aliewine	(Hahn)
Robert (Bob) Gomez	(Hahn)
John Mackey	(LaBonge - All Councilmembers)
Catherine Mulholland	(LaBonge - All Councilmembers)

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

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk
COUNCIL

PRESIDENT PRO TEMPORE OF THE CITY