

ALL ITEMS FORTHWITH

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

ROLL CALL - Members present: Alarcón, Cárdenas, Englander, Huizar, Krekorian, LaBonge, Reyes, Rosendahl, Wesson, Zine and President Garcetti (11); Absent: Koretz, Parks and Perry (3)

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

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 12

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

Item for Which Public Hearing Has Been Held - Item 1

ITEM NO. (1) - ADOPTED

Adopted, Ayes (11); Absent: Parks, Perry and Zine (3)

[11-1805](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to approval to record a lien for unpaid taxes against property owned by Adult Day Health Center of America, Inc.

Recommendation for Council action:

APPROVE and AUTHORIZE the Office of Finance (Finance) to record a lien for unpaid taxes in the amount of \$44,814.47 against property owned by Adult Day Health Center of America, Inc., pursuant to Los Angeles Municipal Code Section 21.15(o).

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

Community Impact Statement: None submitted.

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

Items for Which Public Hearings Have Not Been Held - Items 2-16

(10 Votes Required for Consideration)

ITEM NO. (2) - ADOPTED

Adopted, Ayes (12); Absent: Parks and Perry (2)

[11-1838](#)

CD 2

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

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated October 27, 2011.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **JANUARY 25, 2012** as the hearing date for the maintenance of the Valleyheart Drive and Woodman Avenue Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$155.43 will be collected annually starting with tax year 2012-13 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: January 18, 2012)

ITEM NO. (3) - ADOPTED

Adopted, Ayes (12); Absent: Parks and Perry (2)

[11-1839](#)

CD 5

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

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated October 26, 2011.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **JANUARY 25, 2012** as the hearing date for the maintenance of the Landfair Avenue and Ophir Drive Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$811.69 will be collected annually starting with tax year 2012-13 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: January 18, 2012)

ITEM NO. (4) - ADOPTED

Adopted, Ayes (12); Absent: Parks and Perry (2)

[11-1840](#)

CD 2

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

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated October 25, 2011.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **JANUARY 25, 2012** as the hearing date for the maintenance of the Valleyheart Drive and Fulton Avenue Lighting District, in accordance with Proposition 218, Articles XIII C and XIII D of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$414.48 will be collected annually starting with tax year 2012-13 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: January 18, 2012)

Adopted, Ayes (12); Absent: Parks and Perry (2)
(Item Nos. 5-7)

ITEM NO. (5) - ADOPTED

[11-1883](#)

CD 2

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

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated November 3, 2011.

2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **JANUARY 25, 2012** as the hearing date for the maintenance of the Ensign Avenue and Cantlay Street Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$2,943.75 will be collected annually starting with tax year 2012-13 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: January 18, 2012)

ITEM NO. (6) - ADOPTED

[11-1907](#)
CD 2

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Cantara Street and Lloyd Avenue No. 1 Lighting District.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated November 10, 2011.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **JANUARY 25, 2012** as the hearing date for the maintenance of the Cantara Street and Lloyd Avenue No. 1 Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$159.57 will be collected annually starting with tax year 2012-13 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: January 18, 2012)

ITEM NO. (7) - ADOPTED

[11-1908](#)
CD 7

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Roxford Street and Los Olivos Road Lighting District.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated November 10, 2011.

2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **JANUARY 25, 2012** as the hearing date for the maintenance of the Roxford Street and Los Olivos Road Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$278.05 will be collected annually starting with tax year 2012-13 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: January 18, 2012)

**Adopted, Ayes (12); Absent: Parks and Perry (2)
(Item Nos. 8a-8j)**

ITEM NO. (8) - ADOPTED

[11-0005-S722](#)

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 November 15, 2011:

[11-0005-S722](#)

CD 1

- a. Property at 380 North Patton Street (Case No. 303665).
Assessor I.D. No. 5160-008-006

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 10, 2011)

[11-0005-S723](#)

CD 1

- b. Property at 1351 West Temple Street (Case No. 287527).
Assessor I.D. No. 5160-005-003

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

[11-0005-S724](#)

CD 1

- c. Property at 513 South Union Avenue (Case No. 343911).
Assessor I.D. No. 5153-004-017

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on September 29, 2011)

[11-0005-S725](#)

CD 2

- d. Property at 5444 North Kester Avenue (Case No. 342552).
Assessor I.D. No. 2249-025-021

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 11, 2011)

[11-0005-S726](#)

CD 4

- e. Property at 535 South Mariposa Avenue (Case No. 327973).
Assessor I.D. No. 5502-018-014

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 30, 2011)

[11-0005-S727](#)

CD 9

- f. Property at 849 East 42nd Street (Case No. 124959).
Assessor I.D. No. 5115-021-013

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 2, 2007)

[11-0005-S728](#)

CD 9

- g. Property at 329 East 84th Street (Case No. 210493).
Assessor I.D. No. 6030-023-011

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 12, 2009)

[11-0005-S729](#)

CD 10

- h. Property at 2035 South Palm Grove Avenue (Case No. 172466).
Assessor I.D. No. 5061-016-019

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 15, 2008)

[11-0005-S730](#)

CD 11

- i. Property at 3982 South Inglewood Boulevard (Case No. 340387).
Assessor I.D. No. 4214-021-034

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on September 1, 2011)

[11-0005-S731](#)

CD 1

- j. Property at 3338 East Alice Street (Case No. 301085).
Assessor I.D. No. 5454-025-023

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

ITEM NO. (9) - ADOPTED

Adopted, Ayes (11); Absent: Parks, Perry and Zine (3)

[09-2787-S2](#)

CDs 7, 8, 9, 11, 13 & 15

COMMUNICATION FROM CHAIR AND MEMBER, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE relative to actions to be taken for the operation of the Winter Shelter Program.

Recommendations for Council action, pursuant to Motion (Perry - Rosendahl):

1. FIND:

- a. An emergency exists which affects the health and safety of homeless persons.
- b. A shelter for the homeless in the proposed location would contribute to the alleviation of the shelter crisis.
- c. The project is consistent with the various elements of the General Plan.
- d. The project would have no substantial adverse impact on properties or improvements in the surrounding neighborhood.
- e. There is not an over-concentration of shelters for the homeless in the surrounding area.
- f. The land uses and development in the immediate vicinity of the subject site will not constitute an immediate or potential hazard to occupants of the shelter.

2. RECOGNIZE and DECLARE a homeless shelter crisis.

3. DESIGNATE the shelters below as temporary shelters for the homeless from October 2011 through March 2012:

- a. Santa Clarita CDC - 12860 Arroyo Street, Sylmar, CA 91342
- b. GettLove - 6054 Yucca St. Hollywood, CA 90028
- c. New Image - 3804 Broadway Place, Los Angeles, CA 90037
- d. LAMP - 627 San Julian Street, Los Angeles, CA 90014
- e. MJB Recovery - 1730 West Vernon Avenue, Los Angeles, CA 90062
- f. First to Serve - West Los Angeles - 1300 Federal Avenue, Los Angeles, CA 90025
- g. First to Serve - South Los Angeles:
 - 1) First to Serve - 5514 South Hoover Street, Los Angeles, CA 90037
 - 2) Greater Bethel - 8500 South Figueroa Street, Los Angeles, CA 90044

- 3) Sha La Dai - 1810 West 76th Street, Los Angeles, CA 90047
- 4) New Direction - 8124 South Western Avenue, Los Angeles, CA 90047
- 5) Restoration Foundation - 1117 East 108th Street, Los Angeles, CA 90059

4. ADOPT the findings cited above.

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.

**Adopted, Ayes (12); Absent: Parks and Perry (2)
(Item Nos. 10-11)**

ITEM NO. (10) - ADOPTED

[11-1158-S1](#)
CD 5

CONSIDERATION OF RESOLUTION (KORETZ - ROSENDAHL) relative to prohibiting vehicles in excess of 22 feet in length or over 84 inches in height from parking along both sides of South Beverly Glen Boulevard from Wilshire Boulevard to Comstock Avenue, during the hours of 8:00 a.m. and 4:00 p.m.

Recommendations for Council action:

1. ADOPT the accompanying RESOLUTION and pursuant to California Vehicle Code Section 22507, prohibiting the parking of vehicles that are in excess of 22 feet in length or over 84 inches in height during the hours of 8:00 a.m. through 4:00 p.m. on both sides of South Beverly Glen Boulevard between Wilshire Boulevard and to Comstock Avenue.
2. DIRECT the Los Angeles Department of Transportation, upon adoption of the accompanying Resolution, to post signs giving notice of the parking restrictions on both sides of South Beverly Glen between Wilshire Boulevard and Comstock Avenue.

Community Impact Statement: None submitted.

(Transportation Committee waived consideration of the above matter)

ITEM NO. (11) - ADOPTED

[10-2436-S1](#)

CD 9

MOTION (PERRY - PARKS) relative to funding for costs associated with the use of the mobile stage by the Midnight Mission for their Thanksgiving Event on November 24, 2011.

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

APPROPRIATE \$666 from the Unappropriated Balance Fund No. 100/58 to the General Services Fund No. 100/40, to Account No. 1090 (Overtime Account) for Fleet Services, for costs associated with the use of the mobile stage, to be reimbursed by the Midnight Mission for their Thanksgiving Event on November 24, 2011.

ITEM NO. (12) - ADOPTED

Adopted, Ayes (12); Absent: Parks and Perry (2)

[11-1936](#)

CD 2

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

Recommendations for Council action:

1. APPROVE the street banner program identifying the Studio City Neighborhood Council, as a City of Los Angeles Non-Event Street Banner Program for the period of February 27, 2012 to February 27, 2013.
2. APPROVE the content of the street banners for the above specified event, as attached.

ITEM NO. (13) - ADOPTED

Adopted, Ayes (12); Absent: Parks and Perry (2)

[11-1945](#)

MOTION (GARCETTI - HUIZAR - ENGLANDER - ET AL.) relative to the removal and election of the City Council President and election of President Pro Tempore.

Recommendations for Council action:

1. REMOVE the Council President, at his request, effective January 2, 2012, and call for an Election for Council President and President Pro Tempore.
2. ELECT Councilmember Herb Wesson as Council President and Councilmember Ed Reyes as President Pro Tempore, effective January 2, 2012.

ITEM NO. (14) - ADOPTED

Adopted, Ayes (12); Absent: Parks and Perry (2)

[11-1947](#)

CD 12

RESOLUTION (ENGLANDER - GARCETTI - WESSON) relative to the City's position in connection with the South Coast Air Quality Management District (SCAQMD) efforts to resolve the nuisance odor issue at the Sunshine Canyon Landfill.

Recommendation for Council action:

RESOLVE to SUPPORT the SCAQMD in its efforts to resolve the nuisance odor issue at the Sunshine Canyon Landfill and, in particular, SUPPORT the SCAQMD's Stipulated Petition to Amend the Order for Abatement going before the Hearing Board of the SCAQMD.

Adopted, Ayes (12); Absent: Parks and Perry (2)
(Item Nos. 15-16)

ITEM NO. (15) - ADOPTED

[11-1916](#)

RESOLUTION (HUIZAR - ALARCON) relative to declaring November 23, 2011 as Variety Boys and Girls Club Day in the City of Los Angeles.

Recommendation for Council action:

RESOLVE to DECLARE November 23, 2011 as Variety Boys and Girls Club Day in the City of Los Angeles.

ITEM NO. (16) - MAP APPROVED - CITY ENGINEER REPORT ADOPTED

[11-1940](#)

CD 11

FINAL MAP OF TRACT NO. 70671 for property located at 6627-29 South Vista Del Mar southerly of 66th Avenue.

(ADOPT City Engineer Report)

Applicants: William V. Ballough
Harvey Goodman

Closed Sessions - Items 17-18

**Adopted to Continue, Unanimous Vote (12); Absent: Parks and Perry (2)
(Item Nos. 17-18)**

ITEM NO. (17) - CONTINUED TO NOVEMBER 29, 2011

[11-1837](#)

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 Sipple, et al. v. The City of Alameda, et al., Los Angeles Superior Court Case No. BC 462270. (This matter involves a class action tax refund lawsuit brought by various plaintiffs against numerous public entities for collecting taxes on internet access charges in violation of federal law.)

(Budget and Finance Committee considered the above matter in Closed Session on November 14, 2011)

ITEM NO. (18) - CONTINUED TO NOVEMBER 29, 2011

[11-1884](#)

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 City of Los Angeles v. The State Board of Equalization and the City of Pomona, Los Angeles Superior Court Case No. BS124950. (This matter arises from the City's petition for writ of mandamus against Pomona and the State Board of Equalization that was granted by the trial court and is pending appeal.)

(Budget and Finance Committee considered the above matter in Closed Session on November 14, 2011)

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

[11-1981](#)

MOTION (CARDENAS - HUIZAR) relative to a street banner program for wreath installation to decorate the Van Nuys area for the winter holidays.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon his request, and without objections, Councilmember LaBonge was excused to arrive at 11:00 a.m. to Council session of Wednesday, November 30, 2011, due to City Business.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

[11-0004](#) -S3 - Detective II Roberta Moore

LaBonge - Garcetti - All Councilmembers

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

[11-0003-S3](#) - Rabbi Berish (Dov) Landau

Koretz - Rosendahl

Reverend Maurice Chase "Father Dollar Bill"

LaBonge - All Councilmembers

Linda Mechanic

Rosendahl

Alarcón, Cárdenas, Englander, Huizar, Koretz, LaBonge, Reyes, Rosendahl, Wesson and President Garcetti (10); Absent: Krekorian, Parks, Perry and Zine (4)

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL