Los Angeles City Council, Journal/Council Proceedings
Tuesday, July 24, 2012
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: Buscaino, Englander, Garcetti, Huizar, Koretz, LaBonge, Parks, Perry, Reyes, Zine and President Wesson (11); Absent: Alarcón, Cárdenas, Krekorian and Rosendahl (4)


COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 20

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

Items Noticed for Public Hearing - Items 1-3

Adopted, Ayes (11); Absent: Alarcón, Cárdenas, Krekorian and Rosendahl (4) (Item Nos. 1-2)

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

12-0139
CDs 1, 8 & 9

HEARING PROTESTS relative to the establishment of the Figueroa Corridor Partnership Business Improvement District, pursuant to Section 53753 of the California Government Code, Section 36600 et seq. of the California Streets and Highways Code and Article XIII D of the California Constitution.

(Pursuant to Council adoption of Ordinance No. 182113 on May 2, 2012. Public announcement of the tabulation of ballots is on Tuesday, July 31, 2012.)

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

12-0716
CD 4

HEARING PROTESTS relative to the establishment of the Larchmont Village Property Business Improvement District pursuant to Section 53753 of the California Government Code, Section 36600 et seq. of the California Streets and Highways Code and Article XIII D of the California Constitution.

(Pursuant to Council adoption of Ordinance No. 182143 on May 30, 2012. Public announcement of the tabulation of ballots is on Tuesday, July 31, 2012.)
ITEM NO. (3) - SEE BELOW

HEARING PROTESTS, APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien for nuisance abatement costs and/or non-compliance of code violations/Annual Inspection costs, pursuant to Los Angeles Municipal Code (LAMC) and/or Los Angeles Administrative Code (LAAC).

Recommendation for Council action:

HEAR PROTESTS, APPEALS OR OBJECTIONS relative to proposed lien for nuisance abatement costs and/or non-compliance of code violations/Annual Inspection costs provided for under the LAMC and the LAAC and CONFIRM said lien for the following properties:

Adopted to Confirm Lien, Ayes (11); Absent: Alarcón, Cárdenas, Krekorian and Rosendahl (4) (Item Nos. 3a-3g)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

10-1341
et al.

HEARING PROTESTS, APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien for nuisance abatement costs and/or non-compliance of code violations/Annual Inspection costs, pursuant to Los Angeles Municipal Code (LAMC) and/or Los Angeles Administrative Code (LAAC).

Recommendation for Council action:

HEAR PROTESTS, APPEALS OR OBJECTIONS relative to proposed lien for nuisance abatement costs and/or non-compliance of code violations/Annual Inspection costs provided for under the LAMC and the LAAC and CONFIRM said lien for the following properties:

Adopted to Confirm Lien, Ayes (11); Absent: Alarcón, Cárdenas, Krekorian and Rosendahl (4) (Item Nos. 3a-3g)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

10-1341
et al.

HEARING PROTESTS, APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien for nuisance abatement costs and/or non-compliance of code violations/Annual Inspection costs, pursuant to Los Angeles Municipal Code (LAMC) and/or Los Angeles Administrative Code (LAAC).

Recommendation for Council action:

HEAR PROTESTS, APPEALS OR OBJECTIONS relative to proposed lien for nuisance abatement costs and/or non-compliance of code violations/Annual Inspection costs provided for under the LAMC and the LAAC and CONFIRM said lien for the following properties:

Adopted to Confirm Lien, Ayes (11); Absent: Alarcón, Cárdenas, Krekorian and Rosendahl (4) (Item Nos. 3a-3g)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

10-1341
et al.

HEARING PROTESTS, APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien for nuisance abatement costs and/or non-compliance of code violations/Annual Inspection costs, pursuant to Los Angeles Municipal Code (LAMC) and/or Los Angeles Administrative Code (LAAC).

Recommendation for Council action:

HEAR PROTESTS, APPEALS OR OBJECTIONS relative to proposed lien for nuisance abatement costs and/or non-compliance of code violations/Annual Inspection costs provided for under the LAMC and the LAAC and CONFIRM said lien for the following properties:

Adopted to Confirm Lien, Ayes (11); Absent: Alarcón, Cárdenas, Krekorian and Rosendahl (4) (Item Nos. 3a-3g)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

10-1341
et al.

HEARING PROTESTS, APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien for nuisance abatement costs and/or non-compliance of code violations/Annual Inspection costs, pursuant to Los Angeles Municipal Code (LAMC) and/or Los Angeles Administrative Code (LAAC).

Recommendation for Council action:

HEAR PROTESTS, APPEALS OR OBJECTIONS relative to proposed lien for nuisance abatement costs and/or non-compliance of code violations/Annual Inspection costs provided for under the LAMC and the LAAC and CONFIRM said lien for the following properties:

Adopted to Confirm Lien, Ayes (11); Absent: Alarcón, Cárdenas, Krekorian and Rosendahl (4) (Item Nos. 3a-3g)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

10-1341
et al.

HEARING PROTESTS, APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien for nuisance abatement costs and/or non-compliance of code violations/Annual Inspection costs, pursuant to Los Angeles Municipal Code (LAMC) and/or Los Angeles Administrative Code (LAAC).

Recommendation for Council action:

HEAR PROTESTS, APPEALS OR OBJECTIONS relative to proposed lien for nuisance abatement costs and/or non-compliance of code violations/Annual Inspection costs provided for under the LAMC and the LAAC and CONFIRM said lien for the following properties:

Adopted to Confirm Lien, Ayes (11); Absent: Alarcón, Cárdenas, Krekorian and Rosendahl (4) (Item Nos. 3a-3g)
PUBLIC HEARING CLOSED - LIEN CONFIRMED

12-0542
CD 6
f. 11250 West Tuxford Street. (Lien: $1,362.03)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

12-0481
CD 9
g. 5206 South Vermont Avenue aka 5208-10 South Vermont Avenue. (Lien: $4,316.72)

(Continued from Council meeting of June 12, 2012)

CONTINUED TO AUGUST 24, 2012

Adopted to Continue, Unanimous Vote (11); Absent: Alarcón, Cárdenas, Krekorian and Rosendahl (4)

11-1039
CD 7
h. 15508 West Vincennes Street. (Lien: 2,290.53)

(Continued from Council meeting of June 19, 2012)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

Adopted to Confirm Lien, Ayes (11); Absent: Alarcón, Cárdenas, Krekorian and Rosendahl (4)

12-0287
CD 1
i. 5043 East Buchanan Street. (Lien: $2,487.46)

(Continued from Council meeting of June 19, 2012)

Items for Which Public Hearings Have Been Held - Items 4-20

ITEM NO. (4) - CONTINUED TO JULY 27, 2012

Adopted to Continue, Unanimous Vote (14); Absent: Rosendahl (1)

12-0887

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to the appointment of Mr. John F. Szabo as the permanent City Librarian.

A. ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT

Recommendation for Council action:
RESOLVE that the Mayor’s appointment of Mr. John F. Szabo as permanent City Librarian, pursuant to Charter Section 508(b), is APPROVED and CONFIRMED.

Ethics Commission Review: Pending.

Background Check Review: Pending.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JULY 29, 2012

(LAST DAY FOR COUNCIL ACTION - JULY 27, 2012)

B. COMMUNICATION FROM THE EXECUTIVE EMPLOYEE RELATIONS COMMITTEE (EERC)

Recommendation for Council action:

RESOLVE that the salary rate of pay for the position of permanent City Librarian shall BE ESTABLISHED, as recommended by the Mayor and approved by the EERC on June 26, 2012. The effective date of the salary is June 12, 2012.

(Council may recess to Closed Session, pursuant to Government Code Section 54957.6, relative to the above salary recommendations)

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

Adopted as Amended, Ayes (14); Absent: Rosendahl (1)

CONTINUED CONSIDERATION OF CATEGORICAL EXEMPTION, PLANNING AND LAND USE MANAGEMENT and PUBLIC SAFETY COMMITTEES’ REPORT and ORDINANCE FIRST CONSIDERATION relative to amending the Los Angeles Municipal Code (LAMC) in response to recent appellate court decisions concerning medical marijuana.

Recommendations for Council action, as initiated by Motions (Huizar - Englander) and (Parks - Perry), SUBJECT TO THE APPROVAL OF THE MAYOR:

1. FIND that this action is categorically exempt from California Environmental Quality Act (CEQA) under State CEQA Guidelines sections 15301, 15305, 15308, 15321, 15060(c)(2) and (3), and the corresponding City CEQA Guidelines, because it will not result in a direct, or reasonably foreseeable indirect physical change in the environment, for the reasons set forth in the CEQA Narrative prepared by the Planning Department. (Exhibit Two of the City Attorney report dated May 25, 2012, attached to the Council file). [ENV-2012-1273-CE]

2. ADOPT the May 24, 2012 FINDINGS of the Los Angeles City Planning Commission (LACPC) as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning on behalf of the LACPC, repealing and replacing Article 5.1 of Chapter IV of the LAMC in response to recent appellate court decisions, by prohibiting medical marijuana businesses, while preserving the limited state law medical marijuana criminal immunities, until such time as the California Supreme Court rules regarding what cities can and cannot regulate and the City enacts new medical marijuana legislation consistent with that judicial guidance, transmitted by the Office of the City Attorney on May 25, 2012.

4. NOT PRESENT and ORDER FILED the Ordinances transmitted by the Office of the City Attorney on January 6, 2012 and by the LACPC on May 15, 2012.

5. DIRECT the Department of City Planning to file a “Notice of Exemption” with the County Clerk immediately after the proposed Ordinance is approved and passed in final by the City Council.

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

Community Impact Statement: Yes
For proposal: Sunland Tujunga Neighborhood Council
East Hollywood Neighborhood Council
Eagle Rock Neighborhood Council
Greater Griffith Park Neighborhood Council

(Continued from Council meeting of June 22, 2012)

ADOPTED

AMENDING MOTION (REYES - HUIZAR)

Recommendation for Council action:

INSTRUCT the Chief Legislative Analyst, City Administrative Officer, City Attorney, Los Angeles Police Department, Department of Building and Safety, and Planning Department to report back in three weeks with a mechanism to fund dedicated enforcement unit such that it allows the City to expeditiously enforce the City adopted Ordinance relative to medical marijuana.

Adopted, Ayes (11); Absent: Alarcón, Cárdenas, Krekorian and Rosendahl (4)
(Item Nos. 6-16)

ITEM NO. (6) - ADOPTED

12-0650
ORDINANCE SECOND CONSIDERATION amending Chapters 10 and 11 of Division 4 of the Los Angeles Administrative Code (LAAC) to make numerous technical changes and one nominal benefit modification to Chapter 10 and to amend Chapter 18 of Division 4 of the LAAC, which currently is untitled and includes two unrelated retirement provisions, to create separate Chapters 18 and 18.5 with appropriate titles and to make technical changes to new Chapter 18.5.
ITEM NO. (7) - ADOPTED

09-0189
ORDINANCE SECOND CONSIDERATION amending Section 13.11 of the Los Angeles Municipal Code to establish the Figueroa and Olympic Sign District.

(Mitigated Negative Declaration, Communications from the City Attorney and Los Angeles City Planning Commission adopted on June 27, 2012)

ITEM NO. (8) - ADOPTED

12-0927
ORDINANCE OF INTENTION SECOND CONSIDERATION setting the date of AUGUST 29, 2012 as the hearing date for the maintenance of the Idaho and Granville Avenues Lighting District, in accordance with Proposition 218, Articles XIIIC and XIIID of the California Constitution and Government Code Section 53753.

(Communication from the Bureau of Street Lighting adopted June 29, 2012)

ITEM NO. (9) - ADOPTED

11-0215-S1
ORDINANCE SECOND CONSIDERATION levying the assessments and ordering the installation and maintenance of the Ottoman Street (near Arleta Avenue) Lighting District - A’13-L1170048 (Assessment Project to install three new modern streetlights), in accordance with Sections 6.1 to 6.15 and Sections 6.95 to 6.127 of the Los Angeles Administrative Code and California Government Code Section 53753 (Proposition 218).

(Continued from Council meeting of June 29, 2012)

ITEM NO. (10) - ADOPTED

12-0264-S2
BUDGET AND FINANCE COMMITTEE REPORT relative to the Investment Report for the month ending March 31, 2012.

Recommendation for Council action:

NOTE and FILE the Investment Report submitted by the Office of Finance for the month ending March 31, 2012.
ITEM NO. (11) - ADOPTED

12-0264-S3

BUDGET AND FINANCE COMMITTEE REPORT relative to the Investment Report for the month ending April 30, 2012.

Recommendation for Council action:


Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (12) - ADOPTED

12-0874

BUDGET AND FINANCE COMMITTEE REPORT relative to the Accounts Receivable Quarterly Report for Third Quarter Fiscal Year (FY) 2011-12.

Recommendation for Council action:

NOTE and FILE the Accounts Receivable Quarterly Report for the Third Quarter FY 2011-12 transmitted by the Office of Finance on June 11, 2012.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (13) - ADOPTED

12-0127

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTION relative to adoption of Resolution and minutes of the public hearing, pursuant to the Tax Equity and Fiscal Responsibility Act of 1982 (TEFRA), for the Banco Popular Project located at 354 South Spring Street.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION and minutes as required pursuant to the TEFRA for the Banco Popular Project located at 354 South Spring Street.
Fiscal Impact Statement: The Los Angeles Housing Department reports that there will be no impact on the City's General Fund related to the issuance of the bonds.

Community Impact Statement: None submitted.

ITEM NO. (14) - ADOPTED

12-0595

INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT and RESOLUTION relative to authorization to destroy certain obsolete records from the City Clerk, Election Division, for records dated March 4, 2003.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION to authorize the destruction of certain obsolete records from the City Clerk, Election Division, for records dated March 4, 2003.

Fiscal Impact Statement: The City Clerk reports that the retention of three records boxes beyond the required retention time period, based on industry commercial standard rates, will continue to cost the City the equivalent of a minimum of 49 cents per month, or $5.83 per year.

[These records will be retained for a period of 60 days after the City Council’s action to authorize their destruction to allow for public inspection. Contact the Records Management Division at (213) 473-8449 or via email at Todd.Gaydowski@lacity.org to arrange for inspection of records.]

Community Impact Statement: None submitted.

ITEM NO. (15) - ADOPTED

12-0625

INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT and RESOLUTION relative to authorization to destroy certain obsolete records from the City Clerk, Election Division, for records dated May 17, 2011.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION to authorize the destruction of certain obsolete records from the City Clerk, Election Division, for records dated May 17, 2011.

Fiscal Impact Statement: The City Clerk reports that the retention of 164 records boxes beyond the required retention time period, based on industry commercial standard rates, will continue to cost the City the equivalent of a minimum of $25.58 per month, or $307.01 per year.

[These records will be retained for a period of 60 days after the City Council’s action to authorize their destruction to allow for public inspection. Contact the Records Management Division at (213) 473-8449 or via email at Todd.Gaydowski@lacity.org to arrange for inspection of records.]

Community Impact Statement: None submitted.
ITEM NO. (16) - ADOPTED

12-0626

INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT and RESOLUTION relative to authorization to destroy certain obsolete records from the City Clerk, Election Division, for records dated March 8, 2011.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION to authorize the destruction of certain obsolete records from the City Clerk, Election Division, for records dated March 8, 2011.

Fiscal Impact Statement:  The City Clerk reports that the retention of 247 records boxes beyond the required retention time period, based on industry commercial standard rates, will continue to cost the City the equivalent of a minimum of $38.53 per month, or $462.38 per year.

[These records will be retained for a period of 60 days after the City Council’s action to authorize their destruction to allow for public inspection.  Contact the Records Management Division at (213) 473-8449 or via email at Todd.Gaydowski@lacity.org to arrange for inspection of records.]

Community Impact Statement:  None submitted.

ITEM NO. (17) - ADOPTED - TO THE MAYOR FORTHWITH

Adopted, Ayes (14); Absent: Rosendahl (1)

12-0615
CD 8

CONTINUED CONSIDERATION OF CATEGORICAL EXEMPTION and PLANNING AND LAND USE MANAGEMENT (PLUM) COMMITTEE REPORT relative to a Variance appeal for property at 10311-33 South Western Avenue.

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

1. FIND that this action is categorically exempt from California Environmental Quality Act pursuant to Article III, Section 1, Class (5) Category (10) of the City's Guidelines.  [ENV-2011-3127-CE]

2. ADOPT the FINDINGS of the PLUM Committee as the Findings of the Council.

3. RESOLVE TO GRANT IN PART/DENY IN PART THE APPEAL filed by Bobbie-Jean Collins, Cathryn Collins, Ella Kennedy, Mr. and Mrs. Ed Watson, Mr. and Mrs. Riley and 103 Manhattan Place HOA from the determination of the South Los Angeles Area Planning Commission (SLAAPC), and THEREBY DENY a Variance to allow a maximum height of 45 feet and a Variance to permit a total floor area of two and one-tenth times the buildable area of the lot (2.1:1 Floor Area Ratio) in lieu of the maximum one and one-half times the buildable area of the lot in the C2-1VL Zone and APPROVE a Transitional Height and a 1.9:1 Floor Area Ratio for property at 10311-10333 South Western Avenue, subject to Conditions of Approval, as modified by the PLUM Committee and attached to the Council file.
Applicant:  LA PRO II Preservation LP, William Szymczak
Representative:  Jonathan and Kristen Lonner, Burns and Bouchard Inc.  ZA-2011-3126-ZV-1A

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

Community Impact Statement:  None submitted.

TIME LIMIT FILE - JULY 24, 2012

(LAST DAY FOR COUNCIL ACTION - JULY 24, 2012)

(Continued from Council meeting of June 29, 2012)

ITEM NO. (18) - SUBSTITUTE MOTION ADOPTED IN LIEU OF COMMITTEE REPORT, AS AMENDED - SEE FOLLOWING

Adopted Substitute Motion as Amended, Ayes (9); Noes: Buscaino, Englander, Huizar, Parks and Perry (5); Absent: Rosendahl (1)

08-0923-S17

CONTINUED CONSIDERATION OF PLANNING AND LAND USE MANAGEMENT and PUBLIC SAFETY COMMITTEES’ REPORT relative to a request for a City Attorney report and a limited immunity ordinance approach to regulating medical marijuana businesses.

Recommendation for Council action:

NOTE and FILE Motion (Koretz - Wesson) relative to a request for a City Attorney report and a limited immunity ordinance approach to regulating medical marijuana businesses.

Fiscal Impact Statement:  Not applicable.

Community Impact Statement:  Yes.
Against proposal:  Eagle Rock Neighborhood Council

(Continued from Council meeting of June 22, 2012)

ADOPTED, AS AMENDED

SUBSTITUTE MOTION (KORETZ - WESSON)

Recommendation for Council action:

INSTRUCT the City Attorney to report to Council regarding the gentle ban with limited immunity approach and that an ordinance implementing that approach be presented to the Council as an alternate to the ban approved by the City Planning Commission.
ADOPTED

AMENDING MOTION (KORETZ - ZINE)

Recommendations for Council action:

1. REQUEST the City Attorney and DIRECT the Planning Department and related staff to prepare an ordinance and accompanying California Environmental Quality Act analysis to be presented to the City Planning Commission. This ordinance will ban all post Interim Control Ordinance dispensaries and impose restrictions on the 182 registered facilities.

2. INSTRUCT the Chief Legislative Analyst, City Administrative Officer, City Attorney, Los Angeles Police Department, Department of Building and Safety, and Planning Department to report back in three weeks with a mechanism to fund dedicated enforcement unit such that it allows the City to expeditiously enforce the City adopted Ordinance relative to medical marijuana.

Adopted, Ayes (11); Absent: Alarcón, Cárdenas, Krekorian and Rosendahl (4)
(Item Nos. 19-20)

ITEM NO. (19) - ADOPTED

12-0940
CD 11

TRANSPORTATION COMMITTEE REPORT relative to the establishment of the new Westchester Parking Meter Zone, and the adoption of zone parking meter rates.

Recommendations for Council action:

1. APPROVE the request to establish the new Westchester Parking Meter Zone, within the area bounded by the following street segments, including the boundary streets, except for Arbor Vitae Street and La Cienega Boulevard:
   a. Sepulveda Boulevard between Century Boulevard and 92nd Street.
   b. 92nd Street between Sepulveda Boulevard and Sepulveda Westway.
   c. Sepulveda Westway between 92nd Street and Manchester Avenue.
   d. Manchester Avenue between Sepulveda Westway and city limit east of Osage Avenue.
   e. City limit east of Osage Avenue between Manchester Avenue and Arbor Vitae Street.
   f. Arbor Vitae Street between city limit east of Bellanca Avenue and La Cienega Boulevard.
   g. La Cienega Boulevard between Arbor Vitae and 104th Streets.
   h. 104th Street between La Cienega and Aviation Boulevards.
   i. Aviation Boulevard between 104th Street and Century Boulevard.
   j. Century Boulevard between Aviation and Sepulveda Boulevards.

2. APPROVE the proposed meter rate for the Westchester Parking Meter Zone of $1.00 per hour.

3. REQUEST the City Attorney to prepare an ordinance amending Subsection 38 of Section 88.00 of the Los Angeles Municipal Code to include the Westchester Parking Meter Zone with a meter rate of $1.00 per hour.
4. AUTHORIZE and DIRECT the Los Angeles Department of Transportation to install parking meters on the blocks within the boundaries of the Westchester Parking Meter Zone as described in the attached report.

Fiscal Impact Statement: The City Administrative Officer reports that this action will not impact the General Fund. The Special Parking Revenue Fund provided annual funding for capital purchases in the 2011-12 Adopted Budget to support this purchase and for on-going maintenance costs in the 2012-13 Adopted Budget. The above recommendations comply with City financial policies in that sufficient special fund revenues are available and eligible for this purpose.

Community Impact Statement: None submitted.

ITEM NO. (20) - ADOPTED

12-0941
CD 10

TRANSPORTATION COMMITTEE REPORT relative to expanding the boundaries of the Palms Parking Meter Zone, and the adoption of zone parking meter rates for the expanded boundaries.

Recommendations for Council action:

1. APPROVE the request to expand the boundaries of the Palms Parking Meter Zone by adding:

   a. All streets within an area bounded by the following street segments:

      1) Santa Monica Freeway between Robertson Boulevard and Cattaraugus Avenue.
      2) Cattaraugus Avenue between the Santa Monica Freeway and city limit of Culver City south of Venice Boulevard.
      3) Culver City’s city limit south of Venice Boulevard between Cattaraugus Avenue and Culver Boulevard.
      4) Culver Boulevard between Culver City’s city limit south of Venice and Venice Boulevards.
      5) Venice Boulevard between Culver and Exposition Boulevards.
      6) Exposition Boulevard between Venice Boulevard and Exposition Place.
      7) Exposition Place between Exposition and Robertson Boulevards.
      8) Robertson Boulevard between Exposition Place and Santa Monica Freeway.

   b. The boundary street segments set forth in Recommendation 1A above except the Santa Monica Freeway, Culver City’s city limit, and segment of Robertson Boulevard between Santa Monica and Venice Boulevards.

2. APPROVE the adopted meter rate for the Palms Parking Meter Zone of $1.00 per hour in the expanded zone.

3. REQUEST the City Attorney prepare an ordinance amending Subsection 38 of Section 88.00 of the Los Angeles Municipal Code to include the proposed expanded boundaries of the Palms Parking Meter Zone, and the adoption of zone parking meter rates for the expanded boundaries, once the California Department of Transportation has approved the proposal per the California Vehicle Code.
4. AUTHORIZE and DIRECT the Los Angeles Department of Transportation to install parking meters on the blocks within the boundaries of the Westchester Parking Meter Zone as described in the attached report.

**Fiscal Impact Statement:** The City Administrative Officer reports that this action will not impact the General Fund. The Special Parking Revenue Fund provided annual funding for Capital purchases in the 2011-12 Adopted Budget to support this purchase and for on-going maintenance costs in the 2012-13 Adopted Budget. These recommendations comply with City financial policies in that sufficient special fund revenues are available and eligible for this purpose.

**Community Impact Statement:** None submitted.

**Items for Which Public Hearings Have Not Been Held - Items 21-29**
(10 Votes Required for Consideration)

Adopted, Ayes (12); Absent: Alarcón, Cárdenas and Rosendahl (3)
(Item Nos. 21a-21j, 22-28, 29a-29b)

**ITEM NO. (21) - ADOPTED**

12-0005-S366
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 July 16, 2012:

12-0005-S366
CD 6
a. Property at 8108 North De Garmo Avenue (Case No. 270542).
   Assessor I.D. No. 2407-022-006

12-0005-S367
CD 6
b. Property at 8108 North De Garmo Avenue (Case No. 342524).
   Assessor I.D. No. 2407-022-006

12-0005-S368
CD 8
c. Property at 1638 West 48th Street (Case No. 144075).
   Assessor I.D. No. 5016-024-008
d. Property at 1638 West 48th Street (Case No. 217804). Assessor I.D. No. 5016-024-008

e. Property at 1785 West 25th Street (Case No. 153153). Assessor I.D. No. 5058-021-004

f. Property at 8621 South Ramsgate Avenue (Case No. 283324). Assessor I.D. No. 4125-013-003

g. Property at 8621 South Ramsgate Avenue (Case No. 329925). Assessor I.D. No. 4125-013-003

h. Property at 217 South Park View Street (Case No. 331624). Assessor I.D. No. 5154-014-017

i. Property at 237 North Robinson Street (Case No. 267873). Assessor I.D. No. 5156-003-008

j. Property at 408 North La Fayette Park Place (Case No. 267194). Assessor I.D. No. 5156-025-008

ITEM NO. (22) - ADOPTED

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER relative to successor Memorandum of Understanding for the Management Attorneys Bargaining Unit (MOU 32).

Recommendations for Council action:

1. ADOPT the attached 2012-13 MOU 32, approved as to form by the City Attorney.

2. AUTHORIZE the Controller to implement the provisions of the attached 2012-13 MOU 32.

3. AUTHORIZE the CAO and the Controller to make any necessary technical or clerical corrections to the 2012-13 MOU 32.
Fiscal Impact Statement: The CAO reports that implementation of the provisions of the 2012-13 MOU 32 result in General Fund savings of approximately $95,000 which is reflected in the 2012-13 Adopted Budget.

Community Impact Statement: None submitted.

(Personnel and Animal Welfare Committee waived consideration of the above matter)

ITEM NO. (23) - ADOPTED

12-1700

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER (CAO) and RESOLUTION relative to the 2012-13 Personnel Authorities.

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

ADOPT the accompanying RESOLUTION that grants personnel authority in accordance with Attachments A, B and C, which consist of the following:

a. Attachment A provides authority effective July 1, 2012, unless otherwise noted therein, for positions approved by the Council in the 2012-13 Adopted Budget requiring temporary on-budget resolution authority.

b. Attachment B provides temporary authority for the positions included in the 2012-13 Adopted Budget and the 2012-13 Proposed Detail of Positions and Salaries, pending the effective date of the 2012-13 Departmental Personnel Ordinances.

c. Attachment C provides authority effective July 1, 2012, for positions that were approved by resolution during the 2011-12 fiscal year, which are funded off-budget and continue to be needed during 2012-13. In instances where departments/bureaus are requesting continuation of resolution authority beyond current authorized periods of time, the CAO concurs with such requests contained herein.

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

Community Impact Statement: None submitted.

ITEM NO. (24) - ADOPTED

11-0215-S2
CD 6

COMMUNICATION FROM THE OFFICE OF FINANCE relative to acceptance of bond bid for the purchase of the Ottoman Street Lighting District Bonds.

Recommendation for Council action:

ACCEPT Mr. Troy Schumacher’s bid of 6.43 percent for the purchase of the Ottoman Street Lighting District Bonds.
Fiscal Impact Statement: Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

ITEM NO. (25) - ADOPTED

10-1519 CD 5

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to the vacation of Angelo Drive northwesterly of Davies Drive from its northerly terminus to approximately 300 feet southerly thereof (VAC E1400931).

Recommendations for Council action:

1. REAFFIRM the FINDINGS of March 9, 2011, that the vacation of alley (portion of) southerly of 45th Street and westerly of Broadway, pursuant to the City of Los Angeles Environmental Guidelines, is exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(3) of the City of Los Angeles Environmental Guidelines.

2. REAFFIRM the FINDINGS of March 9, 2011, that this vacation is in substantial conformance with the General Plan pursuant to Section 556 of the Los Angeles City Charter.

3. PRESENT and ADOPT the accompanying RESOLUTION TO VACATE No. 12-1400931 for the vacation of Angelo Drive northwesterly of Davies Drive from its northerly terminus to approximately 300 feet southerly thereof.

4. INSTRUCT the City Clerk to transmit, following Council adoption, Resolution to Vacate No. 12-1400931 to the Land Development Group of the Bureau of Engineering for recordation of said Resolution with the Los Angeles County Recorder.

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

ITEM NO. (26) - ADOPTED

12-0789 CD 5

CATEGORICAL EXEMPTION and COMMUNICATION FROM THE CITY ENGINEER relative to an offer to dedicate an easement for storm drain purposes on property south of Moorpark Street east of Calhoun Avenue (Right of Way No. 36000-1910).

Recommendations for Council action:

1. FIND that the offer to dedicate an easement for storm drain purposes on property south of Moorpark Street east of Calhoun Avenue (Right of Way No. 36000-1910) is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(19) of the City's Environmental Guidelines.
2. AUTHORIZE the Board of Public Works to acquire the easement for storm drain purposes on property south of Moorpark Street east of Calhoun Avenue (Right of Way No. 36000-1910), as depicted on the Exhibit Map in the May 29, 2012 City Engineer report, attached to the Council file.

3. INSTRUCT the City Clerk to forward a copy of the Council action on this project be forwarded to the Real Estate Division of the Bureau of Engineering for processing.

Fiscal Impact Statement: The City Engineer reports that a fee of $3,317.00 was paid pursuant to Los Angeles Administrative Code Sections 7.3 and 7.41.1. No additional City funds are needed.

ITEM NO. (27) - ADOPTED

12-0011-S18
CD 13

MOTION (GARCETTI - BUSCAINO) relative to funding for maintenance activities at the Silver Lake Reservoir walking path in Council District 13.

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

1. UTILIZE / ALLOCATE / APPROPRIATE $5,000 in the Council District 13 portion of the Street Furniture Revenue Fund No. 43D/50 for the Los Angeles Conservation Corps maintenance activities at Silver Lake Reservoir walking path based on a prior commitment of funding from Council District 13, and DIRECT the Bureau of Street Services to prepare and execute the necessary document(s), and/or payment(s) to Los Angeles Conservation Corps, or any other agency or organization, as appropriate, in this amount and for this purpose.

2. AUTHORIZE the Bureau of Street Services to make any technical corrections or clarification as necessary to the above instructions in order to effectuate the intent of this Motion.

ITEM NO. (28) - ADOPTED

12-0010-S28

MOTION (BUSCAINO - ENGLANDER) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the deaths of Meldrick Melgoza and Carolina Ramirez on February 26, 2012.

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 deaths of Meldrick Melgoza and Carolina Ramirez on February 26, 2012.

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.
ITEM NO. (29) - MAP APPROVED - CITY ENGINEER REPORTS ADOPTED

12-1014
et al.
FINAL MAPS in the various Council Districts.

Recommendation for Council action:

APPROVE the Final Maps and ADOPT the City Engineer Reports as detailed in the various listed Council files, including bonds, agreements, contracts and other related issues as specified:

12-1014
CD 14

a. FINAL MAP OF TRACT NO. 69160 for property located at 786, 800 and 810 East Pico Boulevard and 791 and 801 East of 14th Street, lying northeasterly of 14th Street and northwesterly of Stanford Avenue.
(Bond No. C-120203)
Applicants: Stanford Regency Plaza, LLC
Jack Little Company

12-1001
CD 12

b. FINAL MAP OF PARCEL MAP L.A. NO. 2002-5415 for property located at 12308 Bradford Place westerly of Balboa Boulevard.
(Bond No. C-120202)
(Quimby Fee: $4,858)
Applicants: Shlomo Gratzia
Nick Kazemi

Closed Session - Item 30

ITEM NO. (30) - NO ACTION TAKEN - COUNCIL DISCUSSED MATTER IN CLOSED SESSION

11-1737
11-1737-S1
The City Council may recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer or discuss with, or receive advice from, its legal counsel regarding pending litigation in cases entitled Americans for Safe Access et al. v. City of Los Angeles, Los Angeles Superior Court (LASC), Lead Case No. BC 433942 (and all related actions); The People of the State of California v. Natural Ways Always, et al. / Natural Ways Always, Inc. v. City of Los Angeles, et al., LASC Case No. BC 460799 (and related cases); Doe I, et al. v. City of Los Angeles, LASC Case No. BC480010. (The pending litigation includes more than 50 separate lawsuits and cross-complaints filed against the City by medical marijuana dispensaries, owners, operators, and patients. The lawsuits challenge the City's medical marijuana ordinance on a wide variety of legal grounds and seek to enjoin enforcement of the City's ordinance)
Item for Which Public Hearing Has Not Been Held - Item 31
(10 Votes Required for Consideration)

ITEM NO. (31) - ADOPTED

Adopted, Ayes (12); Absent: Alarcón, Cárdenas and Rosendahl (3)

COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to the re-assignment of the San Gabriel Transit, Inc., d.b.a. City Cab Franchise to LA City Cab, LLC, d.b.a. City Cab.

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

PRESENT and ADOPT the accompanying ORDINANCE replacing and assigning a taxicab franchise previously granted to San Gabriel Transit, Inc. d.b.a. City Cab by Ordinance No. 181418, to LA City Cab, LLC d.b.a. City Cab, a taxicab franchise to provide taxicab transportation service in the City of Los Angeles as a primary service provider for Service Zone A (San Fernando Valley) and Service Zone C (Central and Eastern portions) of the City.

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.

(Transportation Committee waived consideration of the above matter)

MOTION ADOPTED UPON FINDINGS BY COUNCIL THAT THE NEED TO TAKE ACTION AROSE SUBSEQUENT TO THE POSTING OF THE COUNCIL AGENDA FOR TUESDAY, JULY 24, 2012, PURSUANT TO GOVERNMENT CODE SECTION 54954.2(b)(2) AND COUNCIL RULE 23

ADOPTED - FORTHWITH

Findings on Need to Act - Adopted, Ayes (11); Absent: Englander, Koretz, Parks and Rosendahl (4)

Motion - Adopted, Ayes (11); Absent: Englander, Koretz, Parks and Rosendahl (4)

RESOLUTION (GARCETTI - KORETZ - LABONGE) relative to the City’s position to support the inclusion of a moment of silence at the 2012 Olympic Games in London honoring the fallen athletes and coaches of 1972.

Recommendation for Council action:

RESOLVE to hereby SUPPORT the inclusion of a moment of silence at the 2012 Olympic Games in London honoring the fallen athletes and coaches of 1972.
MOTIONS PRESENTED PURSUANT TO RULE NO. 16 - TO BE PLACED ON THE NEXT AVAILABLE AGENDA

12-1119 MOTION (HUIZAR - GARCETTI) relative to funding for costs associated with the use of a mobile stage by Eagle Rock Center for the Arts on October 6, 2012.

12-0010-S29 MOTION (LABONGE - KORETZ) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Raul Lopez on June 30, 2012.

12-0010-S30 MOTION (LABONGE - GARCETTI) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Hervey Medellin Coronado.


12-1121 MOTION (PARKS for ROSENDAHL - LABONGE) relative to installing street banners identifying the Abbot Kinney Merchants Committee and Abbot Kinney Festival Association.

11-1445-S1 MOTION (KREKORIAN - PARKS) relative to authorizing the Department of Neighborhood Empowerment use of the City Hall Rotunda and Spring Street Forecourt on September 22, 2012.

12-1126 MOTION (ZINE - REYES) relative to asserting jurisdiction over the June 28, 2012 action (date of letter of determination July 23, 2012) of the South Valley Area Planning Commission.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

12-0004-S2 - George Joseph, Founder, Chairman of the Board, Mercury General Corp. LaBonge - Zine
Gary A. Wachtler Zine - Buscaino - All Councilmembers
Dr. Grace Harper, Code Enforcement Bureau Chief, Los Angeles Department of Building and Safety Englander - Perry - Wesson - All Councilmembers
Theatre West, 50th Anniversary Garcetti - Buscaino - All Councilmembers
College Link Outreach Program, University of California, Santa Barbara Garcetti - Buscaino - All Councilmembers
At the conclusion of this day’s Council Session
ADJOURNING MOTIONS WERE ADOPTED in tribute to the memory of:

12-0003-S2 - Phillip Henry Reynard Johnson
Jae Koo Ha
Willis Franklin Earl Edwards
Manuel LaForm
Charles Edgar Farmer
Dennis H. Tillet
Bernard Chelvin Lankford
Randall Peter Wesson
Betty White
Karen Sue (Brennen) Stinn
Frank Pierson
Sally Ride
Alex Swetka
David Duran
R.C. Owens
Margery E. Regan
Andy Griffith
Ernest Borgnine
August “Gus” Deppe
Clinton (Eric) O. Erickson
Willis Edward Veluz-Abraham
Nicholas Chico

Wesson - All Councilmembers
Wesson - All Councilmembers
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Perry - All Councilmembers
Garcetti - All Councilmembers
Garcetti - All Councilmembers
Garcetti - All Councilmembers
Cárdenas - All Councilmembers
Buscaino - All Councilmembers
LaBonge
LaBonge - All Councilmembers
LaBonge - All Councilmembers
LaBonge - All Councilmembers
LaBonge
Zine
Zine
Zine

Alarcón, Buscaino, Cárdenas, Garcetti, Huizar, Krekorian, LaBonge, Perry, Reyes, Zine and President Wesson (11); Absent: Englander, Koretz, Parks and Rosendahl (4)
Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL