

Los Angeles City Council, **Journal/Council Proceedings**
Friday, **November 9, 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, Garcetti, Huizar, Koretz, Krekorian, LaBonge, Parks, Perry, Reyes, Zine and President Wesson (11); Absent: Alarcón, Cárdenas, Englander and Rosendahl (4)

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
NOVEMBER 6, 2012

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 8

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

Items for Which Public Hearings Have Been Held - Items 1-2

ITEM NO. (1) - CONTINUED TO DECEMBER 7, 2012

Adopted to Continue, Unanimous Vote (12); Absent: ALARCON, CARDENAS, ROSENDAHL (3)

[12-1183](#)
CD 3

CONTINUED CONSIDERATION OF MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change at 8326 North Winnetka 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 (CEQA); 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. 12-1183 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 2011-2637-MND] filed on February 17, 2012.
2. ADOPT the FINDINGS of the North Valley Area Planning Commission (NVAPC) as the Findings of the Council.

3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the NVAPC, effecting a zone change from (Q)C2-1L to (Q)C2-1L over the entire site, to eliminate existing (Q) condition numbers one and five and modify condition numbers two and four of Ordinance No. 152167 for the continued use and maintenance of a 3,422 square-foot restaurant and lounge, for property at 8326 North Winnetka Avenue, subject to modified Conditions of Approval attached to the Council file.

Applicant: Steve and Amanda Manukian

APCNV-2011-2636-ZC-CUB

Representative: Lee Ambers, California Property Consultants

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 NVAPC reports that there is no General Fund impact, as administrative costs are recovered through fees.

Community Impact Statement: None submitted.

TIME LIMIT FILE - NOVEMBER 9, 2012

(LAST DAY FOR COUNCIL ACTION - NOVEMBER 9, 2012)

(Continued from Council meeting of October 12, 2012)

ITEM NO. (2) - ADOPTED

Adopted, Ayes (12); Absent: ALARCON, CARDENAS, ROSENDAHL (3)

[12-0874-S1](#)

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

Recommendation for Council action:

NOTE and FILE the Office of Finance report relative to the Accounts Receivable Quarterly Report for the Fourth Quarter FY 2011-12.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

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

(10 Votes Required for Consideration)

Adopted, Ayes (12); Absent: ALARCON, CARDENAS, ROSENDAHL (3)
(Item Nos. 3a-3h)

ITEM NO. (3) - ADOPTED

12-0005-S572

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 1, 2012:

12-0005-S572

CD 2

- a. Property at 7730 West Wyngate Street (Case No. 349487).
Assessor I.D. No. 2558-005-015

12-0005-S573

CD 8

- b. Property at 428 West 78th Street (Case No. 235400).
Assessor I.D. No. 6020-035-011

12-0005-S574

CD 9

- c. Property at 1351 East 51st Street (Case No. 92165).
Assessor I.D. No. 5107-032-020

12-0005-S575

CD 9

- d. Property at 1351 East 51st Street (Case No. 183934).
Assessor I.D. No. 5107-032-020

12-0005-S576

CD 9

- e. Property at 400 East 42nd Place (Case No. 133074).
Assessor I.D. No. 5113-010-025

[12-0005-S577](#)

CD 15

- f. Property at 1351 West Anaheim Street (Case No. 71242).
Assessor I.D. No. 7411-005-028

[12-0005-S578](#)

CD 15

- g. Property at 1351 West Anaheim Street (Case No. 196516).
Assessor I.D. No. 7411-005-028

[12-0005-S579](#)

CD 15

- h. Property at 1351 West Anaheim Street (Case No. 305333).
Assessor I.D. No. 7411-005-028

ITEM NO. (4) - ADOPTED

Adopted, Ayes (12); Absent: ALARCON, CARDENAS, ROSENDAHL (3)

[12-1723](#)

CD 1

MOTION (REYES - CARDENAS) relative to Tax Equity and Fiscal Responsibility Act of 1982 (TEFRA) regarding the acquisition and rehabilitation of the Grand Plaza Senior Apartments located at 601 North Grand Avenue.

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

1. INSTRUCT the City Clerk, in accordance with the TEFRA, immediately after the TEFRA public hearing for the Grand Plaza Senior Apartments to be held on Thursday, November 8, 2012 at 10:00 a.m. at the Los Angeles Housing Department, Room 833, Eighth Floor, 1200 West Seventh Street, Los Angeles, California, to schedule and place on the agenda for the City Council meeting to be held on Friday, November 9, 2012 consideration of the TEFRA hearing results and adoption of the Resolution and minutes to follow the conduct of the public hearing.
2. ADOPT the accompanying RESOLUTION and minutes to be submitted by the Los Angeles Housing Department to the City Clerk, following the public hearing held in accordance with Section 142 of the Internal Revenue Code of 1986, as amended, and Section 147(f) of the Code setting the official intent of the City to issue Multifamily Housing Revenue Bonds in the amount not to exceed \$38,000,000, to finance the acquisition and rehabilitation of the Grand Plaza Senior Apartments located at 601 North Grand Avenue, the borrower/developer has pledged to comply with applicable City policies.

ITEM NO. (5) - ADOPTED - TO THE MAYOR FORTHWITH

Adopted, Ayes (12); Absent: ALARCON, CARDENAS, ROSENDAHL (3)

[12-1732](#)

CD 4

MOTION (LABONGE - KREKORIAN) relative to selling / disposing of real property located at 4214-16 Los Feliz Boulevard, Los Angeles CA 90027 (APN 5591-002-003) left to the Los Angeles Zoo and eight other beneficiaries by the bequest of the late Gladys Vierling.

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

1. DIRECT and AUTHORIZE the Department of General Services with the assistance of the City Attorney to take any and all actions necessary and working with all involved parties, to sell / dispose of real property located at 4214-16 Los Feliz Boulevard, Los Angeles CA 90027 (APN 5591-002-003) left to the Los Angeles Zoo and eight other beneficiaries by the bequest of the late Gladys Vierling, including: retaining an appropriate real estate agent or broker, at a sale price approved by all the beneficiaries if it is supported by valuation in the area for similar properties; negotiating and executing any necessary documents in order to sell the property; and making any findings and preparing any other documents, as needed to accomplish the above purpose.
2. RESOLVE to hereby REQUEST that upon receipt of the City's share of funds from the above described sale, they be deposited into the Zoo Enterprise Trust Fund No. 40E/87.

ITEM NO. (6) - ADOPTED

Adopted, Ayes (12); Absent: ALARCON, CARDENAS, ROSENDAHL (3)

[12-1733](#)

CD 7

MOTION (ALARCON - LABONGE) relative to funding for the creation of a map of the Hansen Dam area.

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

1. UTILIZE \$8,156.25 in the Lopez Canyon Landfill Community Amenities Trust Fund No. 531-14, Account No. L302, to fund the creation of a map of the Hansen Dam area by Cartifact, Inc.
2. DIRECT the City Clerk to prepare the necessary document(s) and/or agreement(s) with Cartifact, Inc (contact Graham Marriott 213-327-0200) or any other agency or organization, as appropriate, in the above amount, for the above purpose, subject to the approval of the City Attorney as to form and legality, if needed, and that the Councilmember of the District be authorized to execute such agreement or other document(s) on behalf of the City.
3. TRANSFER \$1,617.22 in the Lopez Canyon Landfill Community Amenities Trust Fund No. 531-14, Account No. L302, to General Services Fund No. 706/40, Account No. 40000A, to print 5,000 copies of the map.

4. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above instructions in order to effectuate the intent of this Motion.

ITEM NO. (7) - ADOPTED

Adopted, Ayes (12); Absent: ALARCON, CARDENAS, ROSENDAHL (3)

[12-1400](#)

CONTINUED CONSIDERATION OF RESOLUTION (LABONGE for PERRY - KREKORIAN - BUSCAINO) relative to declaring November 9, 2012 as USC Olympian Day in the City of Los Angeles.

Recommendations for Council action:

1. RESOLVE to DECLARE November 9, 2012 as USC Olympian Day in the City of Los Angeles.
2. COMMEND and SALUTE the University of Southern California on its rich Olympics heritage nurturing and producing some of the best athletes in the world.

(Continued from Council meeting of September 4, 2012)

ITEM NO. (8) - ADOPTED - FORTHWITH

Adopted, Ayes (12); Absent: ALARCON, CARDENAS, ROSENDAHL (3)

[12-1657-S1](#)

CD 4

RESOLUTION (LABONGE - KREKORIAN) relative to reducing from 24 to 10 days, the public hearing notice period of the NBC Universal Evolution Plan Development Agreement.

Recommendations for Council action:

1. RESOLVE to hereby make a finding of public benefit, as further detailed in the text of this Resolution, and hereby make an exception to the City's Development Agreement Procedures (Council file No. 85-2313-S3) and reduce from 24 days to 10 days, the public hearing notice period for Council's consideration of the NBC Universal Evolution Plan Development Agreement, (Council file No. 12-1657 and CPC Case No. 2007-253DA).
2. RESOLVE to hereby INSTRUCT the City Clerk to issue notice(s) and schedule for Council consideration the matters identified above consistent with the above action.
3. RESOLVE to hereby REQUEST pursuant to Rule 38, the City Attorney to deliver to the City Clerk the ordinance for this action in time for a 10-day notice to be mailed for the above purposes.

Item for Which Public Hearing Has Not Been Held - Item 9

(10 Votes Required for Consideration)

ITEM NO. (9) - ADOPTED

Adopted, Ayes (12); Absent: ALARCON, CARDENAS, ROSENDAHL (3)

12-1721

CONTINUED CONSIDERATION OF RESOLUTION (PERRY - REYES - PARKS) relative to declaring Mondays as "Meatless Mondays" in the City of Los Angeles.

Recommendation for Council action:

RESOLVE to DECLARE all Mondays as "Meatless Mondays" in support of comprehensive sustainability efforts as well as to further encourage residents to eat a more varied plant-based diet to protect their health, protect animals and protect the environment in the City of Los Angeles.

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

12-1771

MOTION (GARCETTI - BUSCAINO) relative to funding to support efforts to establish a Hollywood Business Source Center to be operated by Managed Career Solutions.

12-1772

MOTION (GARCETTI - BUSCAINO) relative to exempting veterans with the aforementioned plates from on-street parking meter fees to honor the sacrifices of and express the City of Los Angeles' appreciation for all veterans.

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

12-1770

RESOLUTION (HUIZAR - GARCETTI) relative to recognizing November 14, 2012 as Chronic Obstructive Pulmonary Disease (COPD) AWARENESS DAY and commending BREATHE LA for its efforts in confronting critical lung health issues such as COPD in our community.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon his request, and without objections, Councilmember Koretz was excused from Council meeting of Tuesday, December 11, 2012, Wednesday, December 12, 2012, and Friday, December 14, 2012.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

[12-0004-S3](#) - MOVEMBER

Krekorian - Buscaino - Perry

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

[12-0003-S3](#) - Art Snyder

Huizar - All Councilmembers

Deborah Ann Tallent

Englander - All Councilmembers

Chonita Segura

Huizar - All Councilmembers

Ruth Singer-Meyers

Koretz - All Councilmembers

Arturo M. Martinez, Sr.

LaBonge - All Councilmembers

Teri Shields

LaBonge - All Councilmembers

Peter Motteck

LaBonge - All Councilmembers

Buscaino, Englander, Garcetti, Huizar, Koretz, Krekorian, LaBonge, Parks, Perry, Reyes, Zine and President Wesson (12); Absent: Alarcón, Cárdenas and Rosendahl (3)

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL

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Regular meeting recessed at 11:47 a.m.
Special meeting convened at 11:47 a.m.
Special meeting adjourned at 11:51 a.m.
Regular meeting convened at 11:51 a.m.