

Los Angeles City Council, **Journal/Council Proceedings**
Tuesday, January 22, 2013
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, Englander, Huizar, Koretz, LaBonge, Parks, Perry, Reyes, Rosendahl, Zine and President Wesson (11); Absent: Buscaino, Garcetti, Krekorian (3); Vacant: Council District Six

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
JANUARY 16, 2013

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - NONE

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

Item Noticed for Public Hearing - Item 1

ITEM NO. (1) - SEE FOLLOWING

[12-1092](#)
et al.

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

PUBLIC HEARING CLOSED - LIEN CONFIRMED

Adopted to Confirm Lien, Ayes (12); Absent: BUSCAINO, GARCETTI (2)

[12-1092](#)
CD 3

a. 7521 North Cozycroft Avenue.

(Lien: \$4,225.71)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

Adopted to Confirm Lien, Ayes (12); Absent: BUSCAINO, GARCETTI (2)

[12-1094](#)

CD 6

b. 8423 North San Fernando Road.

(Lien: \$6,728.12)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

Adopted to Confirm Lien, Ayes (12); Absent: BUSCAINO, GARCETTI (2)

[12-1086](#)

CD 8

c. 9826 South San Pedro Street.

(Lien: \$2,505.74)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

Adopted to Confirm Lien, Ayes (12); Absent: BUSCAINO, GARCETTI (2)

[12-1088](#)

CD 14

d. 5266 East Valley Boulevard.

(Lien: \$2,384.35)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

Adopted to Confirm Lien, Ayes (12); Absent: BUSCAINO, GARCETTI (2)

[12-1091](#)

CD 12

e. 17630 West Sherman Way.

(Lien: \$4,979.13)

RECEIVED AND FILED - INASMUCH AS THE LIEN HAS BEEN PAID

Adopted to Receive and File, Unanimous Vote (12); Absent: BUSCAINO, GARCETTI (2)

[12-1071](#)

CD 6

f. 7645 North Lankershim Boulevard aka 7649 North Lankershim Boulevard. (Lien: \$2,911.34)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

Adopted to Confirm Lien, Ayes (12); Absent: BUSCAINO, GARCETTI (2)

[12-1072](#)

CD 9

g. 6132 South Vermont Avenue.

(Lien: \$2,860.74)

RECEIVED AND FILED - INASMUCH AS THE LIEN HAS BEEN PAID

Adopted to Receive and File, Unanimous Vote (12); Absent: BUSCAINO, GARCETTI (2)

[12-1074](#)

CD 10

h. 4802 West Washington Boulevard.

(Lien: \$1,618.80)

RECEIVED AND FILED - INASMUCH AS THE LIEN HAS BEEN PAID

Adopted to Receive and File, Unanimous Vote (12); Absent: BUSCAINO, GARCETTI (2)

[12-1075](#)

CD 3

i. 18440 West Hart Street.

(Lien: \$1,213.72)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

Adopted to Confirm Lien, Ayes (12); Absent: BUSCAINO, GARCETTI (2)

[12-1077](#)

CD 14

j. 2307 East Whittier Boulevard.

(Lien: \$1,160.60)

Items for Which Public Hearings Have Been Held - Items 2-21

ITEM NO. (2) - ADOPTED

Adopted, Ayes (11); Absent: BUSCAINO, GARCETTI, KREKORIAN (3)

[13-0009](#)

TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to extending the temporary appointment of Mr. Phillip Hill as the Interim General Manager of the Los Angeles Convention Center.

Recommendation for Council action:

APPROVE an extension of the period of time by six months during which the position of Interim General Manager of the Los Angeles Convention Center, currently filled by Mr. Phillip Hill, may be filled by temporary appointment.

Ethics Commission Review: Complete.

Community Impact Statement: None submitted.

ITEM NO. (3) - ADOPTED

Adopted, Ayes (12); Absent: BUSCAINO, GARCETTI (2)

[12-1148](#)

PERSONNEL AND ANIMAL WELFARE COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to providing salaries, effective July 1, 2013, for the non-represented class and pay grades of Utility Rates and Policy Specialist I, II and III in the Office of Public Accountability.

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

1. PRESENT and ADOPT the accompanying ORDINANCE amending Ordinance No. 182202 to provide salaries, effective July 1, 2013, for the non-represented class and pay grades of Utility Rates and Policy Specialist I, II and III in the Office of Public Accountability.
2. AUTHORIZE the Controller and City Administrative Officer (CAO) to correct any clerical errors, or, if approved by the City Attorney, any technical errors in the Ordinance.

Fiscal Impact Statement: The CAO reports there is no General Fund cost associated with this ordinance amendment.

Community Impact Statement: None submitted.

ITEM NO. (4) - CONTINUED TO JANUARY 30, 2013

Adopted to Continue, Unanimous Vote (12); Absent: BUSCAINO, GARCETTI (2)

[12-1765](#)

CD 3

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change at 18837 West Topham 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. 12-1765 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-2012-882-MND] filed on July 12, 2012.
2. ADOPT the FINDINGS of the South Valley Area Planning Commission (SVAPC) as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the SVAPC, effecting a zone change from RA-1-K to (T)(Q)RD3-1-K for the demolition of a single family dwelling and subsequent construction of four new single family dwellings each two stories in height on an approximately 12,737 square foot lot for property at 18837 West Topham Street, subject to Conditions of Approval.

Applicant: FM Construction and Engineering
Representative: Leonard Yaghoobi

APCSV-2012-881-ZC

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

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

Community Impact Statement: None submitted.

TIME LIMIT FILE - FEBRUARY 6, 2013

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 6, 2013)

Adopted, Ayes (12); Absent: BUSCAINO, GARCETTI (2)
(Item Nos. 5-6)

ITEM NO. (5) - ADOPTED

[12-0217](#)

PUBLIC SAFETY COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to clarifying Los Angeles Municipal Code (LAMC) language pertaining to enforcement, investigation, and reporting regarding skateboarding on public streets, sidewalks, and other public property.

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

PRESENT and ADOPT the accompanying ORDINANCE amending Section 56.15.1 of Article 6 of Chapter V of the LAMC to clarify its application for enforcement, investigation, and reporting regarding skateboarding on public streets, sidewalks, and other public property.

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

ITEM NO. (6) - ADOPTED

[12-1925](#)

CATEGORICAL EXEMPTION, PUBLIC WORKS COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to the name change and establishment request for Buddy Holly Drive between Barham Boulevard and Universal Studios Boulevard to W C Fields Drive.

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

1. PRESENT and ADOPT the accompanying ORDINANCE relative to the name change and establishment request for Buddy Holly Drive between Barham Boulevard and Universal Studios Boulevard to W C Fields Drive.
2. FIND that the name change and establishment request for Buddy Holly Drive between Barham Boulevard and Universal Studios Boulevard to W C Fields Drive is exempt from the California Environmental Quality Act of 1970, pursuant to the categorical exemptions in the City of Los Angeles Environmental Guidelines under Article III, Class 5.
3. ESTABLISH and CHANGE the name of Buddy Holly Drive between Barham Boulevard and Universal Studios Boulevard to W C Fields Drive, as shown colored red on Exhibit A of the December 11, 2012 City Engineer report and attached to the Council file.
4. ADOPT the FINDINGS of the City Engineer dated December 11, 2012, as the Findings of the Council.
5. ADOPT the accompanying City Engineer report dated December 11, 2012 to approve the name change and establishment request for Buddy Holly Drive between Barham Boulevard and Universal Studios Boulevard to W C Fields Drive.

6. INSTRUCT the City Clerk to transmit the following:

- a. A copy of the City Council's action on this matter to the Board of Supervisor of the County of Los Angeles pursuant to Section 34092 of the Government Code.
- b. A copy of the City Council's action on this matter to the Los Angeles Department of Transportation, City-wide Investigation Section, 100 S. Main Street, 10th Floor, Caltrans Building, Los Angeles, CA 9002.

Fiscal Impact Statement: The City Engineer reports that a fee of \$5,000 was paid for processing this request pursuant to Section 18.09 of the Municipal Code.

Community Impact Statement: None submitted.

**Adopted, Ayes (11); Absent: BUSCAINO, GARCETTI, KREKORIAN (3)
(Item Nos. 7-21)**

ITEM NO. (7) - ADOPTED - FORTHWITH

[11-1896-S1](#)

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to proposed service agreements for Evidence-Based Programs for the Westside and Southwestern Aging Service Areas and the redistribution of funding between three agreements previously awarded for Evidence-Based Programs for the Northside and the West Adams Aging Service Areas.

Recommendations for Council action:

1. AUTHORIZE the General Manager, Los Angeles Department of Aging (LADOA), or designee, to execute the proposed agreements for Evidence-Based Programs for the Westside and Southwestern Aging Service Areas for a term of one year with three optional extensions for a total of \$752,000 subject to the availability of funds and subject to review and approval by the City Attorney as for form.
2. AUTHORIZE the LADOA to redistribute the funding between three agreements previously awarded for Evidence-Based Programs for the Northside and the West Adams Aging Service Areas.
3. INSTRUCT the LADOA to submit proposed agreements and amendments with contractors for the Northside Aging Service Areas to the Mayor and Council for review.

Fiscal Impact Statement: The City Administrative Officer reports that funding for the proposed amendments is provided by Community Development Block Grant (Council File No. 11-1593), and General City Purposes Funds provided in the 2011-12 Adopted Budget (Council File No. 11-0600). Approval of the above amendments is in compliance with the City's Financial Policies as one-time funding is being used for one-time expenditures.

Community Impact Statement: None submitted.

ITEM NO. (8) - ADOPTED

[12-1004](#)

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to approval and acceptance of Fiscal Year (FY) 2012-13 Area Plan, Amendment No. 1 (AP-1213-25-1) Older Americans Act Funds.

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

1. APPROVE FY 2012-13 Area Plan Budget, Amendment No. 1 (AP-1213-25, Amendment No. 1).
2. AUTHORIZE the General Manager (or designee) of the Los Angeles Department of Aging (LADOA) to execute the Standard Agreement for AP-1213-25, Amendment No. 1 as detailed in Attachment 1 of the December 10, 2012 LADOA report as attached to the Council file.
3. AUTHORIZE the Controller to:

- a. Adjust the appropriations within the Area Plan for the Aging Title III Fund Number 395, as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
02J102	Aging	\$76,927
02J202	Social Services III B FY 13	278,131
02J311	Congregate Meals III C1 FY 13	261,712
02J411	Home Delivered Meals III C2 FY 13	69,223
02J502	Preventative Health III D FY 13	8,238
02J701	NSIP Congregate Meals III C1 FY 13	57,052
02J801	NSIP Home Delivered Meals III C2 FY 13	54,919
02J900	Family Caregiver Support Program III E FY 13	<u>151,244</u>
	TOTAL	\$957,446

- b. Increase the appropriations within Fund No. 100/02 and transfer funds on an as-needed basis as follows:

<u>Fund</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
From: 395	02J02	Aging	\$76,927
		TOTAL	\$76,927
<u>Fund</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
To: 100/02	002120	Printing & Binding	\$5,000
100/02	006010	Office & Admin Expense	<u>71,927</u>
		TOTAL	\$76,927

- c. Increase the appropriations within the Title VII Older Americans Act Fund No. 564 as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
02J250	Ombudsman VII Program FY 13	\$2,550
02J320	Elder Abuse Prevention FY 13	<u>8,427</u>
	TOTAL	\$10,977

Fiscal Impact Statement: The LADOA reports that approval of the FY 2012-13 Area Plan Budget, Amendment No. 1 has no fiscal impact on General Fund dollars.

Community Impact Statement: None submitted.

ITEM NO. (9) - ADOPTED

[12-1856](#)

CD 11

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to the subordination of the City's lien against the Westside Children's Center in order to refinance a line of credit.

Recommendations for Council action:

1. APPROVE the Westside Children's Center's request of subordination of the City's Deed of Trust, recorded on September 24, 1999 as Instrument No. 99-1828895.
2. AUTHORIZE the City Engineer to negotiate and execute a Subordination Agreement and related documents to effectuate the request, as detailed in the November 28, 2012 LA for Kids Steering Committee report and attached to the Council file.

Fiscal Impact Statement: The LA for Kids Steering Committee reports that there is no impact on the General Fund as a result of the recommended actions as detailed in the November 28, 2012 LA for Kids Steering Committee report and attached to the Council file.

Community Impact Statement: None submitted.

ITEM NO. (10) - ADOPTED

[12-1890](#)

CD 4

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to creating and naming in honor of Lewis MacAdams a dedicated river walk in Sunnynook Park.

Recommendation for Council action, pursuant to Motion (LaBonge - Garcetti):

REQUEST the Board of Recreation and Parks Commissioners to consider creating and naming in honor of Lewis MacAdams, a dedicated river walk in Sunnynook Park.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (11) - ADOPTED

[13-0016](#)

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to acceptance of grant funds from SCAN Health Plan (SCAN) for temporary emergency senior services.

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

1. AUTHORIZE the General Manager, Los Angeles Department of Aging (LADOA), or designee, to accept the \$50,000 SCAN Senior Nutrition Fund grant and execute the agreement as detailed in Attachment 1 of the January 3, 2013 LADOA report as attached to the Council file.
2. AUTHORIZE the General Manager, LADOA, or designee, to accept the \$50,000 SCAN Emergency Assistance Fund grant and execute the agreement as detailed in Attachment 2 of the January 3, 2013 LADOA report as attached to the Council file.
3. AUTHORIZE the LADOA to deposit \$50,000 one-time grant from SCAN Heal Plan into Fund 597 Fund for Senior Services, contribution from Non-Government Sources Revenue Account No. 5101.
4. AUTHORIZE the Controller to:
 - a. Expend funds from the above fund 597 upon proper demand from the General Manager of the LADOA or designee.
 - b. Establish a new account and appropriate within the Fund 597 fund for Senior Services upon receipt:

<u>Dept. No.</u>	<u>Fund</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
02	597	02J950	SCAN Senior Nutrition Program	\$XXXX

5. AUTHORIZE the General Manager, LADOA, or designee, to prepare Controller instructions for any technical adjustments, subject to the approval of the City Administrative Officer (CAO); and further AUTHORIZE the Controller to implement the instructions.
6. AUTHORIZE the Office of Finance to open a checking account for the LADOA that will be exclusively for the deposits and expenditures related to the grant agreement "SCAN Emergency Assistance Fund" administered by the LADOA.
7. INSTRUCT the General Manager, LADOA, or designee, to report back to Council regarding the final disposition of the fund.

8. AUTHORIZE the General Manager, LADOA, or designee, to prepare Controller's Instructions and any necessary technical adjustments that are consistent with the Mayor and Council actions, subject to the approval of the CAO; and further AUTHORIZE the Controller to implement those instructions.

Fiscal Impact Statement: The LADOA reports that the projects described in its January 3, 2013 report do not impact the General Fund and there is no matching requirement. The proposed actions authorize the LADOA to receive a total \$100,000 of grant funds from SCAN for implementation of two demonstration projects.

Community Impact Statement: None submitted.

ITEM NO. (12) - ADOPTED

[12-1969](#)

PERSONNEL AND ANIMAL WELFARE COMMITTEE REPORT relative to the exemption of one Risk Manager II position for the Los Angeles Fire Department (LAFD) from the Civil Service provisions of the City Charter.

Recommendations for Council action:

1. APPROVE the exemption of one Risk Manager II position for the LAFD from the Civil Service provisions of the City Charter, pursuant to Charter Section 1001(b).
2. DIRECT the LAFD to provide quarterly progress reports on the Risk Manager position to the Public Safety and Personnel and Animal Welfare Committees.

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

Community Impact Statement: None submitted.

TIME LIMIT FILE - JANUARY 25, 2013

(LAST DAY FOR COUNCIL ACTION - JANUARY 25, 2013)

ITEM NO. (13) - ADOPTED

[12-1926](#)

CD 11

NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT, and RESOLUTION relative to a proposed General Plan Amendment to re-designate 645 feet of Osage Avenue between Manchester Avenue and the City of Los Angeles boundary in the Westchester-Playa Del Rey Community Plan Area.

Recommendations for Council action:

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Negative Declaration reflects the independent judgment of the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 12-1926 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Negative Declaration [ENV-2012-1474-ND] filed on July 16, 2012.
2. ADOPT the FINDINGS of the Los Angeles City Planning Commission (LACPC) as the Findings of the Council.
3. ADOPT the accompanying RESOLUTION as recommended by the Mayor, the Director of Planning and the LACPC APPROVING a proposed General Plan Amendment to re-designate 645 feet of Osage Avenue between Manchester Avenue and the City of Los Angeles boundary in the Westchester-Playa Del Rey Community Plan Area in order to enable the neighboring property owners to regain control of the land and eliminate blight and security problems.

Applicant: Serrano Development Group, Marcus Long

CPC 2012-1473-GPA

4. INSTRUCT the Planning Department to update the General Plan and appropriate maps pursuant to this action.
5. 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.
6. 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 LACPC reports that there is no General Fund impact, as administrative costs are recovered through fees.

Community Impact Statement: None submitted.

TIME LIMIT FILE - FEBRUARY 24, 2013

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 22, 2013)

ITEM NO. (14) - ADOPTED

[12-1845](#)

CD 10

CATEGORICAL EXEMPTION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an appeal of the conditions on the operation of The Cork Bar at 4771 West Adams Boulevard.

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

1. FIND that this action is categorically exempt from California Environmental Quality Act of pursuant to Article III, Section 1, Class 21, Category 2 of the City's Environmental Guidelines. [ENV-2012-633-CE]
2. ADOPT the FINDINGS of the Zoning Administrator as the FINDINGS of the Council.
3. RESOLVE TO DENY THE APPEAL filed by Seth Cartwright on behalf of Trace Company, LLP dba The Cork Bar (Ellen Berkowitz, Esq, Representative) from part of the determination of the Zoning Administrator, and THEREBY SUSTAIN the decision of the Zoning Administrator in finding the operation of The Cork Bar at 4771 West Adams Boulevard is a public nuisance and requires modification of its operation to mitigate adverse impacts caused by any future operation of this establishment, subject to modified conditions approved by the Planning and Land Use Management Committee on January 8, 2013 (attached to the Council file).

Applicant: City of Los Angeles (Office of Zoning Administration) DIR 2012-0632-(RV)

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

Community Impact Statement: None submitted.

TIME LIMIT FILE - JANUARY 29, 2013

(LAST DAY FOR COUNCIL ACTION - JANUARY 29, 2013)

ITEM NO. (15) - ADOPTED

[12-1900](#)

CD 4

CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to the private driveway name establishment requests for River Road to be located at Lankershim Boulevard northerly of Valleyheart Drive, and Bob Hope Avenue to be located at Lankershim Boulevard southerly of Valleyheart Drive.

Recommendations for Council action:

1. FIND that the private driveways name establishment requests for River Road located at Lankershim Boulevard northerly of Valley heart Drive, and Bob Hope Avenue located at Lankershim Boulevard southerly of Valleyheart Drive are exempt from the California Environmental Quality Act of 1970, pursuant to the categorical exemptions in the City of Los Angeles Environmental Guidelines under Article III, Class 5(4).

2. ESTABLISH the private driveway located at River Road, shown on Exhibit A-1, located at Lankershim Boulevard northerly of Valley heart Drive, and Bob Hope Avenue, shown on Exhibit A-2, located at Lankershim Boulevard southerly of Valleyheart Drive, of the December 7, 2012 City Engineer report and attached to the Council file.
3. ADOPT the FINDINGS of the City Engineer dated December 7, 2012, as the Findings of the Council.
4. ADOPT the accompanying City Engineer report dated December 7, 2012 to approve the name establishment of the private driveways on Lankershim Boulevard northerly of Valleyheart Drive and Lankershim Boulevard southerly of Valleyheart Drive.
5. INSTRUCT the City Clerk to transmit the following:
 - a. A copy of the City Council's action on this matter to the Board of Supervisor of the County of Los Angeles pursuant to Section 34092 of the Government Code.
 - b. A copy of the City Council's action on this matter to the Los Angeles Department of Transportation, City-wide Investigation Section, 100 S. Main Street, 10th Floor, Caltrans Building, Los Angeles, CA 9002.

Fiscal Impact Statement: The City Engineer reports that a fee of \$4,494 was paid for processing this request pursuant to Section 18.09 of the Municipal Code.

Community Impact Statement: None submitted.

ITEM NO. (16) - ADOPTED

[12-1901](#)

CD 4

CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to the private driveway name establishment request for Donald O'Connor Drive to be located at Buddy Holly Drive northwesterly of Barham Boulevard.

Recommendations for Council action:

1. FIND that the private driveway name establishment request for Donald O'Connor Drive located at Buddy Holly Drive northwesterly of Barham Boulevard is exempt from the California Environmental Quality Act of 1970, pursuant to the categorical exemptions in the City of Los Angeles Environmental Guidelines under Article III, Class 5(4).
2. ESTABLISH the private driveway located at Buddy Holly Drive northwesterly of Barham Boulevard, as shown on Exhibit A of the December 7, 2012 City Engineer report and attached to the Council file.
3. ADOPT the FINDINGS of the City Engineer dated December 7, 2012, as the Findings of the Council.

4. ADOPT the accompanying City Engineer report dated December 7, 2012 to approve the name establishment of the private driveway on Buddy Holly Drive northwesterly of Barham Boulevard.
5. INSTRUCT the City Clerk to transmit the following:
 - a. A copy of the City Council's action on this matter to the Board of Supervisor of the County of Los Angeles pursuant to Section 34092 of the Government Code.
 - b. A copy of the City Council's action on this matter to the Los Angeles Department of Transportation, City-wide Investigation Section, 100 S. Main Street, 10th Floor, Caltrans Building, Los Angeles, CA 9002.

Fiscal Impact Statement: The City Engineer reports that a fee of \$4,494 was paid for processing this request pursuant to Section 18.09 of the Municipal Code.

Community Impact Statement: None submitted.

ITEM NO. (17) - ADOPTED

[12-1901-S1](#)

CD 4

CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to the private driveway name establishment request for W C Fields Drive to be located at Buddy Holly Drive northwesterly of Universal Studios Boulevard.

Recommendations for Council action:

1. FIND that the private driveway name establishment request for W C Fields Drive located at Buddy Holly Drive northwesterly of Universal Studios Boulevard is exempt from the California Environmental Quality Act of 1970, pursuant to the categorical exemptions in the City of Los Angeles Environmental Guidelines under Article III, Class 5(4).
2. ESTABLISH the private driveway located at Buddy Holly Drive northwesterly of Universal Studios Boulevard, as shown on Exhibit A of the December 7, 2012 City Engineer report and attached to the Council file.
3. ADOPT the FINDINGS of the City Engineer dated December 7, 2012, as the Findings of the Council.
4. ADOPT the accompanying City Engineer report dated December 7, 2012 to approve the name establishment of the private driveway on Buddy Holly Drive northwesterly of Universal Studios Boulevard.
5. INSTRUCT the City Clerk to transmit the following:
 - a. A copy of the City Council's action on this matter to the Board of Supervisor of the County of Los Angeles pursuant to Section 34092 of the Government Code.

- b. A copy of the City Council's action on this matter to the Los Angeles Department of Transportation, City-wide Investigation Section, 100 S. Main Street, 10th Floor, Caltrans Building, Los Angeles, CA 9002.

Fiscal Impact Statement: The City Engineer reports that a fee of \$4,494 was paid for processing this request pursuant to Section 18.09 of the Municipal Code.

Community Impact Statement: None submitted.

ITEM NO. (18) - ADOPTED - SEE FOLLOWING

[13-0002-S7](#)

COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST and RESOLUTION (KORETZ - GARCETTI - KREKORIAN) relative to the City's position to support legislation that would reinstate and strengthen the Federal Assault Weapons Ban.

(Rules, Elections and Intergovernmental Relations Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(Click on the above hyperlink or go to <http://www.lacouncilfile.com> for background documents.)

ADOPTED

RULES, ELECTIONS AND INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT and RESOLUTION relative to the City's position to support legislation that would reinstate and strengthen the Federal Assault Weapons Ban.

Recommendation for Council action, pursuant to Resolution (Koretz - Garcetti - Krekorian), SUBJECT TO THE CONCURRENCE OF THE MAYOR:

ADOPT the accompanying RESOLUTION to include in the City's 2013-14 Federal Legislative Program SUPPORT for legislation that would reauthorize and strengthen the 1994 Federal Assault Weapons Ban.

Fiscal Impact Statement: None submitted by the Chief Legislative Analyst. The City Administrative Officer has not completed a financial analysis of this report.

Community Impact Statement: None submitted.

ITEM NO. (19) - ADOPTED - SEE FOLLOWING

[13-0002-S8](#)

COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST and RESOLUTION (ZINE - WESSON) relative to the City's position to support legislation that would reinstate and strengthen the Federal Assault Weapons Ban.

(Rules, Elections and Intergovernmental Relations Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(Click on the above hyperlink or go to <http://www.lacouncilfile.com> for background documents.)

ADOPTED

RULES, ELECTIONS AND INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT and RESOLUTION relative to the City's position to support legislation that would reinstate and strengthen the Federal Assault Weapons Ban.

Recommendation for Council action, pursuant to Resolution (Zine - Wesson), SUBJECT TO THE CONCURRENCE OF THE MAYOR:

ADOPT the accompanying **RESOLUTION** to include in the City's 2013-14 Federal Legislative Program **SUPPORT** for legislation that would reauthorize and strengthen the 1994 Federal Assault Weapons Ban.

Fiscal Impact Statement: None submitted by the Chief Legislative Analyst. The City Administrative Officer has not completed a financial analysis of this report.

Community Impact Statement: None submitted.

ITEM NO. (20) - ADOPTED - SEE FOLLOWING

13-0002-S9

COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST and RESOLUTION (PARKS - PERRY) relative to the City's position to support legislation that would strengthen gun control laws in the State of California, as well as federal legislation that would reinstate the Federal Assault Weapons Ban.

(Rules, Elections and Intergovernmental Relations Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(Click on the above hyperlink or go to <http://www.lacouncilfile.com> for background documents.)

ADOPTED

RULES, ELECTIONS AND INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT and RESOLUTION relative to the City's position to support legislation that would strengthen gun control laws in the State of California, as well as federal legislation that would reinstate the Federal Assault Weapons Ban.

Recommendation for Council action, pursuant to Resolution (Parks - Perry), SUBJECT TO THE CONCURRENCE OF THE MAYOR:

ADOPT the accompanying **RESOLUTION** to include in the City's 2013-14 State Legislative Program **SUPPORT** or **SPONSORSHIP** of legislation that would strengthen gun control measures in the State of California, and to include in the 2013-14 Federal Legislative Program **SUPPORT** or **SPONSORSHIP** of federal gun control legislation, including a renewed Assault Weapons Ban.

Fiscal Impact Statement: None submitted by the Chief Legislative Analyst. The City Administrative Officer has not completed a financial analysis of this report.

Community Impact Statement: None submitted.

ITEM NO. (21) - ADOPTED

[11-0329-S7](#)

CD 9, 14

TRANSPORTATION COMMITTEE REPORT relative to funding mechanisms and options for a 30-year operational plan for the Downtown L.A. Streetcar system.

Recommendation for Council action, as initiated by Motion (Huizar - Krekorian):

INSTRUCT the Los Angeles Department of Transportation (LADOT), in coordination with the City Administrative Officer (CAO) and the Chief Legislative Analyst (CLA), to report relative to funding mechanisms, including alternative sources of funding such as grants, and options for a 30-year operational plan for the Downtown L.A. Streetcar system.

Fiscal Impact Statement: None submitted by LADOT. Neither the CAO nor the CLA has completed a financial analysis of this report.

Community Impact Statement: None submitted.

Items for Which Public Hearings Have Not Been Held - Items 22-27

(10 Votes Required for Consideration)

ITEM NO. (22) - RECEIVED AND FILED

Adopted to Receive and File, Unanimous Vote (12); Absent: BUSCAINO, GARCETTI (2)

[13-1300-S2](#)

COMMUNICATION FROM THE CITY CLERK relative to a Certification of Sufficiency of an Ordinance Initiative Petition regarding Medical Marijuana Collectives (MMI).

Recommendation for Council action:

A. OPTION 1

Adopt the proposed ordinance presented by the Initiative Petition proponents, without alteration.

B. OPTION 2

Determine to submit the proposed ordinance, without alteration, to a vote of the electors of the City at the regularly-scheduled General Municipal Election scheduled for May 21, 2013.

Fiscal Impact Statement: The City Clerk reports that there is zero to minimal General Fund Impact to either adopt the ordinance as presented or place a measure before the voters on the May 21, 2013 General Municipal Election. The non- Election impacts to the General Fund could be higher depending on other Departments' costs associated with implementing and enforcing the ordinance if it is adopted.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JANUARY 23, 2013

(LAST DAY FOR COUNCIL ACTION - JANUARY 23, 2013)

ITEM NO. (23) - RECEIVED AND FILED

Adopted to Receive and File, Unanimous Vote (12); Absent: BUSCAINO, GARCETTI (2)

[13-1300-S3](#)

COMMUNICATION FROM THE CITY CLERK relative to a Certification of Sufficiency of an Ordinance Initiative Petition regarding Medical Marijuana Collectives (MMII).

Recommendation for Council action:

DETERMINE to submit the proposed ordinance, without alteration, to a vote of the electors of the City at the regularly-scheduled General Municipal Election scheduled for May 21, 2013 and REQUEST the City Attorney to prepare and present the appropriate election ordinance and ballot resolutions.

Fiscal Impact Statement: The City Clerk reports that there will be zero to minimal additional financial impact relative to Election costs to place this measure before the voters on the May 21, 2013 General Municipal Election, assuming the City does not place an inordinate number of measures on that ballot.

The cost expended by the City Clerk to process the initiative petition and verify the signatures is estimated to be \$90,000. Inasmuch as no funds were budgeted for this purpose, an allocation may be required by year end. The City Clerk will work with the Office of the City Administrative Officer to provide full accounting for this effort in a future Financial Status Report.

Community Impact Statement: None submitted.

ITEM NO. (24) - ADOPTED

Adopted, Ayes (11); Absent: BUSCAINO, GARCETTI, KREKORIAN (3)

[06-0623](#)

CD 3

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION TO VACATE relative to vacating Glade Avenue from Clarendon Street to its northerly Terminus (VAC-E1400991).

Recommendations for Council action:

1. REAFFIRM the FINDINGS of November 7, 2012, that the vacation of Glade Avenue from Clarendon Street to its northerly Terminus, 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 November 7, 2012, that this vacation is in substantial conformance with the General Plan pursuant to Section 556 of the Los Angeles City Charter.
3. ADOPT the accompanying RESOLUTION TO VACATE No. 12-1400991 for the vacation of Glade Avenue from Clarendon Street to its northerly Terminus (VAC- E1400991).
4. INSTRUCT the City Clerk to transmit, following Council adoption, Resolution to Vacate No. 12-1400991 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. (25) - ADOPTED

Adopted, Ayes (12); Absent: BUSCAINO, GARCETTI (2)

[12-0010-S26](#)

MOTION (ROSENDAHL - ZINE) relative to reinstating the reward offer in the death of David Estuardo Morales for an additional six months.

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

REAFFIRM Council's findings and REINSTATE the reward offer relative to the death of David Estuardo Morales (Council action of July 3, 2012) for an additional period of six months from the publication of the offer of reward by the Office of the City Clerk and, further, that the sum of \$50,000 shall be the aggregate maximum sum of any payment or payments of a City reward in this instance.

ITEM NO. (26) - ADOPTED

Adopted, Ayes (12); Absent: BUSCAINO, GARCETTI (2)

[13-0067](#)

CD 8

MOTION (BUSCAINO - PARKS) relative to initiating street vacation proceedings for the northerly side of Rodeo Road easterly of Cimarron Street.

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 portion of the northerly side of Rodeo Road easterly of Cimarron Street.
2. DIRECT the Bureau of Engineering to investigate the feasibility of this vacation request.
3. DIRECT the Bureau of Engineering to present its report regarding the feasibility of vacating the requested areas to the Public Works Committee.
4. DIRECT the City Clerk to schedule this request for the City Council's consideration at the appropriate time under the City's Street Vacation procedures.

ITEM NO. (27) - MOTION ADOPTED TO NOTE AND FILE - SEE FOLLOWING

Adopted, Ayes (12); Noes: PARKS (1); Absent: BUSCAINO (1)

[11-0617-S8](#)

MOTION (PERRY - PARKS - ENGLANDER) relative to asserting jurisdiction over the Board of Water and Power Commissioners' action regarding the Feed-in Tariff (FiT) Program.

Recommendations for Council action:

1. ASSERT jurisdiction over the Board of Water and Power Commissioners' action on January 11, 2013 (Item No. 20 on the agenda) relative to a Resolution authorizing execution of the Los Angeles Department of Water and Power FiT Program.
2. REFER this matter to Committee for review and further action, upon assertion of jurisdiction.

ADOPTED

MOTION (PERRY - PARKS)

Recommendation for Council action:

NOTE and FILE Motion (Perry - Parks - Englander) relative to asserting jurisdiction over the Board of Water and Power Commissioners' action regarding the Feed-in Tariff Program.

Items for Which Public Hearings Have Not Been Held - Items Nos. 28-29

(10 Votes Required for Consideration)

ITEM NO. (28) - ADOPTED - SEE FOLLOWING - ORDINANCE OVER TO JANUARY 29, 2013

Adopted, Ordinance over to, Ayes (8); Noes: ENGLANDER, HUIZAR, PARKS, PERRY (4);
Absent: BUSCAINO, GARCETTI (2)

RECEIVED AND FILED

[13-1300-S2](#)

COMMUNICATIONS FROM THE CITY CLERK AND CITY ATTORNEY, CERTIFICATION OF SUFFICIENCY OF INITIATIVE PETITION, RESOLUTIONS AND ORDINANCES FIRST CONSIDERATION relative to an initiative petition regarding regulation of Medical Marijuana Collectives.

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

A. OPTION A

PRESENT and ADOPT the accompanying ORDINANCE, without alteration.

B. OPTION B

DETERMINE to submit the initiative ordinance, without alteration, to a vote of the electors of the City at an election consolidated with the City's General Municipal Election on May 21, 2013.

- 1) ADOPT the accompanying RESOLUTION provided in response to an initiative petition that an ordinance related to regulation of Medical Marijuana Collectives be submitted to the qualified electors of the City of Los Angeles at a Special Election to be held and consolidated with the City's General Municipal Election on May 21, 2013.
- 2) ADOPT the accompanying RESOLUTION containing a ballot title for the measure.
- 3) PRESENT and ADOPT the accompanying ORDINANCE calling a Special Election to be held and consolidated with the City's General Municipal Election on May 21, 2013 for the purpose of submitting the initiative ordinance to the qualified electors of the City of Los Angeles.

Fiscal Impact Statement: The City Clerk reports that there is zero to minimal General Fund Impact to either adopt the ordinance as presented or place a measure before the voters on the May 21, 2013 General Municipal Election. The non- Election impacts to the General Fund could be higher depending on other Departments' costs associated with implementing and enforcing the ordinance.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JANUARY 23, 2013

(LAST DAY FOR COUNCIL ACTION - JANUARY 23, 2013)

ADOPTED

MOTION (KORETZ - ROSENDAHL)

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

- a. **ADOPT** the accompanying **RESOLUTION** provided in response to an initiative petition that an ordinance related to regulation of Medical Marijuana Collectives be submitted to the qualified electors of the City of Los Angeles at a Special Election to be held and consolidated with the City's General Municipal Election on May 21, 2013.
- b. **ADOPT** the accompanying **RESOLUTION** containing a ballot title for the measure.
- c. **PRESENT** and **ADOPT** the accompanying **ORDINANCE** calling a Special Election to be held and consolidated with the City's General Municipal Election on May 21, 2013 for the purpose of submitting the initiative ordinance to the qualified electors of the City of Los Angeles.

ITEM NO. (29) - ADOPTED - ORDINANCE OVER TO JANUARY 29, 2013

**Adopted, Ordinance over to, Ayes (8); Noes: ENGLANDER, HUIZAR, PARKS, PERRY (4);
Absent: BUSCAINO, GARCETTI (2)**

[13-1300-S3](#)

COMMUNICATIONS FROM THE CITY CLERK AND CITY ATTORNEY, CERTIFICATION OF SUFFICIENCY OF INITIATIVE PETITION, RESOLUTIONS AND ORDINANCE FIRST CONSIDERATION relative to an initiative petition regarding regulation and taxation of Medical Marijuana Collectives.

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

DETERMINE to submit the initiative ordinance, without alteration, to a vote of the electors of the City at an election consolidated with the City's General Municipal Election on May 21, 2013;

- 1) ADOPT the accompanying RESOLUTION provided in response to an initiative petition that an ordinance related to regulation and taxation of Medical Marijuana Collectives be submitted to the qualified electors of the City of Los Angeles at a Special Election to be held and consolidated with the City's General Municipal Election on May 21, 2013.
- 2) ADOPT the accompanying RESOLUTION containing a ballot title for the measure.
- 3) PRESENT and ADOPT the accompanying ORDINANCE calling a Special Election to be held and consolidated with the City's General Municipal Election on May 21, 2013 for the purpose of submitting the initiative ordinance to the qualified electors of the City of Los Angeles.

Fiscal Impact Statement: The City Clerk reports that there is zero to minimal General Fund Impact to place a measure before the voters on the May 21, 2013 General Municipal Election. The non-Election impacts to the General Fund could be higher depending on other Departments' costs associated with implementing and enforcing the ordinance.

Community Impact Statement: None submitted.

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

13-0090

MOTION (ZINE - REYES) relative to funding to purchase public safety equipment for the Fire Stations in Council District Three.

13-0092

MOTION (PARKS - PERRY) relative to conducting the Tax Equity and Fiscal Responsibility Act of 1982 hearing for the issuance of \$48,000,000 in revenue bonds for the South Central Los Angeles Regional center for Developmentally Disabled Persons, Inc located at 2500 South Western Boulevard and 1999 West Adams Boulevard, Los Angeles, in Council District Eight.

13-0091

MOTION (LABONGE - WESSON) relative to supporting community activities.

13-0011-S1

MOTION (LABONGE - KREKORIAN) relative to reimbursing the Department of Recreation and Parks for costs associated with the City Hall Park.

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

13-0003 - Elizabeth Madsen

Zine - All Councilmembers

Alice Bess Chiles "ABC"

Zine - All Councilmembers

**Alarcón, Englander, Huizar, Koretz, Krekorian, LaBonge, Parks, Perry, Reyes, Rosendahl, Zine (11);
Absent: Buscaino, Garcetti, and President Wesson (3); Vacant: Council District Six**

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL