Los Angeles City Council, Journal/Council Proceedings
Tuesday, November 14, 2006
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: Cardenas, Greuel, Huizar, LaBonge, Parks, Perry, Smith, Wesson, Zine and President Garcetti (10); Absent: Hahn, Padilla, Reyes, Rosendahl and Weiss (5).


SALUTE TO THE FLAG

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - NONE

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

ROLL CALL NUMBER (#) - INDICATES THE ORDER IN WHICH THE ITEMS WERE ACTED UPON DURING THE COUNCIL MEETING

Items for Which Public Hearings Have Been Held - Items 1-27

Roll Call #5 - Motion (Parks - LaBonge) Adopted, Ayes (13); Absent: Hahn and Weiss (2) (Item Nos. 1-3)

ITEM NO. (1) - ADOPTED

06-0966

BUDGET AND FINANCE COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to amending the Los Angeles Municipal Code (LAMC) to clarify the fines and penalties for violations of Sections 80.70 and 80.73 concerning the parking of vehicles in anti-gridlock zones.

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

PRESENT and ADOPT the accompanying ORDINANCE amending Section 89.60 of Chapter VIII of the LAMC to clarify the fines and penalties for violations of Sections 80.70 and 80.73 concerning the parking of vehicles in anti-gridlock zones and of catering trucks in residential and commercial locations in the City of Los Angeles.
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.

(Transportation Committee waived consideration of the above matter)

ITEM NO. (2) - ADOPTED

06-2421 CD 4

EXEMPTION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT, RESOLUTION and ORDINANCE FIRST CONSIDERATION relative to a General Plan Amendment, zone change, and height district change for property at 3027 Angus Street, et al.

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

1. FIND that this action is exempt from California Environmental Quality Act pursuant to Article II, Section 2(m) of the City's Guidelines.

2. ADOPT the FINDINGS of the City Planning Commission as the Findings of the Council.

3. ADOPT the accompanying RESOLUTION as recommended by the Mayor, the City Planning Commission and the Director of Planning APPROVING the proposed General Plan Amendment to the Silver Lake-Echo Park-Elysian Valley Community Plan from the Neighborhood Commercial to Low Density Residential.

Applicant: City of Los Angeles  CPC 2006-1206 GPA ZC HD

4. PRESENT and ADOPT the accompanying ORDINANCE, approved by the City Planning Commission, effecting a zone change and a height district change from C1-1VL to RD6-1XL, for property at 3027 Angus Street, et al. The Planning Department reports that there is no project at this time.

5. INSTRUCT the Planning Department to update the General Plan and appropriate maps pursuant to this action.

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

TIME LIMIT FILE - DECEMBER 24, 2006
(LAST DAY FOR COUNCIL ACTION - DECEMBER 20, 2006)

ITEM NO. (3) - ADOPTED

06-2042
CD 6

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT, RESOLUTION and ORDINANCE FIRST CONSIDERATION relative to a General Plan Amendment and zone change for property at 9100 Telfair 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; that the Mitigated Negative Declaration reflects the independent judgment of the lead agency City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 06-2042 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 2004-3940 MND REC] filed on September 10, 2004.

2. ADOPT the November 7, 2006 FINDINGS of the Director of Planning as the Findings of the Council.

3. ADOPT the accompanying RESOLUTION as recommended by the Mayor, the City Planning Commission and the Director of Planning APPROVING the proposed General Plan Amendment to the Sun Valley-La Tuna Canyon Community Plan from Low Medium I residential to Low Medium II residential, within the Sun Valley/La-Tuna Canyon Community Plan - Geographic Area 1, Window No. 145 - North Valley.

Applicant: Adel K and Virginia B. El-Sahn

CPC 2004-4984 GPA ZC

4. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, effecting a zone change from RD5-1 to (T)(Q)RD1.5-1 for the proposed construction of 16 single-family dwellings, pursuant to the Small Lot Subdivision Ordinance (No. 176354) for the property at 9100 Telfair Avenue, subject to modified Conditions of Approval to add Condition No. 14, as attached to this Committee report.

Said rezoning shall be subject to the “Q” Qualified classification zone limitations as shown on the attached sheets.
5. REMOVE (T) Tentative classification as described in detail on the sheet(s) attached to this Committee report.

6. NOT PRESENT and ORDER FILED the ordinance approved by City Planning Commission on April 27, 2006.

7. INSTRUCT the Planning Department to update the General Plan and appropriate maps pursuant to this action.

8. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.

9. 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.

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

TIME LIMIT FILE - NOVEMBER 14, 2006
(LAST DAY FOR COUNCIL ACTION - NOVEMBER 14, 2006)

ITEM NO. (4) - ADOPTED
Roll Call #8 - Motion (Greuel - Parks) Adopted, Ayes (15)

04-0687

BUDGET AND FINANCE and AD HOC BUSINESS TAX REFORM COMMITTEES’ REPORT and ORDINANCE FIRST CONSIDERATION relative to amending the Los Angeles Municipal Code (LAMC) to revise the Business Tax provisions, and to reflect the 2007 tax rate reduction for various categories of businesses.

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

1. PRESENT and ADOPT the accompanying ORDINANCE amending Article 1 of Chapter II of the LAMC to revise the Business Tax provisions, to consolidate similar business activities into the same classification for purposes of simplicity and uniformity, and to reflect the 2007 tax rate reduction for various categories of businesses.
2. INSTRUCT the Office of Finance (OOF) to implement a 4 percent rate reduction in the gross receipts rates, effective January 1, 2007.

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

Roll Call #3 - Motion (Parks - Huizar) Adopted, Ayes (10); Absent: Hahn, Padilla, Reyes, Rosendahl and Weiss (5)  
(Item Nos. 5-12)

ITEM NO. (5) - ADOPTED

06-1268  
CD 11 ORDINANCE SECOND CONSIDERATION levying the assessments and ordering the maintenance of the Playa Vista Development Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).  
(Public Hearing closed on November 3, 2006)

ITEM NO. (6) - ADOPTED

06-1284  
CD 2 ORDINANCE SECOND CONSIDERATION levying the assessments and ordering the maintenance of the Rhodes Avenue and Oxnard Street Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).  
(Public Hearing closed on November 3, 2006)

ITEM NO. (7) - ADOPTED

06-1285  
CD 10 ORDINANCE SECOND CONSIDERATION levying the assessments and ordering the maintenance of the Pico and San Vicente Boulevards Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).  
(Public Hearing closed on November 3, 2006)

ITEM NO. (8) - ADOPTED

06-1324  
CD 12 ORDINANCE SECOND CONSIDERATION levying the assessments and ordering the maintenance of the Corbin Avenue and Rinaldi Street No. 1 Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).  
(Public Hearing closed on November 3, 2006)
ITEM NO. (9) - ADOPTED

06-1363 CD 7 ORDINANCE SECOND CONSIDERATION levying the assessments and ordering the maintenance of the Kagel Canyon Street and Eldridge Avenue Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing closed on November 3, 2006)

ITEM NO. (10) - ADOPTED

06-1382 CD 9 ORDINANCE SECOND CONSIDERATION levying the assessments and ordering the maintenance of the Staunton Avenue and 48th Place Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing closed on November 3, 2006)

ITEM NO. (11) - ADOPTED

06-1383 CD 6 ORDINANCE SECOND CONSIDERATION levying the assessments and ordering the maintenance of the Olinda Street and Norris Avenue Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing closed on November 3, 2006)

ITEM NO. (12) - ADOPTED

05-0524 ORDINANCES SECOND CONSIDERATION relative to the Public Right-of-Way Construction Enforcement Program:

a. Establishing Section 62.61 to the Los Angeles Municipal Code (LAMC) requiring a permit in writing from the Board of Public Works for any person to effect a “Traffic Lane Closure,” perform work within or on any public street or right of way work or obstruct any public street or right of way and prohibiting that work during peak traffic hours for major and secondary highways or collector streets.

b. Establishing Section 80.06.1 to the LAMC providing administrative procedures for violations of Section 62.61 and requesting the City Attorney to make changes to Section 80.06.1(d)(7)(ii) as requested by the Bureau of Contract Administration.

(Budget and Finance and Personnel Committees’ report adopted on November 3, 2006)
ITEM NO. (13) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #15 - Motion (Parks - Huizar) to Adopt as Amended, Ayes (11); Absent: Greuel, LaBonge, Padilla and President Garcetti (4)

06-2498 CDs 2, 6 & 9

BUDGET AND FINANCE COMMITTEE REPORT relative to the School Safety Prosecutors Program.

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

1. RESOLVE that employment authority for the following new positions, subject to position classification and paygrade determination by the City Administrative Officer (CAO) Employee Relations Division, for the period November 1, 2006 to June 30, 2007, is APPROVED:

<table>
<thead>
<tr>
<th>No.</th>
<th>Code</th>
<th>Title</th>
</tr>
</thead>
<tbody>
<tr>
<td>2</td>
<td>552</td>
<td>Deputy City Attorney III</td>
</tr>
<tr>
<td>1</td>
<td>577</td>
<td>Paralegal II</td>
</tr>
</tbody>
</table>

2. TRANSFER $186,534 from the Unappropriated Balance, Fund No. 100/58, and APPROPRIATE therefrom to the Office of the City Attorney, Fund No. 100/12, Salaries General Account No. 1010.

3. REQUEST the City Attorney to report back to the Budget and Finance Committee six months after implementation of the School Safety Prosecutor Program regarding the status of the program, the measurable indicators, interactions with Community COMPSTAT, recommendations for program expansion and other issues as appropriate.

Fiscal Impact Statement: The CAO reports there is no additional impact on the General Fund. The requested amount of $186,534 will be deducted from funds approved for the 2006-07 Fiscal Year and available in the Unappropriated Balance, Neighborhood Prosecutor Program - School Safety line item. These recommendations are in compliance with the City’s Financial Policies.

ADOPTED

AMENDING MOTION (HUIZAR - ROSENDahl)

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

1. INCREASE the number of new Deputy City Attorney III positions from 2 to 3.

2. TRANSFER from the Unappropriated Balance Fund No. 100-58 and appropriate this amount therefrom to the City Attorney Fund No. 100-12, Account No. 1010 (Salaries - General).
ITEM NO. (14) - ADOPTED

Roll Call #3 - Motion (Parks - Huizar) Adopted, Ayes (10); Absent: Hahn, Padilla, Reyes, Rosendahl and Weiss (5)

06-2514

BUDGET AND FINANCE COMMITTEE REPORT relative to the status of Reserve Fund loans for the fiscal year ended June 30, 2006.

Recommendation for Council action:

NOTE and FILE the Controller's report relative to the status of Reserve Fund loans for the fiscal year ended June 30, 2006, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (15) - ADOPTED, AS AMENDED - FORTHWITH - SEE FOLLOWING

Roll Call #9 - Motion (Perry - LaBonge) to Adopt as Amended, Ayes (15)

06-2430

FINAL ENVIRONMENTAL IMPACT REPORT and ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to the Integrated Resources Plan (IRP).

Recommendations for Council action:

1. CERTIFY the IRP Final Environmental Impact Report (FEIR) for the IRP (State Clearing House No. 2004071091) prepared by the City of Los Angeles/Bureau of Engineering's Environmental Management Group complies with the California Environmental Quality Act of 1970 (CEQA), pursuant to the City of Los Angeles Environmental Guidelines and that the Council has reviewed the information contained therein and considered it along with other factors related to this project and further CERTIFY that the determination reflects the independent judgement of the lead agency City of Los Angeles and that this determination reflects the record of proceedings in this matter are located in Council file No. 06-2430 in the custody of the City Clerk (BS 019-06) and in the files of the Bureau of Sanitation (BOS) in the custody of the City Engineer, Environmental Management Group.

2. ADOPT the CEQA Findings and Statement of Overriding Considerations, as detailed in Transmittal No. 2 of the October 4, 2006 Board of Public Works (Board) report and attached to the Council file, pursuant to Section 21081 of the California Public Resources Code and Section 15091 of the CEQA Guidelines.

3. ADOPT pursuant to Section 21081.6 of the California State Resources Code, the Mitigation Monitoring and Reporting Plan as detailed in Transmittal No. 3 of the October 4, 2006 Board report and attached to the Council file.
4. ADOPT Staff Recommended Alternative 4 as detailed in Section 1.5 of the FEIR and attached to the Council file as the recommended alternative for the IRP.

5. APPROVE the Implementation Strategy for the IRP as detailed in Transmittal No. 4 of the October 4, 2006 Board report and attached to the Council file.

6. INSTRUCT the BOS to file the Notice of Determination (Transmittal No. 5 of the October 4, 2006 Board report) for the IRP with the Los Angeles County Clerk within five (5) working days of Council approval.

7. INSTRUCT the BOS to report annually on the progress in achieving the recommendations contained in the October 4, 2006 Board report and potential additional actions.

Fiscal Impact Statement: The Board reports that the total estimated capital cost in 2006 dollars for GO-Projects is $663 million (the GO-Projects are detailed in Section 3.2, Transmittal No. 4 of the October 4, 2006 Board report and attached to the Council file). The BOS is responsible for the developing the 10-year Wastewater Capital Improvement Program (WCIRP). The WCIRP includes the replacement, rehabilitation, and expansion of the City wastewater treatment and collection facilities.

(Public Works Committee waived consideration of the above matter)

ADOPTED

AMENDING RESOLUTION (PERRY - LABONGE)

Recommendation for Council action:

RESOLVE that the Glendale-Burbank Interceptor Sewer (GBIS) construction within the City of Burbank include the following actions:

a. The City of Los Angeles (City) will reimburse the City of Burbank for costs not to exceed $25,000 to hire an independent expert(s) to inspect GBIS construction activities within the City of Burbank.

b. The City will submit to the City of Burbank for review and input a copy of the traffic control plan associated with construction activities within Burbank including haul routes used within the City of Burbank.

c. The City will submit to the City of Burbank for review and input a copy of the geotechnical report (soils report) associated with construction within the City of Burbank.

d. The City will submit to the City of Burbank for review and input a copy of the noise control and monitoring plan associated with construction within the City of Burbank.

e. The City will submit to the City of Burbank for review and input a copy of the vibration control and monitoring plan associated with construction within the City of Burbank.
f. The City will establish a “community information and outreach” program and an emergency 24-hour hotline for the community to report construction issues associated with the GBIS construction. Advance notification of construction activities and updates will be coordinated with the City of Burbank and will be sent to properties within 1,000 feet on either side of the sewer line.

g. The City will coordinate all GBIS related construction activities with the City of Burbank and provide them copies of the construction drawings along with a 30-day notification of any changes to the construction alignment due to unforeseen conditions that may result in surface disruptions within the City of Burbank.

h. As stated in the Final Environmental Impact Report, the City will avoid construction shafts or open trench construction including maintenance hole structures within the City of Burbank unless an emergency construction situation occurs. In such an emergency situation, the City will repave the entire width of the roadway up to the nearest intersection in both directions.

i. The City will obtain all necessary and applicable permits from the City of Burbank associated with the construction activities.

ITEM NO. (16) - CONTINUED TO NOVEMBER 21, 2006

Roll Call #1 - Motion (Garcetti - Wesson) Adopted to Continue, Unanimous Vote (10); Absent: Hahn, Padilla, Reyes, Rosendahl and Weiss (5)

06-2130 CD 13 HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to a Settlement Agreement with Dome Entertainment Center Inc. (DEC) and Nationwide Theatres Corporation regarding the payment of daily charges at the Cinerama Dome parking structure.

Recommendations for Council action:

1. APPROVE, subject to the review of the City Attorney as to form and legality, the Settlement Agreement (Attachment A of the Community Redevelopment Agency (CRA) report dated September 11, 2006) with DEC and Nationwide Theatres Corporation which provides, among other things, that:

   a. DEC shall pay $500,000 in Daily Charges (bond debt service).

   b. The CRA shall reimburse DEC $500,000 for off-site public improvements made by DEC adjacent to the Cinerama Dome.

   c. The CRA shall construct new public improvements in the amount of $400,000 adjacent to the Cinerama Dome.

   d. The CRA shall pay $786,068 for Development Tax Increment.

   e. The CRA shall instruct the trustee to reduce the stated amount of the Letter of Credit by $34,228.
2. AUTHORIZE the Chief Executive Officer, CRA, or designee, to execute the Settlement Agreement with DEC and Nationwide Theatres Corporation.

3. AMEND the CRA Fiscal Year (FY) 07 Budget and Work Program for additional carryover by recognizing $286,068 of unspent Hollywood Bond Proceeds Series D from FY06 and allocating those resources to the Cinerama Dome Public Parking objective (HW4600).

Fiscal Impact Statement: The Chief Legislative Analyst reports that resources from the Hollywood Bond Proceeds Series D will be allocated to the Cinerama Dome Public Parking objective. The remainder of the settlement agreement will be funded from FY08 Tax Increment Benefit.

ITEM NO. (17) - ADOPTED

Roll Call #12 - Motion (Rosendahl - Reyes) Adopted, Ayes (14); Absent: President Garcetti (1)

CONTINUED CONSIDERATION OF NEGATIVE DECLARATION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an appeal on the entire determination of the West Los Angeles Area Planning Commission (WLAAPC) for property at 1909 South Ocean Front Walk.

Recommendations for Council action; SUBJECT OF 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 lead agency City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 06-1894 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 2005-5106 ND] filed on February 10, 2006.

2. ADOPT the FINDINGS of the WLAAPC as the Findings of the Council.

3. RESOLVE TO DENY APPEAL filed by Robert Aronson from the entire determination of the WLAAPC in approving: (a) a Specific Plan Exception to permit the continued use and maintenance of a non-conforming, four (4) unit apartment building to be converted into a four (4) unit condominium building; (b) a Specific Plan Exception to permit zero guest parking spaces in lieu of the one guest parking space required by the Venice Coastal Zone Specific Plan; (c) a Project Permit Compliance; and (d) a Mello Act Compliance, all for property located at 1909 South Ocean Front Walk, subject to Conditions of Approval. (The WLAAPC also disapproved, without prejudice, a Specific Plan Exception to permit the applicant to provide zero Beach Impact Parking space on-site in-lieu of one space, as it was determined that the project is not required to provide any Beach Impact Parking spaces).

Applicant: C. Tziantzis

APCW 2005-5150 SPE CDP MEL
Fiscal Impact Statement: The Planning Department reports that there is no General Fund impact, as administrative costs are recovered through fees.

TIME LIMIT FILE - NOVEMBER 14, 2006

(LAST DAY FOR COUNCIL ACTION - NOVEMBER 14, 2006)

(Continued from Council meeting of November 1, 2006)

Roll Call #3 - Motion (Parks - Huizar) Adopted, Ayes (10); Absent: Hahn, Padilla, Reyes, Rosendahl and Weiss (5)
(Item Nos. 18-24)

ITEM NO. (18) - ADOPTED

06-2023 CD 7
CONTINUED CONSIDERATION OF PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to appeals on a Conditional Use application and Site Plan Review determination and related entitlements for property at 12820 West Foothill Boulevard.

Recommendation for Council action:

RECEIVE and FILE appeal and related application filed by PCSD Foothill, LLC (Glenn R. Pierce, Representative) and the appeal filed by Partnerships to Uplift Communities, Incorporated, et al. (Jacqueline Elliot, Representatives), relative to a requested Conditional Use Permit and Site Plan Review determination disapproved by the City Planning Commission in connection with two middle schools and one high school in a portion of an existing building in the M1-1 Zone; and for projects involving a change of use that results in a net increase of 1,000 or more average daily trips; for the proposed use and maintenance of a 73,000 square foot portion of an existing 83,500 square foot warehouse and existing health clinic, with a proposed 500 square foot addition, for a high school and two middle schools, for a total of three charter schools for property at 12820 West Foothill Boulevard, inasmuch as the applicant submitted a letter withdrawing his application and related appeal for the project, pursuant to Los Angeles Municipal Code Section 11.5.9.A., and no further Council action is required. (The City Planning Commission also disapproved the Mitigated Negative Declaration No. ENV 2005-7660 - MND for the project, and disapproved without prejudice, a Variance for the reduction of parking stalls as the request was withdrawn by the applicant.)

Applicant: Glen R. Pierce, President and CEO, PCSD Foothill, LLC  CPC 2005-7659 CU ZV SPR

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

TIME LIMIT FILE - NOVEMBER 14, 2006

(LAST DAY FOR COUNCIL ACTION - NOVEMBER 14, 2006)

(Continued from Council meeting of November 1, 2006)
CONTINUED CONSIDERATION OF MITIGATED NEGATIVE DECLARATION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to a Conditional Use and Variance appeal from part of the determination of the City Planning Commission for property at 238 South Manhattan Place.

Recommendations for Council action; SUBJECT OF 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 lead agency City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 06-2034 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 2005-1424 MND REC] filed on September 30, 2005.

2. ADOPT the FINDINGS of the City Planning Commission, as the Findings of the Council.

3. RESOLVE TO GRANT APPEAL filed by Monsignor Terrance L. Fleming - St. Brendan Church/School (Applicant), from part of the determination of the City Planning Commission, THEREBY APPROVE: (a) a proposed Conditional Use to permit the expansion of an existing private school located in the R3-1 and C2-1 Zones (new construction limited to a maximum of 22,800 square feet, and a maximum of 2,634 square feet permitted for the basement area of the gymnasium); and (b) Variances to permit 144 parking spaces in lieu of the 192 spaces required, and to permit internal driveway circulation between a more restrictive zone (RD) and a less restrictive zone (C2) which is otherwise not permitted for the property at 238 South Manhattan Place, subject to modified Conditions of Approval A.1.d and delete Condition No. 19a, as attached to Committee report.

Applicant: Monsignor Terrance L. Fleming - St. Brendan Church/School
CPC 2005-1423 CU ZV-1A

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

TIME LIMIT FILE - NOVEMBER 14, 2006

(LAST DAY FOR COUNCIL ACTION - NOVEMBER 14, 2006)

(Continued from Council meeting of November 1, 2006)
ITEM NO. (20) - ADOPTED

06-2568  CD 5

CATEGORICAL EXEMPTION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to a Zoning Administrator Adjustment appeal for property at 8660 Skyline Drive.

Recommendations for Council action:

1. FIND that this action is categorically exempt from California Environmental Quality Act pursuant to Article III, Section 3(1), of the City’s Environmental Guidelines.

2. ADOPT the FINDINGS of the Zoning Administrator as the Findings of the Council.

3. DENY APPEAL filed by David A. Abramowitz (Benjamin Reznick, Representative), from the entire decision of the Zoning Administrator, and THEREBY SUSTAIN the Zoning Administrator’s decision in denying a Zoning Administrator Adjustment to permit the construction, use and maintenance of a single-family dwelling, 53 feet in height in lieu of the maximum 45 feet in the RE15-1-H zone, for property located in a hillside at 8660 Skyline Drive. (On November 6, 2003, Case No. DIR 2003-5801 (DRB)(SP) was conditionally approved for a single-family dwelling 45-feet in height at this site).

Applicant/Appellant: David A. Abramowitz (Benjamin Reznick, representative)

ZA 2005-6476 ZAA-1A

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

TIME LIMIT FILE - NOVEMBER 14, 2006

(LAST DAY FOR COUNCIL ACTION - NOVEMBER 14, 2006)

[Pursuant to Charter Section 245, on October 24, 2006, Council adopted Motion (Weiss - Greuel) asserting jurisdiction, over the October 12, 2006 South Valley Area Planning Commission action to grant the appeal approving the 53 foot height in lieu of 45 feet in the RE15-1-H zone for this property, written determination of Case No. ZA 2005-6476-ZAA-1A].

ITEM NO. (21) - ADOPTED

05-0589

PUBLIC WORKS COMMITTEE REPORT relative to the prevention of accidents involving potentially dangerous trees on private property.

Recommendation for Council action, pursuant to Motion (Zine - Smith):
DIRECT the Bureau of Street Services (BOSS) to report with recommendations on ways to prevent accidents involving potentially dangerous trees on private property which might fall onto streets and other public property, including initiation of a policy where complaint-driven requests can be made to the BOSS about potentially dangerous trees that may impact the public right-of-way, and the City would issue an order to abate, similar to the City’s current brush clearing process.

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

ITEM NO. (22) - ADOPTED

05-1424-S1 CD 9
PUBLIC WORKS COMMITTEE REPORT relative to waiving the 40-foot street dedication requirements on Central Avenue between Washington Boulevard and Slauson Avenue and the adoption of specific standards that may differ from standard street dimensions.

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

1. DIRECT the Bureau of Engineering (BOE) to waive the 40 foot street dedication requirements on Central Avenue between Washington Boulevard and Slauson Avenue.

2. REQUEST the City Attorney to prepare and present an ordinance to allow Council to adopt specific standards that may differ from standard street dimensions of the BOE.

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

ITEM NO. (23) - ADOPTED, *AS AMENDED - SEE FOLLOWING

06-0494 CD 13
PUBLIC WORKS COMMITTEE REPORT relative to modification of the improvement requirements for the development located at 6290 West Sunset Boulevard (APCC-2005-7302-ZC-SPE-SPP).

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

INSTRUCT the Bureau of Engineering to modify the improvement requirements for the development located at 6290 West Sunset Boulevard (APCC-2005-7302-ZC-SPE-SPP), as follows:

a. Defer the widening of the pavement on the south side of Sunset Boulevard by five (5) feet adjacent to the subject property.

b. Limit the street improvements along Santa Monica Boulevard *Sunset Boulevard to the removal and reconstruction of any broken, off-grade or bad order concrete curb, gutter and sidewalk, thereby retaining a sidewalk width of a minimum of 15 feet in that section.

* (Garcetti - Rosendahl)

Fiscal Impact Statement: Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.
ITEM NO. (24) - ADOPTED

06-1702

PUBLIC WORKS COMMITTEE REPORT relative to limiting the use of palm species in plantings on City streets and medians.

Recommendation for Council action, pursuant to Motion (Hahn - Reyes):

REQUEST the Bureau of Street Services to limit the use of palm species in plantings on City streets and medians, unless it would be consistent with existing plantings in the area of specifically requested by a Council office or community group and further REQUEST that Fan Palms should be discouraged and preference given to Queen and King Palms instead.

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

ITEM NO. (25) - CONTINUED TO NOVEMBER 17, 2006

Roll Call #7 - Motion (Hahn - Huizar) Adopted to Continue, Unanimous Vote (15)

02-1511

TRADE, COMMERCE AND TOURISM COMMITTEE REPORT relative to the Harbor Department’s Fiscal Year (FY) 2006-07 Debt Accountability Report and FY 2006-07 Budget and Capital Plan.

Recommendation for Council action:

NOTE and FILE the Harbor Department’s FY 2006-07 Debt Accountability Report and FY 2006-07 Budget and Capital Plan, inasmuch as the reports are submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

Roll Call #3 - Motion (Parks - Huizar) Adopted, Ayes (10); Absent: Hahn, Padilla, Reyes, Rosendahl and Weiss (5)

(Item Nos. 26-27)

ITEM NO. (26) - ADOPTED

06-1085

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT and PLANNING AND LAND USE MANAGEMENT COMMITTEES’ REPORT relative to financial and planning incentives offers to attract local food retailers that provide fresh produce and other nutritious food options to under-served areas of the City.
Recommendations for Council action, as initiated by Motion (Perry-Parks):

1. **APPROVE:**
   a. The Grocery Store and Sit-Down Restaurant Incentive Working Group’s (Working Group) selection of various Community Redevelopment Agency (CRA) redevelopment areas as initial targeted focus/incentives areas to market various expediting and attraction incentives as follows:
      1) Broadway/Manchester
      2) Council District Nine Corridors
      3) Crenshaw
      4) Crenshaw/Slauson
      5) University Park
      6) Normandie 5
      7) Vermont/Manchester
      8) Western/Slauson
   b. The incentive package as expressed in the Chief Legislative Analyst’s (CLA) report of the Working Group to assist in the attraction of grocery stores and sit-down restaurants in the above under-served target areas.

2. **AUTHORIZE** the CRA to prepare and to disseminate appropriate marketing material describing the subject incentive package to food retailers store development community and use such material as part of the Agency’s outreach/marketing of economic development opportunities in the City.

3. **INSTRUCT** the Planning Department to:
   a. Initiate the actions necessary to establish a procedure that expedites the plan review for grocery stores/sit-down restaurants similar to the existing Expediting Unit within Planning established to process subdivisions.
   b. Pursue the creation of a one-stop permitting process to help facilitate the permitting of sit-down restaurants of at least 40,000 square feet and/or intend to provide outdoor seating at restaurants during initial application for site plan review.
   c. Report back within 30-days relative to Recommendations No. 3 (a) and 3 (b) above.

4. **INSTRUCT** the Working Group to identify other under-served areas of the City as target focus/areas as needed.

**Fiscal Impact Statement:** The CLA states that there is no General Fund impact. The programs set forth above are existing programs and reflect current programmatic and budgetary authorizations. The enhanced expedited Planning functions described above may require additional resources be provided to Planning.
ITEM NO. (27) - MOTION ADOPTED TO APPROVE BOTH COMMITTEE REPORTS RECOMMENDATIONS

06-2628

BUDGET AND FINANCE and PERSONNEL COMMITTEES’ REPORTS relative to the exemption and resolution authority for one position of Police Administrator III for the TEAMS II project.

ADOPTED

A. PERSONNEL COMMITTEE REPORT

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

1. RESOLVE that Employment Authority for one Police Administrator III, Class Code 9183, to replace a previously approved position of Deputy Chief to lead the TEAMS II project, is APPROVED.

2. APPROVE the exemption of a Police Administrator III position in the Los Angeles Police Department (LAPD) from the Civil Service provisions of the City Charter, pursuant to City Charter Section 1001(b) (1).

ADOPTED

B. BUDGET AND FINANCE COMMITTEE REPORT

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

1. CONCUR with the recommendations of the Personnel Committee relative to the exemption and resolution authority for one position of Police Administrator III for the TEAMS II project.

2. INSTRUCT the City Administrative Officer (CAO) and the Chief Legislative Analyst (CLA) to establish a TEAMS II Oversight Committee comprised of staff from the Offices of the Mayor, CAO, and CLA and to report back to the Budget and Finance Committee in 30 days regarding status of the project, critical timelines, contractor issues and other matters as appropriate.

Fiscal Impact Statement: The LAPD reports that the Police Department will absorb the cost of the Police Administrator III position through adjustments between various salary accounts in a future Financial Status Report. Neither the CAO nor the CLA has completed a financial analysis of this report.

TIME LIMIT FILE - NOVEMBER 22, 2006

(LAST DAY FOR COUNCIL ACTION - NOVEMBER 22, 2006)
Items for Which Public Hearings Have Not Been Held - Items 28-79
(10 Votes Required for Consideration)

Roll Call #4 - Motion (Rosendahl - Smith) Adopted, Ayes (12); Absent: Hahn, Reyes and Weiss (3)
(Item Nos. 28-44)

ITEM NO. (28) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

06-2263
CD 12

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION
FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of STALLION MEADOW AND CREEKVIEW ROAD LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated September 22, 2006.

2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JANUARY 16, 2007 as the hearing date for the maintenance of Stallion Meadow and Creekview Road Lighting District, in accordance with Proposition 218, Articles XIIIC and XIIIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that, if adopted, $1,342.56 will be collected annually starting with tax year 2007-08 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: January 8, 2007)

ITEM NO. (29) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

06-2264
CD 3

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION
FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of DE LA OSA AND VELICATA STREETS LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated September 22, 2006.

2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JANUARY 16, 2007 as the hearing date for the maintenance of De La Osa and Velicata Streets Lighting District, in accordance with Proposition 218, Articles XIIIC and XIIIID of the California Constitution and Government Code Section 53753.
Fiscal Impact Statement: The Bureau of Street Lighting reports that, if adopted, $168.30 will be collected annually starting with tax year 2007-08 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: January 8, 2007)

ITEM NO. (30) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

06-2324 CD 7
COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of FOOTHILL BOULEVARD AND GRIDLEY STREET LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated September 22, 2006.

2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JANUARY 16, 2007 as the hearing date for the maintenance of Foothill Boulevard and Gridley Street Lighting District, in accordance with Proposition 218, Articles XIIIC and XIIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that, if adopted, $972.35 will be collected annually starting with tax year 2007-08 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: January 8, 2007)

ITEM NO. (31) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

06-2328 CD 6
COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of ARLETA AVENUE AND ROSCOE BOULEVARD LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated September 27, 2006.

2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JANUARY 16, 2007 as the hearing date for the maintenance of Arleta Avenue and Roscoe Boulevard Lighting District, in accordance with Proposition 218, Articles XIIIC and XIIID of the California Constitution and Government Code Section 53753.
Fiscal Impact Statement: The Bureau of Street Lighting reports that, if adopted, $918 will be collected annually starting with tax year 2007-08 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: January 8, 2007)

ITEM NO. (32) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of VENTURA BOULEVARD AND CALHOUN AVENUE LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated September 26, 2006.

2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JANUARY 16, 2007 as the hearing date for the maintenance of Ventura Boulevard and Calhoun Avenue Lighting District, in accordance with Proposition 218, Articles XIIIC and XIIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that, if adopted, $1,364.72 will be collected annually starting with tax year 2007-08 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: January 8, 2007)

ITEM NO. (33) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and ORDINANCE FIRST CONSIDERATION relative to dedicating easement for public street purpose on City-owned real property lying on the East Side of Western Avenue and the south side of 39th Street west of Harvard Boulevard.

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

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(4) of the City’s Environmental Guidelines.

2. FIND that this dedication, acceptance, and establishment, of the City-owned real property as public street is in substantial conformance with the General Plan, pursuant to Section 556 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated August 15, 2006, to dedicate the City-owned real property lying on the East Side of Western Avenue and the south side of 39th Street west of Harvard Boulevard, as public street.

4. AUTHORIZE the Board of Public Works to acquire the dedication.

5. PRESENT and ADOPT the accompanying ORDINANCE effectuating the dedication, acceptance, and establishment of the City-owned real property lying on the East Side of Western Avenue and the south side of 39th Street west of Harvard Boulevard, as public street.

6. AUTHORIZE the Real Estate Division of the Bureau of Engineering to record the Ordinance with the County Recorder.

Fiscal Impact Statement: The City Engineer reports that this request is being processed in conjunction with the Police Department Safety Bond Program under Work Order No. E1700472.

ITEM NO. (34) - ADOPTED

06-0005-S418
CD 8 RESOLUTION removing the property at 1420 West 28th Street from the Rent Escrow Account Program [REAP], (Case No. 6718), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the Los Angeles Housing Department’s report of November 2, 2006. Assessor I.D. No. 5054-033-012

(Notice of Acceptance into the REAP/Rent Reduction Program was released on June 25, 2003)

ITEM NO. (35) - ADOPTED

06-0005-S419
CD 8 RESOLUTION removing the property at 318 West 90th Street from the Rent Escrow Account Program [REAP], (Case No. 70455), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the Los Angeles Housing Department’s report of November 2, 2006. Assessor I.D. No. 6040-031-027

(Notice of Acceptance into the REAP/Rent Reduction Program was released on September 27, 2006)
ITEM NO. (36) - ADOPTED

06-0005-S420
CD 9  RESOLUTION removing the property at 327 East 33rd Street from the Rent Escrow Account Program [REAP], (Case No. 6719), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the Los Angeles Housing Department’s report of November 2, 2006. Assessor I.D. No. 5120-017-032

(Notice of Acceptance into the REAP/Rent Reduction Program was released on August 21, 2003)

ITEM NO. (37) - ADOPTED

06-0005-S421
CD 9  RESOLUTION removing the property at 1116 West 57th Street from the Rent Escrow Account Program [REAP], (Case No. 15606), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the Los Angeles Housing Department’s report of November 2, 2006. Assessor I.D. No. 5002-017-011

(Notice of Acceptance into the REAP/Rent Reduction Program was released on August 2, 2006)

ITEM NO. (38) - ADOPTED

06-0005-S422
CD 10  RESOLUTION removing the property at 2316 South Fourth Avenue from the Rent Escrow Account Program [REAP], (Case No. 46037), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the Los Angeles Housing Department’s report of November 2, 2006. Assessor I.D. No. 5059-025-021

(Notice of Acceptance into the REAP/Rent Reduction Program was released on August 22, 2006)

ITEM NO. (39) - ADOPTED

06-0005-S423
CD 10  RESOLUTION removing the property at 1236 South Third Avenue from the Rent Escrow Account Program [REAP], (Case No. 34073), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the Los Angeles Housing Department’s report of November 2, 2006. Assessor I.D. No. 5081-020-009

(Notice of Acceptance into the REAP/Rent Reduction Program was released on July 13, 2006)
ITEM NO. (40) - ADOPTED

06-0005-S424
CD 10  RESOLUTION removing the property at 2804 South Mansfield from the Rent Escrow Account Program [REAP], (Case No. 39366), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the Los Angeles Housing Department’s report of November 2, 2006. Assessor I.D. No. 5049-029-028

(Notice of Acceptance into the REAP/Rent Reduction Program was released on October 5, 2006)

ITEM NO. (41) - ADOPTED

06-0005-S425
CD 14  RESOLUTION removing the property at 1112 South Dacotah Street from the Rent Escrow Account Program [REAP], (Case No. 23770), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the Los Angeles Housing Department’s report of November 2, 2006. Assessor I.D. No. 5190-005-013

(Notice of Acceptance into the REAP/Rent Reduction Program was released on August 8, 2006)

ITEM NO. (42) - ADOPTED

06-0005-S426
CD 15  RESOLUTION removing the property at 1134 McFarland Avenue from the Rent Escrow Account Program [REAP], (Case No. 7632), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the Los Angeles Housing Department’s report of November 2, 2006. Assessor I.D. No. 7425-005-013

(Notice of Acceptance into the REAP/Rent Reduction Program was released on September 14, 2004)

ITEM NO. (43) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

05-1060  COMMUNICATION FROM CHAIR AND MEMBER, PUBLIC SAFETY COMMITTEE and RESOLUTION relative to the Juvenile Accountability Block Grant Program (JABG) 2006-07 Grant award.

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

1. ADOPT the accompanying RESOLUTION, relative to a $252,551 grant award from the California Corrections Standard Authority (CCSA) for the JABG for the period of July 1, 2006 through June 30, 2007, subject to the approval of the City Attorney as to form and legality.
2. APPROVE the $252,551 application for the JABG (which includes matching funds) for a one year term, from July 1, 2006 through June 30, 2007, subject to the approval of the City Attorney as to form and legality.

3. AUTHORIZE the Director of the Mayor’s Office of Homeland Security and Public Safety, or designee, to execute and submit the Standard Agreement Award package to the CCSA on behalf of the City.

4. AUTHORIZE the Community Development Department (CDD) General Manager, or designee, to allocate $215,931 in JABG funds among the 2006-07 L.A. Bridges II Program contractors upon Council and Mayor approval of the recommendation to negotiate and execute agreements for all existing L.A. Bridges contracts.

5. REQUEST the Controller to:

   a. Establish a $227,296 receivable.

   b. Establish appropriation accounts within the Juvenile Accountability Incentive Block Grant (JAIBG) Fund No. 45X/46, as follows:

   - No. A200 L.A. Bridges II Program FY 2006-07 $ 215,931
   - No. A146 Mayor’s Office - Salaries $ 11,365


   d. Appropriate $11,365 from JAIBG Fund No. 45X, Account No. A146 to Fund No. 100/46, Account No. 1020, Salaries - Grant Reimbursed.

   e. Transfer cash from JAIBG Fund No. 45X to General Fund Various Program Fund No. 551/22 upon submission of invoices for JABG related expenditures by CDD and approval by the Mayor’s Office.


7. AUTHORIZE the Mayor, or designee, to prepare Controller instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer (CAO), and REQUEST the Controller to implement the instructions.

   Fiscal Impact Statement: The CAO reports that a General Fund cash match of $25,255 is provided from budgeted CDD funds. The remaining $227,296 will be provided from Federal JABG funds. Therefore, the above recommendations comply with the City’s Financial Policies as ongoing revenue will be used to support ongoing expenditures.
ITEM NO. (44) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

06-0600-S53

COMMUNICATION FROM CHAIR AND MEMBER, PUBLIC SAFETY COMMITTEE relative to Narcotics Analysis Laboratory Trust Fund (NALTF) Expenditure Plan No. 12.

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

APPROVE the NALTF Expenditure Plan No. 12 for training of personnel and purchase of specialized equipment for the Scientific Investigation Division of the Los Angeles Police Department (LAPD).

Fiscal Impact Statement: The City Administrative Officer reports that approval of this expenditure plan will authorize the LAPD to expend funds for training and equipment from the NALTF. There is no impact on the General Fund.

Roll Call #11 - Motion (Reyes - Perry) Adopted to Continue, Unanimous Vote (15) (Item Nos. 45-46)

ITEM NO. (45) - CONTINUED TO JANUARY 16, 2007

03-1961 CD 1

CONTINUED CONSIDERATION OF COMMUNICATION FROM THE CITY CLERK and RESOLUTION relative to certified results of the Community Redevelopment Agency (CRA) Pico Union 2 Redevelopment Project Area Committee (PAC) election.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION approving the certified results of votes cast at the CRA Pico Union 2 Redevelopment PAC election on May 8, 2006, for 19 vacancies in the categories of Business Owner (Manufacturing/Industrial), Business Owner (Non-Manufacturing/Non-Industrial), Existing Community Organization, Residential Owner Occupant, and Residential Tenant.

(Continued from Council meeting of September 12, 2006)

ITEM NO. (46) - CONTINUED TO JANUARY 16, 2007

03-1961-S1 CD 1

CONTINUED CONSIDERATION OF COMMUNICATION FROM THE CITY CLERK and RESOLUTION relative to certified results of the Community Redevelopment Agency (CRA) Pico Union 1 Redevelopment Project Area Committee (PAC) election.

Recommendation for Council action:
ADOPT the accompanying RESOLUTION approving the certified results of votes cast at the CRA Pico Union 1 Redevelopment PAC election on May 8, 2006, for 19 vacancies in the categories of Business Owner (Manufacturing/Industrial), Business Owner (Non-Manufacturing/Non-Industrial), Existing Community Organization, Residential Owner Occupant, and Residential Tenant.

(Continued from Council meeting of September 12, 2006)

ITEM NO. (47) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

Roll Call #4 - Motion (Rosendahl - Smith) Adopted, Ayes (12); Absent: Hahn, Reyes and Weiss (3)

06-2056

COMMUNICATIONS FROM THE CITY ADMINISTRATIVE OFFICER AND THE BOARD OF PUBLIC WORKS relative to contract amendments for architectural/engineering consultant services for animal shelter projects.

Recommendations for Council action:

1. APPROVE and AUTHORIZE the President of the Board of Public Works to execute Amendment No. 1 to Contract No. C-102332 between the City and Carde Ten Architects, the architectural/engineering consultant for the East Valley Animal Shelter project, to extend the contract term for one year through August 30, 2007, subject to the approval of the City Attorney.

2. APPROVE and AUTHORIZE the President of the Board of Public Works to execute Amendment No. 1 to Contract No. C-102334 between the City and Meyer and Allen Associates, the architectural/engineering consultant for the Northeast Valley, West Los Angeles, and West Valley Animal Shelter projects, to extend the contract term for one year through August 30, 2007, subject to the approval of the City Attorney.

Fiscal Impact Statement: The City Administrative Officer reports that the proposed amendments extend the terms of the design services contracts between the City and the above-referenced consulting firms, with no fiscal impact on the General Fund. These architectural services are paid by Proposition F General Obligation Funds.

(Public Safety Committee waived consideration of the above matter)

ITEM NO. (48) - CONTINUED TO NOVEMBER 17, 2006

Roll Call #6 - Motion (Parks - Perry) Adopted to Continue, Unanimous Vote (13);
Absent: Hahn and Weiss (2)

03-0884

CD 8 CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purpose for 1352 West 29th Street.
Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970, pursuant to Article VII, Class 5(5) of the City's Environmental Guidelines.

2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan, pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.

3. ADOPT the City Engineer report dated April 24, 2003, and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 1352 West 29th Street.

4. AUTHORIZE the Real Estate Group of the Bureau of Engineering to record the Resolution with the County Recorder.

Fiscal Impact Statement: The City Engineer reports that a fee of $1,807.33 was paid for processing of Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of $1,689.00 and a 7 percent surcharge in the amount of $118.23 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

ITEM NO. (49) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

Roll Call #4 - Motion (Rosendahl - Smith) Adopted, Ayes (12); Absent: Hahn, Reyes and Weiss (3)

06-0501
CD 10  CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purpose for 1140 South Crenshaw Boulevard.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(5) of the City's Environmental Guidelines.

2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan, pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.

3. ADOPT the City Engineer report dated March 3, 2006, and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 1140 South Crenshaw Boulevard.

4. AUTHORIZE the Real Estate Group of the Bureau of Engineering to record the Ordinance with the County Recorder.
Fiscal Impact Statement: The City Engineer reports that a fee of $1,807.33 was paid for processing of Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of $1,689.00 and a 7 percent surcharge in the amount of $118.23 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

Roll Call #6 - Motion (Parks - Perry) Adopted to Continue, Unanimous Vote (13); Absent: Hahn and Weiss (2)

ITEM NO. (50) - CONTINUED TO NOVEMBER 17, 2006

06-0528 CD 8 CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purpose for 2831 South Normandie Avenue.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5 (5) of the City's Environmental Guidelines.

2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan, pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.

3. ADOPT the City Engineer report dated March3, 2006, and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 2831 South Normandie Avenue.

4. AUTHORIZE the Real Estate Group of the Bureau of Engineering to record the Resolution with the County Recorder.

Fiscal Impact Statement: The City Engineer reports that a fee of $1,807.33 was paid for processing of Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of $1,689.00 and a 7 percent surcharge in the amount of $118.23 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

ITEM NO. (51) - CONTINUED TO NOVEMBER 17, 2006

06-0529 CD 8 CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purpose for 1882 West Jefferson Boulevard.

Recommendations for Council action:
1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(5) of the City's Environmental Guidelines.

2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan, pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.


4. AUTHORIZE the Real Estate Group of the Bureau of Engineering to record the Resolution with the County Recorder.

Fiscal Impact Statement: The City Engineer reports that a fee of $1,807.33 was paid for processing of Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of $1,689.00 and a 7 percent surcharge in the amount of $118.23 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

ITEM NO. (52) - SUBSTITUTE MOTION ADOPTED IN LIEU OF ORIGINAL MOTION, AS AMENDED - SEE FOLLOWING

Roll Call #13 - Motion (Wesson - Rosendahl) Adopted to Substitute, Ayes (13); Absent: Padilla and President Garcetti (2)
Roll Call #14 - Motion (Wesson - Reyes) to Adopt Substitute, as Amended, Ayes (13); Absent: Padilla and President Garcetti (2)

06-1772-S1

CONSIDERATION OF MOTION (WESSON - REYES - ROSENDAHL) relative to the enforcement of Los Angeles Municipal Code (LAMC) Section 12.95.2(F)(6) with regard to the denial of a condominium conversion based upon the Vacancy Rate and the cumulative effect on the rental housing market in a Planning Area.

RECEIVED AND FILED

Recommendations for Council action:

1. INSTRUCT the Planning Department, with assistance from the City Attorney, to report within 45 days with a plan to implement LAMC Section 12.95.2(F)(6) with regard to the Vacancy Rate and the cumulative effect of the rental housing market in a Planning Area, including procedures to be implemented during the application of a tentative map or preliminary parcel map, information to be included in an Advisory Agency staff report, and the standard of significance that should be required for denial by the Advisory Agency.

2. INSTRUCT the Planning Department report to the Housing, Community, and Economic Development Committee and the Planning and Land Use Management Committee within 45 days on the Vacancy Rates for each Planning Area over the last 2 years by fiscal quarter.
(Housing, Community and Economic Development and Planning and Land Use Management Committees' waived consideration of the above matter)

*ADOPTED, AS AMENDED

SUSTITUTE MOTION (WESSON - REYES - ROSENAHL)

Recommendations for Council action:

1. INSTRUCT the Planning Department to immediately enforce Los Angeles Municipal Code (LAMC) Section 12.95.2(F)(6) with regard to the Vacancy rate and the cumulative effect of the rental housing market in a Planning area. Enforcement will include procedures during the application of a tentative map or preliminary parcel map, requiring the information necessary under this section of the code in an Advisory Agency staff report, and notifying each Council office of the standard of significance that should be required for denial by the Advisory Agency.

2. INSTRUCT the Planning Department to issue a report to each Council office within 45 days on the Vacancy rates for each Planning area over the last 2 years by fiscal quarter, and send each Council office an update every 6 months as indicated under LAMC Section 12.95.2(F)(6).

3. INSTRUCT the Planning Department to report to the Planning and Land Use Management Committee and the Housing, Community and Economic Development Committee in 6 months to provide the Committees with a status report on the enforcement of LAMC Section 12.95.2.(F)(6).

4. INSTRUCT the Planning Department and the Department of Building and Safety, with assistance from the City Attorney's Office, to report back to the Planning and Land Use Management Committee and the Housing, Community and Economic Development Committee in 45 days on the feasibility of prohibiting multi-family residential demolitions based on the Vacancy rate *provisions of 12.95.2(F)(6) and other relevant sections.

*(Rosendahl - Wesson)

ADOPTED

AMENDING MOTION (ROSENAHL - WESSON)

Recommendation for Council action:

INSTRUCT the Planning Department, Department of Building Safety and City Attorney to include small lot subdivisions in the report to the respective committees.

*(Rosendahl - Wesson)
ITEM NO. (53) - ADOPTED

05-2416
CD 9  MOTION (PERRY - PARKS) relative to declaring the Homeless Thanksgiving Dinner on November 18, 2006 a Special Event (fees and costs absorbed by the City = $1,760).

Recommendation for Council action:

DECLARE the Homeless Thanksgiving Dinner, sponsored by the Christ Gospel Apostolic Mission Temple Prayer Center on November 18, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.

ITEM NO. (54) - ADOPTED

05-2342
CD 9  MOTION (PERRY - PARKS) relative to declaring the Saint Cecilia’s Festival on November 17-19, 2006 a Special Event (fees and costs absorbed by the City = $1,000).

Recommendation for Council action:

DECLARE Saint Cecilia’s Festival, sponsored by Saint Cecilia Catholic Church on November 17-19, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.

ITEM NO. (55) - ADOPTED

06-2750
CD 9  MOTION (PERRY - ZINE) relative to declaring the Block Party on November 11, 2006 a Special Event (fees and costs absorbed by the City = $1,226).

Recommendation for Council action:

DECLARE the Block Party, sponsored by the residents of 56th Street on November 11, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.
ITEM NO. (56) - ADOPTED

06-2752 CD 9  
MOTION (PERRY - ZINE) relative to declaring the Annual Christmas Toy Giveaway on December 17, 2006 a Special Event (fees and costs absorbed by the City = $7,901).

Recommendation for Council action:

DECLARE the Annual Christmas Toy Giveaway, sponsored by the Fred Jordan Missions on December 17, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.

ITEM NO. (57) - ADOPTED

06-2753 CD 12  
MOTION (SMITH - GREUEL) relative to declaring the Third Annual Picnic in the Park on November 18, 2006 a Special Event (fees and costs absorbed by the City = $1,188).

Recommendation for Council action:

DECLARE the Third Annual Picnic in the Park, sponsored by the Granada Hills North Neighborhood Council on November 18, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.

ITEM NO. (58) - ADOPTED

Roll Call #18 - Motion (Parks - Rosendahl) Adopted, Ayes (12); Absent: Greuel, Padilla and President Garcetti (3)

06-2692 CD 9  
CONTINUED CONSIDERATION OF MOTION (PERRY - ROSENDAHL) relative to declaring the Annual Harley Davidson Toy Ride on December 10, 2006 a Special Event (fees and costs absorbed by the City = $3,370).

Recommendation for Council action:

DECLARE the Annual Harley Davidson Toy Ride, sponsored by the Glendale Harley Davidson Owners Group on December 10, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.

(Left on desk from Council meeting of November 8, 2006)
ITEM NO. (59) - ADOPTED

Roll Call #4 - Motion (Rosendahl - Smith) Adopted, Ayes (12); Absent: Hahn, Reyes and Weiss (3)

06-2693 CD 9
CONTINUED CONSIDERATION OF MOTION (PERRY - GARCETTI) relative to declaring the Annual Out Reach Fair on November 18, 2006 a Special Event (fees and costs absorbed by the City = $2,547).

Recommendation for Council action:

DECLARE the Annual Out Reach Fair, sponsored by the Downtown Business Improvement District on November 18, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.

(Left on desk from Council meeting of November 8, 2006)

ITEM NO. (60) - SUBSTITUTE MOTION ADOPTED IN LIEU OF ORIGINAL MOTION - SEE FOLLOWING

Roll Call #20 - Motion (Parks - LaBonge) Adopted, Ayes (11); Noes: Weiss (1); Absent: Greuel, Padilla and President Garcetti (3)

05-2417 CD 8
CONTINUED CONSIDERATION OF MOTION (PARKS - LABONGE) and SUBSTITUTE MOTION (PARKS - LA BONGE) relative to declaring the 33rd Annual American Music Awards on November 22, 2006 a Special Event (fees and costs absorbed by the City = $20,000).

RECEIVED AND FILED

A. MOTION (PARKS - LABONGE)

Recommendation for Council action:

DECLARE the 33rd Annual American Music Awards on November 22, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.

ADOPTED

B. SUBSTITUTE MOTION (PARKS - LABONGE)

Recommendation for Council action:

DECLARE the 34th Annual American Music Awards on November 21, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.

(Left on desk from Council meeting of November 8, 2006)
ITEM NO. (61) - SUBSTITUTE MOTION ADOPTED IN LIEU OF ORIGINAL MOTION - SEE FOLLOWING

06-2718
CD 1 CONTINUED CONSIDERATION OF MOTION (REYES - ROSENDAHL) and SUBSTITUTE MOTION (REYES - PERRY) relative to declaring the Veterans Day Remembrance Day Event on November 11, 2006 a Special Event (fees and costs absorbed by the City = $1,000).

RECEIVED AND FILED

A. MOTION (REYES - ROSENDAHL)

Recommendation for Council action:

DECLARE the Veterans Day Remembrance Day Event, sponsored by the Greater Cypress Park Neighborhood Council on November 11, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.

ADOPTED

B. SUBSTITUTE MOTION (REYES - PERRY)

Recommendation for Council action:

DECLARE the Veterans Day Remembrance Day Event, sponsored by Council District One and the Friends of Cypress Park Improvement Association on November 11, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.

(Left on desk from Council meeting of November 8, 2006)

ITEM NO. (62) - SUBSTITUTE MOTION ADOPTED IN LIEU OF ORIGINAL MOTION - SEE FOLLOWING

06-2676 CONTINUED CONSIDERATION OF MOTION (WEISS - ROSENDAHL) and SUBSTITUTE MOTION (WEISS - WESSON) relative to authorizing the University of California, Los Angeles (UCLA) to use the City Hall Tom Bradley Room to host a reception on November 8, 2006.

RECEIVED AND FILED

A. MOTION (WEISS - ROSENDAHL)

Recommendation for Council action:

AUTHORIZE UCLA to use the City Hall Tom Bradley Room to host a reception for recently appointed Federal Judges on November 8, 2006 from 6:00 p.m. to 8:00 p.m.
ADOPTED

B. SUBSTITUTE MOTION (WEISS - WESSON)

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

TRANSFER from the Reserve Fund to the Unappropriated Balance Fund No. 100-58 and APPROPRIATE therefrom to the General Services Fund No. 100-40 as follows: $122 to Account No. 1070 (Salaries - As Needed) and $306 to Account No. 1090 (Salaries - Overtime), for services in connection with the November 8, 2006 Council District Five reception for the UCLA and for recently appointed Federal Judges, in the City Hall Tom Bradley Room - said funds to be reimbursed to the General Fund by UCLA.

(Left on desk from Council meeting of November 8, 2006)

ITEM NO. (63) - ADOPTED

06-2714 CD 7
CONTINUED CONSIDERATION OF MOTION (PADILLA - CARDEÑAS) relative to funding any aspect of the 2006-08 Fourth of July community celebrations at Hansen Dam in Council District Seven.

Recommendations for Council action:

1. UTILIZE $30,000 in the Lopez Canyon Landfill Community Amenities Trust Fund No. 531-14, Account No. L302, to fund any aspect of the 2006, 2007 and 2008, Fourth of July community celebrations at Hansen Dam, including general operating expenses.

2. DIRECT the City Clerk to prepare the necessary document(s) and/or agreement(s) with Fourth of July Celebration at Hansen Dam, Inc., 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 or the City Clerk be authorized individually to execute such agreement or other document(s) on behalf of the City if needed.

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

(Left on desk from Council meeting of November 8, 2006)

ITEM NO. (64) - CONTINUED TO NOVEMBER 17, 2006

Roll Call #6 - Motion (Parks - Perry) Adopted to Continue, Unanimous Vote (13); Absent: Hahn and Weiss (2)

06-2754 CD 8
MOTION (ROSENDAHL - PARKS) relative to initiating street vacation proceedings for the 47th Street Vacation District in Council District Eight.
Recommendations for Council action:

1. INITIATE street vacation proceedings, pursuant to California Streets and Highways Code, Division 9, Part 3, Public Streets, Highways and Service Easements Vacation Law for the 47th Street Vacation District.

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.

Roll Call #4 - Motion (Rosendahl - Smith) Adopted, Ayes (12); Absent: Hahn, Reyes and Weiss (3) (Item Nos. 65-74)

ITEM NO. (65) - ADOPTED

06-2748 CD 13 MOTION (ROSENDAHL - GAR CETTI) relative to initiating street vacation proceedings for the Marathon and Alvarado Streets Vacation District.

Recommendations for Council action:

1. INITIATE street vacation proceedings, pursuant to California Streets and Highways Code, Division 9, Part 3, Public Streets, Highways and Service Easements Vacation Law for the Marathon and Alvarado Streets Vacation District.

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. (66) - ADOPTED

06-2742 CD 14 MOTION (ROSENDAHL - HUIZAR) relative to initiating street vacation proceedings for a walk adjacent to Lot 63 of Tract 7454 from Sunbeam Drive to the East-West walk way southerly thereof.

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 a walk adjacent to Lot 63 of Tract 7454 from Sunbeam Drive to the East-West walkway southerly thereof in Council District 14.

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. (67) - ADOPTED

06-2739 CD 15 MOTION (ROSENDALH - HAHN) relative to initiating street vacation proceedings for the alley easterly of Quay Avenue between “G” and “F” Streets in Council District 15.

Recommendations for Council action:

1. INITIATE street vacation proceedings, pursuant to California Streets and Highways Code, Division 9, Part 3, Public Streets, Highways and Service Easements Vacation Law for the alley easterly of Quay Avenue between “G” and “F” Streets.

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. (68) - ADOPTED

03-1013 CD 2 MOTION (ROSENDALH - GREUEL) relative to initiating street vacation proceedings for Delano Street from Cartwright Avenue to its easterly terminus.

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 Delano Street from Cartwright Avenue to its easterly terminus.
2. DIRECT the Bureau of Engineering to process this vacation request under Council file No. 04-0460, Engineering work order No. E1400895, and apply the conditions established under the Council action of January 25, 2005, under Council file No. 04-0460 to this vacation request.

3. DIRECT the City Clerk to append this Motion to Council file No. 03-1013.

4. DIRECT the Bureau of Engineering to present its report regarding the feasibility of vacating the requested areas to the Public Works Committee.

ITEM NO. (69) - ADOPTED

06-2740
MOTION (HAHN - GARCETTI) relative to authorizing the Harbor Department to hold a reception in the City Hall Tom Bradley Room on December 13, 2006.

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

1. AUTHORIZE the Harbor Department to use the City Hall Tom Bradley Room on December 13, 2006 from 2:00 p.m. to 8:00 p.m.

2. TRANSFER $663 from the Reserve Fund to the Unappropriated Balance Fund No. 100-58 and APPROPRIATE therefrom to the General Services Fund No. 100-40, Account No. 1090 (Salaries - Overtime), for services in connection with the above described event - said funds to be reimbursed to the General Fund by the Harbor Department.

ITEM NO. (70) - ADOPTED

06-2749 CD 1
MOTION (REYES - ROENDAHL) relative to a transfer of funds to support community programs and groups in Council District One.

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

TRANSFER $59,000 in the Council District One portion of the Council Fund No. 100-28, Account No. 1010 (Salaries - General) to the General City Purposes Fund No. 100-56, Account No. 0701 (CD One Community Services) to provide funding to support community programs and groups in Council District One.

ITEM NO. (71) - ADOPTED - TO THE MAYOR FORTHWITH

06-2751 CD 11
MOTION (ROENDAHL - PADILLA) relative to a transfer of funds to provide various repairs at the Vera Davis McClendon Youth and Family Center (YFC) in Venice.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:
1. TRANSFER $18,000 in the Venice Area Surplus Real Property Fund No. 434 to Fund 551-General Fund Various Program Account Number - A270 - Vera Davis McClendon YFC for various repairs at the Vera Davis McClendon YFC in Venice, as further described in the text of this Motion.

2. AUTHORIZE the General Manager, Community Development Department, or designee, to prepare Controller instructions for any technical adjustments that may be necessary and are consistent with the Mayor and Council action on this matter, subject to the approval of the City Administrative Officer and AUTHORIZE the Controller to implement those instructions.

**ITEM NO. (72) - ADOPTED**

05-1073-S75
CD 8  
MOTION (PARKS - PERRY) relative to a transfer of funds to provide financial assistance for various street beautification and other improvements in Leimert Park.

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

1. TRANSFER $46,291 in the Council District Eight portion of the Street Furniture Revenue Fund No. 43D Dept. 50 and $40,000 from the Council District Eight Real Property Trust Fund No. 690 (Total: $86,291) to the General City Purposes Fund No. 100-56, Account No. 0708 (CD-8 Community Services) and that this amount be allocated therefrom to provide funding to support the Los Angeles Neighborhood Initiative (LANI) for various street beautification and other improvements in Leimert Park. A prior commitment of funding has been provided for this purpose by Council District Eight.

2. DIRECT the City Clerk to prepare the necessary document(s) and/or agreement(s) with LANI, or any other agency or organization, as appropriate, in the amount of $86,291 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, if needed.

3. 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. (73) - ADOPTED**

06-2747
MOTION (PERRY - GARCETTI) relative to directing the Department of General Services to erect a Christmas tree, an unlit Menorah and other symbols of holiday celebrations in the City Hall Rotunda.

Recommendation for Council action:

DIRECT the Department of General Services to erect in the City Hall rotunda during the December holiday season a Christmas tree and an unlit Menorah as well as to display any other symbols of holidays celebrated during this time such as Kwanzaa, Las Posadas, Ramadan and others.
ITEM NO. (74) - ADOPTED

05-2365

MOTION (PERRY - ROSEDAHL - GARCETTI) recognizing and declaring a homeless shelter crisis and selecting non-profit organizations to provide temporary shelters during the winter season.

Recommendation for Council action:

RESOLVE, pursuant to Los Angeles Municipal Code Section 12.81 to:

a. Recognize and declare a homeless shelter crisis.

b. Designate the shelters cited in the body of the Motion as temporary shelters for the homeless from December 2006 through March 2007.

c. Adopt the Findings cited in the body of the Motion.

d. Permit the Los Angeles Homeless Services Authority to substitute or add facilities as may be necessary to meet the intent of this action provided such facilities meet the stated standards and requirements.

e. Instruct the involved City Departments to expedite all applicable permits and waive all fees and associated costs.

ITEM NO. (75) - ADOPTED

Roll Call #10 - Motion (Perry - Padilla) Adopted, Ayes (15)

06-2743

RESOLUTION (PERRY - PADILLA) relative to declaring November as Lung Cancer Awareness Month in the City of Los Angeles.

Recommendation for Council action:

RESOLVE to DECLARE the month of November as Lung Cancer Awareness Month in the City of Los Angeles and that public officials and the citizens of California be encouraged to observe the month with appropriate activities and programs.

ITEM NO. (76) - CONTINUED TO NOVEMBER 21, 2006

Roll Call #2 - Motion (Smith - Greuel) Adopted to Continue, Unanimous Vote (10); Absent: Hahn, Padilla, Reyes, Rosendahl and Weiss (5)

06-2741

RESOLUTION (ROSEDAHL - GREUEL) relative to declaring November to be “National Pancreatic Cancer Awareness Month” in the City of Los Angeles.
Recommendation for Council action:

RESOLVE that the Council, along with the Mayor, City Attorney and the City Controller commend the goals and ideals of the Pancreatic Cancer Action Network and hereby DECLARE November to be “National Pancreatic Cancer Awareness Month” in the City of Los Angeles.

Roll Call #4 - Motion (Rosendahl - Smith) Adopted, Ayes (12); Absent: Hahn, Reyes and Weiss (3)  (Item Nos. 77-79)

ITEM NO. (77) - MAP APPROVED - CITY ENGINEER'S REPORT ADOPTED

06-2733
CD 4  FINAL MAP OF TRACT NO. 62617 for property lying westerly of La Brea Avenue and southerly of Hollywood Boulevard.
(Approve Subdivision Improvement Agreement and Contract with attached security documents)
(ADOPT City Engineer Report)
(ADOPT Bond No. C-110797)
(Quimby Fee: $895,140)
Applicants:  John Laing Urban Psomas

ITEM NO. (78) - MAP APPROVED - CITY ENGINEER'S REPORT ADOPTED

06-2734
(Approve Subdivision Improvement Agreement and Contract with attached security documents)
(ADOPT City Engineer Report)
(ADOPT Bond No. C-110799)
(Quimby Fee: $9,946)
Applicants:  Abbot Kinney LLC
             SH Architecture & Design

ITEM NO. (79) - MAP APPROVED - CITY ENGINEER'S REPORT ADOPTED

06-2735
CD 15  PARCEL MAP L.A. NO. 2004-5121 for property lying northerly of Sepulveda Boulevard and westerly of Normandie Avenue.
(Approve Subdivision Improvement Agreement and Contract with attached security documents)
(ADOPT City Engineer Report)
(ADOPT Bond No. C-110798)
Applicants:  Storm Properties
             Plotnik & Associates
Closed Session - Item 80

ITEM NO. (80) - MEETING HELD - NO ACTION TAKEN

06-0943
The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to the case entitled Edward Jones, et al., v. City of Los Angeles, et al., United States Court of Appeals Case No. CV-03-01142-ER. [This action arises from a challenge to the Los Angeles Police Department’s enforcement of the Municipal Code Section 41.18(d)].

(Continued from Council meeting of October 31, 2006)

RECONSIDERATION OF ITEM NO. 49 (CLOSED SESSION), COUNCIL FILE NO. 06-1305, FROM WEDNESDAY, NOVEMBER 8, 2006 COUNCIL MEETING

Roll Call #19 - Motion (Rosendahl - Zine) to Reconsider, Failed of Adoption, Ayes (6); Noes: Hahn, LaBonge, Parks, Perry, Weiss and Wesson (6). Absent: Greuel, Padilla and President Garcetti (3)

06-1305
The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to settlement in the case entitled Tennie Pierce v. City of Los Angeles, Los Angeles Superior Court Case No. BC 345845 (allegations of racial harassment by a Los Angeles Fire Department firefighter).

(Budget and Finance Committee considered the above matter in Closed Session on October 30, 2006)

ADOPTED IN OPEN SESSION

MOTION (SMITH - HUIZAR)

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

1. AUTHORIZE the City Attorney to expend $2,700,000 in settlement of the case entitled Tennie Pierce v. City of Los Angeles, Los Angeles Superior Court Case No. BC 345845 from City Attorney Fund 100, Department 59, Account No. 9770.

2. AUTHORIZE the City Attorney to draw the necessary demands thereon as follows:

   a. $1,300,000 payable to Litt, Estuar, Harrison, Miller and Kitson client trust fund and Tennie Pierce

   b. $1,400,000 payable to Tennie Pierce and drawn no later than July 30, 2007

This matter was approved by the Budget and Finance Committee (Parks - Greuel - Smith - Huizar “yes”; Rosendahl “no”) at its meeting of October 30, 2006, in Closed Session as permitted by Government Code Section 54956.9(a).
MOTION ADOPTED UPON FINDINGS BY COUNCIL THAT THE NEED TO TAKE ACTION AROSE SUBSEQUENT TO THE POSTING OF THE COUNCIL AGENDA FOR TUESDAY, NOVEMBER 14, 2006, PURSUANT TO GOVERNMENT CODE SECTION 54954.2(b)(2) AND COUNCIL RULE 23

ADOPTED - FORTHWITH

Roll Call #16 - Motion (Wesson - Parks ) Findings on Need to Act - Adopted, Ayes (11); Absent: Greuel, LaBonge, Padilla and President Garcetti (4)

Roll Call #17 - Motion (Wesson - Parks) Adopted, Ayes (12); Absent: Greuel, Padilla and President Garcetti (3)

06-2815

MOTION (WESSON - PARKS) relative to temporary financial assistance to a business destroyed by the 15 foot sinkhole at 5939 Rodeo Road, at West Jefferson Boulevard.

Recommendations for Council action:

1. INSTRUCT and AUTHORIZE the Bureau of Engineering, and/or any other affected City department to provide emergency financial assistance, including an advance of funds, as needed, from sources usually utilized for such purposes, to any business affected by the recent 15 foot sinkhole at 5939 Rodeo Road, at West Jefferson Boulevard.

2. REQUEST and AUTHORIZE the Controller to waive any procedural and administrative requirements in this matter and to process payment as expeditiously as possible.

3. AUTHORIZE the Department of Public Works to make any technical corrections or clarifications to the above instructions in order to effectuate the intent of this Motion.

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

06-2797

MOTION (GARCETTI - LABONGE) relative to declaring the Escape From the Mall on December 17, 2006 a Special Event (fees and costs absorbed by the City = none submitted).

06-2798

MOTION (PARKS - LABONGE) relative to declaring the University of Southern California (USC) Third Annual Conquest on November 30, 2006 a Special Event (fees and costs absorbed by the City = $3,000).

06-2799

MOTION (REYES - ROSEDAHL) relative to declaring the Alzheimers Association Press Conference and community outreach event on November 15, 2006 a Special Event (fees and costs absorbed by the City = $750).
04-2409
MOTION (PARKS - LABONGE) relative to declaring the Annual Thanksgiving Day Celebration Dinner on November 23, 2006 a Special Event (fees and costs absorbed by the City = $700).

06-2804
MOTION (HAHN - LABONGE) relative to declaring the Customer Holiday Luncheon on December 12, 2006 a Special Event (fees and costs absorbed by the City = $1,260).

06-2806
MOTION (HAHN - LABONGE) relative to declaring the Thanksgiving Dinner for the Homeless and Community on November 21, 2006 a Special Event (fees and costs absorbed by the City = $1,226).

05-2177
MOTION (LABONGE - ROENDAHL) relative to declaring the Annual Sycamore Square Block Party on December 3, 2006 a Special Event (fees and costs absorbed by the City = $830).

06-2812
MOTION (PADILLA - CARDENAS) relative to declaring the Virgen de Guadalupe Procession on December 10, 2006 a Special Event (fees and costs absorbed by the City = $2,920).

06-2813
MOTION (HAHN - PERRY) relative to declaring the Day of Service in Watts on November 18, 2006 a Special Event (fees and costs absorbed by the City = $8,250).

05-2508
MOTION (WEISS - ZINE) relative to declaring the Annual Thanksgiving Community Event on November 23, 2006 a Special Event (fees and costs absorbed by the City = $1,188).

06-2814
MOTION (WEISS - ZINE) relative to declaring the Chanukah Parade on December 18, 2006 a Special Event (fees and costs absorbed by the City = $2,510).

06-0010-S33
MOTION (PARKS - SMITH) relative to reinstating the reward offer in the death of Marvin Powell for an additional 60 days.

06-0010-S20
MOTION (PERRY - ZINE) relative to reinstating the reward offer in the death of Nazareth Castro for an additional 60 days.

06-0010-S44
MOTION (HAHN - PARKS) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Richard Romero and the attempted murder of Edward Villegas on October 31, 2006.

06-0010-S43
MOTION (PERRY - ZINE) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the injuries caused to Simon Khalil on October 2, 2006.
MOTION (PADILLA - CARDENAS) relative to installing street banners announcing the numerous community events and the 39th Annual Pacoima Holiday Parade.

MOTION (ROSENDAHL - PERRY) relative to initiating street vacation proceedings for the subsurface portion of the northeasterly side of Second Street between Main and Spring Streets.

MOTION (GARCETTI - LABONGE) relative to assigning additional traffic control personnel at various intersections affected by a City parking facility in Hollywood during November and December.

MOTION (PARKS - HUIZAR) relative to extending the term for construction of the facility for the People Who Care (PWC) Youth Center in Council District Eight.

COUNCILMEMBER'S REQUEST FOR EXCUSE FROM COUNCIL MEETINGS

Upon his request, and without objections, Councilmember Rosendahl was excused from Council session of Friday, December 15, 2006 due to City business.

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

06-2357 - Miguel Rubalcava (Cardenas)
Richard Peck (Hahn)
Richard T. Siverson (Hahn)
Billy H. Hairston (Parks)
Leon Mae Johnson (Parks)
Ed Bradley (Parks - All Councilmembers)
John Joseph Reardon (Weiss)
Joe Jagger (LaBonge)

Ayes, Cardenas, Hahn, Huizar, LaBonge, Parks, Perry, Reyes, Rosendahl, Smith and Weiss (10);
Absent: Greuel, Padilla, Wesson, Zine and President Garcetti (5).
Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk                     PRESIDENT OF THE CITY COUNCIL