Los Angeles City Council, Journal/Council Proceedings
Wednesday, December 13, 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, Hahn, LaBonge, Parks, Perry, Rosendahl, Wesson, Zine and President Garcetti (10); Absent: Huizar, Reyes, Smith and Weiss (4). Council District Seven Vacant.

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF DECEMBER 1, 2006

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

Item Noticed for Public Hearing - Item 1

ITEM NO. (1) - PUBLIC HEARING CLOSED - ORDINANCE OVER TO DECEMBER 20, 2006

Roll Call #1 - Motion (Weiss - LaBonge) Adopted, Ayes (10); Absent: Huizar, Reyes, Smith and Wesson (4)

05-2299-S1
CD 12 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of SESNON BOULEVARD AND LONGACRE AVENUE NO. 2 LIGHTING DISTRICT.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above 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 held November 17, 2006)

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

**Roll Call #2 - Motion (Cardenas - Zine) Adopted, Ayes (10); Absent: Huizar, Reyes, Smith and Wesson (4)**

**ITEM NO. (2) - ADOPTED - ORDINANCE OVER TO DECEMBER 20, 2006**

06-0600-S30

AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to transferring the duties and responsibilities for approval of affidavits or declarations from the Office of the City Attorney to the Office of the Controller and the Office of the Treasurer.

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

PRESENT and ADOPT the accompanying ORDINANCE amending Division 5 of Chapter 4 of Article 1, Section 5.62 of the Los Angeles Administrative Code transferring the duties and responsibilities for approval of affidavits or declarations of agreements regarding lost checks or warrants from the Office of the City Attorney to the Office of the Controller and the Office of the Treasurer.

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

(Budget and Finance Committee waived consideration of the above matter)

**ITEM NO. (3) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS - ORDINANCE OVER TO DECEMBER 20, 2006**

06-2156 CD 6

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change at 7651 Laurel Canyon Boulevard.

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 in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 06-2156 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 2004-4675 MND] filed on August 27, 2004.

2. ADOPT the November 29, 2006 FINDINGS of the Director of Planning as the Findings of the Council.

3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, effecting a zone change from R1-1 to (T)(Q)R3-1, incident to subdivision, for the proposed construction of 47 condominium units (35 units permitted by the proposed zoning plus 12 density bonus units of which four will be set aside for Very Low Income, or seven will be set aside for Low Income residents) property at 7651 Laurel Canyon Boulevard, subject to revised Conditions of Approval to add: A.6. Ingress/Egress. All ingress and egress to this property shall be from Laurel Canyon Boulevard. No ingress/egress shall be obtained from Keswick Street or Vantage Avenue.

   Applicant: Armin Gharai (F and T Group, LLC)   APCNV 2004-4682 ZC

4. REMOVE the (T) Tentative classification as described in detail in the attachment to the Committee report.

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

6. NOT PRESENT and ORDER FILED the ordinance approved by North Valley Area Planning Commission on June 15, 2006.

7. 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.

8. 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 13, 2006

   (LAST DAY FOR COUNCIL ACTION - DECEMBER 13, 2006)
ITEM NO. (4) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS - ORDINANCE OVER TO DECEMBER 20, 2006

06-2157
CD 3

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change for property at 7357 North Eton 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 in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 06-2157 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 2005-8177 MND] filed on January 27, 2006.

2. ADOPT the December 5, 2006 FINDINGS of the Director of Planning as the Findings of the Council.

3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, effecting a zone change from R2-1 to (T)(Q)R3-1 for the proposed construction of a 14 unit apartment building which will be approximately 32-feet, six inches tall with two-stories over a ground level parking garage which will provide 29 parking spaces on an 11,264 square foot lot at 7357 North Eton Avenue, subject to modified Conditions of Approval as attached to the Committee report.

   Applicant: K. Minas
   APCSV 2005-8176 ZC

   Said rezoning shall be subject to the "Q" Qualified classification zone limitations substantially as shown in the attachment to the Committee report.

4. REMOVE the (T) Tentative classification as described in detail in the attachment to the Committee report.

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

6. ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.
7. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.

8. NOT PRESENT and ORDER FILED the ordinance approved by South Valley Area Planning Commission on July 13, 2006.

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 13, 2006
(LAST DAY FOR COUNCIL ACTION - DECEMBER 13, 2006)

ITEM NO. (5) - MOTION ADOPTED TO Approve Committee Report Recommendations - Ordinance Over to December 20, 2006

06-2239
CD 12
MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change at 12001 North Longacre 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 in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 06-2239 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 2001-3037 MND] filed on August 17, 2001.

2. ADOPT the FINDINGS of the North Valley Area Planning Commission (NVAPC) as the Findings of the Council.

3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the NVAPC, effecting a zone change from A1-1-O-K to (T)(Q)RE40-1-O-K for the proposed five lot subdivision for the development of five single-family dwellings on a 4.677 net acre lot at 12001 North Longacre Avenue, subject to Conditions of Approval.

Applicant: Arin Capital & Investment Corp. (Edmond Khudyan)
APCNV 2001-3211 ZC

Said rezoning shall be subject to the "Q" Qualified classification zone limitations substantially as shown on the sheet(s) attached to the Committee report.
4. REMOVE the (T) Tentative classification as described in detail on the sheet(s) attached to the Committee report.

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

6. ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.

7. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.

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

TIME LIMIT FILE - DECEMBER 19, 2006

(LAST DAY FOR COUNCIL ACTION - DECEMBER 19, 2006)

ITEM NO. (6) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS - ORDINANCE OVER TO DECEMBER 20, 2006

06-2254
CD 12

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change at 10753-75 North Andora 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 in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 06-2254 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 2003-3313 MND] filed on December 13, 2006.

2. ADOPT the FINDINGS of the North Valley Area Planning Commission (NVAPC) as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the NVAPC, effecting a zone change from A2-1 to (T)(Q)RA-1-K, incident to subdivision, for a proposed six-lot single-family subdivision at 10753-75 North Andora Avenue, subject to Conditions of Approval. (The NVAPC also approved an adjustment to allow a 0-foot yard setback for an existing garage and a 15-foot front yard setback for an existing house on Lot No. 6; and to permit the continued use and maintenance of existing horse corrals, barns, and appurtenant structures within the front yards of Lot Nos. 1 and 6.)

Applicant: Ray Rieman, California Industries, Inc. APCNV 2003-3445 ZC

Said rezoning shall be subject to the "Q" Qualified classification zone limitations substantially as shown on the sheet(s) attached to the Committee report.

4. REMOVE the (T) Tentative classification as described in detail on the sheet(s) attached to the Committee report.

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

6. ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.

7. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.

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

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

ITEM NO. (7) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS - ORDINANCE OVER TO DECEMBER 20, 2006

06-2335 CD 7 MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change at 12670 Bradley 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 in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 06-2335 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 2005-0454 MND] filed on February 14, 2005.

2. ADOPT the FINDINGS of the North Valley Area Planning Commission (NVAPC) as the Findings of the Council.

3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the NVAPC, effecting a zone change from R1-1 to (T)(Q)RD3-1, incident to a ten-lot subdivision, for the proposed construction of ten detached residential condominium units at 12670 Bradley Avenue, subject to Conditions of Approval. (The zone change was approved by the NVAPC at its July 20, 2006 meeting. (The NVAPC also disapproved the Zoning Administrator's Adjustment to allow a tenth condominium unit with a total of 1,641 square feet in lieu of the 3,000 square feet per unit required in the RD3 Zone.)

Applicant: Ariel Preminger 
APCNV 2005-0489-ZC-ZAA

Said rezoning shall be subject to the "Q" Qualified classification zone limitations substantially as shown on the sheet(s) attached to the Committee report.

4. REMOVE the (T) Tentative classification as described in detail on the sheet(s) attached to the Committee report.

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

6. ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.

7. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.

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

TIME LIMIT FILE - DECEMBER 27, 2006
(LAST DAY FOR COUNCIL ACTION - DECEMBER 20, 2006)
ITEM NO. (8) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS - ORDINANCE OVER TO DECEMBER 20, 2006

06-2422
CD 13

MITIGATED NEGATIVE DECLARATION, 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 5831-41 West Sunset Boulevard.

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 in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 06-2422 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 2005-7196 - MND (REC)] filed on May 5, 2006.

2. ADOPT the December 5, 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 Hollywood Community Plan by adding Footnote No. 21 to increase the maximum floor area permitted in the Highway Oriented commercial designation from the current 1.5:1 to 3:1 for the proposed construction of a new 79-unit residential condominium building at 5831-41 West Sunset Boulevard.

   Applicant: Marc Annotti, DS Ventures, LLC

4. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, effecting a zone change and height district change from C2-1-SN to (T)(Q)C2-2D-SN at 5831-41 West Sunset Boulevard, subject to modified Conditions of Approval to add the following to “Q” 2.:

   “Prior to issuance of building permit, applicant agrees that it will finalize the design and work with Council District 13 and secure approval from its Design Review Committee.”

   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 the Committee report.
6. **NOT PRESENT** and ORDER FILED the ordinance approved by City Planning Commission on July 13, 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 - DECEMBER 26, 2006**

*(LAST DAY FOR COUNCIL ACTION - DECEMBER 20, 2006)*

**ITEM NO. (9) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS - ORDINANCE OVER TO DECEMBER 20, 2006**

**06-2422-S1**

**CD 13**

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 5825-27 West Sunset Boulevard.

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 in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 06-2422-S1 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 2005-7196 - MND (REC)] filed on May 5, 2006.

2. **ADOPT** the December 5, 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 Hollywood Community Plan by adding Footnote No. 21 to increase the maximum floor area permitted in the Highway Oriented commercial designation from the current 1.5:1 to 3:1 for the proposed conversion of a 90-room hotel into 52 apartment units and the adaptive reuse of a 35,340 square foot commercial building into 20 commercial condominium units at 5825-27 West Sunset Boulevard.

Applicant: Marc Annotti, DS Ventures, LLC CPC 2005-7334 GPA VZC CU SPR

4. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, effecting a zone change and height district change from C2-1-SN to (T)(Q)C2-2D-SN at 5825-27 West Sunset Boulevard, subject to the modified Conditions of Approval to add the following to “Q” 2.:

“Prior to issuance of building permit, applicant agrees that it will finalize the design and work with Council District 13 and secure approval from its Design Review Committee.”

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 the Committee report.

6. NOT PRESENT and ORDER FILED the ordinance approved by City Planning Commission on July 13, 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 - DECEMBER 26, 2006

(LAST DAY FOR COUNCIL ACTION - DECEMBER 20, 2006)

**ITEM NO. (10) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS - ORDINANCE OVER TO DECEMBER 20, 2006**

06-2759
CD 3

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change at 20140 Sherman Way.

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 in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 06-2759 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 2006-0128 MND] filed on March 3, 2006.

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

3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the City Planning Commission, effecting a zone change from C2-1VL and P-1VL to (T)(Q)C2-1VL for the proposed demolition of an existing 10,363 square foot self storage building located on the southwest corner of the site, and construction of a new approximately 64,913 square foot self storage building in roughly the same location varying in height from approximately 23 feet to 41-1/2 feet. The project also proposes to add architectural features approximately 33 feet, eight inches in height to the facade of two buildings fronting onto Sherman Way, which are to remain, and will provide 79 parking spaces on a 131,125 square foot lot. The proposed overall development of the site will total approximately 158,347 square feet of building floor area, resulting in a net increase of approximately 54,545 square feet over the existing building floor area for property at 20140 Sherman Way, subject to Conditions of Approval. (The Commission also approved a Conditional Use, Plan Approval, and Site Plan Review for this project.)
Applicant: Public Storage, Inc. - Jim Fitzpatrick  CPC 2006-0127 ZC CU PAD SPR

Said rezoning shall be subject to the "Q" Qualified classification zone limitations substantially as shown on the sheet(s) attached to the Committee report.

4. REMOVE the (T) Tentative classification as described in detail on the sheet(s) attached to the Committee report.

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

6. ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.

7. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.

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

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

ITEM NO. (11) - ADOPTED

06-0861

BUDGET AND FINANCE COMMITTEE REPORT relative to a request for authority to remove uncollectible accounts receivable with individual values of $1,000 or more, totaling $862,402.15, from the Department of Building and Safety’s active accounts.

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

APPROVE the recommendation of the Write Off Board of Review to remove uncollectible accounts receivable with individual values of $1,000 or more, totaling $862,402.15, from the Department of Building and Safety’s active accounts inasmuch as the delinquent charges are uncollectible for a variety of reasons including changes in ownership, business failures, expiration of the statute of limitations, etc.

Fiscal Impact Statement: Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.
ITEM NO. (12) - ADOPTED
06-0860
BUDGET AND FINANCE COMMITTEE REPORT relative to a request for authority to remove uncollectible accounts receivable with individual values of $1,000 or more, totaling $485,827.73, from the Bureau of Sanitation active accounts.

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

APPROVE the recommendation of the Write Off Board of Review to remove uncollectible accounts receivable with individual values of $1,000 or more, totaling $485,827.73, from the Bureau of Sanitation active accounts inasmuch as the delinquent charges are uncollectible because the statute of limitations for collection has expired.

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

ITEM NO. (13) - ADOPTED
06-1867
BUDGET AND FINANCE COMMITTEE REPORT relative to a request for authority to remove uncollectible accounts receivable with individual values of $1,000 or more, totaling $3,100,680.06, from the Department of Building and Safety’s active accounts.

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

APPROVE the recommendation of the Write Off Board of Review to remove uncollectible accounts receivable with individual values of $1,000 or more, totaling $3,100,680.06, from the Department of Building and Safety’s active accounts inasmuch as the delinquent charges are uncollectible for a variety of reasons including companies went out of business, previous owners could not be located, expiration of the statute of limitations, etc.

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

ITEM NO. (14) - ADOPTED
06-1201
CD 13  BUDGET AND FINANCE COMMITTEE REPORT relative to the use of special fund fee waiver reimbursements for the Filipino World War II Veterans Memorial.

Recommendation for Council action:
RECEIVE and FILE the Motion (Garcetti - Huizar) and City Administrative Officer report relative to a request for waiver of permit and plan check fees associated with the design and construction of a Filipino Veterans Memorial to be located at Lake Street Park inasmuch as the permit and plan check fees will be paid out of the project budget and no further Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (15) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS - TO THE MAYOR FORTHWITH - SEE FOLLOWING

05-1016

COMMUNICATIONS FROM THE LOS ANGELES HOUSING DEPARTMENT AND CITY ADMINISTRATIVE OFFICER relative to negotiating a contract with the selected proposer under the Handyworker and Exterior Accessibility Grants for Renters Programs Request for Qualifications.

(Housing, Community and Economic Development Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comments will be provided.)

(For background reports and materials related to this matter, contact the Legislative Assistant for the Housing, Community, and Economic Development Committee at 213-978-1080)

ADOPTED

MOTION (PERRY - HAHN)

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

1. APPROVE the results of the South Los Angeles modified Request for Qualifications for the Handyworker and Exterior Accessibility Grant for Renters programs, as proposed by the Los Angeles Housing Department in its October 25, 2006 report, attached to Council file.

2. AUTHORIZE the General Manager, LAHD, or designee, to:

   a. Execute a six-month contract with the Mexican American Opportunity Foundation, significantly in the form of the draft attached LAHD report, for the period October 1, 2006 through March 31, 2007, with two one-year renewal options, all as subject to funding availability, contractor performance, review and approval of the City Attorney as to form and legality, and review and approval by the Department of Public Works, Bureau of Contract Administration for compliance with all applicable City contract requirements, as follows:
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<thead>
<tr>
<th>Program</th>
<th>Service Area</th>
<th>Amount</th>
</tr>
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<tbody>
<tr>
<td>EAGR</td>
<td>South Los Angeles</td>
<td>$71,432</td>
</tr>
<tr>
<td>Handyworker</td>
<td>South Los Angeles-North</td>
<td>$508,200</td>
</tr>
</tbody>
</table>

b. Reallocate EAGR grant funds among 2006-07 program service providers, based on program need and demand for services and to ensure maximum expenditure of grant funds prior to the conclusion of the grant program, and provide a final fund redistribution and program performance report to the Mayor and Council within 45 days following the grant expiration in May 2007.

c. Prepare Controller accounting instructions and any necessary technical adjustment that 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.

(Housing, Community and Economic Development Committee waived consideration of the above matter)

ITEM NO. (16) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS

05-1500 CD 7  PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to receiving and filing the Variance application and related appeals for property at 14490 Olive View Drive.

Recommendation for Council action:

RECEIVE and FILE the application and related appeals filed by Leslie Thorne, Moises Carillo, Cheri Blose, Catherine - Bartik Sweeny, April Washington, Anne Krall, Tammy Flores, and Rebecca L. Bascom, relative to the entire decision of the North Valley Area Planning Commission (NVAPC), in sustaining the decision of the Zoning Administrator in approving a Variance application to permit a self-storage complex on property in the Southern California Edison right-of-way in the Public Facilities (PF) zone, subject to conditions, as modified by the NVAPC for property at 14490 Olive View Drive, inasmuch as the representative for the applicant submitted a letter dated November 28, 2006, withdrawing the application for the proposed project, and pursuant to Los Angeles Municipal Code Section 11.5.9.A., no further Council action is necessary.

Applicant: Richard Hall, RHC Communities/Pacific Storage Partners
Karen Blakenzee, Pacific Planning, Representative
ZA 2004-6021 ZV SPR-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 - DECEMBER 13, 2006

(LAST DAY FOR COUNCIL ACTION - DECEMBER 13, 2006)

ITEM NO. (17) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS

06-2635
CD 15
PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and RESOLUTION relative to a General Plan Amendment for property at 1920-2360 East Santa Ana Boulevard.

Recommendations for Council action:

1. ADOPT the October 18, 2006 FINDINGS of the Director of Planning as the Findings of the Council.

2. ADOPT the accompanying RESOLUTION as recommended by the Mayor and the Director of Planning APPROVING the proposed General Plan Amendment to the Southeast Los Angeles Community Plan to reclassify the land use designation to Low Medium II Residential for privately owned properties zoned (Q)RZ2.5.1 with a portion of Subarea 1435 of the Community Plan Revision Program for the property at 1920-2360 East Santa Ana Boulevard.

   CPC 1996-0398 CPR

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

   (Environmental Impact Report certified by Council on March 22, 2000)

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 - JANUARY 10, 2007

(LAST DAY FOR COUNCIL ACTION - JANUARY 10, 2007)

ITEM NO. (18) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS

06-2891
PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to request for Planning Department authority to execute 51 Mills Act Historical Property Contracts between the City and the property owners.
Recommendation for Council action:

AUTHORIZE the Director of Planning, or designee, to execute 51 Mills Act Historical Property Contracts between the City and property owners, subject to review by the City Attorney as to form and legality.

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

ITEM NO. (19) - ADOPTED

Roll Call #7 - Motion (Hahn - Rosendahl) Adopted, Ayes (11); Absent: Reyes, Smith and Wesson (3)

06-2723

TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to a six-month extension of Mr. Pouria Abbassi’s temporary appointment as the Interim General Manager of the Los Angeles Convention Center Department.

Recommendation for Council action:

RESOLVE that the Mayor’s six-month extension of the temporary appointment of Mr. Pouria Abbassi as the Interim General Manager of the Los Angeles Convention Center Department, to June 14, 2007, is APPROVED and CONFIRMED.

TIME LIMIT FILE - DECEMBER 14, 2006

(LAST DAY FOR COUNCIL ACTION - DECEMBER 13, 2006)

Roll Call #2 - Motion (Cardenas - Zine) Adopted, Ayes (10); Absent: Huizar, Reyes, Smith and Wesson (4)

(Item Nos. 20-21)

ITEM NO. (20) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATION

03-2569

PUBLIC SAFETY and BUDGET AND FINANCE COMMITTEES’ REPORT relative to the 2003 Urban Area Security Initiative (UASI) Part I Grant changes in appropriation and closeout.

Recommendation for Council action:
RECEIVE and FILE the communications from the Mayor and the City Administrative Officer, dated March 28, 2006 and May 17, 2006 respectively, relative to the 2003 UASI Part I Grant changes in appropriation and closeout, inasmuch as on May 30, 2006 the Council adopted the requested changes (Council file No. 05-1995) and no further Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (21) - MOTION ADOPTED TO APPROVE COMMUNICATION AND COMMITTEE REPORT RECOMMENDATIONS

05-2226

BUDGET AND FINANCE COMMITTEE REPORT and COMMUNICATION FROM CHAIR, PERSONNEL COMMITTEE relative to the Los Angeles County Juvenile Justice Coordinating Council’s grant award in the amount of $276,600 to support the Young Women from Adversity to Resiliency Violence Intervention Program (YWAR Program).

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

1. AUTHORIZE the Executive Director, Commission on the Status of Women (CSW), or designee, to:
   a. Accept the Los Angeles County Juvenile Justice Coordinating Council (JJCC) grant award in the amount of $276,600 to support the YWAR Program for the period July 1, 2006 through June 30, 2007.
   b. Execute the Memorandum of Understanding between the CSW and the Los Angeles County Probation Department, relative to the receipt of the JJCC grant award and reporting requirements, subject to the approval of the City Attorney as to form and legality.
   c. Execute a professional services contract with Lisa C. Blum for YWAR Program evaluation services detailed in the attached Scope of Services, from Sept. 1, 2005 to July 1, 2007, subject to the approval of the City Attorney as to form and legality and the Department of Public Works, Bureau of Contract Administration, as to compliance with City contracting requirements.

2. RESOLVE that Employment Authority for one position of Clerk Typist (Class Code 1358), one position of Project Assistant (Class Code 1542), two positions of Community Program Assistants I (Class Code 2501-1) and one position of Community Program Assistant II (Class Code 2501-2) is APPROVED.

3. AUTHORIZE the Controller to:
   a. Establish the following accounts in the Schiff-Cardenas Act Fund 45D and appropriate the following amounts upon receipt of the grant funds:
<table>
<thead>
<tr>
<th>Account</th>
<th>Title</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>A120</td>
<td>Salaries</td>
<td>$230,264</td>
</tr>
<tr>
<td>A301</td>
<td>Professional Services</td>
<td>30000</td>
</tr>
<tr>
<td>A302</td>
<td>Supplies and Mileage</td>
<td>1000</td>
</tr>
<tr>
<td>A303</td>
<td>CBO Contracts</td>
<td>500</td>
</tr>
<tr>
<td>Y304</td>
<td>Curriculum Materials</td>
<td>14836</td>
</tr>
<tr>
<td></td>
<td><strong>Total</strong></td>
<td><strong>$276,600</strong></td>
</tr>
</tbody>
</table>

b. Appropriate $230,264 from Schiff-Cardenas Act Fund 45D to Department 20, Fund 100, Account 1010 Salaries General, upon receipt of the grant funds.

4. AUTHORIZE the Controller to TRANSFER available balances from the prior grant year into appropriate accounts for expenditure in the 2006-07 grant year, upon receipt of transfer instructions from the Executive Director, CSW, subject to the approval of the City Administrative Officer (CAO).

5. INSTRUCT the CSW to complete the current evaluations and report back before another contract is executed for further evaluations, mid-way in January 2007 on the progress of Phase Two evaluations; and near the end of the contract in July 2007, present a detailed plan and timeline for completing the outcome evaluation.

6. AUTHORIZE the CAO to make technical corrections as necessary to the transactions included in this report to implement the Mayor's and Council's intentions.

**Fiscal Impact Statement:** The CAO reports that accepting this grant from the Los Angeles County Juvenile Justice Coordinating Council would result in $276,600 of funding for the YWAR Program. The full cost to administer the YWAR Program is approximately $645,715 which includes all direct and indirect costs. The Mayor and Council have made a policy decision to support this program since the program's inception in 1999.

**Items for Which Public Hearings Have Not Been Held - Items 22-26**

(10 Votes Required for Consideration)

**ITEM NO. (22) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION - ORDINANCE OVER TO DECEMBER 20, 2006**

Roll Call #8 - Motion (Zine - Cardenas) Adopted, Ayes (11); Absent: Reyes, Smith and Wesson (3)

**06-2542**

COMMUNICATION FROM CHAIR, PERSONNEL COMMITTEE and ORDINANCE FIRST CONSIDERATION relative to the establishment of salary and vacation benefits for the new class of Assistant General Manager Environmental Affairs Department.
Recommendation for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

PRESENT and ADOPT the accompanying ORDINANCE to establish the salary range for the new class of Assistant General Manager Environmental Affairs Department and provide for executive vacation benefits.

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

ITEM NO. (23) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION, AS AMENDED- ORDINANCE CONTINUED TO DECEMBER 20, 2006 - SEE FOLLOWING

Roll Call #13 - Motion (Garcetti - Zine) to Adopt as Amended, Ayes (10); Absent: Greuel, Reyes, Smith and Wesson (4)

COMMUNICATION FROM CHAIR, RULES AND ELECTIONS COMMITTEE and ORDINANCE FIRST CONSIDERATION amending the City’s Lobbying Ordinance concerning disclosure of lobbyist donations made “at the behest” of a City official.

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

PRESENT and ADOPT the accompanying ORDINANCE amending Section 48.02 of the Los Angeles Municipal Code to clarify the scope of the requirement that lobbying entities report certain charitable donations made at the behest of a City official.

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.

ADOPTED

AMENDING MOTION (GARCETTI - ZINE)

Recommendation for Council action:

AMEND the Section 48.02 of the Los Angeles Municipal Code to clarify the scope of the requirement that lobbying entities report certain charitable donations made at the behest of a City official by inserting the phrase “or is honored and given an award” after the phrase “entire audience” in the last sentence of the Ordinance.
Roll Call #3 - Motion (Parks - Perry) Adopted, Ayes (10); Absent: Huizar, Reyes, Smith and Wesson (4) (Item Nos. 24a-26)

ITEM NO. (24) - ADOPTED

06-0005-S486 et al. RESOLUTIONS relative to removing various properties from the Rent Escrow Account Program.

Recommendation for Council action:

ADOPT the accompanying RESOLUTIONS removing the following properties from the Rent Escrow Account Program (REAP), inasmuch as the owner(s) have corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the Los Angeles Housing Department’s report of December 5, 2006:

06-0005-S486 CD 13 a. Property at 1222 North Hobart Boulevard (Case No. 4579).
Assessor I.D. No. 5537-011-006
(Notice of Acceptance into the REAP/Rent Reduction Program was sent on October 18, 2001)

06-0005-S487 CD 8 b. Property at 1933 West 54th Street (Case No. 6717).
Assessor I.D. No. 5005-021-017
(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 21, 2003)

06-0005-S488 CD 9 c. Property at 8415 South San Pedro Street (Case No. 7355).
Assessor I.D. No. 6030-014-017
(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 15, 2004)

06-0005-S489 CD 1 d. Property at 1300 West 22nd Street (Case No. 8636).
Assessor I.D. No. 5055-018-028
(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 23, 2005)
06-0005-S490
CD 9  e. Property at 231 East 53rd Street (Case No. 13073).
    Assessor I.D. No. 5109-006-016
    (Notice of Acceptance into the REAP/Rent Reduction Program was sent on
     January 20, 2006)

06-0005-S491
CD 9  f. Property at 4519 South Wesley Avenue (Case No. 14978).
    Assessor I.D. No. 5018-004-001
    (Notice of Acceptance into the REAP/Rent Reduction Program was sent on
     February 21, 2006)

06-0005-S492
CD 9  g. Property at 8310 South Avalon Boulevard (Case No. 17429).
    Assessor I.D. No. 6029-017-002
    (Notice of Acceptance into the REAP/Rent Reduction Program was sent on
     May 30, 2006)

06-0005-S493
CD 14 h. Property at 3021 East Ganahl Street (Case No. 24463).
    Assessor I.D. No. 5229-004-022
    (Notice of Acceptance into the REAP/Rent Reduction Program was sent on
     June 29, 2006)

06-0005-S494
CD 14 i. Property at 3618 West Marcia Drive (Case No. 37674).
    Assessor I.D. No. 5427-017-935
    (Notice of Acceptance into the REAP/Rent Reduction Program was sent on
     October 11, 2006)

06-0005-S495
CD 14 j. Property at 2805 North Far Place (Case No. 48481).
    Assessor I.D. No. 5217-006-016
    (Notice of Acceptance into the REAP/Rent Reduction Program was sent on
     October 19, 2006)

ITEM NO. (25) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

05-0600-S34
COMMUNICATION FROM CHAIR, ARTS, PARKS, HEALTH AND AGING COMMITTEE
relative to Cultural Affairs Department (CAD) report on its efforts to remain within
budgeted levels and ongoing funding for the grantee insurance program.
Recommendation for Council action:

RECEIVE and FILE the CAD report dated June 14, 2006 relative to its efforts to remain within budgeted levels and ongoing funding for the grantee insurance program, inasmuch as the report was submitted to respond to motions requesting information during the Fiscal Year 2005-06 budget deliberations and no further Council action is necessary.

Fiscal Impact Statement: Not applicable.

(Budget and Finance Committee waived consideration of the above matter)

ITEM NO. (26) - MAP APPROVED - CITY ENGINEER REPORT ADOPTED

06-3055
CD 2
FINAL MAP OF TRACT NO. 63545 for property lying on the eastside of Glenoaks Boulevard and southerly of Vinedale Street.
(Approve Subdivision Improvement Agreement and Contract with attached security documents)
(ADOPT City Engineer Report)
(ADOPT Bond No. C-110913)
(Quimby Fee: $255,570)
Applicants: 8700 Glenoaks Boulevard Properties, LLC Robert K. Kameoka

Closed Sessions - Items 27-29

ITEM NO. (27) - MEETING HELD - ACTION TAKEN IN CLOSED SESSION

06-2765
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 Mark Winchell v. Mike Silver, et al. v. City of Los Angeles, et al., Los Angeles Superior Court Case No. BC 259393 (series of search warrants served in 2001 by members of the Los Angeles Police Department).

(Budget and Finance Committee considered the above matter in Closed Session on November 20, 2006)
ITEM NO. (28) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - TO THE MAYOR FORTHWITH - SEE FOLLOWING

Roll Call #11 - Motion (Parks - Huizar) Adopted in Open Session, Ayes (10); Absent: Greuel, Reyes, Smith and Wesson (4)

06-2788
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 Richard Ortiz v. City of Los Angeles, Workers’ Compensation Appeals Board Case Nos. VNO419556, et al., Claim Nos. 9003-1971-7741 et al., (plaintiff alleges personal injuries sustained during the course and scope of employment with the Los Angeles Fire Department).

(Budget and Finance Committee considered the above matter in Closed Session on November 20, 2006)

ADOPTED IN OPEN SESSION

MOTION (PARKS - HUIZAR)

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

1. AUTHORIZE the City Attorney to enter into a settlement in the case entitled Richard Ortiz v. City of Los Angeles, Workers’ Compensation Appeals Board Case Nos. VNO419556 and 9003-1971-7741 through a Stipulated Award for 71.5 percent permanent disability or $101, 200 plus a life pension thereafter of $26,328.38, payable at $46.38 per week.

2. AUTHORIZE the City Attorney to execute the Stipulated Award with all appropriate parties for submission to the Workers’ Compensation Appeals Board for its award of payment.

This matter was approved by the Budget and Finance Committee (Parks - Smith “yes”) at its meeting of November 20, 2006, in Closed Session as permitted by Government Code Section 54956.9(a).
ITEM NO. (29) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION- TO THE MAYOR FORTHWITH - SEE FOLLOWING

Roll Call #12 - Motion (Hahn - LaBonge) Adopted in Open Session, Ayes (10); Absent: Greuel, Reyes, Smith and Wesson (4)

06-2940

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 Los Angeles Export Terminal, Inc., a California Corporation; Oxbow Carbon & Minerals, Inc., a Delaware Corporation (AKA Oxbow Carbon & Minerals Holdings, Inc.), and Oxbow Terminals, LLC, a Delaware Limited Liability Corporation v. City of Los Angeles, Los Angeles Superior Court Case No. NC041222. (This matter involves litigation pending between the City of Los Angeles, on one hand, and Los Angeles Export Terminal, Inc., (“LAXT”), Oxbow Carbon and Minerals, Inc., Oxbow Carbon & Minerals Holdings, Inc., and Oxbow Terminals, LLC (collectively, “the Oxbow Entities”).

(Trade, Commerce and Tourism Committee waived consideration of the above matter)

ADOPTED

MOTION (HAHN - LABONGE)

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

APPROVE the settlement agreement, pursuant to Charter section 273(c) which includes the following:

a. City will pay gross settlement amount of $27.7 million.

b. LAXT and the Oxbow Entities, at their sole cost, will provide 24 non-management, full time, union-affiliated employees of the terminal operators on the premises with a retraining stipend worth $1.8 million.

c. LAXT will “Vacate and Surrender” all 117 acres of the premises.

d. Permit 688 issued by the City will terminate when LAXT Vacates and Surrenders, but not later than 90 days following approval.

e. City waives claims for past-due rent; LAXT is responsible only for paying tariff charges.

f. City will receive insurance and indemnities backed by the parent Oxbow Entity.

g. LAXT and the Oxbow Entities will perform a limited environmental remediation of the premises.
Item for Which Public Hearing Has Not Been Held - Item 30
(10 Votes Required for Consideration)

ITEM NO. (30) - ADOPTED - TO THE MAYOR FORTHWITH

Roll Call #5 - Motion (Garcetti - Rosendahl) Adopted, Ayes (11); Absent: Reyes, Smith and Wesson (3)

06-0002-S82
CONTINUED CONSIDERATION OF RESOLUTION (GARCETTI - WEISS) relative to the “Declaration of Los Angeles” which calls for law enforcement to monitor activities of civilian border patrols and extremist groups.

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

RESOLVE that the City include in its 2005-06 State and Federal Legislative Programs SUPPORT for any State or federal legislation concerning border and immigration policy that (1) provides resources to monitor and respond to groups who advocate vigilantism in any form that subverts the democratic process; and, (2) ensures that there continues to be humane treatment of undocumented persons by holding to the highest standards of human rights and dignity, all law enforcement and judicial processes related to deportation, detention, and immigration status.

(Intergovernmental Relations Committee waived consideration of the above matter)

RECONSIDERED ITEM NO. 44 FROM TUESDAY, DECEMBER 12, 2006

Roll Call #4 - Motion (Greuel - Hahn) To Reconsider, Ayes (10);
Absent: Huizar, Reyes, Smith and Wesson (4)
Roll Call #6 - Motion (Greuel - Hahn) Adopted, as Amended, Ayes (11);
Absent: Reyes, Smith and Wesson (3)

ITEM NO. (44) - ADOPTED, *AS AMENDED - SEE FOLLOWING

06-2607
CD 2 CONTINUED CONSIDERATION OF MITIGATED NEGATIVE DECLARATION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to Tentative Tract appeal (No. TT 65491-2A) for property at 13568, 13572, 13576 and 13578 West Rye Street.

Recommendations for Council action:
1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the 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. 06-2607 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 2005-9358 MND] filed on April 3, 2006.

2. FIND that the delivery area designated on the project plans satisfies Condition 15 of the Commission’s action.

3. FIND that the project soils report demonstrates that the liquefaction potential for the site can be dealt with adequately by appropriate structural engineering.

4. ADOPT the June 26, 2006, FINDINGS of the City Planning Department, Deputy Advisory Agency as the Findings of the Council and SUBSTITUTE the City Planning Commission Findings with the Deputy Advisory Agency Findings to the extent that they are inconsistent with the Deputy Advisory Agency’s findings.

5. RESOLVE TO GRANT APPEAL IN PART filed by Jill Banks Barad from part of the decision of the City Planning Commission to modify Condition 10b in sustaining part of the decision of the Deputy Advisory Agency to authorize the original 147 parking spaces *(25 of which shall be designated as guest parking spaces) on multiple levels (noted in August 24, 2006 Staff Report), and THEREBY APPROVE Tentative Tract No. 65491 for the proposed construction of a 50-unit condominium on a 40,138 net square foot site in the R3-1 Zone for property at 13568, 13572, 13576 and 13578 West Rye Street, subject to Conditions of Approval, as modified by the Commission, and as further modified by the Committee, and attached to the Committee report.

   *(Greuel - Hahn)

Applicant: Rye Investment Group, LLC  TT65491-2A

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 12, 2006

(LAST DAY FOR COUNCIL ACTION - DECEMBER 12, 2006)

(Continued from Council meeting of November 29, 2006)
MOTION ADOPTED UPON FINDINGS BY COUNCIL THAT THE NEED TO TAKE ACTION AROSE SUBSEQUENT TO THE POSTING OF THE COUNCIL AGENDA FOR WEDNESDAY, DECEMBER 13, 2006, PURSUANT TO GOVERNMENT CODE SECTION 54954.2(b)(2) AND COUNCIL RULE 23

ADOPTED - FORTHWITH

Roll Call #9 - Motion (Parks - Cardenas) Findings on Need to Act - Adopted, Ayes (11);
Absent: Reyes, Smith and Wesson (3)
Roll Call #10 - Motion (Parks - Cardenas) Adopted, Ayes (10);
Absent: Greuel, Reyes, Smith and Wesson (4)

07-0002-S4
RESOLUTION (PARKS - CARDENAS) relative to the City’s position in connection with pending Federal Communications Commission (FCC) actions to act on a draft Order on video franchising.

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

RESOLVE to include in the City’s 2007-08 Legislative Program OPPOSITION to pending FCC actions, as well as federal regulatory, administrative, and legislative actions, that will further erode video franchise fee revenues, reduce or eliminate Public, Educational, and Government I-Net support, further restrict the authority of state and local governments to regulate the deployment of video services in the public right-of-way and, remove protections against “redline” deployment of advanced video and telecommunications services.

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

06-3133
MOTION (PERRY - CARDENAS) relative to declaring the Christmas in Vermont Square on December 16, 2006 a Special Event (fees and costs absorbed by the City = $2,116).

06-3134
MOTION (PERRY - LABONGE) relative to declaring the Los Angeles Fire Department event on December 19, 2006 a Special Event (fees and costs absorbed by the City = $500).

06-3136
MOTION (WEISS for WESSON - ZINE) relative to declaring the Little Ethiopia Cultural Street Festival on December 10, 2006 a Special Event (fees and costs absorbed by the City = $3,090).
MOTION (WEISS for WESSON - ZINE) relative to declaring the Annual Christmas Festival and Toy Give-Away on December 8-10, 2006 a Special Event (fees and costs absorbed by the City = $12,714).

MOTION (WEISS - GREUEL) relative to declaring the Cedros Parking Lot Grand Reopening on December 16-26, 2006 a Special Event (fees and costs absorbed by the City = $1,285).

MOTION (ZINE for WESSON - ROSENDAHL) relative to declaring the Culver City Farmers' Market on Tuesdays from January 1, 2007 to December 31, 2007 a Special Event (fees and costs absorbed by the City = $34,320).

MOTION (ROSENDAHL - HUIZAR) relative to declaring the Campion Block Party on December 16, 2006 a Special Event (fees and costs absorbed by the City = $1,226).

MOTION (ROSENDAHL - WEISS) relative to declaring the Annual Holiday Tree Lighting Ceremony on December 2, 2006 a Special Event (fees and costs absorbed by the City = $1,594).

MOTION (ROSENDAHL - WEISS) relative to declaring the Venice Marina Christmas Run 2006 on December 9, 2006 a Special Event (fees and costs absorbed by the City = $22,388).

MOTION (PERRY - LABONGE) relative to a request for an exemption from the Convention Center fee waiver policy for the Urban Marketplace 2007 on March 21, 2007.

MOTION (HAHN - GARCETTI) relative to a transfer of funds to provide additional funding to support community services in Council District 15.

MOTION (PERRY - CARDENAS) relative to reinstating the reward offer in the death of Tyron Howell and the attempted murder of Christopher Anthony Baker for an additional 60 days.

MOTION (ZINE for WESSON - ROSENDAHL) relative to installing street banners announcing the Mid City Neighborhood Council from December, 2006 to December, 2007.

MOTION (CARDENAS - PARKS) relative to a contract extension for Advancement Project as the contractor for the development of a Citywide Gang Activity Reduction Strategy.
06-1073-S79  
**MOTION (ZINE for WESSON - ROSENDAHL)** relative to a transfer of funds to replace trash receptacles in Council District 10.

05-1073-S78  
**MOTION (ROSENDAHL - HUIZAR)** relative to a transfer of funds for enhanced graffiti abatement in Council District 11.

06-3141  
**MOTION (LABONGE - GARCETTI)** relative to naming an intersection in Council District Four in honor of the automobile industry icon, George Barris.

06-0167-S1  
**MOTION (GREUEL - ZINE)** relative to expediting the acceptance of funding from the California Office of Traffic Safety for a project to reduce alcohol-involved traffic collisions and fatalities.

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

07-0002-S1  
**RESOLUTION (GARCETTI - HUIZAR - WEISS - ROSENDAHL - LABONGE)** relative to the City’s position in support of restoring funding for the Clinical Trial Unit at the LAC+USC Medical Center.

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

<table>
<thead>
<tr>
<th>06-2357</th>
<th>Marshall Ralph Diaz</th>
<th>(Cardenas - Garcetti)</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Richard “Dick” Leo Flock</td>
<td>(LaBonge)</td>
</tr>
<tr>
<td></td>
<td>Terry Cammack</td>
<td>(Perry - Cardenas - LaBonge - All Councilmembers)</td>
</tr>
<tr>
<td></td>
<td>Gilbert Fernandez</td>
<td>(Garcetti)</td>
</tr>
</tbody>
</table>

Councilmember moved LaBonge seconded by Councilmember Parks, that the Council meeting adjourn, due to the lack of a quorum.

Ayes, Cardenas, LaBonge, Padilla, Parks, Perry and President Garcetti (5); Absent: Greuel, Hahn, Huizar, Reyes, Rosendahl, Smith, Weiss, Wesson and Zine (9). Council District Seven Vacant.
Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk                     PRESIDENT OF THE CITY COUNCIL