ROLL CALL - Members present: Alarcón, Cárdenas, Hahn, Krekorian, LaBonge, Parks, Perry, Reyes, Rosendahl and Smith (10); Absent: Huizar, Koretz, Wesson, Zine and President Garcetti (5)

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF NOVEMBER 5, 2010

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

ITEMS NOTICED FOR PUBLIC HEARING - ITEMS 1-8

Roll Call #1 - Adopted, Ayes (10); Absent: Huizar, Koretz, Wesson, Zine and President Garcetti (5)

ITEM NO. (1) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED DECEMBER 8, 2010

08-0093
CD 2

HEARING PROTESTS against the proposed improvement and maintenance of the Whitsett Avenue and Valley Spring Lane No. 1 (Re-ballot) Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Whitsett Avenue and Valley Spring Lane No. 1 (Re-ballot) Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on September 8, 2010 - Continue hearing and present Ordinance on DECEMBER 8, 2010 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)
ITEM NO. (2) - HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED DECEMBER 8, 2010

08-1030
CD 2

HEARING PROTESTS against the proposed improvement and maintenance of the Helen Avenue and Wicks Street (Re-ballot) Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Helen Avenue and Wicks Street (Re-ballot) Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on September 8, 2010 - Continue hearing and present Ordinance on DECEMBER 8, 2010 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (3) - HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED DECEMBER 8, 2010

09-2081
CD 15

HEARING PROTESTS against the proposed improvement and maintenance of the Pacific Coast Highway and President Avenue (Re-ballot) Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Pacific Coast Highway and President Avenue (Re-ballot) Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on September 8, 2010 - Continue hearing and present Ordinance on DECEMBER 8, 2010 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (4) - HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED DECEMBER 8, 2010

10-0729
CD 11

HEARING PROTESTS against the proposed improvement and maintenance of the Ramsgate and Reading Avenues Lighting District.

Recommendation for Council action:
HEAR PROTESTS against the proposed improvement and maintenance of the Ramsgate and Reading Avenues Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on September 8, 2010 - Continue hearing and present Ordinance on DECEMBER 8, 2010 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (5) - HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED DECEMBER 8, 2010

10-0734
CD 11

HEARING PROTESTS against the proposed improvement and maintenance of the Armacost and Texas Avenues (Re-ballot) Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Armacost and Texas Avenues (Re-ballot) Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on September 8, 2010 - Continue hearing and present Ordinance on DECEMBER 8, 2010 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (6) - HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED DECEMBER 8, 2010

10-0785
CD 9

HEARING PROTESTS against the proposed improvement and maintenance of the Crocker and 10th Streets Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Crocker and 10th Streets Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on September 8, 2010 - Continue hearing and present Ordinance on DECEMBER 8, 2010 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)
ITEM NO. (7) - HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED DECEMBER 8, 2010

10-0864
CD 5

HEARING PROTESTS against the proposed improvement and maintenance of the Wetherly Drive and Third Street Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Wetherly Drive and Third Street Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on September 8, 2010 - Continue hearing and present Ordinance on DECEMBER 8, 2010 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (8) - PUBLIC HEARING CLOSED - MOTION ADOPTED TO GRANT APPLICATION

Roll Call #8 - Adopted to Grant Application, Ayes (12); Absent: Wesson, Zine and President Garcetti (3)

10-1694
CD 5

HEARING COMMENTS relative to application for determination of “Public Convenience or Necessity” for the sale of alcoholic beverages for off-site consumption and on-site tasting at RESF I retail wine store located at 86216 West Pico Boulevard.

Recommendations for Council action:

1. DETERMINE that the issuance of a liquor license at RESF I retail wine store located at 8616 West Pico Boulevard, Los Angeles, 90035, will serve the “Public Convenience or Necessity” and will not tend to create a law enforcement problem.

2. GRANT the Application for Determination of “Public Convenience or Necessity” for the sale of alcoholic beverages for off-site consumption and on-site tasting at 8616 West Pico Boulevard.

3. INSTRUCT the City Clerk to transmit this determination to the State Department of Alcoholic Beverage Control as the required findings under Business and Professions Code Section 23958.4.

Applicant: Michael Bernstein (Jonathan Lonner, representative)

TIME LIMIT FILE - DECEMBER 13, 2010

(LAST DAY FOR COUNCIL ACTION - DECEMBER 10, 2010)
Items for Which Public Hearings Have Been Held - Items 9-13

ITEM NO. (9) - ADOPTED - SEE FOLLOWING

Roll Call #10 - Adopted, Ayes (13); Absent: Zine and President Garcetti (2)

09-2237

COMMUNICATION FROM THE COUNCIL PRESIDENT relative to the reappointment of Mr. Jason Elias to the Green Retrofit Development Advisory Council.

Recommendation for Council action:

RESOLVE that the Council President’s reappointment of Mr. Jason Elias to the Green Retrofit Development Advisory Council for an additional one-year term expiring September 30, 2011 is APPROVED and CONFIRMED.

Ethics Commission Review: Pending.

Community Impact Statement: None submitted.

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

(Click on the above hyperlink or go to http://cityclerk.lacity.org/lacityclerkconnect/index.cfm for background documents)

ADOPTED

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the reappointment of Mr. Jason Elias to the Green Retrofit Development Advisory Council.

Recommendation for Council action:

RESOLVE that the Council President’s reappointment of Mr. Jason Elias to the Green Retrofit Development Advisory Council for an additional one-year term expiring September 30, 2011 is APPROVED and CONFIRMED.

Ethics Commission Review: Pending.

Community Impact Statement: None submitted.

ITEM NO. (10) - ADOPTED

Roll Call #7 - Adopted, Ayes (12); Absent: Wesson, Zine and President Garcetti (3)

09-2199

NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to amending the Los Angeles Municipal Code (LAMC) to enable the establishment of "CPIO" Community Plan Implementation Overlay Districts.
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 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. 09-2199 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-2009-438-ND] filed on March 6, 2009.

2. ADOPT the September 8, 2010 FINDINGS of the Director of Planning as the Findings of the Council.

3. PRESENT and ADOPT the accompanying ORDINANCE amending Sections 12.04, 12.20.3, and 12.32 of the LAMC, and adding a new Section 13.14 to the LAMC to enable the establishment of “CPIO” Community Plan Implementation Overlay Districts.

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.

Community Impact Statement: Yes
Studio City Neighborhood Council

ITEM NO. (11) - ADOPTED

Roll Call #2 - Adopted, Ayes (11); Absent: Koretz, Wesson, Zine and President Garcetti (4)

10-1474
CD 5

MITIGATED NEGATIVE DECLARATION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to appeals of the Mitigated Negative Declaration for property at 375-93 North La Cienega Boulevard and 407-17 Westmount Drive.

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 in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council File No. 10-1474 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-2007-5180-MND] filed on May 22, 2009.

2. ADOPT the FINDINGS of the City Planning Commission (CPC), Central Los Angeles Area Planning Commission (CLAAPC), and the Planning and Land Use Management (PLUM) Committee as the Findings of the Council.
3. RESOLVE TO DENY APPEAL filed by Brittany Perrineau and Padi Moschetta, West Hollywood West Residents Association (Douglas Carstens, Chatten-Brown and Carstens, Representative), brought under California Public Resources Code, Section 21151c of the California Environmental Quality Act, from part of the determination of the CPC, and THEREBY ADOPT Mitigated Negative Declaration No. ENV-2007-5180-MND in connection with the proposed construction of an approximately 110,465 square foot apartment building with 125 units including 11 Very Low Income Affordable units for the property at 375-93 North La Cienega Boulevard and 407-17 Westmount Drive. (The CPC also approved a Density Bonus Compliance Review for this project.)

Applicant: NMSLuxe375, LLC
DIR-2007-5179-SPR-DB-1A

4. RESOLVE TO DENY APPEAL filed by Brittany Perrineau and Padi Moschetta, West Hollywood West Residents Association (Douglas Carstens, Chatten-Brown and Carstens, Representative), brought under California Public Resources Code, Section 21151c of the California Environmental Quality Act, from part of the determination of the CLAAPC, and THEREBY ADOPT Mitigated Negative Declaration No. ENV-2007-5180-MND in connection with the proposed construction of an approximately 110,465 square foot apartment building with 125 units including 11 Very Low Income Affordable units for the property at 375-93 North La Cienega Boulevard and 407-17 Westmount Drive. (The CLAAPC also approved a Site Plan Review for this project.)

Fiscal Impact Statement: The CPC and CLAAPC report that there is no General Fund impact, as administrative costs are recovered through fees.

Community Impact Statement: None submitted.

ITEM NO. (12) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #14 - to Adopt as Amended, Ayes (13); Absent: Zine and President Garcetti (2)

TRANSPORTATION COMMITTEE REPORT relative to the regulation of mobile food trucks.

Recommendations for Council action, as initiated by Motions (Zine - Smith) and (LaBonge - Koretz):

1. REQUEST that the City Attorney, in coordination with the Bureau of Street Services, Investigation and Enforcement Division, Chief Legislative Analyst (CLA), and the Office of Finance, develop an ordinance establishing a mobile food truck permit process that would include a one-page document that will serve as a guide for conducting such businesses in the City of Los Angeles to be distributed to truck owners and operators upon receipt of a business license.
2. REQUEST that the City Attorney report back to the Transportation Committee with a clarification of the liability associated with mobile food trucks and the safe operation and visibility of traffic lights, and the establishment of distance requirements from crosswalks and traffic lights; the feasibility of restrictions on the operation of mobile food trucks in low-density C-1 commercial zones, such as business "villages;" and, to carefully examine the regulations successfully put into place by other municipalities in Los Angeles County, such as Culver City.

3. INSTRUCT the Los Angeles Police Department (LAPD), and the Los Angeles Department of Transportation (LADOT), working with the City Attorney, to conduct a training program for police officers and parking enforcement personnel on the existing laws pertaining to catering truck activity.

4. INSTRUCT the LADOT to report on the current policy related to limiting the issuance of parking citations to one per vehicle per day, including the feasibility of implementing a graduated citation fine schedule.

5. REQUEST the City Attorney to prepare and present the necessary implementing ordinance for the new Los Angeles County mobile food truck grading plan.

6. DIRECT the CLA to establish a Mobile Food Truck Task Force comprised of the Los Loncheros, SoCal Mobile Food Vendors Association, Los Angeles County Department of Public Health, LAPD, Los Angeles Fire Department, LADOT, Department of City Planning, Bureau of Street Services, Office of Finance, City Attorney, Mayor's Office, interested Neighborhood Councils and Business Improvement Districts, and others, as appropriate, to meet regularly and to consider long-term and emerging catering truck policy issues, address industry needs and concerns, and identify possible locations for off-street catering truck locations.

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

Community Impact Statement: Yes
   Venice Neighborhood Council

ADOPTED

AMENDING MOTION (REYES - ROSENDAHL)

Recommendation for Council action:

INSTRUCT City staff as appropriate to report back to the Transportation Committee relative to:

a. Using the Planning Department's mapping systems to define locations for mobile food truck operation based upon public safety.

b. Establishing a documentation process to acknowledge the long-term presence of mobile food trucks at certain locations.
ITEM NO. (13) - ADOPTED

Roll Call #15 - Adopted, Ayes (12); Absent: Cárdenas, Zine and President Garcetti (3)

TRANSPORTATION and PUBLIC SAFETY COMMITTEES’ REPORT relative to the prevention of harassment of bicyclists in the City of Los Angeles.

Recommendation for Council action:

REQUEST the City Attorney to prepare and present an ordinance making it a civil violation of the Los Angeles Municipal Code, including a fine of up to $1,000, for anyone to harass, threaten, or assault a bicyclist.

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.

Community Impact Statement: None submitted.

Items for Which Public Hearings Have Not Been Held - Items 14-34
(10 Votes Required for Consideration)

ITEM NO. (14) - ADOPTED - FORTHWITH

Roll Call #11 - Adopted, Ayes (13); Absent: Zine and President Garcetti (2)

CONTINUED CONSIDERATION OF COMMUNICATION FROM CHAIR, ARTS, PARKS, HEALTH AND AGING COMMITTEE relative to the Mayor’s appointment of Ms. Mary Garcia to the Commission for Community and Family Services.

Recommendation for Council action:

RESOLVE that the Mayor’s appointment of Ms. Mary Garcia to the Commission for Community and Family Services for the term ending June 30, 2012 is APPROVED and CONFIRMED. Ms. Garcia resides in Council District Four. (Current Commission gender composition; F=8; M=5).

Ethics Commission Review: Pending.

Background Check Review: Pending.

Community Impact Statement: None submitted.

TIME LIMIT FILE - NOVEMBER 12, 2010

(LAST DAY FOR COUNCIL ACTION - NOVEMBER 12, 2010)

(Continued from Council meeting of November 2, 2010)
ITEM NO. (15) - ADOPTED

Roll Call #12 - Adopted, Ayes (12); Absent: Huizar, Zine and President Garcetti (3)

COMMUNICATION FROM VICE CHAIR, PLANNING AND LAND USE MANAGEMENT COMMITTEE relative to the appointment of Ms. Kandee Lewis to the Harbor Area Planning Commission.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Kandee Lewis to the Harbor Area Planning Commission for the term ending June 30, 2011, to fill the vacancy created by Gloria Lockhart, is APPROVED and CONFIRMED. Ms. Lewis resides in Council District 15. (Current Commission gender composition: M=1; F=3; Vacancy=1)

Ethics Commission Review: Pending.

Background Check Review: Pending.

Community Impact Statement: None submitted.

TIME LIMIT FILE - NOVEMBER 27, 2010

(LAST DAY FOR COUNCIL ACTION - NOVEMBER 24, 2010)

ITEM NO. (16) - ADOPTED

Roll Call #3 - Adopted, Ayes (12); Absent: Wesson, Zine and President Garcetti (3)

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Case Avenue and Valerio 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 October 28, 2010.

2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JANUARY 19, 2011 as the hearing date for the maintenance of the Case Avenue and Valerio 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, $23,564.52 will be collected annually starting with tax year 2011-12 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.
ITEM NO. (17) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #9 - to Adopt as Amended, Ayes (13); Absent: Zine and President Garcetti (2)

CONTINUED CONSIDERATION OF COMMUNICATION FROM CHAIR, ARTS, PARKS, HEALTH AND AGING COMMITTEE relative to the request for the City Attorney to prepare and present an ordinance to enact a second-hand smoking law effective throughout the City which would limit public exposure to secondhand smoke in all public areas and common areas where people congregate.

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

1. REQUEST the City Attorney to prepare and present an ordinance to enact a second-hand smoking law effective throughout the City which would limit public exposure to secondhand smoke in all public areas and common areas where people congregate including, but not limited to indoor and outdoor businesses, hotels, parks, apartment common areas, restaurants and bars, and beaches.

2. REQUEST the City Attorney together with the Chief Legislative Analyst and the City Administrative Officer to report back to the Arts, Parks, Health and Aging Committee on the effect of this law on nightclubs and bars and to address the issue of big venues and common spaces, taking into account the Los Angeles County report dated June 2010 entitled “Cigarette Smoking in Los Angeles County: Local Data Informed Tobacco Policy” (attached to the Council File).

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

Community Impact Statement: None submitted.

(Continued from Council meeting of November 2, 2010)

ADOPTED

AMENDING MOTION (PARKS - LABONGE)

Recommendation for Council action:

CREATE a working group headed by the City Administrative Officer, the Chief Legislative Analyst, and the City Attorney to work with interested groups, including the Los Angeles County Health Department and the Mayor of the City of Calabasas, to create an Ordinance that is central to the City of Los Angeles while addressing issues such as public places, employment places, multi-unit residences, common areas, and enclosed places such as hotels and businesses.
ITEM NO. (18) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #13 - to Adopt as Amended, Ayes (12); Absent: Huizar, Zine and President Garcetti (3)

10-2410
CD 1

COMMUNICATION FROM THE LOS ANGELES FIRE DEPARTMENT relative to a solar photovoltaic systems being installed at property located at 4570 Griffin Avenue in Montecito Heights.

(Scheduled pursuant to Council action on September 22, 2010)

(Continued from Council meeting of November 3, 2010)

ADOPTED

AMENDING MOTION (REYES - PERRY)

Recommendations for Council action:

1. REQUEST/INSTRUCT the Los Angeles Department of Water and Power/Department of General Services to immediately report to the Council relative to the availability of City-owned land that may be used as an alternate location for the installation and operation of the solar photovoltaic systems associated with this property (4570 Griffin Avenue).

2. REQUEST the Los Angeles Department of Water and Power to report in 30 days on the viability of Department entering into a net-metering arrangement with this property as it relates to its solar photovoltaic systems.

ADOPTED

AMENDING MOTION (REYES - KREKORIAN)

Recommendation for Council action:

1. INSTRUCT the Planning Department with the assistance of the City Attorney, to prepare and present an Interim Control Ordinance (ICO), to prohibit the issuance of demotion, building, and any other applicable permits for the installation of ground solar photovoltaic systems located within the Very High Fire Hazard Severity Zone.

2. INSTRUCT the Planning Department and the City Attorney to include an Urgency Clause in the ICO making it effective upon publication. The ICO shall be in effect for an initial 45 days pursuant to Government Code Section 65858 with the possibility of future extensions as provided in the Code section, or until the adoption of the appropriate land use regulatory controls have been prepared by the Planning Department, adopted by the Council and become effective, whichever occurs first.
ITEM NO. (19) - ADOPTED

10-1577
CD 5

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 3756 North Limestone Place pursuant to the Los Angeles Municipal Code Section 12.37 (Highway Dedication Ordinance).

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 554, 558, and 559 of the Los Angeles City Charter.

3. ADOPT the City Engineer report dated August 13, 2010 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 3756 North Limestone Place.

4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of $2,739.20 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of $2,560 and a seven percent surcharge in the amount of $179.20 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. (20) - ADOPTED

10-1578
CD 5

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 14643 West Lacota Place pursuant to the Los Angeles Municipal Code Section 12.37 (Highway Dedication Ordinance).

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 96.5(5), 97.6, and 97.8 of the Los Angeles City Charter.

3. **ADOPT** the City Engineer report dated August 13, 2010 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 14643 West Lacota Place.

4. **AUTHORIZE** the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

**Fiscal Impact Statement:** The City Engineer reports that the applicant has paid a Dedication Fee in the amount of $2,247 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of $2,100 and a seven percent surcharge in the amount of $147 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. (21) - ADOPTED**

10-1599
CD 9

**CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 1005-11 East 51st Street pursuant to the Los Angeles Municipal Code Section 12.37 (Highway Dedication Ordinance).**

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 554, 558, and 559 of the Los Angeles City Charter.

3. **ADOPT** the City Engineer report dated August 27, 2010 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 1005-11 East 51st Street.

4. **AUTHORIZE** the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

**Fiscal Impact Statement:** The City Engineer reports that the applicant has paid a Dedication Fee in the amount of $2,739.20 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of $2,560 and a seven percent surcharge in the amount of $179.20 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. (22) - ADOPTED

10-1600
CD 2

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 11565 West Victory Boulevard pursuant to the Los Angeles Municipal Code Section 12.37 (Highway Dedication Ordinance).

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 554, 558, and 559 of the Los Angeles City Charter.

3. ADOPT the City Engineer report dated August 27, 2010 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 11565 West Victory Boulevard.

4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of $2,739.20 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of $2,560 and a seven percent surcharge in the amount of $179.20 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. (23) - ADOPTED

10-1663
CD 4

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 10808 West Kling Street pursuant to the Los Angeles Municipal Code Section 12.37 (Highway Dedication Ordinance).

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 554, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated September 20, 2010 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 10808 West Kling Street.

4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of $2,247 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of $2,100 and a seven percent surcharge in the amount of $147 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. (24) - ADOPTED

10-2306
CD 3

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 21250 Golondrina Street pursuant to the Los Angeles Municipal Code Section 12.37 (Highway Dedication Ordinance).

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 554, 558, and 559 of the Los Angeles City Charter.

3. ADOPT the City Engineer report dated August 5, 2010 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 21250 Golondrina Street.

4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of $2,274 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of $2,100 and a seven percent surcharge in the amount of $147 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. (25) - ADOPTED

**10-2399 CD 14**

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 2908 East First Street pursuant to the Los Angeles Municipal Code Section 12.37 (Highway Dedication Ordinance).

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 554, 558, and 559 of the Los Angeles City Charter.

3. ADOPT the City Engineer report dated August 23, 2010 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 2908 East First Street.

4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of $2,102.55 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of $1,965 and a seven percent surcharge in the amount of $137.55 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. (26) - ADOPTED

**10-1579 CD 13**

COMMUNICATION FROM THE CITY ENGINEER relative to the installation of the name of Alan Menken on the Hollywood Walk of Fame.

Recommendation for Council action:

APPROVE the installation of the name of Alan Menken on the Hollywood Walk of Fame at 6834 Hollywood Boulevard.

Fiscal Impact Statement: The City Engineer reports that there is no General Fund impact.
ITEM NO. (27) - ADOPTED

10-1580
CD 13

COMMUNICATION FROM THE CITY ENGINEER relative to the installation of the name of Guy Laliberte/Cirque Du Soleil on the Hollywood Walk of Fame.

Recommendation for Council action:

APPROVE the installation of the name of Guy Laliberte/Cirque Du Soleil on the Hollywood Walk of Fame at 6801 Hollywood Boulevard.

Fiscal Impact Statement: The City Engineer reports that there is no General Fund impact.

ITEM NO. (28) - ADOPTED

10-1581
CD 13

COMMUNICATION FROM THE CITY ENGINEER relative to the installation of the name of Laura Dern on the Hollywood Walk of Fame.

Recommendation for Council action:

APPROVE the installation of the name of Laura Dern on the Hollywood Walk of Fame at 6270 Hollywood Boulevard.

Fiscal Impact Statement: The City Engineer reports that there is no General Fund impact.

ITEM NO. (29) - ADOPTED

10-1582
CD 13

COMMUNICATION FROM THE CITY ENGINEER relative to the installation of the name of Christina Aguilera on the Hollywood Walk of Fame.

Recommendation for Council action:

APPROVE the installation of the name of Christina Aguilera on the Hollywood Walk of Fame at 6901 Hollywood Boulevard.

Fiscal Impact Statement: The City Engineer reports that there is no General Fund impact.
ITEM NO. (30) - ADOPTED

10-1583
CD 13

COMMUNICATION FROM THE CITY ENGINEER relative to the installation of the name of Diane Ladd on the Hollywood Walk of Fame.

Recommendation for Council action:

APPROVE the installation of the name of Diane Ladd on the Hollywood Walk of Fame at 6270 Hollywood Boulevard.

Fiscal Impact Statement: The City Engineer reports that there is no General Fund impact.

ITEM NO. (31) - ADOPTED

10-1584
CD 13

COMMUNICATION FROM THE CITY ENGINEER relative to the installation of the name of Bruce Dern on the Hollywood Walk of Fame.

Recommendation for Council action:

APPROVE the installation of the name of Bruce Dern on the Hollywood Walk of Fame at 6270 Hollywood Boulevard.

Fiscal Impact Statement: The City Engineer reports that there is no General Fund impact.

ITEM NO. (32) - CONTINUED TO NOVEMBER 12, 2010

Roll Call #18 - Adopted to Continue, Unanimous Vote (12); Absent: Cárdenas, Perry and Wesson (3)

08-0923-S7

CONTINUED CONSIDERATION OF MOTION (KORETZ - HAHN) relative to amending the Los Angeles Municipal Code (LAMC) Section 45.19.6.2(B)(2)(3) of the Registration Section regarding Medical Marijuana Collectives.

Recommendations for Council action:

1. AMEND LAMC Section 45.19.6.2(B)(2)(3) of the Registration Section as follows: “has substantially the same ownership and management as it identified in its registration with the City Clerk’s Office.”

2. DEFINE “substantially the same ownership and management” in the Definitions Sections of Final Ordinance No. 181069 as “any pre-ICO Medical Marijuana Collective that has identical ownership and management from their initial ICO filings, or any pre-ICO Medical Marijuana Collective that has added, deleted, or substituted management from their original application, but still maintains at least one primary owner and/or manager from the initial Pre-ICO application.”
3. DIRECT the City Clerk to review all pre-ICO Medical Marijuana Collectives that re-registered with the City in June 2010 and, for those that were excluded on the basis of LAMC Section 45.19.6.2(B)(2)(3), that the City Clerk be required to reapply this amended Ordinance as to those operators.

4. DIRECT the City Clerk to grant priority status to any pre-ICO Medical Marijuana Collective that was previously refused priority status, but should be granted priority status under the aforementioned clarified definition.

Community Impact Statement: None submitted.

(Planning and Land Use Management Committee waived consideration of the above matter)

(Continued from Council meeting of October 19, 2010)

ITEM NO. (33) - ADOPTED

Roll Call #3 - Adopted, Ayes (12); Absent: Wesson, Zine and President Garcetti (3)

10-0010-S43

MOTION (PERRY - REYES) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the assault of Marchay Blankeney on October 31, 2010.

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

1. PROVIDE an offer of reward in the amount of $50,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the assault of Marchay Blankeney on October 31, 2010.

2. FIND that the subject reward complies with the provisions of Chapter 12, Article 1, Division 19, of the Los Angeles Administrative Code.

3. DIRECT the City Clerk to publish the required notices and/or advertisements to effectuate this reward.

Roll Call #17 - Adopted, Ayes (12); Absent: Cárdenas, Perry and Wesson (3)

(Item Nos. 17a-17b)

ITEM NO. (34) - MAPS APPROVED - CITY ENGINEER REPORTS ADOPTED

10-1726 et al.

FINAL MAPS in the various Council Districts.

Recommendation for Council action:

APPROVE the Final Maps and ADOPT the City Engineer Reports as detailed in the various listed Council files, including bonds, agreements, contracts and other related issues as specified:
a. FINAL MAP OF TRACT NO. 70256 for property located at 1943 South Pelham Avenue lying northerly of La Grange Avenue.
   (Bond No. C-117725)
   (Quimby Fee: $21,098)
   Applicants: Pelham Place LLC
   Jack Little Co.

b. FINAL MAP OF TRACT NO. 65036 for property located at 17965 Mayerling Street lying southerly of Rexbon Road.
   (Quimby Fee: $8,032)
   Applicants: SLS Newport Investments, LLC
   B&E Engineers

Closed Sessions - Items 35-37

Roll Call #4 - Adopted in Open Session, Ayes (12); Absent: Wesson, Zine and President Garcetti (3)
(Item Nos. 35-36)

ITEM NO. (35) - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

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 C. Doe v. City of Los Angeles,
Los Angeles Superior Court Case No. BC 430529. (This case arises out of a claim against the City involving
the sexual molestation of an explorer scout by a Los Angeles Police Department officer.)

(Budget and Finance Committee considered the above matter in Closed Session on November 1,
2010)

ADOPTED

MOTION (PARKS - SMITH)

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

1. AUTHORIZE the City Attorney to pay a total of $500,000 in settlement of the above-entitled
   matter from City Attorney Fund 100, Department 59, Account No. 9770.

2. AUTHORIZE the City Attorney to draw a demand thereon in said amount payable to
   Goldberg and Gage, and Charles Keller.

3. AUTHORIZE the City Attorney, or designee, to prepare Controller instructions for any
   necessary technical adjustments, subject to the approval of the City Administrative Officer,
   and AUTHORIZE the Controller to implement the instructions.
ITEM NO. (36) - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

10-1607

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 Christina Gonzalez v. City of Los Angeles, Los Angeles Superior Court Case No. BC 388928. (This case arises from incidents involving members of the Los Angeles Police Department that occurred May 1, 2007.)

(Budget and Finance Committee considered the above matter in Closed Session on November 1, 2010)

ADOPTED

MOTION (PARKS - SMITH)

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

1. AUTHORIZE the City Attorney to pay a total of $500,000 in settlement of the above-entitled matter from City Attorney Fund 100, Department 59, Account No. 9770.

2. AUTHORIZE the City Attorney to draw a demand thereon in said amount payable to Christina Gonzalez and Girardi & Keese Trust Account.

3. AUTHORIZE the City Attorney, or designee, to prepare Controller instructions for any necessary technical adjustments, including additions or amendments to stated payees, subject to the approval of the City Administrative Officer, and AUTHORIZE the Controller to implement the instructions.

ITEM NO. (37) - NO ACTION TAKEN

08-0923-S10

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to medical marijuana collectives litigation; Los Angeles Superior Court (LASC) Case No. BC433942 (Lead Case) and all related actions; and City of Los Angeles, et al. v. 420 Grand, et al. LASC Case No. BC 444336.

(Planning and Land Use Management and Public Safety Committees waived consideration of the above matter.)

Item for Which Public Hearing Has Not Been Held - Item 38
(10 Votes Required for Consideration)

ITEM NO. (38) - ADOPTED, AS AMENDED - FORTHWITH - SEE FOLLOWING

Roll Call #16 - to Adopt as Amended, Ayes (12); Absent: Cárdenas, Perry and Zine (3)
CONTINUED_consideration_of_motion_(alarcon_-_hahn)_relative_to_requesting_the_president_and_ceo_of_the_housing_authority_of_the_city_of_los_angeles_(hacla) to_report_to_council_on_recent_evictions.

Recommendation_for_council_action:

REQUEST the president and CEO of the HACLA to report to the City Council and explain the justification and appropriateness of the recent evictions of families from HACLA public housing sites for participating in a public protest.

ADOPTED

MOTION (ALARCON - SMITH)

Recommendations for council action:

1. REQUEST the City Attorney to draft a letter to the Attorney General to investigate the eviction proceedings imposed by HACLA upon residents of the San Fernando Gardens and Rancho San Pedro public housing developments that participated in a public protest at the home of HACLA’s Executive Director.

2. REQUEST the City Attorney to draft a letter to HACLA to immediately cease and desist the subject eviction proceedings pending further investigation and to rescind any related fees charged to the residents.

3. REQUEST the City Attorney to draft a letter to the Executive Director of HACLA to personally appear at a meeting of the City Council to explain, in detail, the subject eviction proceedings.

RECONSIDERATION OF ITEM NO. 28 FROM TUESDAY, NOVEMBER 9, 2010 - COUNCIL FILE NO. 10-1322 - CONTINUED TO NOVEMBER 17, 2010

Roll Call #5 - Adopted to Continue, Unanimous Vote (12); Absent: Wesson, Zine and President Garcetti (3)

HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 930 North Eubank Avenue, APN 7423-024-020. (Lien: $5,233.07)

Recommendations for council action:
1. HEAR PROTESTS relative to a proposed lien recorded against property located at 930 North Eubank Avenue, to recover the cost of non-compliance of code violation, and the cost of inspections, plus appropriate fees and fines, as authorized by the Los Angeles Municipal Code Sections 91.103, 98.0411(a) and Los Angeles Administrative Code Sections 7.35.3 and 7.35.5, as described in the Building and Safety report, attached to the Council file; and, CONFIRM said lien.

2. INSTRUCT the Department of Building and Safety to deposit to Department 08, Fund 48R, Balance Sheet Account 2200, any payment received against this lien in the amount of $5,233.07 on the above referenced property.

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

10-2280-S1
MOTION (LABONGE for GARCETTI - HUIZAR) relative to fund for October 10, 2010 CicLAvia Special Event.

05-2410

10-1765
MOTION (PERRY - WESSON) relative to the Bureau of Sanitation and Community Development Department reporting to Council on the American Recovery and Reinvestment Act Mentorship Program.

10-1767
MOTION (HUIZAR - LABONGE) relative to accepting an offer as a gift to the Community Development Department, a sculpture entitled “California Peace Angel.”

10-1766
MOTION (HUIZAR - PERRY) relative to initiating street vacation proceedings to vacate the portion of Grand Avenue (Sub-surface) between Second Street and General Thaddeus Kosciuszko Way.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

10-0004-S3 Bacon Wrapped Hot Dog The Official Hot Dog of Los Angeles (LaBonge)
Paul Schrade (Rosendahl - All Councilmembers)
La Mission (Garcetti - All Councilmembers)
At the conclusion of this day’s Council Session
ADJOURNING MOTIONS WERE ADOPTED in tribute to the memory of:

10-0003-S3  Emily Aleman (Krekorian)

Alarcón, Hahn, Koretz, Krekorian, Parks, Perry, Rosendahl, Smith, Zine and President Garcetti (10);
Absent: Cárdenas, Huizar, LaBonge, Reyes and Wesson (5)

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk  PRESIDENT OF THE CITY COUNCIL