ROLL CALL - Members present: Garcetti, Greuel, Hahn, LaBonge, Ludlow, Miscikowski, Parks, Smith, Villaraigosa, Weiss and Zine (11); Absent: Cardenas, Perry, Reyes and President Padilla (4).

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF January 6, 2004

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) - ADOPTED - PROTEST DENIED - ASSESSMENT CONFIRMED

Roll Call #2 - Motion (Smith - Greuel) Adopted, Ayes (12); Absent: Cardenas, Perry and President Padilla (3)

03-1875 - CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CD 2 CONSIDERATION relative to the improvement and maintenance of KITTRIDGE STREET AND BECK AVENUE 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 system, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Sections 50078.6 and 54954.6 (Proposition 218).

(Public Hearing held December 19, 2003)

Items for Which Public Hearings Have Been Held - Items 2-6
ITEM NO. (2) - ADOPTED

00-1531 - COMMERCE, ENERGY AND NATURAL RESOURCES COMMITTEE REPORT relative to the Department of Water and Power’s (DWP) updates on its Integrated Resource Plan.

Recommendation for Council action:

NOTE and FILE the July 15, 2002, the October 17, 2001, the April 3, 2001, and the February 15, 2001 reports from the DWP relative to its Integrated Resource Plan, inasmuch as the reports are submitted for information only and no Council action is required.

Fiscal Impact Statement: Not applicable.

ITEM NO. (3) - ADOPTED

00-1531 - COMMERCE, ENERGY AND NATURAL RESOURCES COMMITTEE REPORT relative to the Department of Water and Power’s (DWP) first quarterly status report of 2002 for the Department’s 2000 Integrated Resource Plan.

Recommendation for Council action:

NOTE and FILE the April 15, 2002 report from the DWP relative to its first quarterly status report of 2002 for the Department’s 2000 Integrated Resource Plan, inasmuch as the report is submitted for information only and no Council action is required.

Fiscal Impact Statement: Not applicable.

ITEM NO. (4) - ADOPTED

Roll Call #5 - Motion (Hahn - LaBonge) Adopted, Ayes (12); Absent: Cardenas, Perry and President Padilla (3)

02-1511 - COMMERCE, ENERGY AND NATURAL RESOURCES COMMITTEE REPORT relative to the Harbor Department’s Fiscal Year (FY) 2003-04 Debt Accountability Report and FY 2003-04 Budget and Capital Plan.

Recommendation for Council action:
NOTE and FILE the July 16, 2003 and October 17, 2003 reports from the Executive Director of the Harbor Department relative to the Harbor Department’s FY 2003-04 Debt Accountability Report and FY 2003-04 Budget and Capital Plan, inasmuch as the reports are submitted for information only and no Council action is required.

Fiscal Impact Statement: Not applicable.

ITEM NO. (5) - ADOPTED, *AS AMENDED - SEE FOLLOWING

Roll Call #6 - Motion (Parks - Garcetti) to Adopt as Amended, Ayes (12); Absent: Cardenas, Perry and President Padilla (3)

03-2427 - HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to Community Development Block Grant (CDBG) Task Force 30th Year Consolidated Plan Program Year Funding.

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

1. APPROVE the distribution formula of CDBG funds proposed by the CDBG Task Force in the Community Development Department (CDD) report to the Mayor dated October 31, 2003 (attached to the Council file) for the 2004-05 Consolidated Plan.

2. REQUEST that the Mayor:
   a. Include in the 2004-05 Consolidated Plan funding for the projects that have a direct impact on the General Fund, adopted Council actions, and potential liability issues, including CDD and General Services Department shortfalls, Rita Walters Youth Opportunities Unlimited cost overruns, and L.A. Bridges unless sources of funds are identified.
   b. Include funding for the following Council Priorities in the 2004-05 Consolidated Plan or identify other sources of funding for repayments: L.A. Bridges, the Affordable Housing Trust Fund, and small business and homeless programs.
   c. Include funding for, or identify other sources of funding for programs no longer supported by federal grants, including Youth Opportunities Movement, Pro-Active Code Enforcement, and L.A. Bridges.
   e. Allocate a minimum of $15 million for new initiatives with funds to be divided pursuant to the distribution formula proposed by the CDBG Task Force.
Apply the same geographic allocation formula that will be applied to the Council’s 70 percent share to the Mayor’s 30 percent share. *Apply the same formula allocation (based on poverty) as applied to the Council’s 70% share to the Mayor’s 30% share, with the exception of youth intervention and prevention programs.*

3. INSTRUCT the CDD, with the assistance of the City Administrative Officer and the Chief Legislative Analyst, to:

   a. Provide an analysis of the service impacts of the reduction in the Public Services Cap on individual organizations and programs previously funded within this category, and to recommend a mechanism for determining which, if any, of these organizations should be funded in other categories.

   b. Provide a status report, as part of the 2004-05 Consolidated Plan Review, on projects currently funded with Citywide Urban Development Action Grants (UDAG), Mayor’s UDAG, and Produce Market Proceeds for potential use such as a funding source or swap.

   c. Review the current balances for line items in the Consolidated Plan including 29th Year and past reprogrammings ($12 million unspent) for determination of unspent funds to fund a $2.3 million Targeted Neighborhood Initiative Phase I shortfall and roll over to the 30th Year.

   d. As part of the 2004-05 Consolidated Plan Review process, verify expenditures and review readiness determination.

   e. Report back on the final determination relative to the level of entitlement funding which should be expected.

4. INSTRUCT the CDD to review projects proposed for CDBG funding for eligibility determination for other grants including WIA.

Fiscal Impact Statement: The CDD states that this action will not impact the General Fund.

ADOPTED

AMENDING MOTION (GREUEL - GARCETTI)

Recommendation for Council action:

INCLUDE in Recommendation No. 2B the construction and renovation of Child Care facilities as a Council priority for the 2004-05 Consolidated Plan.
ITEM NO. (6) - CONTINUED TO JANUARY 13, 2004

Roll Call #1 - Motion (Garcetti - Parks) Adopted to Continue, Unanimous Vote (12); Absent: Cardenas, Perry and President Padilla (3)

03-2674 - COMMUNICATIONS FROM THE COMMUNITY REDEVELOPMENT AGENCY BOARD OF COMMISSIONERS relative to Disposition and Development Agreements with Legacy Partners 2480 and Gatehouse Hollywood Development for the development of a mixed-use project on property owned by the Metropolitan Transit Authority and others adjacent to the Hollywood/Vine Metro Rail Station on Hollywood Boulevard between Vine Street and Argyle Avenue, and related actions.

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

Items for Which Public Hearings Have Not Been Held - Items 7-8
(10 Votes Required for Consideration)

Roll Call #4 - Motion (Smith - Greuel) Adopted, Ayes (12); Absent: Cardenas, Perry and President Padilla (3)
(Item Nos. 7-8)

ITEM NO. (7) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

03-2753 - CATEGORICAL EXEMPTION and COMMUNICATION FROM THE BUREAU OF STREET LIGHTING relative to approving the majority petition for Cartwright Avenue (near Valerio Street) Improvement No. A’11-SZC11356.

Recommendations for Council action:

1. FIND this project is categorically exempt from the CEQA of 1970 pursuant to Article III, Section I, Class 3(5) and 3(11) of the City’s Environmental Guidelines.

2. APPROVE granting Mr. Francisco Bernal’s Majority 1911-Improvement Act Assessment Petition for sanitary sewers in Cartwright Avenue between Valerio and Saticoy Streets.

3. INSTRUCT the Board of Public Works and the Director, Bureau of Street Lighting to proceed with this project.

Fiscal Impact Statement: The Bureau of Street Lighting reports that the estimated total cost of the project is $423,800 of which $306,900, including incidental expenses, is to be assessed. Additional public funds in the estimated amount of $116,900 will be requested at a later date to defray the proportionate cost of that portion of the 531 lineal feet of off-site sewer and related work.

ITEM NO. (8) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS
Recommendations for Council action:

1. FIND this project is categorically exempt from the CEQA of 1970 pursuant to Article VII, Section I, Class 3(11) of the City’s Environmental Guidelines.

2. APPROVE granting Ms. Maria Sanchez’s Majority 1911-Improvement Act Assessment Petition for sanitary sewers on properties fronting only the north side of Stagg Street between 80 feet east of Radford Avenue and 150 feet west of Morella Avenue.

3. INSTRUCT the Board of Public Works and the Director, Bureau of Street Lighting to proceed with this project.

Fiscal Impact Statement: The Bureau of Street Lighting reports that the estimated total cost of the project is $190,100 of which $110,800, including incidental expenses, is to be assessed. Additional public funds in the estimated amount of $79,300 will be requested at a later date to defray the proportionate cost of that portion of the 200 lineal feet of off-site sewer and related work.

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

04-0035 - MOTION (PARKS - VILLARAIGOSA) relative to declaring the Child Care Center Opening on January 22, 2004 a Special Event (fees and costs absorbed by the City = $312).

04-0037 - MOTION (PARKS - WEISS) relative to declaring the Community Block Party on January 11, 2004 a Special Event (fees and costs absorbed by the City = $312).

03-0010 - MOTION (PARKS - REYES) relative to reinstating the reward offer in the death of Edourd Peters for an additional 60 days.

04-0010 - MOTION (PARKS - VILLARAIGOSA) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Norman Antonio Moore on May 7, 2003.

04-0010 - MOTION (PARKS - VILLARAIGOSA) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Anthony Brown on November 1, 2003.
00-0394 - MOTION (VILLARAIGOSA - PARKS) relative to declaring the Eagle Rock Farmers Market every Friday between January 2, 2004 and December 31, 2004 a Special Event (fees and costs absorbed by the City = $30,658).

04-0033 - MOTION (VILLARAIGOSA - PARKS) relative to declaring the Community Art Opening on January 17, 2004 a Special Event (fees and costs absorbed by the City = $2,186).

00-0263 - MOTION (PARKS for PERRY - REYES) relative to declaring the 46th Annual Grammy Awards on February 8, 2004 a Special Event (fees and costs absorbed by the City = $124,163).

04-0036 MOTION (SMITH - LUDLOW) relative to initiating street vacation proceedings for the alley between Motor Avenue and Vinton Avenue from Regent Street to approximately 113.50' northerly thereof.

03-0666 - MOTION (SMITH - PARKS) relative to initiating street vacation proceedings for Royal Street and the intersecting 14' alley northwesterly of Figueroa Street between 32nd Street and Jefferson Boulevard.

03-2608 - MOTION (LABONGE - MISCIKOWSKI) and RESOLUTION relative to adopting a revised resolution in connection with submitting grant applications to the State of California for the Proposition 40 Urban Park Act of 2001.

00-1073 - MOTION (LABONGE - HAHN) relative to transferring funds for photographic services in the preservation of the image of the mural at the intersection of Talmadge and Prospect in Council District Four.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon their request, and without objections, Councilmember Garcetti and President Padilla were excused from Council session of Tuesday, January 27, 2004 due to City business.

Upon her request, and without objections, Councilmember Miscikowski was excused from Council session of Friday, January 23, 2004 due to City business.

Upon his request, and without objections, Councilmember Smith was excused to leave at 11:30 a.m. from Council session of Wednesday, January 14, 2004 due to City business.

Upon his request, and without objections, Councilmember Reyes was excused from Council session of Tuesday, January 13, 2004 due to City business.
Upon his request, and without objections, Councilmember Cardenas was excused to leave at 11:45 a.m. from Council session of Tuesday, January 20, 2004 due to City business.

Upon his request, and without objections, Councilmember Ludlow was excused to arrive late to Council session of Wednesday, January 14, 2004, due to City business.

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

04-0004 - Robert Garrick (Hahn)
Frank S. Wong (LaBonge)
Mason “Max” Warren (Ludlow - Villaraigosa)
John Alexander McAllister (Parks - Zine)
Frank DeFeo (Zine - Villaraigosa - LaBonge)
Miriam Yoseloff Kirchgaessner (Zine)

Ayes, Garcetti, Greuel, Hahn, LaBonge, Ludlow, Miscikowski, Parks, Reyes, Smith, Villaraigosa, Weiss and Zine (12); Absent: Cardenas, Perry and President Padilla (3).

Whereupon the Council did adjourn.

ATTEST: J. Michael Carey, CITY CLERK

By

Council Clerk
President Pro Tempore