ROLE CALL - Members present: Cardenas, Garcetti, Greuel, LaBonge, Ludlow, Miscikowski, Parks, Perry, Reyes, Smith, Weiss, Zine and President Padilla (13); Absent: Hahn and Villaraigosa (2).

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF APRIL 7, 2004

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 29

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 - ADOPTED

Roll Call #4 - Motion (Reyes - Cardenas) Adopted, Ayes (13); Absent: Hahn and Villaraigosa (2)

98-1656 - CONTINUED CONSIDERATION OF PLANNING AND LAND USE MANAGEMENT CD 1 COMMITTEE REPORT relative to Conditional Use appeal for property at First Street and Beaudry Avenue (Belmont High School Learning Complex).

Recommendations for Council action:

1. ADOPT the FINDINGS of the Planning and Land Use Management Committee as the Findings of the City Council.

2. RESOLVE TO GRANT APPEAL filed by HERE Local 11 (David Koff), Protestant, from the determination of the City Planning Commission, THEREBY DENY the Conditional Use permit for the construction, operation, and maintenance of the Belmont High School Learning Complex located at First Street and Beaudry Avenue.

Applicant: Los Angeles Unified School District CPC 98-0102 CU
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 - APRIL 14, 2004

(LAST DAY FOR COUNCIL ACTION - APRIL 14, 2004)

(Continued from Council meeting of April 7, 2004)

Items for Which Public Hearings Have Been Held - Items 2-19

ITEM NO. (2) - ADOPTED - TO THE MAYOR FORTHWITH

Roll Call #5 - Motion (Reyes - Perry) Adopted, Ayes (13); Absent: Hahn and Villaraigosa (2)

04-0114 - BUDGET AND FINANCE COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to increasing reward offers involving criminal acts committed against public safety/criminal justice personnel, and witnesses cooperating with law enforcement.

Recommendation for Council action, as initiated by Motion (Ludlow - Hahn - Miscikowski), SUBJECT TO THE APPROVAL OF THE MAYOR:

PRESENT and ADOPT the accompanying ORDINANCE amending Sections 19.121 and 19.123 of the Los Angeles Administrative Code, to increase the maximum dollar amount to $75,000 for rewards offered for information leading to the identification and apprehension of persons suspected of committing criminal acts against witnesses, public safety personnel, or criminal justice personnel.

Fiscal Impact Statement: The City Administrative Officer reports that an unknown, but small, increase in expenditures from the General Fund will most likely occur as a result of the increased maximum rewards.

(Public Safety Committee waived consideration of the above matter)

ITEM NO. (3) - ADOPTED

Roll Call #6 - Motion (Zine - Reyes) Adopted, Ayes (13); Absent: Hahn and Villaraigosa (2)

03-1514 - CATEGORICAL EXEMPTION, EDUCATION AND NEIGHBORHOODS COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to transferring the administrative responsibility for the leasing and rental of office and meeting space on behalf of the neighborhood councils to the Department of Neighborhood Empowerment (DONE).
Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. FIND that the proposed ordinance transferring administrative duties is exempt from California Environmental Quality Act (CEQA) pursuant to Article II, Section 1 of the City’s CEQA Guidelines.

2. PRESENT and ADOPT the accompanying ORDINANCE amending Sections 22.535 and 22.801 of the Los Angeles Administrative Code (LAAC) transferring the administrative responsibility for leasing and rental of office and meeting space on behalf of the City’s certified neighborhood councils from the Department of General Services (GSD) to the DONE.

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

Roll Call #1 - Motion (Garcetti - Perry) Adopted, Ayes (13); Absent: Hahn and Villaraigosa (2) (Item Nos. 4-5)

ITEM NO. (4) - ADOPTED - TO THE MAYOR FORTHWITH

04-0522 - HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to reconfirming the Downtown San Pedro Merchant-based Business Improvement District (BID).

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

1. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION to levy an annual assessment for the San Pedro BID’s fourth operating year.

2. DIRECT the City Clerk to schedule, prepare, publish, and mail the public hearing notice as required by the provisions of Section 36500 et seq. of the California Streets and Highways Code.

3. REQUEST that the City Attorney, with the assistance of the City Clerk, prepare an enabling Ordinance levying the special assessment for the San Pedro BID’s fourth operating period beginning April 1, 2004 to March 31, 2005.

4. AUTHORIZE the City Clerk to prepare, execute, and administer a contract between the City and the San Pedro Peninsula Chamber of Commerce, the nonprofit service provider for administration of the San Pedro BID, subject to the approval of the City Attorney as to form and legality, if the Ordinance is adopted.
5. REQUEST the Controller to provide, if necessary and available, an advance against the Downtown San Pedro BID 2004/2005 assessment revenue in the amount not to exceed $16,568.50, representing 25 percent of the anticipated revenue receipts, to the San Pedro Peninsula Chamber of Commerce, if the Ordinance is adopted.

**Fiscal Impact Statement:** The City Clerk reports that this action will not impact the General Fund. Administrative expenses will be charged to the San Pedro BID and will be recovered from assessments collected. The amount of recoverable costs for the BIDs fourth operating year will be five percent (5%) of the BIDs estimated assessments revenue. This is a merchant-based BID and there are no City-owned assessable properties located within the BID.

**ITEM NO. (5) - ADOPTED**

**03-2476 - TRANSPORTATION COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION CDs 5 & 11** relative to granting a pipeline franchise to SCS Renewable Energy - Mountaingate, LLC, to operate existing pipelines within the City.

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

PRESENT and ADOPT the accompanying ORDINANCE granting to SCS Renewable Energy - Mountaingate, LLC a non-public utility pipeline franchise to install, retain, operate and maintain pipelines and their adjunct communication lines within the City of Los Angeles.

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

**ITEM NO. (6) - ADOPTED - TO THE MAYOR FORTHWITH**

**Roll Call #5 - Motion (Reyes - Perry) Adopted, Ayes (13); Absent: Hahn and Villaraigosa (2)**

**03-2749 - PUBLIC SAFETY and BUDGET AND FINANCE COMMITTEES’ REPORT and 03-2211 ORDINANCE FIRST CONSIDERATION relative to increasing reward payments for witnesses to criminal acts.**

Recommendation for Council action, as initiated by Motions (Reyes - Parks) and (Perry-Parks), SUBJECT TO THE APPROVAL OF THE MAYOR:

PRESENT and ADOPT the accompanying ORDINANCE amending Section 19.123 of the Los Angeles Administrative Code (LAAC) to increase the maximum dollar amount to $50,000 for rewards offered for information leading to the identification and apprehension of persons suspected of committing criminal acts, and to $75,000 for incidents involving multiple crime victims.
Fiscal Impact Statement: The City Administrative Officer reports that an unknown, but small, increase in expenditures from the General Fund will most likely occur as a result of the increased maximum rewards.

Roll Call #1 - Motion (Garcetti - Perry) Adopted, Ayes (13); Absent: Hahn and Villaraigosa (2) (Item Nos. 7-19)

ITEM NO. (7) - ADOPTED

04-0441 - BUDGET AND FINANCE COMMITTEE REPORT relative to the use of “Zylon” bullet-proof vests by the Los Angeles Police Department (LAPD) and potential reimbursements.

Recommendation for Council action:

RECEIVE and FILE the City Attorney report relative to the use of “Zylon” bullet-proof vests by the LAPD and potential reimbursements inasmuch as the Council approved funding for the replacement/reimbursement costs as part of its actions on the Fiscal Year 2003-04 Mid Year Report, and no further Council action is required.

Fiscal Impact Statement: Not applicable.

ITEM NO. (8) - ADOPTED

02-0488 - BUDGET AND FINANCE COMMITTEE REPORT relative to the financial status of outside counsel contracts for the month of February 2004.

Recommendation for Council action:

NOTE and FILE the City Attorney report relative to the financial status of outside counsel contracts for the month of February 2004, inasmuch as the report is submitted for information only and no Council action is required.

Fiscal Impact Statement: Not applicable.

ITEM NO. (9) - ADOPTED

04-0345 - BUDGET AND FINANCE COMMITTEE REPORT relative to the status of Reserve Fund loans as of September 30, 2003.

Recommendation for Council action:
NOTE and FILE the Controller’s quarterly status report relative to the status of Reserve Fund loans as of September 30, 2003, inasmuch as the report is submitted for information only and no Council action is required.

Fiscal Impact Statement: Not applicable.

ITEM NO. (10) - ADOPTED

01-0600 - BUDGET AND FINANCE COMMITTEE REPORT relative to the annual review of the Reserve Fund loans and recommended loan write-offs.

Recommendations for Council action:

1. WRITE-OFF $3,115,148 in Reserve Fund loans and advances listed in the City Administrative Officer (CAO) report Attachment 1, dated March 9, 2004, attached to this report.

2. INSTRUCT departments with pending billings to work with the special fund administrators and report back to the CAO in 60 days on the status of the $3,796,259 in loans listed on Attachment 1 as requiring further analysis.

3. INSTRUCT departments to continue to submit invoices as soon as possible to the appropriate City department(s) in order to recover Reserve Fund loans made for special fund expenditures.

4. INSTRUCT the Department of Building and Safety to provide the necessary information to the CAO to facilitate the assessment of that Department’s Reserve Fund loan.

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

ITEM NO. (11) - ADOPTED

04-0470 - EDUCATION AND NEIGHBORHOODS COMMITTEE REPORT relative to extending the contract for the operation of the Joy Picus Child Care Center.

Recommendation for Council action:

AUTHORIZE the Executive Director, Commission for Children, Youth, and Their Families (CCYTF), to negotiate and execute an amendment to the contract with Highlands/Mt. Washington Preschool and Child Care Center to extend the term for three years, beginning July 1, 2004, and provide additional funds for the operation of the Joy Picus Child Care Center, subject to the approval of the City Attorney as to form and legality.
ITEM NO. (12) - ADOPTED

03-1435 - ENVIRONMENTAL QUALITY AND WASTE MANAGEMENT COMMITTEE REPORT relative to the collection of delinquent Wastewater Permit Fees.

Recommendations for Council action:

1. AUTHORIZE and INSTRUCT the Bureau of Sanitation (BOS) to recalculate all outstanding account billings for Wastewater Permit Fees, as applicable, including those previously referred to the City Attorney, the Office of Finance, or contract collection agencies, to remove the Compounded Penalties and to determine the amount owing from each permittee, including fees and Non-compounded penalties.

2. INSTRUCT the BOS to provide each permittee affected a revised billing for the adjustment amount owed.

3. INSTRUCT the BOS to notify all permittees who have made payment of Compounded Penalties during the last three years that they might be entitled to a refund upon filing of a proper claim, and of the availability of claim forms for that purpose.

4. FIND that this action constitutes authorization to remove the Compounded Penalties from the accounts receivable of the BOS and that no further action by the Council, or by the Board of Review under the Administrative Code sections 5.182 and following, is required.

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

ITEM NO. (13) - ADOPTED

02-0563 - ENVIRONMENTAL QUALITY AND WASTE MANAGEMENT COMMITTEE REPORT relative to bi-monthly status report of the Stormwater Program.

Recommendation for Council action:

NOTE and FILE report from the Bureau of Sanitation relative to Stormwater Program update for the period December 2003 and January 2004, inasmuch as it is submitted for information only and no Council action is required.

Fiscal Impact Statement: Not applicable.
ITEM NO. (14) - ADOPTED

04-0047 - HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT
CD 2 relative to executing a contract with the Studio City Improvement Association for the re-
establishment of the Studio City Property-based Business Improvement District (BID).

Recommendation for Council action:

AUTHORIZE the City Clerk, to prepare, execute, and administer a contract between the City and the Studio City Improvement Association in an amount not to exceed $20,000 for activities and expenses related to the re-establishment of the Studio City BID, subject to the approval of the City Attorney as to form and legality.

Fiscal Impact Statement: The City Clerk reports that a total of $20,000 is available from BID Trust Fund No. 659 for this project.

ITEM NO. (15) - ADOPTED - TO THE MAYOR FORTHWITH

02-0605 - HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT
S5 and RESOLUTION relative to issuing up to $3,517,000 of tax-exempt multi-family housing revenue bonds for the proposed 100-unit Colonia Corona Apartments Project at 13034-52 Sherman Way.

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

1. ADOPT the accompanying RESOLUTION for the issuance of up to $3,517,000 of Tax-
Exempt Multi-family Housing Revenue Bonds for the Colonia Corona Apartments Project at 13034-52 Sherman Way.

2. APPROVE the related Bond documents, subject to the approval of the City Attorney as to form and legality.

3. AUTHORIZE the General Manager, Los Angeles Housing Department (LAHD), or designee, to:
   a. Negotiate and execute the financing documents for the Bonds, subject to the approval of the City Attorney as to form and legality.
   b. Prepare Controller instructions and make necessary technical adjustments consistent with this action, subject to the review of the City Administrative Officer; and, authorize the Controller to implement these instructions.

Fiscal Impact Statement: The LAHD reports that this action will not impact the General Fund.
ITEM NO. (16) - ADOPTED

02-0971 - HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT
S1 relative to amending the contract with the Housing Rights Center for the Citywide Fair Housing Program.

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

1. AUTHORIZE the General Manager, Los Angeles Housing Department (LAHD), or designee, to:
   a. Execute the proposed third amendment to the contract with the Housing Rights Center, Contract No. 103459, for the provision of fair housing services from April 1, 2004 through March 31, 2005, in an amount not to exceed $755,000, for a total contract amount of $2,117,500, subject to the approval of the City Attorney as to form and legality.
   b. Prepare Controller instructions for any necessary technical adjustments consistent with this action, subject to the review of the City Administrative Officer (CAO); and, to request that the Controller implement these instructions.

2. AUTHORIZE the Controller to:
   a. Establish a new account, V207 - Fair Housing, within the Rent Stabilization Trust Fund, Fund No. 440/43.
   b. Transfer appropriations and expend within the Rent Stabilization Trust Fund, Fund 440/43 as follows:

<table>
<thead>
<tr>
<th>From: Account</th>
<th>Title</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>V143 Housing</td>
<td></td>
<td>$270,000</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>To: Account</th>
<th>Title</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>V207 Fair Housing</td>
<td></td>
<td>$270,000</td>
</tr>
</tbody>
</table>

c. Decrease appropriations within the General Fund No. 100/43, Account 3040, Contractual Services by $270,000.

d. Expend funds for the proposed contract amendment from the Community Development Trust Fund, Fund No. 424, Account X207, Fair Housing, in the amount of $485,000, upon the proper demand of the General Manager of the LAHD, or designee.
Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund. The proposed funding for the Housing Rights Center contract amendment in the amount $755,000 will be provided from the Community Development Block Grant ($485,000) and Rent Stabilization Trust funds ($270,000).

ITEM NO. (17) - ADOPTED

04-0002 - HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to supporting Assembly Bill (AB) 2867 (Nunez) which defines a residential hotel, and prevents the illegal practice of requiring guests of residential hotels to check out and re-register solely to avoid giving them the protections afforded to tenants.

Recommendation for Council action, pursuant to Resolution (Villaraigosa - Garcetti), SUBJECT TO THE APPROVAL OF THE MAYOR:

RESOLVE that the City establish a position of SUPPORT in its 2003-04 Legislative Program for AB 2867 (Nunez) which defines a residential hotel, and prevents the illegal practice of requiring guests of residential hotels to check out and re-register solely to avoid giving them the protections afforded to tenants.

Fiscal Impact Statement: None submitted by the Chief Legislative Analyst (CLA) or the City Administrative Officer. A financial analysis of this report was not prepared.

ITEM NO. (18) - ADOPTED

04-0347 - TRANSPORTATION COMMITTEE REPORT relative to transferring $85,000 from the South Central Liquid Compressed Natural Gas (LCNG) Program Fund for the installation of a traffic signal at Seventh Street and Rio Street.

Recommendations for Council action, pursuant to Motion (Villaraigosa - Perry), SUBJECT TO THE APPROVAL OF THE MAYOR:

1. TRANSFER $85,000 from the South Central LCNG Fund No. V314 to the Department of Transportation (DOT), Fund No. 100/94, for the installation of a traffic signal at Seventh Street and Rio Street, as follows:

<table>
<thead>
<tr>
<th>Account Name/Number</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Salaries Overtime/1090</td>
<td>$ 32,000</td>
</tr>
<tr>
<td>Contractual Services/3040</td>
<td>30,000</td>
</tr>
<tr>
<td>Paint and Sign Maintenance and Repairs/3350</td>
<td>3,000</td>
</tr>
<tr>
<td>Signal Supplies and Repairs/3360</td>
<td>20,000</td>
</tr>
<tr>
<td>TOTAL</td>
<td>$ 85,000</td>
</tr>
</tbody>
</table>
2. INSTRUCT the DOT to report back to the Transportation Committee with a list of the top 10 requests the Department receives, i.e., traffic signals, street cleaning signs, etc., and the total cost for each, including construction and installation.

**Fiscal Impact Statement:** The DOT reports that this action has not impact on the General Fund since the funds will be provided by the Bureau of Sanitation.

**ITEM NO. (19) - MOTION ADOPTED TO APPROVE HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT RECOMMENDATIONS, ADOPTED - ENVIRONMENTAL QUALITY AND WASTE MANAGEMENT COMMITTEE REPORT, RECEIVED AND FILED**

03-1049 - HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE and CD 14 ENVIRONMENTAL QUALITY AND WASTE MANAGEMENT COMMITTEE REPORTS relative to using $340,000 in Urban Development Action Grant (UDAG) funds for the Washington Boulevard Bulky Item Drop-Off Center.

**ADOPTED**

A. HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT

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

1. AUTHORIZE the Community Development Department (CDD) to use $340,000 in UDAG to fund the Washington Boulevard Bulky Item Drop-Off Center for 2003-04.

2. DIRECT CDD to use $170,662 from current interest income in UDAG Fund NO. 356 and $169,338 from the same Fund (originally budgeted for pending Bulky Item Drop-off Centers) to fully fund the Washington Boulevard Bulky Item Drop-Off Center.

3. AUTHORIZE the General Manager, CDD, or designee, to prepare any additional Controller instructions or make any needed technical adjustments to instructions consistent with this action, subject to the review of the City Administrative Officer (CAO), and AUTHORIZE the Controller to implement the instructions.

**RECEIVED AND FILED**

B. ENVIRONMENTAL QUALITY AND WASTE MANAGEMENT COMMITTEE REPORT

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

1. AUTHORIZE the Community Development Department (CDD) to use $340,000 in UDAG funds to fund the Washington Boulevard Bulky Item Drop-Off Center for 2003-04.
2. DIRECT CDD to use $170,662 from current interest income in UDAG Fund NO. 356 and $169,338 from the same Fund (originally budgeted for pending Bulky Item Drop-off Centers) to fully fund the Washington Boulevard Bulky Item Drop-Off Center.

3. DIRECT the Department of Public Works, Bureau of Sanitation to report back during the preparation of the 2004-05 Budget on the feasibility of discontinuing the voucher system at the Washington Boulevard Bulky Item Drop-Off Center.

4. AUTHORIZE the General Manager, CDD, or designee, to prepare any additional Controller instructions or make any needed technical adjustments to instructions consistent with this action, subject to the review of the City Administrative Officer (CAO), and AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund. However, the proposed funding source for the Washington Boulevard Bulky Item Drop-Off Center is one-time and is unlikely to be available in future years. The proposed $340,000 funding includes existing UDAG proceeds and budgeted UDAG funds in the 2003-04 Adopted Budget. The combined UDAG funds can be used to finance the operation of the Drop-Off Center for 2003-04.

Items for Which Public Hearings Have Not Been Held - Items 20-52
(10 Votes Required for Consideration)

ITEM NO. (20) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

Roll Call #7 - Motion (Greuel - Garcetti) Adopted, Ayes (12); Absent: Hahn, Miscikowski and Villaraigosa (3)

03-1687 - STATUTORY EXEMPTION, COMMUNICATION FROM CITY ATTORNEY, and ORDINANCE FIRST CONSIDERATION amending Section 151.05.1 of the Los Angeles Municipal Code (LAMC) relating to the passthrough surcharge for the Systematic Code Enforcement Program (SCEP) fee.

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

1. FIND that this action is statutorily exempt from the provisions of the California Environmental Quality Act (CEQA) under Article 18, Section 15273 (a) of the State CEQA guidelines and Article II, Section 2.o. of the City’s environmental guidelines.

2. PRESENT and ADOPT the accompanying ORDINANCE amending Section 151.05.1 of the LAMC relative to the passthrough surcharge for the SCEP fee to allow landlords to recover the amount equal to 1/12 of the full value of the SCEP fees and to collect additional SCEP fees as necessary to cover the period from the date the fee increase became effective to the date eligible landlords are able to passthrough the fee increase to tenants to recoup the full value of the SCEP fee increase.
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.

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

Roll Call #3 - Motion (LaBonge - Parks) Adopted, Ayes (13); Absent: Hahn and Villaraigosa (2) (Item Nos. 21-33)

ITEM NO. (21) - ADOPTED

00-0005 - RESOLUTION removing the property at 781-83 East 41st Street from the Rent Escrow S87 Account Program [REAP], (Case No. 3017), inasmuch as the owner has corrected the CD 9 cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance No. 173810, and ADOPT the Findings contained in the Los Angeles Housing Department's report of April 7, 2004.

Assessor I.D. No. 5114-008-025
Registration No. None

(Council action of June 7, 2000 placed property into REAP)

ITEM NO. (22) - ADOPTED

04-0005 - RESOLUTION removing the property at 451 South Bixel Street from the Rent Escrow S146 Account Program [REAP], (Case No. 4915), inasmuch as the owner has corrected the CD 1 cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance No. 173810, and ADOPT the Findings contained in the Los Angeles Housing Department's report of April 7, 2004.

Assessor I.D. No. 5152-002-001
Registration No. 0310961

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on December 21, 2001)

ITEM NO. (23) - ADOPTED

04-0005 - RESOLUTION removing the property at 3426 South 9th Avenue from the Rent Escrow S147 Account Program [REAP], (Case No. 4924), inasmuch as the owner has corrected the CD 10 cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance No. 173810, and ADOPT the Findings contained in the Los Angeles Housing Department's report of April 7, 2004.

Assessor I.D. No. 5044-015-041
Registration No. None
ITEM NO. (24) - ADOPTED

04-0005 - RESOLUTION removing the property at 4801-09 2nd Avenue from the Rent Escrow S148 Account Program [REAP], (Case No. 4946), inasmuch as the owner has corrected the CD 8 cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance No. 173810, and ADOPT the Findings contained in the Los Angeles Housing Department's report of April 7, 2004.

Assessor I.D. No. 5015-038-011
Registration No. 0401638

ITEM NO. (25) - ADOPTED

04-0005 - RESOLUTION removing the property at 741 North St. Andrews from the Rent Escrow S149 Account Program [REAP], (Case No. 5800), inasmuch as the owner has corrected the CD 13 cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance No. 173810, and ADOPT the Findings contained in the Los Angeles Housing Department's report of April 7, 2004.

Assessor I.D. No. 5535-015-002
Registration No. None

ITEM NO. (26) - ADOPTED

04-0005 - RESOLUTION removing the property at 1430-32 West 29th Street from the Rent S150 Escrow Account Program [REAP], (Case No. 6530), inasmuch as the owner has corrected the CD 8 cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance No. 173810, and ADOPT the Findings contained in the Los Angeles Housing Department's report of April 7, 2004.

Assessor I.D. No. 5054-037-009
Registration No. 8614075

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 29, 2002)

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 4, 2002)

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on September 17, 2002)

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 11, 2003)
ITEM NO. (27) - ADOPTED

04-0005 - RESOLUTION removing the property at 5105 Woodman Avenue from the Rent Escrow Account Program [REAP], (Case No. 6972), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance No. 173810, and ADOPT the Findings contained in the Los Angeles Housing Department's report of April 7, 2004.

Assessor I.D. No. 2269-001-017
Registration No. None

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

ITEM NO. (28) - ADOPTED

04-0005 - RESOLUTION removing the property at 1126 West 28th Street from the Rent Escrow Account Program [REAP], (Case No. 7038), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance No. 173810, and ADOPT the Findings contained in the Los Angeles Housing Department's report of April 7, 2004.

Assessor I.D. No. 5055-028-019
Registration No. 0606798

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

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

03-2344 - COMMUNICATION FROM CHAIR, ARTS, PARKS, HEALTH AND AGING COMMITTEE relative to the award of a contract to perform a study on HIV seroprevalence, risk behavior, knowledge, and attitudes among gang members (HIV Gang Member Attitudes Study).

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

1. AUTHORIZE the Executive Director, Department on Disability (DOD), to:

   a. Negotiate and execute an Agreement with Vital Research, LLC, in the amount of $65,993 to perform the HIV Gang Member Attitudes Study, subject to the review of the City Attorney as to form and legality.
b. Prepare Controller instructions and/or make any technical adjustments that may be required and are consistent with this action, subject to the approval of the City Administrative Officer.

2. REQUEST the Controller to implement said instructions upon receipt from the DOD.

**Fiscal Impact Statement:** The DOD reports that there is no fiscal impact to the General Fund. The HIV Gang Member Attitudes Study is funded entirely by the Consolidated Plan.

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

04-0343 - COMMUNICATION FROM CHAIR, ARTS, PARKS, HEALTH AND AGING COMMITTEE
relative to inclusion of the Weaver Residence, at 4940 Melrose Hill, in the list of Historic-Cultural Monuments.

Recommendation for Council action:

APPROVE the recommendation of the Cultural Heritage Commission (CHC) to include the Weaver Residence, at 4940 Melrose Hill, in the list of Historic-Cultural Monuments.

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

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

01-0610 - COMMUNICATION FROM CHAIR, ARTS, PARKS, HEALTH AND AGING COMMITTEE
relative to the City’s 2004-05 AIDS Prevention Program.

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

1. AUTHORIZE the Executive Director, Department on Disability (DOD), to:

   a. Negotiate and execute Agreements for the City’s 2004-05 AIDS Prevention Program with the respective lead agencies and for the respective funding amounts identified in Attachment I of the DOD transmittal dated February 25, 2004, excluding the proposed Injection Drug User/Needle Exchange Program (for total funding amount of $960,000 covering the period of April 1, 2004 through March 31, 2005), subject to the review of the City Attorney as to form and legality.

   b. Prepare Controller instructions and/or make any technical adjustments that may be required and are consistent with this action, subject to the approval of the City Administrative Officer.

2. REQUEST the Controller to implement said instructions upon receipt from the DOD.
Fiscal Impact Statement: The DOD reports that there is no fiscal impact to the General Fund. The City’s 2004-05 AIDS Prevention Program is funded entirely by the Consolidated Plan.

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

04-0621 - CATEGORICAL EXEMPTION and COMMUNICATION FROM THE BUREAU OF STREET CD 14 LIGHTING relative to approving the majority petition for Jessica Drive (near Cleland Avenue) Improvement No. A’11-SZC11402.

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 Mr. Xaime Casillas Majority 1911-Improvement Act Assessment Petition for sewers benefitting properties fronting Jessica Drive between near Cleland Avenue and Nob Hill Drive.

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 $76,768 of which $66,167, including incidental expenses, is to be assessed. Additional public funds in the estimated amount of $10,602 will be requested at a later date to defray the proportionate cost of that portion of the 52 lineal feet of public sewer that is considered off-site sewer.

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

04-0622 - CATEGORICAL EXEMPTION and COMMUNICATION FROM THE BUREAU OF STREET CD 2 LIGHTING relative to approving the majority petition for Haines Canyon Avenue (near Tujunga Canyon Boulevard) Improvement No. A’11-SZC11381.

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 Mr. Albert Gharibian Majority 1911-Improvement Act Assessment Petition for sewer improvements on Haines Canyon Avenue between about 160 feet north of Tujunga Canyon Boulevard and Valmont Street.

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 $187,100 of which $182,700, including incidental expenses, is to be assessed. Additional public funds in the estimated amount of $4,400 will be requested at a later date to defray the estimated cost of 19 lineal feet of off-site sewer and related work, contingencies and overhead.

ITEM NO. (34) - ADOPTED - TO THE MAYOR FORTHWITH

Roll Call #8 - Motion (Smith - Zine) Adopted, Ayes (12); Absent: Hahn, Miscikowski and Villaraigosa (3)

04-0002 - CONSIDERATION OF RESOLUTION (SMITH - ZINE - PARKS) relative to supporting a bill that will make the Health and Safety Code Section 11571.1 a permanent addition to the Health and Safety Code of the State of California.

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

ADOPT the accompanying RESOLUTION that the City include in its 2004-05 State or Federal Legislative program supporting a bill that will make the Health and Safety Code Section 11571.1 a permanent addition to the Health and Safety Code of the State of California. This section allows the City Attorney to bring an unlawful detainer action when a tenant is engaging in specified narcotics violations.

(Public Safety Committee waived consideration of the above matter)

Roll Call #3 - Motion (LaBonge - Parks) Adopted, Ayes (13); Absent: Hahn and Villaraigosa (2)

ITEM NO. (35) - ADOPTED

04-0646 - MOTION (CARDENAS - GARCETTI) relative to declaring the Earth Day Expo and Community Fair 2004 on April 17, 2004 a Special Event (fees and costs absorbed by the City = $578).

Recommendation for Council action:

DECLARE the Earth Day Expo and Community Fair 2004, sponsored by Council District Six, Sun Valley Recreation Center and the Sun Valley Chamber of Commerce on April 17, 2004, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.
ITEM NO. (36) - ADOPTED

04-0647 - MOTION (VILLARAIGOSA - PERRY) relative to declaring the Annual Easter Season Events on April 9-11, 2004 a Special Event (fees and costs absorbed by the City = $10,239).

Recommendation for Council action:

DECLARE the Annual Easter Season Events, sponsored by Our Lady Queen of Angels on April 9-11, 2004, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.

ITEM NO. (37) - ADOPTED

03-0722 - MOTION (WEISS - ZINE) relative to declaring the Warner Walk 2004 on April 30, 2004 a Special Event (fees and costs absorbed by the City = $2,656).

Recommendation for Council action:

DECLARE the Warner Walk 2004, sponsored by the Warner Avenue Elementary School on April 30, 2004, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.

ITEM NO. (38) - ADOPTED

04-0648 - MOTION (WEISS - ZINE) relative to declaring the Festival of Inter-Faith Unity on May 1, 2004 a Special Event (fees and costs absorbed by the City = none submitted).

Recommendation for Council action:

DECLARE the Festival of Inter-Faith Unity, sponsored by the Iman Cultural Center on May 1, 2004, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.

ITEM NO. (39) - ADOPTED

00-0836 - MOTION (WEISS - ZINE) relative to declaring the Westwood United Methodist Pre-School Fair on May 1, 2004 a Special Event (fees and costs absorbed by the City = none submitted).

Recommendation for Council action:
DECLARE the Westwood United Methodist Pre-School Fair, sponsored by the Westwood United Methodist Church on May 1, 2004, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.

ITEM NO. (40) - ADOPTED

04-0649 - MOTION (REYES - PARKS) relative to declaring the Easter Holiday Event on April 11, 2004 a Special Event (fees and costs absorbed by the City = $592).

Recommendation for Council action:

DECLARE the Easter Holiday Event, sponsored by the St. Sophia's Church on April 11, 2004, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.

ITEM NO. (41) - ADOPTED

00-0666 - MOTION (PERRY - VILLARAIGOSA) relative to declaring the Annual Easter Dinner on April 9, 2004 a Special Event (fees and costs absorbed by the City = $3,356).

Recommendation for Council action:

DECLARE the Annual Easter Dinner, sponsored by the Los Angeles Mission on April 9, 2004, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.

ITEM NO. (42) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #9 - Motion (Perry - Smith) Adopted, Ayes (12); Absent: Hahn, Miscikowski and Villaraigosa (3)

04-0650 - MOTION (PERRY - VILLARAIGOSA) relative to declaring the HERE April 15th Action Rally on April 15, 2004 a Special Event (fees and costs absorbed by the City = $4,826).

Recommendation for Council action:

DECLARE the HERE April 15th Action Rally, sponsored by the Hotel Employees & Restaurant Employees Union - Local 11 AFL-CIO on April 15, 2004, a "Special Event" and
INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND fees and costs that may be associated with the use of facilities under the jurisdiction of the Board of Recreation and Park Commissioners, or other City departments, agencies, Boards, etc.

ADOPTED

AMENDING MOTION (PERRY - SMITH)

Recommendation for Council action:

INCLUDE the HERE April 15th Action Rally marching route as follows:

- West bound on 5th Street
- South bound on Figueroa Street
- East bound on Wilshire Boulevard
- North bound on Grand Avenue
- East bound on Sixth Street
- North bound on Olive Street

Roll Call #3 - Motion (LaBonge - Parks) Adopted, Ayes (13); Absent: Hahn and Villaraigosa (2) (Item Nos. 43-48)

ITEM NO. (43) - ADOPTED

03-0726 - MOTION (PERRY - SMITH) relative to declaring the Obon Festival on July 10-11, 2004 CD 9 a Special Event (fees and costs absorbed by the City = $5,804).

Recommendation for Council action:

DECLARE the Obon Festival, sponsored by the Los Angeles Hompa Hongwanji Buddhist Temple on July 10-11, 2004, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.

ITEM NO. (44) - ADOPTED

04-0651 - MOTION (PERRY - SMITH) relative to declaring the E3 Party on May 13, 2004 a Special CD 9 Event (event sponsor to reimburse the City for all fees and cost incurred).

Recommendation for Council action:

DECLARE the E3 Party, sponsored by the Sony Play Station on May 13, 2004, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion.
ITEM NO. (45) - ADOPTED

04-0652 - MOTION (PERRY - SMITH) relative to declaring the Mother’s Day Banquet on May 9, 2004 a Special Event (fees and costs absorbed by the City = $3,010).

Recommendation for Council action:

DECLARE the Mother’s Day Banquet, sponsored by the Fred Jordan Missions on May 9, 2004, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.

ITEM NO. (46) - ADOPTED

04-0653 - MOTION (VILLARAIGOSA - REYES) relative to declaring the Children’s Day International Festival on April 16-18, 2004 a Special Event (fees and costs absorbed by the City = $8,283).

Recommendation for Council action:

DECLARE the CHILDREN’S Day International Festival, sponsored by the Americas and Caribbean Incapacitates Organization on April 16-18, 2004, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND fees and costs that may be associated with the use of facilities under the jurisdiction of the Board of Recreation and Park Commissioners.

ITEM NO. (47) - ADOPTED

04-0654 - MOTION (VILLARAIGOSA - PERRY) relative to declaring the Festival and March of Don Emiliano Zapata on April 10, 2004 a Special Event (fees and costs absorbed by the City = $9,067).

Recommendation for Council action:

DECLARE the Festival and March of Don Emiliano Zapata, sponsored by the Frente Unido de los Pueblos Americanos on April 10, 2004, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.
ITEM NO. (48) - ADOPTED - TO THE MAYOR FORTHWITH

03-1250 - MOTION (PARKS - ZINE) relative to exempting from the hiring freeze all Hiring Hall positions in the Department of General Services (GSD) to complete and deliver existing construction projects.

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

EXEMPT from the current hiring freeze, all GSD Hiring Hall positions within Payroll Fund 3391, Account No. 1101.

ITEM NO. (49) - RECEIVED AND FILED

Roll Call #2 - Motion (Weiss - Zine) Adopted to Receive and File, Unanimous Vote (13); Absent: Hahn and Villaraigosa (2)

00-1073 - MOTION (WEISS - ZINE) relative to transit related projects in Council District Five.

CD 5 Recommendation for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

TRANSFER $20,000 in the Council District Five portion of the Street Furniture Revenue Fund No. 43D, Department 50, to the Street Services Fund, No. 100-86, Account No. 3040 (Contractual Services), for services in connection with contracting with Kimball Haslam for horizontal saw cutting services for sidewalk locations in Council District Five.

Roll Call #3 - Motion (LaBonge - Parks) Adopted, Ayes (13); Absent: Hahn and Villaraigosa (2) (Item Nos. 50-52)

ITEM NO. (50) - ADOPTED

04-0655 - MOTION (LABONGE - GARCETTI) relative to providing additional Traffic Control Officers in the Griffith Park area on Easter Sunday.

Recommendation for Council action:

REQUEST the Department of Transportation to provide, as appropriate, Traffic Control Officers at various intersections of Griffith Park, as detailed in the attached Motion, during the hours of 10:00 A.M. to 5:00 P.M. on Sunday, April 11, 2004.

ITEM NO. (51) - ADOPTED

04-0645 - RESOLUTION (PERRY - ZINE) relative to declaring Tuesday, April 20, 2004 as “Equal Pay Day” in the City of Los Angeles.
Recommendation for Council action:

RESOLVE to DECLARE Tuesday, April 20, 2004 as “Equal Pay Day” in the City of Los Angeles, in order to recognize the need for equal pay regardless of ethnic makeup and gender and to bring attention to this important cause.

ITEM NO. (52) - APPROVED - CITY ENGINEER REPORT ADOPTED

04-0665 - FINAL MAP OF TRACT NO. 53599 for property lying easterly of Wilton Place and CD 10 southerly of 6th Street.
(Approve Subdivision Improvement Agreement and Contract with attached security documents)
(ADOPT Bond No. C-106338)
(ADOPT City Engineer report)
(Quimby Fee: $27,300)
Applicants: David Eum
             Thomas Iacobellis

Closed Sessions - Items 53-58

ITEM NO. (53) - VERBAL REPORT NOTED - DISCUSSED IN OPEN SESSION

03-0633 - The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(c), to confer with its legal counsel relative to claims and/or potential litigation in relation to Leo V. Daly. Discussion with City staff relative to contractor Leo V. Daly’s several contracts, bids and proposals with the City; and Daly’s compliance with the Contractor’s Responsibility Ordinance; and related matters.

(Pursuant to Council action of April 6, 2004)

ITEM NO. (54) - MEETING HELD - ACTION TAKEN IN CLOSED SESSION

04-0311 - 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 Francisco Martinez v. City of Los Angeles, Los Angeles Superior Court Case No. BC 285751. (This matter arises from an accident involving a Los Angeles Fire Department vehicle.)

(Budget and Finance Committee considered the above matter in Closed Session on March 23, 2004)
ITEM NO. (55) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION, AS AMENDED - TO THE MAYOR FORTHWITH - SEE FOLLOWING

Roll Call #11 - Motion (LaBonge - Miscikowski) Adopted in Open Session, As Amended, Ayes (10); Absent: Hahn, Miscikowski, Villaraigosa, Weiss and President Padilla (5)

04-0582 - 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 City of Glendale v. City of Los Angeles, Los Angeles Superior Court Case No. BC 275063, City Property, APN 5593-002-2790. (This is an eminent domain action to acquire a permanent easement on a narrow strip of City owned property located along the Los Angeles River between Flower Street and Kellogg Avenue.)

(Budget and Finance Committee considered the above matter in Closed Session on April 6, 2004)

ADOPTED IN OPEN SESSION

MOTION (LABONGE - MISCIKOWSKI), AS AMENDED

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

1. APPROVE the settlement amount of $301,873.00 plus statutory interest in settlement of the case entitled City of Glendale v. City of Los Angeles, Los Angeles Superior Court Case No. BC 275063, City Property, APN 5593-002-2790, an eminent domain lawsuit.

2. AUTHORIZE the City Attorney to draft and execute all necessary settlement documents, pleadings and stipulations in accordance with the terms of a Judgment and Final Order of Condemnation in the above entitled action.

*3. AUTHORIZE the Controller to deposit the proceeds in the amount of $301,873.00 plus statutory interest from this settlement of this action into the Reserve Fund, and APPROPRIATE therefrom to the Capital Improvement Expenditure Program (CIEP) in a new line item entitled “River, Equestrian and Sports Fields Capital Improvements at Griffith Park.” *(LaBonge - Miscikowski)

This matter was approved by the Budget and Finance Committee (Parks - Miscikowski - Garcetti - Smith - Cardenas "yes") at its meeting of April 6, 2004, in Closed Session as permitted by Government Code Section 54956.9(a).
ITEM NO. (56) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - TO THE MAYOR FORTHWITH - SEE FOLLOWING

Roll Call #10 - Motion (Parks - Cardenas) Adopted in Open Session, Ayes (8); Noes: Smith and Zine (2); Absent: Hahn, Miscikowski, Villaraigosa, Weiss and President Padilla (5)

04-0570 - 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 Joy Combs v. City of Los Angeles, et al., Los Angeles Superior Court Case No. BC 302764. (This action arises from a pedestrian v. automobile collision involving a Los Angeles Police Department vehicle.)

(Budget and Finance Committee considered the above matter in Closed Session on April 6, 2004)

ADOPTED IN OPEN SESSION

MOTION (PARKS - CARDENAS)

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

1. AUTHORIZE the City Attorney to expend $500,000 in settlement of the case entitled Joy Combs v. City of Los Angeles, et al., Los Angeles Superior Court Case No. BC 302764, from the Liability Claims Account No. 9770, Fund 100, Department 59.

2. AUTHORIZE the City Attorney to draw a demand thereon in said amount payable to the Law Offices of Cochran, Cherry, Givens, Smith and Stewart, and Joy Combs, Gregory Byrd, and Carl Washington.

This matter was approved by the Budget and Finance Committee (Parks - Miscikowski - Cardenas - Garcetti "yes" - Smith “no”) at its meeting of April 6, 2004, in Closed Session as permitted by Government Code Section 54956.9(a).

ITEM NO. (57) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - TO THE MAYOR FORTHWITH - SEE FOLLOWING

Roll Call #12 - Motion (Zine - Smith) Adopted in Open Session, Ayes (10); Absent: Hahn, Miscikowski, Villaraigosa, Weiss and President Padilla (5)

04-0589 - 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 Anna Crosby v. City of Los Angeles, Workers' Compensation Appeals Board Case Nos. VNO 370536; VNO 327116; and Claim Nos. 9001-1997-1474 and 9001-1997-2590. (Applicant alleges that she sustained personal injuries during the course and scope of her employment as an animal care technician in the Animal Services Department.)
(Budget and Finance Committee considered the above matter in Closed Session on April 6, 2004)

ADOPTED IN OPEN SESSION

MOTION (ZINE - SMITH)

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 Anna Crosby v. City of Los Angeles, Workers' Compensation Appeals Board Case Nos. VNO 370536; VNO 327116; and Claim Nos. 9001-1997-1474 and 9001-1997-2590, through a Compromise and Release in the sum of $125,000.

2. AUTHORIZE the City Attorney to execute the Compromise and Release 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 - Miscikowski - Cardenas - Garcetti - Smith "yes") at its meeting of April 6, 2004, in Closed Session as permitted by Government Code Section 54956.9(a).

ITEM NO. (58) - CONTINUED TO APRIL 28, 2004

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

04-0503 - 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 City of Los Angeles v. Comcast Corporation, Judicial Arbitration Mediation Services Case No. 1220029829. (This action involves a claim for underpayment of franchise fees.)

(Budget and Finance Committee considered the above matter in Closed Session on March 30, 2004)

(Continued from Council meeting of April 7, 2004)

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

02-1371 - MOTION (ZINE - SMITH) relative to declaring the Fourth of July Fireworks Show and Concert on July 4, 2004 a Special Event (fees and costs absorbed by the City = $5,512).
04-0720 - MOTION (PERRY - LABONGE) relative to declaring the Community Unity and Empowerment Outreach-Azuza on Hoover on May 15, 2004 a Special Event (fees and costs absorbed by the City = $3,110).

04-0719 - MOTION (PERRY - PARKS) relative to declaring the Annual Children’s Day on May 7-9, 2004 a Special Event (fees and costs absorbed by the City = $8,283).

04-0718 - MOTION (GREUEL - CARDENAS) relative to declaring the Saint Frances de Sales 2004 School Fair on April 30-May 2, 2004 a Special Event (fees and costs absorbed by the City = $3,447).

04-0715 - MOTION (LABONGE for HAHN - LUDLOW) relative to declaring the San Pedro Community Clean Up on June 12, 2004 a Special Event (fees and costs absorbed by the City = $780).

02-0686 - MOTION (LABONGE for HAHN - LUDLOW) relative to declaring the Naval Days L.A. on April 15-19, 2004 a Special Event (fees and costs absorbed by the City = $9,000).

00-0805 - MOTION (PERRY for HAHN - GREUEL) relative to declaring the 13th Annual Cinco de Mayo Fiesta on May 4, 2004 a Special Event (fees and costs absorbed by the City = $1,188).

02-0768 - MOTION (GARCETTI - LABONGE) relative to declaring the 10th Annual ECO-MAYA Festival (Celebrating Mother Earth) on April 24-25, 2004 a Special Event (fees and costs absorbed by the City = $3,858).

04-0200 - MOTION (PARKS - PADILLA) relative to partial funding to obtain special services to support community programs in Council District Eight.

04-0717 - MOTION (SMITH - LABONGE) relative to initiating street vacation proceedings for Nichols Canyon Road from the southerly prolongation to the westerly line of PMLA 2509 to its southerly terminus, located in Council District Four.

04-0716 - MOTION (SMITH - REYES) relative to initiating street vacation proceedings for Ducommun Street from Alameda Street to 18 feet easterly thereof, located in Council District Fourteen.

04-0453 - MOTION (CARDENAS - PADILLA) relative to amending previous Council action related to the Sober Link’s First Annual Panorama City-Van Nuys Spring Parade.

04-0714 - MOTION (GARCETTI - MISCIKOWSKI) relative to the Los Angeles Community Development Bank’s (LACDB) filing for a Chapter 11 Bankruptcy
COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

04-0606 - Earth Week (Perry - LaBonge - Parks - Miscikowski - Weiss)
Ted Turner (Garcetti - LaBonge)
Anthony A. Armada (Garcetti - All Councilmembers)
Teen Pregnancy Prevention Month May 2004 (Garcetti - All Councilmembers)

At the conclusion of this day's Council Session

ADJOURNING MOTIONS WERE ADOPTED in tribute to the memory of:

04-0607 - Edith L. Smith (LaBonge for Hahn)
Ronald V. Amizio (LaBonge)
Max Hazlett (Parks - Reyes)
Cherryl Wilson (Perry)
Corine Nevels (Perry)

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

Whereupon the Council did adjourn.

ATTEST: J. Michael Carey, CITY CLERK

By

Council Clerk PRESIDENT OF THE CITY COUNCIL