

Los Angeles City Council, Journal/Council Proceedings
Monday, May 17, 2004
John Ferraro Council Chamber, Room 340, City Hall - 10:00 am

--- SPECIAL COUNCIL MEETING ---

ROLL CALL - Members present: Cardenas, Garcetti, Greuel, Hahn, LaBonge, Ludlow, Miscikowski, Parks, Perry, Reyes, Smith, Villaraigosa, Weiss and President Padilla (14); Absent: Zine (1).

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) - Motion Required

04-0600 - CONTINUED CONSIDERATION OF REPORT BY THE BUDGET AND FINANCE COMMITTEE relative to the Mayor's Proposed 2004-05 Budget for the City of Los Angeles, related Reports, Motions and Resolutions.

Community Impact Statements submitted by the Silver Lake Neighborhood Council and the Grass Roots Venice Neighborhood Council:

1. The Silver Lake Neighborhood Council and the Grass Roots Venice Neighborhood Council oppose the elimination of the Environmental Affairs Department (EAD) in the Mayor's Proposed Budget and urge the Council to maintain funding for the EAD, a vital resource for Los Angeles.
2. At its May 3, 2004 board meeting, the Grass Roots Venice Neighborhood Council adopted a motion to oppose any reduction in the budget allocation to the Cultural Affairs Department in the Mayor's Proposed Budget.

The complete Community Impact Statements from the above Neighborhood Councils are attached to the Council file.

(Continued from Council meeting of May 7, 2004)

VOTING RECAP ON MATTERS RELATING TO COUNCIL'S

CONSIDERATION OF THE 2004-05 BUDGET
May 17, 2004

RECAP OF BUDGET AND FINANCE COMMITTEE REPORT

<u>ACTIONS TAKEN</u>	<u>VOTE</u>	<u>ROLL CALL NO.</u>
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Potential Transfers from the Reserve Fund during Fiscal Year 2004-05

Roll Call #M1 - Motion (Parks - Smith) Adopted, Ayes (14); Absent: Zine (1)
(Item Nos. 1-7)

ADOPTED	14-0	M-1
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1. Recognize potential Reserve Fund transfers of an unknown amount over and above the \$39 million anticipated loss from State Budget actions and the impact of the "triple flip" for the State deficit bond issuance pursuant to Proposition 57.

ADOPTED	14-0	M-1
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2. Recognize as an obligation of the Reserve Fund, \$4,994,000 owed to the Business Tax Reform Fund.

ADOPTED	14-0	M-1
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3. Recognize Reserve Fund transfers for potential losses from new revenue sources which may not materialize, such as \$16 million for the acceleration of the transient occupancy tax, \$3 million for the collection of the transient occupancy tax from on-line hotel booking operators, \$2 million for collection of the utility users' tax from voice over internet calls, and \$2 million for "good business practices."

ADOPTED	14-0	M-1
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4. Recognize Reserve Fund transfers for potential shortfalls such as \$3 million for outside legal counsel, liability claims, workers' compensation, the ability of departments to absorb compounded budget reductions from deletion of vacancies, reduction in salary savings, efficiencies, etc.

Revenue Changes

Business Tax & Documentary Transfer Tax

ADOPTED	14-0	M-1
5.	Increase Business Tax receipts for 2003-04 and 2004-05 in the amount of \$4,080,000 and Documentary Transfer Tax in the amount of \$5,700,000 for 2003-04, based on current rate of receipts, offset by an adjustment of \$9,780,000 to the anticipated Reserve Fund balance subsequent to the release of the Proposed Budget, for no net change.	\$0

City Clerk

ADOPTED	14-0	M-1
6.	Recognize additional reimbursement for City Clerk staff costs to support Business Improvement Districts.	\$107,188

Forfeited Assets Trust Fund

ADOPTED	14-0	M-1
7.	Recognize more receipts received than the amount specified in the Proposed Budget to be used for eligible law enforcement purposes.	\$346,219

Franchise Income

Roll Call #M2 - Motion (Parks - Miscikowski) Adopted, Ayes (14); Absent: Zine(1)
(Item Nos. 8-17)

ADOPTED	14-0	M-2
8.	Recognize receipts from the settlement of a franchise fee underpayment.	\$400,000

Grant Receipts

ADOPTED	14-0	M-2
9.	Recognize reimbursement in 2004-05 for costs incurred during the October 2003 wildfires.	\$1,500,000

**Roll Call #M3 - Motion (Smith - Parks) Adopted, Ayes (14); Absent: Zine (1)
(Item Nos. 18-27)**

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|----------------|--|-------------|
| ADOPTED | 14-0 | M-3 |
| 18. | Increase Los Angeles World Airport reimbursements to be received in 2004-05 for LAPD services provided during 2003-04. | \$2,000,000 |
| ADOPTED | 14-0 | M-3 |
| 19. | Reduce 2003-04 and 2004-05 proprietary department reimbursement receipts for the Mayor's Office that were double counted. | (\$362,500) |
| ADOPTED | 14-0 | M-3 |
| 20. | Recognize 2004-05 reimbursement of penalties for a workers compensation case, pursuant to previous Council action. | \$200,000 |
| ADOPTED | 14-0 | M-3 |
| 21. | Recognize cost recovery of 2003-04 and 2004-05 costs for Planning's Expedited Service Program which were inadvertently omitted from the revenue estimates. | \$996,472 |
| ADOPTED | 14-0 | M-3 |
| 22. | Recognize direct cost reimbursement in 2004-05 from Prop K for Engineering and Accounting costs. | \$571,000 |
| ADOPTED | 14-0 | M-3 |
| 23. | Recognize 2004-05 reimbursement of Treasurer system management costs from special funds. | \$230,000 |
| ADOPTED | 14-0 | M-3 |
| 24. | Increase related cost reimbursements in 2003-04 and 2004-05 from special funded bond projects, including Prop F, Prop Q and Prop 2. | \$2,220,570 |
| ADOPTED | 14-0 | M-3 |
| 25. | Revise 2004-05 miscellaneous revenues based on current level of escheatments to the General Fund. | \$2,500,000 |

Information Technology Agency

ADOPTED 14-0 M-7

Roll Call #M7 - Motion (Hahn - LaBonge) Adopted, Ayes (14); Absent: Zine (1)

50. Add position authority and full-year funding for 1 Programmer Analyst IV and 2 Systems Programmers I to be dedicated to Council/CLA technology support and further instruct ITA to submit to the Council a written statement that the current level of technology support to the Council and CLA will be maintained in 2004-05, and identify in that memorandum the name and classification of each employee assigned to fulfill this commitment (\$200,000 direct cost/\$0 indirect cost). \$200,000

**Roll Call #M8 - Motion (Parks - Hahn) Adopted, Ayes (14); Absent: Zine (1)
(Item Nos. 51-52)**

ADOPTED 14-0 M-8

51. Add 1 Executive Secretary II funded by special funds and delete 1 Executive Secretary II funded by the General Fund, for a net savings (\$58,672) direct cost/\$0 indirect cost. (\$58,672)

Police

ADOPTED 14-0 M-8

52. Hire 405 police recruits contemplated in the Proposed Budget on a more regularly scheduled basis during the 2004-05 year, resulting in a year-end staffing level of 9241, for a net gain of 30 police officers, resulting in a net savings of \$1,856,534 (\$1,602,257) direct cost/(\$254,277) indirect cost). (\$1,856,534)

ADOPTED 14-0 M-24

Roll Call #M24 - Motion (Padilla - Parks) Adopted, Ayes (13); Absent: Reyes and Zine (2)

53. Relative to the opening of North Valley Police Station in 2004-05:
- a. Transfer \$1,064,339 from the Unappropriated Balance Work Force Displacement Mitigation line item to provide six-months salary (\$1,064,339 direct cost/\$0 indirect cost) and position authority for 44 civilian authorities for fixed post positions at North Valley Station which will open in January 2005. Add 1 Captain III position and full-year funding for the cost differential from a Police Officer II (\$68,000 direct cost/\$10,000 indirect cost). \$78,000
 - b. Instruct the Police Department to report back on the deployment strategy for the remaining 73 fixed-post sworn positions needed to staff this station prior to implementation. \$0

Building and Safety

ADOPTED 14-0 M-12

77. Instruct the Department of Building and Safety and the CAO to report back in 45 days to the Budget and Finance Committee with a comprehensive review of Building and Safety fees, including fees charged in other jurisdictions and those which can be assessed to support activity associated with City departments, such as the Planning Department.

ADOPTED 14-0 M-12

78. Instruct the Department of Building and Safety, with the assistance of the City Attorney, to report on the feasibility of assessing a fee on code enforcement violators who require subsequent inspections to ensure compliance.

CAO

ADOPTED 14-0 M-12

79. Instruct the CAO to report back on a quarterly basis on the progress of accelerating the collection of Transient Occupancy Tax (TOT) and parking users' tax receipts, collecting on-line hotel TOT receipts, voice over internet Utility Users' Tax, and good business practices receipts.

ADOPTED 12-0 M-33
***AS AMENDED**

**Roll Call #M33 - Motion (Cardenas - Parks) Adopted as Amended, Ayes (12);
Absent: Reyes, Weiss and Zine (3)**

80. Instruct the CAO to report back ***to the Audits and Governmental Efficiency Committee** on a quarterly basis on the status, progress and effectiveness of all consolidations, transfers, and efficiencies contained in the Proposed Budget, including but not limited to Security Consolidation, *Nurse-Based Custody Care, Transfer of Planning and Construction from Recreation and Parks to the Bureau of Engineering, Functionality of the Five Small Departments, and Consolidation of Departmental System Support.

***(Hahn - Greuel)**

RESTORE the current custody care program in the Fiscal Year 2004-05 proposed budget, with funding in the amount of \$976,000 and the following positions: 10 Physicians I, and 8 Correctional Nurses; and regular authority with no funding, for 2 Nurse Practitioner positions, and 1 Physician III.
***(Cardenas Villaraigosa)**

**Roll Call #M12 - Motion (Parks - Garcetti) Adopted, Ayes (14); Absent: Zine (1)
(Item Nos. 81-83)**

ADOPTED 14-0 M-12

81. Instruct the CAO to report back with a comparative review of the City's grant receipts over the past five years.

ADOPTED 14-0 M-12

82. Instruct the CAO to report on the Commission on the Status of Women's proposal to realign resources in various departments, including Personnel, City Attorney, CDD, and Mayor's Office and the implementation of the Convention on the Elimination of All Forms of Discrimination Against Women Program.

City Clerk

ADOPTED 14-0 M-12

83. Instruct the City Clerk, in coordination with the Department of City Planning and Bureau of Engineering, to report back to the Planning and Land Use Management Committee relative to streamlining the property ownership records function.

Community Development Department & Commission for Children Youth and Their Families

ADOPTED 12-0 M-26
***AS AMENDED**

**Roll Call #M26 - Motion (Hahn - LaBonge) Adopted as Amended, Ayes (12);
Absent: Reyes, Weiss and Zine (3)**

84. Instruct the Community Development Department and Commission for Children, Youth and Their Families, with the assistance of the CAO, to report back to the Housing, Community and Economic Development ***and Education and Neighborhood Committees** with recommendations on including an evaluation component for the L.A.'s Best program, including a performance-based review of current contractors. ***(Hahn - LaBonge)**

Controller

ADOPTED 14-0 M-13

Roll Call #M13 - Motion (Cardenas - Parks) Adopted, Ayes (14); Absent: Zine (1)

85. Request Controller to provide a comparative analysis of city travel costs and other travel purchasing alternatives in order to ensure the City is getting the best rates, pursuant to C.F. 04-0018.

Cultural Affairs

ADOPTED 12-0 M-27

Roll Call #M27 - Motion (Parks - Miscikowski) Adopted, Ayes (12);
Absent: Reyes, Weiss and Zine (3)

86. Add new footnote to specify that all other footnotes in the Cultural Affairs budget do not apply to the 2004-05 Budget, and instruct the General Manager of Cultural Affairs to submit the allocation of funds to Council for approval, prior to the execution of any contracts.

ADOPTED 12-0 M-28
*AS AMENDED

Roll Call #M28 - Motion (Parks - Miscikowski) Adopted as Amended, Ayes (12);
Absent: Reyes, Weiss and Zine (3)

87. Revise Schedule 24 Arts and Cultural Facilities and Services Trust Fund to reflect a 1percent allocation of the TOT to be appropriated for eligible costs pursuant to the Los Angeles Administrative Code, such as related and indirect costs for the operation of CAD, cultural events funded in GCP, and other eligible costs. Recognize that allocations in future years may revert to the traditional 1percent for the direct costs of the department, depending upon the economic condition of the City.

***INSTRUCT the CLA and the CAO to report back on major City-owned facilities and the priority given to these facilities for funding. *(Perry - Parks)**

El Pueblo Historic Monument

ADOPTED 12-0 M-29

Roll Call #M29 - Motion (LaBonge - Parks) Adopted, Ayes (12);
Absent: Reyes, Weiss and Zine (3)

88. Refer El Pueblo Historic Monument capital improvement needs cited in GSD transmittal to the Municipal Facilities Committee for review, analysis and funding recommendations.

Emergency Preparedness Department

ADOPTED 12-0 M-30

Roll Call #M30 - Motion (Ludlow - Parks) Adopted, Ayes (12);
Absent: Reyes, Weiss and Zine (3)

89. Instruct the CAO and Emergency Preparedness Department to report to the Public Safety Committee relative to addition of administrative funding for EPD if additional grants become available.

Roll Call #M13 - Motion (Cardenas - Parks) Adopted, Ayes (14); Absent: Zine (1)
(Item Nos. 90-91)

ADOPTED 14-0 M-13

90. Restore 1 regular position of Emergency Preparedness Coordinator II without funding.

Fire

ADOPTED 14-0 M-13

91. Instruct the CAO, CLA, Fire Department and Fire Unions to report to the Public Safety Committee on models available relative to constant staffing at fire stations

ADOPTED 14-0 M-14

Roll Call #M14 - Motion (Miscikowski - Smith) Adopted, Ayes (14); Absent: Zine (1)

92. Instruct CAO and Fire Department to report back on the feasibility of transferring the entire Certified Unified Program Agencies Program, including the Underground Storage Tank Inspection Program to the Environmental Affairs Department.

Harbor Department

ADOPTED 12-0 M-34
*AS AMENDED

Roll Call #M34 - Motion (Hahn - Parks) Adopted as Amended, Ayes (12);
Absent: Reyes, Weiss and Zine (3)

93. Instruct the Harbor Department to report back to the Budget and Finance Committee and Commerce, Energy and Natural Resources Committee relative to the use of Harbor funds for additional programs, exhibits, and services at the expanded Cabrillo Marine Aquarium once discussions with the State Lands Commission relative to the eligibility of this project have been completed, ***the report should look at the entire Cabrillo Beach area, including public access and environmental issues.** *(Hahn - LaBonge)

Housing

Roll Call #M14 - Motion (Miscikowski - Smith) Adopted, Ayes (14); Absent: Zine (1)
(Item Nos. 94-97)

ADOPTED 14-0 M-14

94. With Regard to the Mayor's Loan Securitization Proposal for the Affordable Housing Trust Fund: Instruct CRA and LAHD to provide a status report on a bi-monthly basis, including the loan evaluation work currently underway. Further, under no circumstances shall LAHD or CRA implement a loan securitization program without prior Council approval.

Police

ADOPTED 12-0
***AS AMENDED**

M-37

**Roll Call #M37 - Motion (Villaraigosa - Parks) Adopted as Amended, Ayes (12);
Absent: Reyes, Weiss and Zine (3)**

105. Instruct the Police Department, ***Housing Authority** and CAO to report to the Public Safety Committee and the Housing, Community & Economic Development Committee on the final Memorandum of Agreement with the Housing Authority, pursuant to Villaraigosa-0615 ~~(Villaraigosa-0615)~~ ~~(Cadenas)~~

ADOPTED 12-0

M-36

**Roll Call #M36 - Motion (Parks - LaBonge) Adopted, Ayes (12);
Absent: Reyes, Weiss and Zine (3)**

106. Instruct the Police Department to report back to the Budget and Finance Committee regarding the reduction in traffic enforcement citations, pursuant to C.F. 03-0600-S51.

ADOPTED 14-0

M-15

Roll Call #M15 - Motion (Reyes - Parks) Adopted, Ayes (14); Absent: Zine (1)

107. Instruct the Police Department to transmit, for informational purposes, a copy of the Flexible Work Schedule report that was presented to the Police Commission on May 4, 2004.

Public Works-Board and Engineering

**Roll Call #M16 - Motion (Parks - Perry) Adopted, Ayes (14); Absent: Zine (1)
(Item Nos. 108-111)**

ADOPTED 14-0

M-16

108. Provide resolution authority for 1 Architectural/Engineering Associate III in the BOE and 1 Accountant II in the Board Office for the Zoo Bond construction program. Further, upgrade 1 Management Analyst II to a Senior Management Analyst I in the Bureau of Engineering, subject to determination by the Personnel Department. The \$145,484 cost of these positions will be funded by Bond or Special Funds (\$116,346 direct cost/\$29,138).

***INSTRUCT the Bureau of Street Services to report on the total number of miles of unimproved streets and alleys by Council district; and further to give consideration to those Council districts with greater need, rather than an equal division of miles in the allocation formula.**

REFERRED TO PUBLIC WORKS COMMITTEE

INSTRUCT the Bureau of Street Services to set aside 10 percent of the sidewalk budget for construction of new sidewalks where none exist. *(Padilla - Villaraigosa)

Recreation and Parks

ADOPTED 12-0 M-39
***AS AMENDED**

**Roll Call #M39 - Motion (Hahn - LaBonge) Adopted as Amended, Ayes (12);
Absent: Garcetti, Weiss and Zine (3)**

114. Instruct the Department of Recreation and Parks to report to Council by July 1, 2004 relative to the updated Schedule of Rates and Fees.

***INSTRUCT the Department of Recreation and Parks to report on the feasibility of separate fees for non-City residents. *(Hahn - LaBonge)**

Transportation

ADOPTED 12-0 M-40
***AS AMENDED**

**Roll Call #M40 - Motion (Villaraigosa - Parks) Adopted as Amended, Ayes (12);
Absent: Garcetti, Weiss and Zine (3)**

115. Relative to the department's request for a centrally located bus maintenance facility, instruct the DOT to prepare a comprehensive plan with costs, proposed financing and impact on the Prop A 10-year forecast, including details regarding land purchase, site development and maintenance, costs to operate, and vehicles to be serviced at this facility, ***with a report through the Council's Transportation Committee by July 1.**

***(Villaraigosa - Parks)**

ADOPTED 14-0 M-17

Roll Call #M17 - Motion (Parks - Smith) Adopted, Ayes (14); Absent: Zine (1)

116. Instruct Transportation to report to the Municipal Facilities Committee regarding relocation of their Transit Bureau to the CalTrans Building for further consideration and analysis.

Other Recommendations

ADOPTED **12-0**
***AS AMENDED**

M-41

**Roll Call #M41 - Motion (Parks - LaBonge) Adopted as Amended, Ayes (12);
Absent: Garcetti, Weiss and Zine (3)**

117. Authorize various hiring freeze exemptions, as specified in *Attachment 3 to this report. Departments wishing to fill any vacant position specified in the Attachment must be able to demonstrate to the satisfaction of the CAO and CLA that sufficient funds exist in their budgets to finance the position(s) through the end of the year. General Managers will be held accountable for managing within budgeted funds. Any department wishing to add positions to this list will require Council approval.
***INCLUDE the Offices of the City Attorney and Controller in Attachment 3.**

**Roll Call M17 - Motion (Parks - Smith) Adopted, Ayes (14); Absent: Zine (1)
(Item Nos. 118-120)**

ADOPTED **14-0**

M-17

118. Establish an Emergency Reserve Fund of \$61,000,000 with the remainder to be allocated to the Contingency Reserve Fund.

ADOPTED **14-0**

M-17

119. As a general policy, authorize General Managers and Bureau Heads to identify and transfer funds, subject to transfer limits provided by the Charter, within departmental budgets for the purchase of replacement computers and printers, as recommended by the CAO.

ADOPTED **14-0**

M-17

120. Instruct the CAO to provide bi-monthly or more frequently, if necessary, financial status reports on revenues and expenditures, the status of the Reserve Fund, departmental hiring and projected shortfalls.

ADOPTED **12-0**

M-42

**Roll Call #M42 - Motion (Parks - LaBonge) Adopted, Ayes (12);
Absent: Garcetti, Weiss and Zine (3)**

121. Instruct Department and Bureau Heads to promptly notify the CAO of looming shortfalls in their budget so that they may be reported in the CAO's financial status reports.

ADOPTED

14-0

M-17

Roll Call #M17 - Motion (Parks - Smith) Adopted, Ayes (14); Absent: Zine (1)

122. Request the City Attorney to report on a bi-monthly basis to the Budget and Finance Committee on the Status of Liability Claims and Outside Legal Counsel costs.

ADOPTED

12-0

M-44

**Roll Call #M44 - Motion (Villaraigosa - Parks) Adopted, Ayes (12);
Absent: Garcetti, Weiss and Zine (3)**

123. Instruct that no layoffs are to occur in connection with the 2004-05 Budget without subsequent approval by the Council.

ADOPTED

12-0

M-43

***AS AMENDED**

**Roll Call #M43 - Motion (Parks - Miscikowski) Adopted as Amended, Ayes (12);
Absent: Garcetti, Weiss and Zine (3)**

124. Adopt Exhibit H as proposed by the Mayor and amended by the City Council as follows:

Ordinance Changes

- a. Instruct the City Attorney to prepare and present an ordinance that transfers the responsibility for the inspection of residential hotels from the Department of Building and Safety to the Los Angeles Housing Department.
- b. Instruct the City Attorney to prepare and present an ordinance that authorizes the Superintendent of Building in the Building and Safety Department to deputize employees in the Department of Transportation to cite abandoned vehicles.
- c. Instruct the City Attorney to prepare and present an ordinance that allows the Housing Department to conduct specialized enforcement to reduce blight throughout the City including the abatement of abandoned vehicles, enforcement of parking regulations and coordination with the Fire Department's Hazardous Refuse Abatement unit. The program will remove hazardous or unsafe materials and objects in connection with multifamily properties. Systematic Code Enforcement Program fees charged to property owners will offset operating costs of the program.
- d. Instruct the City Attorney to prepare and present an ordinance to eliminate the Bureau of Financial Management and Personnel Services and transfer the Office of Accounting and Management Employee Services duties and responsibilities to the Board of Public Works.
- e. Instruct the City Attorney to prepare and present an ordinance to designate the Executive Officer of the Board of Public Works as the Director of Public Works with all the duties and responsibilities of that position.

- f. Instruct the City Attorney to prepare and present an ordinance to transfer the responsibility of the Cultural Heritage Commission, Historic Preservation and Mills Act from the Cultural Affairs Department to the Planning Department.
- g. Instruct the City Attorney to prepare and present an ordinance that amends Section 5.115.4 of the Los Angeles Administrative Code to state that a General Fund appropriation will be made to Fund 480, Arts and Cultural Facilities and Services Trust Fund, an interest bearing fund, in an amount that is equal to the amount that would have been derived from a Transient Occupancy Tax imposed at the rate of one percent and that these funds may be used to support programs and operations of the Cultural Affairs Department including overhead costs.
- h. Instruct the City Attorney to prepare and present an ordinance that transfers the responsibility of conducting police officer background investigations from the Los Angeles Police Department to the Personnel Department.
- i. Authorize the issuance of \$591.8 million Tax and Revenue Anticipation Notes (TRANS) to address the short-term cash flow needs, annual Fire and Police Pension Fund contribution, and annual Los Angeles City Employee's Retirement System Fund contribution anticipated in the fiscal year.
- j. Instruct the City Attorney to prepare and present the necessary ordinances to establish a new Office of Public Safety in the General Services Department, effective January 8, 2005, and to transfer security functions to the new Office of Public Safety from the following Departments: Recreation and Parks, Library, Convention Center, Zoo and El Pueblo de Los Angeles Historical Monument Authority.
- k. Instruct the City Attorney to prepare and present all ordinances necessary to transfer the duties and responsibilities of the City Administrative Officer as the designated administering agency for ordinances related to contractor enforcement programs to the Bureau of Contract Administration. ***INSTRUCT the CAO to report to the Audits and Governmental Efficiency Committee with respect to contracts.**
***(Greuel - LaBonge)**
- l. Instruct the City Attorney to prepare and present an ordinance that transfers the duties and responsibilities for the maintenance of nuisance alleys from the Board of Public Works to the Bureau of Street Services.
- m. Instruct the City Attorney to prepare and present an ordinance to provide for the establishment and yearly review of fees for the Fire Department's Construction Services Unit as detailed in the Supporting Information for the Budget and Finance Committee; prepared and submitted by the City Administrative Officer for consideration in connection with the 2004-05 Proposed Budget.
- n. Instruct the City Attorney to prepare and present an ordinance modifying the Department of City Planning fees as detailed in the Supporting Information for the Budget and Finance Committee; prepared and submitted by the City Administrative Officer for consideration in connection with the 2004-05 Proposed Budget.

- o. Instruct the City Attorney to prepare and present an ordinance increasing the Zoo admission fees as detailed in the Supporting Information for the Budget and Finance Committee; prepared and submitted by the City Administrative Officer for consideration in connection with the 2004-05 Proposed Budget.
- p. Instruct the City Attorney to prepare and present an ordinance to modify the collection of the Transient Occupancy Tax from quarterly to monthly collection. The payment date of the tax is the 25th day of the month following the close of each month.
- q. Instruct the City Attorney to prepare and present an ordinance to modify the collection of the Parking Occupancy Tax from quarterly to monthly collection. The payment date of the tax is the 25th day of the month following the close of each month.
- r. Instruct the City Attorney to prepare and present an ordinance modifying the Transient Occupancy Tax to redefine "operator" of hotel to include on-line Internet companies selling hotel rooms.
- s. Instruct the City Attorney to prepare and present an ordinance modifying the Bureau of Engineering fees as detailed in the Supporting Information for the Budget and Finance Committee; prepared and submitted by the City Administrative Officer for consideration in connection with the 2004-05 Proposed Budget.
- t. Instruct the City Attorney to prepare and present an ordinance to amend the Ambulance fees as proposed by the Fire Department.
- u. Instruct the City Attorney to prepare and present any additional ordinances required to implement the budget as adopted.

This includes ordinances necessary to implement the good business practices summarized on page 6 of the Revenue Outlook; it also is intended to authorize the Office of Finance to use the RFP process (subject to Mayor/Council contract approval) as necessary to implement the practices. *(Parks - Miscikowski)

Other Actions:

- v. Instruct the City Administrative Officer to include in the 2004-05 Personnel Authority Resolution resolution authority for filled positions eliminated in the 2004-05 Proposed Budget until such time as the incumbents in those positions can be placed in other City departments or layoffs can be implemented.
- w. Suspend Council policy that requires El Pueblo de Los Angeles Historical Monument Authority Department's to reimburse the City for related costs in fiscal year 2004-05.
- x. Adopt a policy that authorizes the El Pueblo de Los Angeles Historical Monument Authority Department to contract with the Department of General Services for custodial, parking operations, building maintenance, and security operations.
- y. Adopt a policy that authorizes the El Pueblo de Los Angeles Historical Monument Authority Department to contract with the Department of Recreation and Parks for landscape maintenance.

VOTING RECAP ON AMENDING MOTIONS TO THE BUDGET AND FINANCE
COMMITTEE REPORT ON THE MAYOR'S PROPOSED BUDGET FOR 2004-05

COUNCIL MOTIONS

ADOPTED 12-0

M-45

Roll Call #M45 - Motion (Villaraigosa - Miscikowski) Adopted, Ayes (12);
Absent: Garcetti, Weiss and Zine (3)

MOTION 1 (VILLARAIGOSA - MISCIKOWSKI)

I MOVE that the Budget and Finance Committee report on the Mayor's Proposed Budget for 2004-05 be amended to provide resolution authority and funding for two positions in the Planning Department for the Mills Act Program consisting of one Commission Executive Assistant II and one Architectural Associate II, as follows:

UNAPPROPRIATED BALANCE (Budget Page 178)

DECREASE

Workforce Displacement Mitigation	\$56,999
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PLANNING (Budget Page 100)

INCREASE

Salaries - General	\$45,115
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Related Cost	\$11,884
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TOTAL CHANGE	<u>\$ -0-</u>
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Change such other affected totals, subtotals, summaries, schedules or supporting data as are necessary to conform to modifications hereinabove made.

ADOPTED

12-0

M-46

Roll Call #M46 - Motion (Hahn - Parks) Adopted, Ayes (12);
Absent: Garcetti, Weiss and Zine (3)

MOTION 2 (HAHN - GARCETTI)

I MOVE that the Budget and Finance Committee report on the Mayor's Proposed Budget for 2004-05 be amended to instruct the General Manager of Cultural Affairs to report back to Council before July 1, 2004 on programming and staffing levels of each of the Department's operating facilities.

TOTAL CHANGE \$ -0-

Change such other affected totals, subtotals, summaries, schedules or supporting data as are necessary to conform to modifications hereinabove made.

ADOPTED

12-0

M-47

Roll Call #M47 - Motion (Hahn - LaBonge) Adopted, Ayes (12);
Absent: Garcetti, Weiss and Zine (3)

MOTION 3 (HAHN - LABONGE)

I MOVE that the Budget and Finance Committee report on the Mayor's Proposed Budget for 2004-05 be amended to instruct Recreation and Parks and CAO to report back to the Arts, Parks, Health & Aging Committee with recommendations concerning the management of Lake Machado, including the identification of necessary funding.

TOTAL CHANGE \$ -0-

Changes such other affected totals, subtotals, summaries, schedules or supporting data as are necessary to conform to modifications hereinabove made.

ADOPTED

12-0

M-48

Roll Call #M48 - Motion (Reyes - Padilla) Adopted, Ayes (12);
Absent: Garcetti, Weiss and Zine (3)

MOTION 4 (REYES - PADILLA)

I MOVE that the Budget and Finance Committee report on the Mayor's Proposed Budget for 2004-05 be amended to instruct the Planning Department, with assistance from the CAO to report back to Planning and Land Use Management Committee (PLUM) with an analysis of the impact of workload and staffing resources on the Department's ability to process planning requests from the Neighborhood Councils.

TOTAL CHANGE \$ -0-

Roll Call #1 - Motion (Villaraigosa - LaBonge) Adopted to Refer, Unanimous Vote (12);
Absent: Garcetti, Weiss and Zine (3)

MOTION 7 (VILLARAIGOSA - LABONGE)

04-0600 - I MOVE that the Budget and Finance Committee report on the Mayor’s Proposed Budget S2 for 2004-05 be amended to transfer position authority and funding (El Pueblo Trust Fund) for 1 Accounting Clerk and 1 Management Analyst II from El Pueblo de Los Angeles to GSD; and request the CAO, CLA and El Pueblo to report to the Council within 30 days regarding options to increase revenue at El Pueblo (e.g. parking leases, rentals, etc.) as follows:

GENERAL SERVICES (Budget Page 79)

INCREASE

Salaries, General \$117,161

EL PUEBLO de LOS ANGELES (Budget Page 141)

DECREASE

Salaries, General \$117,161

TOTAL CHANGE \$ -0-

Change such other affected totals, subtotals, summaries, schedules or supporting data as are necessary to conform to modifications hereinabove made.

ADOPTED

12-0

M-51

Roll Call #M51 - Motion (Perry - Villaraigosa) Adopted, Ayes (12);
Absent: Garcetti, Weiss and Zine (3)

MOTION 8 (PERRY - VILLARAIGOSA)

I MOVE that the Budget and Finance Committee report on the Mayor’s Proposed Budget for 2004-05 be amended to instruct the CAO, with the assistance of the CLA, to report back in two weeks with recommendations for six month funding for the necessary staff, such as security officers, ushers, and technical positions, needed to support the operations at the Los Angeles Theatre Center. The CAO and the CLA should explore funding sources such as the Urban Development Action Grant, Water and Power Revenue Transfer and the Transient Occupancy Tax, among others.

TOTAL CHANGES \$ -0-

Change such other affected totals, subtotals, summaries, schedules or supporting data as are necessary to conform to modifications hereinabove made.

ADOPTED 12-0

M-52

Roll Call #M52 - Motion (Perry - Padilla) Adopted, Ayes (12);
Absent: Garcetti, Weiss and Zine (3)

MOTION 9 (PERRY - GARCETTI)

I MOVE that the Budget and Finance Committee report on the Mayor's Proposed Budget for 2004-05 be amended to instruct the Bureau of Sanitation and the CAO to report to the Environment Quality Committee with recommendations relative to the restoration of two position authorities with continued funding from the Mobile Source A Pollution Reduction Fund for the alternative fuel efforts associated with the curbside collection of refuse service.

TOTAL CHANGES \$ -0-

Changes such other affected totals, subtotals, summaries, schedules or supporting data as are necessary to conform to modifications hereinabove made.

ADOPTED 12-0

M-53

Roll Call #M53 - Motion (Hahn - Greuel) Adopted, Ayes (12);
Absent: Garcetti, Weiss and Zine (3)

MOTION 10 (HAHN - GREUEL)

I MOVE that the Budget and Finance Committee report on the Mayor's Proposed Budget for 2004-05 be amended to provide one resolution authority for one Commission Executive Assistant II (classification code 9734), without funding, to the Department of Neighborhood Empowerment.

TOTAL CHANGE \$ -0-

Change such other affected totals, subtotals, summaries, schedules or supporting data as are necessary to conform to modifications hereinabove made.

ADOPTED 12-0

M-54

Roll Call #M54 - Motion (Perry - Parks) Adopted, Ayes (12);
Absent: Garcetti, Weiss and Zine (3)

MOTION 11 (PERRY - PARKS)

I MOVE that the Budget and Finance Committee report on the Mayor's Proposed Budget for 2004-05 be amended to instruct the General Manager, Cultural Affairs Department, to report on the amount of funding and the proposed use of funds for the Central Avenue Jazz Festival to be held on July 31 - August 1, 2004.

TOTAL CHANGE \$ -0-

Changes such other affected totals, subtotals, summaries, schedules or supporting data as are necessary to conform to modifications hereinabove made.

ADOPTED 12-0 M-55

**Roll Call #M55 - Motion (Miscikowski - Villaraigosa) Adopted, Ayes (12);
Absent: Garcetti, Weiss and Zine (3)**

MOTION 12 (MISCIKOWSKI - VILLARAIGOSA)

I MOVE that the Budget and Finance Committee report on the Mayor's Proposed Budget for 2004-05 be amended to make technical adjustments in funding for the Photo Red Light Program to facilitate the payment of funds to the existing contractor in concert with the change in State law, as follows:

TRAFFIC SAFETY FUND (Budget Page 201)

DECREASE \$600,000

POLICE (Budget Page 103)

INCREASE \$600,000
Expense

TOTAL CHANGE \$ -0-

Change such other affected totals, subtotals, summaries, schedules or supporting data as are necessary to conform to modifications hereinabove made.

ADOPTED 12-0 M-56

**Roll Call #M56 - Motion (Villaraigosa - Ludlow) Adopted, Ayes (12);
Absent: Garcetti, Weiss and Zine (3)**

MOTION 13 (VILLARAIGOSA - LUDLOW)

I MOVE that the Budget and Finance Committee report on the Mayor's Proposed Budget for 2004-05 be amended to instruct the General Manager of the Los Angeles Housing Department to report back to Council within 30 days with a plan to fund and hire two Management Analyst II positions to conduct community outreach regarding Los Angeles Housing Department services and programs.

TOTAL CHANGE \$ -0-

Changes such other affected totals, subtotals, summaries, schedules or supporting data as are necessary to conform to modifications hereinabove made.

ADOPTED

12-0

M-57

Roll Call #M57 - Motion (Villaraigosa - LaBonge) Adopted, Ayes (12);
Absent: Garcetti, Weiss and Zine (3)

MOTION 14 (VILLARAIGOSA - LUDLOW)

I MOVE that the Budget and Finance Committee report on the Mayor's Proposed Budget for 2004-05 be amended to add one Transportation Engineer (Classification Code 7278) to the Department of Transportation, as follows:

PROPOSITION C ANTI-GRIDLOCK TRANSIT IMPROVEMENT FUND
(Budget Page 226)

DECREASE

Unallocated Balance \$ 104,798

TRANSPORTATION (Budget Page 129)

INCREASE

Salaries - General 85,148

Related Cost 19,650

TOTAL CHANGES \$ -0-

Change such other affected totals, subtotals, summaries, schedules or supporting data as are necessary to conform to modifications hereinabove made.

ADOPTED

12-0

M-58

Roll Call #M58 - Motion (Villaraigosa - Ludlow) Adopted, Ayes (12);
Absent: Garcetti, Weiss and Zine (3)

MOTION 15 (VILLARAIGOSA - LUDLOW)

I MOVE that the Budget and Finance Committee report on the Mayor's Proposed Budget for 2004-05 be amended to include Detention Officers (Code 3211) in the Police Department on the list of Hiring Freeze Exemptions (Attachment 3).

TOTAL CHANGE \$ -0-

Change such other affected totals, subtotals, summaries, schedules or supporting data as are necessary to conform to modifications hereinabove made.

ADOPTED 12-0
*AS AMENDED

M-60

Roll Call #M60 - Motion (Miscikowski - Parks) Adopted, as Amended, Ayes (12);
Absent: Garcetti, Weiss and Zine (3)

MOTION 16 (VILLARAIGOSA - SMITH)

I MOVE that the Budget and Finance Committee report on the Mayor's Proposed Budget for 2004-05 be amended to direct that the first ~~\$3,000,000~~ ***amount of money in excess of what is in base revenue** in legal settlements, judgements in favor of the City or other available City revenue be earmarked for LAPD for the Enhanced Enforcement Overtime Initiative, which is used to deploy police officers on overtime, on an as-needed basis, to high crime areas. ***(Villaraigosa - Smith)**

TOTAL CHANGES \$ -0-

Change such other affected totals, subtotals, summaries, schedules or supporting data as are necessary to conform to modifications hereinabove made.

REFERRED TO BUDGET AND FINANCE AND PERSONNEL COMMITTEES

Roll Call #M61 - Motion (Villaraigosa - Padilla) Adopted to Refer, Unanimous Vote (12);
Absent: Garcetti, Weiss and Zine (3)

12-0

M-61

MOTION 17 (VILLARAIGOSA - PADILLA)

04-0600 - I MOVE that the Budget and Finance Committee report on the Mayor's Proposed Budget S3 for 2004-05 be amended to provide resolution authority and funding for one Clerk Typist to support the Convention on the Elimination of All Forms of Discrimination Against Women (CEDAW) in the Commission on Status of Women, as follows:

COMMISSION ON THE STATUS OF WOMEN (Budget Page 44)

ADD

Salaries - General	\$ 34,932
Related Cost	<u>\$ 12,536</u>
TOTAL CHANGES	<u>\$ 47,468</u>

Change such other affected totals, subtotals, summaries, schedules or supporting data as are necessary to conform to modifications hereinabove made.

Roll Call #M62 - Motion (Villaraigosa - Ludlow) Adopted, as Amended, Ayes (12);
Absent: Garcetti, Weiss and Zine (3)

MOTION 18 (VILLARAIGOSA - LUDLOW - GREUEL)

I MOVE that the Budget and Finance Committee report on the Mayor’s Proposed Budget for 2004-05 be amended to transfer funds from the Los Angeles Convention and Visitors Bureau Trust Fund - Unallocated line item, for the Department of Cultural Affairs to restore the following programs: Youth Arts Program, Electronic Arts Academy Matching Grant Program; Festival Guide; Heritage Celebrations; Cultural Treasures; Cultural Tourism; Small Organizational Grants; Siqueiros Mural Restoration Project; and, restore position authority for one Development and Marketing Director, two Arts Manager I , one Arts Associate, two Senior Clerk Typists, one Senior Clerk, one Assistant General Manager, one Architectural Associate II; and, authorize the department to enter into a consultant contract related to the Siqueiros Mural Restoration Project, ***and to look for a source of funds from this account for the Los Angeles Theatre Center *(Perry - Villaraigosa)**, as follows:

CULTURAL AFFAIRS (Budget Page 57)

ADD

Salaries - General	\$547,492
Expense	
Special Event I - \$ 50,000	
Special Event II - \$312,016	
Special Event III - \$340,000	\$702,016

Related Cost \$150,492

LOS ANGELES CONVENTION AND VISITORS BUREAU TRUST FUND
(Budget Page 197)

DECREASE

Unallocated (transfer to Cultural Affairs Department) \$1,400,000

TOTAL CHANGE \$ -0-

Changes such other affected totals, subtotals, summaries, schedules or supporting data as are necessary to conform to modifications hereinabove made.

REFERRED TO BUDGET AND FINANCE COMMITTEE

12-0

M-63

**Roll Call #M63 - Motion (Villaraigosa - Greuel) Adopted to Refer, Ayes (12);
Absent: Garcetti, Weiss and Zine (3)**

MOTION 19 (VILLARAIGOSA - GREUEL)

04-0600 - I MOVE that the Budget and Finance Committee report on the Mayor’s Proposed Budget S4 for 2004-05 be amended to add funds for the Department of Cultural Affairs to increase funds for the following programs: Electronic Arts Academy and Matching Grant Program; and restore position authority for one Public Relations Specialist I and one Senior Personnel Analyst I, as follows:

CULTURAL AFFAIRS (Budget Page 57)

ADD

Salaries - General	\$ 117,366
Expense Special Event III	\$ 149,886
Related Cost	\$ 32,748
TOTAL CHANGES	<u>\$ 300,000</u>

Changes such other affected totals, subtotals, summaries, schedules or supporting data as are necessary to conform to modifications hereinabove made.

ADOPTED

12-0

M-67

**Roll Call #M67 - Motion (Parks - Miscikowski) Adopted, Ayes (12);
Absent: Garcetti, Weiss and Zine (3)**

MOTION A (PARKS - MISCIKOWSKI)

I MOVE that the Budget and Finance Committee report on the Mayor’s Proposed Budget for 2004-05 be amended to provide that the City Attorney, with the assistance of the Chief Legislative Analyst and the City Administrative Officer, be instructed, when preparing the Resolution for adoption of the Budget, to indicate the amount by which appropriations (including salary related costs) are more than foreseeable revenues, as follows:

DETAILED STATEMENT OF RECEIPTS (Budget Page 257)

INCREASE

Transfer from Reserve Fund*

*Amount dependent upon the net of all other Council actions on the Budget.

Change such other affected totals, subtotals, summaries, schedules or supporting data as are necessary to conform to modifications hereinabove made.

ADOPTED

12-0

M-68

**Roll Call #M68 - Motion (Parks - Miscikowski) Adopted, Ayes (12);
Absent: Garcetti, Weiss and Zine (3)**

MOTION B (PARKS - MISCIKOWSKI)

I MOVE that the Budget and Finance Committee report on the Mayor's Proposed Budget for 2004-05 Be adopted, as amended, and direct the City Attorney to present the Budget Resolution to the Council for adoption.

I FURTHER MOVE that the City Attorney, in the preparation of the Resolution and with the cooperation and assistance of the Chief Legislative Analyst and the City Administrative Officer, be authorized to correct any errors and to make adjustments within accounts to reconcile them with changes in totals and otherwise reconcile changes as necessary so that the Resolution will conform to the Mayor's Proposed Budget as amended by actions of the City Council.

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

04-0607 - Corene Mobley-Bowie

(Perry - All Councilmembers)

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

Whereupon the Special Council meeting did adjourn.

ATTEST: J. Michael Carey, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL