

Los Angeles City Council, Journal/Council Proceedings  
Wednesday, June 9, 2004  
John Ferraro Council Chamber, Room 340, City Hall - 10 am

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

**ROLL CALL - Members present: Cardenas, Garcetti, Greuel, Ludlow, Miscikowski, Reyes, Smith, Villaraigosa, Zine and President Padilla (10); Absent: Hahn, LaBonge, Parks, Perry and Weiss (5).**

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF  
JUNE 4, 2004

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - NONE

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

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ROLL CALL NUMBER (#) - INDICATES THE ORDER IN WHICH THE ITEMS WERE ACTED  
UPON DURING THE COUNCIL MEETING

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## Items Noticed for Public Hearing - Items 1-9

ITEM NO. (1) - PUBLIC HEARING CLOSED - ADOPTED

Roll Call #6 - Motion (Greuel - Smith) Adopted, Ayes (12); Absent: LaBonge, Perry and Weiss (3)

03-0197 - CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST  
CD2 CONSIDERATION relative to the improvement and maintenance of VALLEY SPRING LANE  
AND TROOST AVENUE (REBALLOT) LIGHTING DISTRICT.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting system, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Sections 50078.6 and 54954.6 (Proposition 218).

(Public Hearing held May 19, 2004)

**ITEM NO. (2) - PUBLIC HEARING CLOSED - ADOPTED**

**Roll Call #11 - Motion (Greuel - Smith) Adopted, Ayes (13); Absent: LaBonge, and Perry (2)**

03-2772 - CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST  
CD 2 CONSIDERATION relative to the improvement and maintenance of WHITSETT AVENUE  
AND VANOWEN STREET NO. 1 LIGHTING DISTRICT.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting system, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Sections 50078.6 and 54954.6 (Proposition 218).

(Public Hearing held May 19, 2004)

**Roll Call #6 - Motion (Greuel - Smith) Adopted, Ayes (12); Absent: LaBonge, Perry and Weiss (3)  
(Item Nos. 3-5)**

**ITEM NO. (3) - PUBLIC HEARING CLOSED - ADOPTED**

03-2773 - CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST  
CD 6 CONSIDERATION relative to the improvement and maintenance of HARTLAND STREET  
AND WOODLEY AVENUE LIGHTING DISTRICT.

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

1. FIND that a majority protest exists in the Street Lighting Maintenance Assessment District and therefore the proposed assessment cannot be enacted.
2. PRESENT and ADOPT the accompanying ORDINANCE abandoning all proceedings for the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Sections 50078.6 and 54954.6 (Proposition 218).
3. INSTRUCT the Bureau of Street Lighting, to assure that the streetlights are not installed or are removed if previously installed.

(Public Hearing held May 19, 2004)

**ITEM NO. (4) - PUBLIC HEARING CLOSED - ADOPTED**

03-2774 - CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST  
CD 5 CONSIDERATION relative to the improvement and maintenance of COLDWATER  
CANYON DRIVE AND EDEN DRIVE LIGHTING DISTRICT.

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

1. FIND that a majority protest exists in the Street Lighting Maintenance Assessment District and therefore the proposed assessment cannot be enacted.
2. PRESENT and ADOPT the accompanying ORDINANCE abandoning all proceedings for the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Sections 50078.6 and 54954.6 (Proposition 218).
3. INSTRUCT the Bureau of Street Lighting, to assure that the streetlights are not installed or are removed if previously installed.

(Public Hearing held May 19, 2004)

**ITEM NO. (5) - PUBLIC HEARING CLOSED - ADOPTED**

03-2780 - CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST  
CD 12 CONSIDERATION relative to the improvement and maintenance of ZELZAH AVENUE AND  
HIAWATHA STREET LIGHTING DISTRICT.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting system, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Sections 50078.6 and 54954.6 (Proposition 218).

(Public Hearing held May 19, 2004)

**Roll Call #1 - Motion (Greuel - Reyes) Adopted to Continue, Unanimous Vote (10);  
Absent: Hahn, LaBonge, Perry, Reyes and Weiss (5)  
(Item Nos. 6-8)**

**ITEM NO. (6) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE  
PRESENTED ON JUNE 29, 2004**

04-0171 - HEARING PROTESTS against the proposed improvement and maintenance of the  
CD 1 CHINATOWN STREETScape UNIT 2 LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Chinatown Streetscape Unit 2 Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on April 7, 2004 - Continue hearing and present Ordinance on JUNE 29, 2004 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (7) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED ON JUNE 29, 2004**

04-0402 - HEARING PROTESTS against the proposed improvement and maintenance of the CD 2 VALLEYHEART DRIVE AND VANTAGE AVENUE LIGHTING DISTRICT.

Recommendation for Council action:

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

(Ordinance of Intention adopted on April 7, 2004 - Continue hearing and present Ordinance on JUNE 29, 2004 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (8) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED ON JUNE 29, 2004**

04-0403 - HEARING PROTESTS against the proposed improvement and maintenance of the CD 7 MEMORY PARK AVENUE AND CHATSWORTH STREET LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Memory Park Avenue and Chatsworth Street Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on April 7, 2004 - Continue hearing and present Ordinance on JUNE 29, 2004 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (9) - PUBLIC HEARING CLOSED - ADOPTED**

**Roll Call #9 - Motion (Reyes - Garcetti) Adopted, Ayes (13); Absent: LaBonge, and Perry (2)**

00-2356 - ORDINANCE FIRST CONSIDERATION relative to the disestablishment of the Merchant-based Greater Lincoln Heights Business Improvement District (BID).  
CD 1

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

PRESENT and ADOPT the accompanying ORDINANCE disestablishing the Merchant-based Greater Lincoln Heights BID, as provided in Section 36500 et seq. of the California Streets and Highways Code.

Fiscal Impact Statement: The City Clerk reports that there is no fiscal impact to the City's General Fund.

(Pursuant to Council adoption of Ordinance of Intention No. 175957 on May 12, 2004, and Housing, Community and Economic Development Committee communication on May 5, 2004.)

**Items for Which Public Hearings Have Been Held - Items 10-28**

**ITEM NO. (10) - ADOPTED - FORTHWITH**

**Roll Call #10 - Motion (Garcetti - Parks) Adopted, Ayes (13); Absent: LaBonge, and Perry (2)**

04-0947 - HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the Mayor's appointment of Mr. Orlando Ward to the Affordable Housing Commission.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Orlando Ward to the Affordable Housing Commission for the term ending June 30, 2004, to fill the vacancy created by the Council action to receive and file the Mayor's appointment of Mr. George Magallanes, Jr., is APPROVED and CONFIRMED. Mr. Ward resides in Council District Eight. (Current Commission gender composition: M=3; F=3)

**ITEM NO. (11) - ADOPTED**

**Roll Call #6 - Motion (Greuel - Smith) Adopted, Ayes (12); Absent: LaBonge, Perry and Weiss (3)**

04-0991 - GENERAL EXEMPTION, PLANNING AND LAND USE MANAGEMENT COMMITTEE  
CD 5 REPORT and ORDINANCE FIRST CONSIDERATION relative to establishing Melrose - Crescent Heights Interim Control Ordinance (ICO) within the area between Santa Monica Boulevard and Melrose Avenue, and between Crescent Heights Boulevard and Alfred Street.

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

1. FIND that this action is generally exempt from California Environmental Quality Act pursuant to Article III, Section 2(m) of the City's Guidelines.
2. ADOPT the FINDINGS of the City Planning Commission.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the City Planning Commission, establishing the Interim Control Ordinance (Melrose - Crescent Heights ICO) to temporarily prohibit the issuance of all building and/or demolition permits for any use project that exceeds 35 feet in height or has less than a 15 foot setback to any R1 zoned lot, within the area generally bounded by Santa Monica Boulevard, Melrose Avenue, Crescent Heights Boulevard and Alfred Street.

CPC 2004-2092 ICO

Fiscal Impact Statement: The Planning Department reports that administrative costs has been waived.

(12 VOTES REQUIRED FOR URGENCY CLAUSE)

**ITEM NO. (12) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS  
- SEE FOLLOWING**

**Roll Call #3 - Motion (Ludlow - Villaraigosa) Adopted, Ayes (11); Absent: Hahn, LaBonge, Perry and Weiss (4)**

02-0198 - COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER relative to a proposed second amendment to the Agreement with Hamilton, Rabinovitz & Alschuler, Inc., to extend the term of the Agreement to July 7, 2007, to cover the anticipated period to complete hearings and Council deliberations on the final ordinance required by the Mello Act, a Statewide law concerning affordable housing in the Coastal Zone.

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

TIME LIMIT FILE - JUNE 14, 2004

(LAST DAY FOR COUNCIL ACTION - JUNE 11, 2004)

**ADOPTED**

**BUDGET AND FINANCE COMMITTEE REPORT relative to a proposed Second Amendment to the Agreement with Hamilton, Rabinovitz and Alschuler, Inc. (HR&A).**

**Recommendations for Council action:**

1. APPROVE the proposed Second Amendment to the First Supplemental Agreement between the City and HR&A, for consulting services relative to the Mello Act, with the provision that no consultancy work be done by HR&A, on this issue, for private parties while the project is ongoing.

2. AUTHORIZE the Director, City Planning Department, or designee, to execute the proposed Second Amendment, subject to the City Attorney approval as to form.
3. INSTRUCT the City Planning Department and the City Attorney to explore what avenue is available to get through the Planning Department and/or the City Attorney, a third party review of the work product that will have been done by HR&A, in the most timely manner once the consultant's report is completed.
4. INSTRUCT the City Attorney to report back to the Budget and Finance Committee, upon completion of its analysis of whether or not a conflict of interest exists with HR&A, and include any potential remedies and/or recourse to be taken.

**Fiscal Impact Statement:** The City Administrative Officer reports that sufficient funds are available in the City Planning Department Budget, Fund 100/68, Contractual Services Account No. 3040, to fund the proposed amendment. There is no additional impact on the General Fund.

TIME LIMIT FILE - JUNE 14, 2004

(LAST DAY FOR COUNCIL ACTION - JUNE 9, 2004)

ITEM NO. (13) - CONTINUED TO JUNE 15, 2004

Roll Call #12 - Motion (Villaraigosa - Greuel) Adopted to Continue, Unanimous Vote (12);  
Absent: LaBonge, Miscikowski and Perry (3)

03-0600 - COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER relative to year-end S61 budget adjustment and financial status report.

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

**BUDGET AND FINANCE COMMITTEE REPORT** relative to the Year-end Budget Adjustment and Financial Status Report.

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

1. APPROPRIATE \$40,470,935 from the Civilian Employee Negotiation Contract , Bulky Item Drop-off Centers, and the Reserve for Economic Uncertainties line items within the Unappropriated Balance Fund No. 100/58 to departments, as specified in Attachment 7 of the City Administrative Officer (CAO) report (attached to this report).
2. TRANSFER \$20,495,581 between accounts within various departments and funds, as specified in Attachment 8 of the CAO report, as amended in Committee.
3. TRANSFER \$12,576,424 between various departments and funds, as specified in Attachment 9 of the CAO report.

4. **APPROPRIATE \$867,473 from special funds to various departments and funds, as specified in Attachment 10 of the CAO report.**
5. **REDUCE the Building and Safety Systems Development Fund No. 530 source of funding to Building and Safety Fund No. 100/08, Salaries General Account No. 1010 by \$500,000, and APPROPRIATE \$500,000 from the Unappropriated Balance Fund No. 100/58, Reserve for Economic Uncertainties to Building and Safety Fund No. 100/08, Salaries General Account No. 1010.**
6. **APPROPRIATE \$42,667.32 from available monies in Municipal Improvement Corporation of Los Angeles (MICLA) AE to the City Clerk Fund No. 283/14, Account N601, and AUTHORIZE the City Clerk to expend those MICLA monies to pay the vendor for work performed in 1998-99 at the Wilshire Office of Tax and Permit.**
7. **INSTRUCT Cultural Affairs Department to unencumber prior-year funds totaling \$139,326 from the accounts and funds listed in Attachment 13 of the CAO report.**
8. **AUTHORIZE the Controller to revert the unencumbered prior-year funds, contained in Attachment 13 of the CAO report, to the appropriate fund and RE-APPROPRIATE said funds to the Cultural Affairs Fund No. 100/30, Salaries General Account No. 1010.**
9. **AUTHORIZE the Fire Department to expend \$78,876, from current year appropriations, to pay prior-year invoices from Valero/Ultramar for the period of 1997 through 2002 for fuel deliveries that were previously not billed.**
10. **AUTHORIZE a Reserve Fund loan up to \$400,000 for the Fire Department to purchase trucks and trailers as authorized by the Urban Search and Rescue Grant administered by the Fire Department. Once the trucks and trailers are delivered to the Fire Department, the Federal Emergency Management Agency will reimburse the Fire Department for the purchase of these equipment items and the Department will pay back the Reserve Fund loan.**
11. **AUTHORIZE the Fire Department to accept the cell phone rebate checks totaling \$2,850 from Verizon Corporation and deposit said checks into the Kaiser trust Fund No. 44R.**
12. **AUTHORIZE the Controller to reduce General Services Trust Fund No. 843 source of funding to General Services Fund No. 100/40, Salaries General Account No. 1010 by \$359,000, and APPROPRIATE \$359,000 from the Unappropriated Balance Fund No. 100/58, Reserve for Economic Uncertainties to General Services Fund No. 100/40, Salaries General Account No. 1010.**
13. **AUTHORIZE the Controller to write-off the Reserve Fund loan of \$1.6 million to General Services for completion of the uninterruptible power supply system (Council file No. 03-1580), since the funds will be used to offset projected expense account deficits within General Services.**



14. APPROPRIATE \$30,000 from Recreation and Parks Fund No.302/88, General Services Account No. V140 to General Services Fund No. 100/40, Mail Services Account No. 9130, based on the transfer between accounts in Attachment 8 of the CAO report, for postage related expenditures.
15. TRANSFER \$101,935 from the Reserve Fund to the Special Parking Revenue Fund No. 363, Revenue Source Account No. 4136, to correct the General Fund reversion to the Reserve Fund from prior-year leasing revenue.
16. APPROPRIATE \$750,000 from various special funds to the following accounts within the Housing Department Fund No. 100/43 based on the special fund transfers between accounts contained in Attachment 8 of the CAO report:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1010	Salaries General	\$100,000
3040	Contractual Services	250,000
3310	Transportation Expense	50,000
6010	Office and Administrative Expense	200,000
6030	Leasing	<u>150,00</u>
Total		\$750,000

17. INSTRUCT the Personnel Department to un-encumber approximately \$35,000 in prior year training funds.
18. AUTHORIZE the Controller to revert funds identified in recommendation No.17, to the Reserve Fund.
19. TRANSFER from the Reserve Fund the Personnel Department's prior year training funds to the Unappropriated Balance and APPROPRIATE therefrom to the Personnel Department Fund No. 100/66, Training Expense Account No. 9570, to fund the Management Development and Leadership Training Program.
20. TRANSFER \$80,000 from the Reserve Fund to the Unappropriated Balance and APPROPRIATE therefrom to the following accounts within the Bureau of Street Lighting Fund No. 100/84, for the Evergreen Jogging Path Lighting Project:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1010	Salaries General	\$ 7,000
1090	Salaries Overtime	12,000
8780	Street Lighting Improvements and Supplies	<u>61,000</u>
Total		\$80,000

21. AUTHORIZE the Controller to reduce the Traffic Safety Fund No. 306 source of funding to the Bureau of Street Services Fund No. 100/86, Salaries General Account No. 1010 by \$6,600,000, and APPROPRIATE \$6,600,000 from the Unappropriated Balance Fund No. 100/58, Reserve for Economic Uncertainties to the Bureau of Street Services Fund No. 100/86, Salaries General Account No. 1010.
22. APPROPRIATE \$260,000 from the Library Bond Program Fund No. 15A, Program Contingency Account No. R500 to the following accounts within General Services Fund No. 100/40:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1101	Hiring Hall Construction	\$ 80,000
1121	Benefits Hiring Hall Fringe Construction	20,000
3180	Construction Materials	<u>160,000</u>
Total		\$260,000

23. AUTHORIZE the Controller to reimburse the General Fund from Fund No. 15A on an as-needed basis upon receipt of proper documentation from the Fund Administrator.
24. TRANSFER \$24,803 within the Public Safety General Obligation Bond Fund No. 15N/50, from Renov13 Police Station, Account No. T310, to the Department of General Services, Account No. V140, and APPROPRIATE therefrom to General Services Fund No. 100/40, Salaries Construction, Account No. 1014.
25. TRANSFER \$3,405,808 within the Public Safety General Obligation Bond Fund No. 15U/50, from the Renovations Police, Account No. V310, to the Department of General Services, Account No. V140 and APPROPRIATE therefrom to the following accounts within General Services Fund No. 100/40:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1014	Salaries, Construction	\$ 233,897
1101	Hiring Hall Construction	740,000
1121	Hiring Hall Benefits Construction	280,000
1191	Hiring Hall, Overtime Construction	130,000
3180	Construction Materials	<u>2,021,911</u>
Total		\$3,405,808

26. TRANSFER \$108,376 within the Public Safety General Obligation Bond Fund No. 15U/50, from the Hollenbeck Replacement Station, Account No. V305, to the Department of General Services, Account No. V140 and APPROPRIATE therefrom to General Services Fund No. 100/40, Construction Materials Account No. 3180.
27. INSTRUCT the Bureau of Financial Management and Personnel Services (or, subsequent to June 30, 2004, the Board of Public Works) to transfer cash from the bond funds to reimburse the General Fund, on an as-needed basis, upon proper documentation from General Services and approval by the Proposition Q Program Manager.

28. AUTHORIZE the Controller to increase appropriations to various departments totaling \$173,368, as delineated in Attachment 11 of the CAO report, from the Public Safety General Obligation Bond Fund Nos. 15N and 15U.
29. AUTHORIZE Public Works, Bureau of Financial Management and Personnel Services to reimburse the General Fund on an as-needed basis upon proper demand of the Public Safety General Obligation Bond Fund Administrator.
30. AUTHORIZE the Controller to increase appropriations to General Services Fund No. 100/40 in the amount of \$1,514,943, as delineated in Attachment 12 of the CAO report, from various Proposition K and Proposition 12 funds.
31. AUTHORIZE Public Works and Community Development Department to reimburse the General Fund on an as-needed basis upon proper demand of the Proposition K and Proposition 12 Fund Administrators.
32. AUTHORIZE a Reserve Fund loan of \$512,308 for construction services related to the EG Roberts Aquatic Center and the Queen Anne Recreation Center.
33. TRANSFER \$512,308 from the Reserve Fund to the Unappropriated Balance and APPROPRIATE therefrom to various construction accounts within General Services as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1101	Hiring Hall Construction	\$ 150,000
1121	Hiring Hall Benefits Construction	77,400
3180	Construction Materials	<u>284,908</u>
Total		\$ 512,308

34. INSTRUCT the Community Development Department, or the City's designee, to reimburse the General Fund once reimbursement funds are received from Proposition 12 and Proposition 40 for completion of the EG Roberts Aquatic Center and the Queen Anne Recreation Center.
35. TRANSFER \$83,875 from Recreation and Parks' Sites and Facilities Fund No. 209/88, Yosemite Recreation Center Account No. S204 to General Services Fund No. 100/40, Construction Materials Account No. 3180.
36. AUTHORIZE the Controller to reduce appropriations, funded by the 1989 Police Facilities Construction Program Fund No. 173/50, within General Services Fund No. 100/40, Salaries Construction Account No. 1014 by \$212,804.
37. AUTHORIZE an increase of \$1.6 million in MICLA AQ authority from \$25.5 million to \$27.1 million, due to available interest earnings, for the North Valley Police Station.
38. AUTHORIZE the City Administrative Officer to appropriate and expend \$1.6 million from MICLA AQ, Fund No. 291, as needed, for the North Valley Police Station.

39. TRANSFER all unencumbered funds, from all funding sources, in the Council District Community Services line item in General City Purposes, Fund No. 100/56, to the Council, Fund No. 100/28, Salaries General Account No. 1010.
40. AUTHORIZE the Controller to revert all prior-year unencumbered funds, for all funding sources, in the Council District Community Services line item in General City Purposes Fund No. 100/56, as of June 30, 2004 to the Reserve Fund.
41. INSTRUCT the City Clerk to place on the Council agenda for JULY 1, 2004 or immediately thereafter, the following recommendation, SUBJECT TO THE APPROVAL OF THE MAYOR:

TRANSFER from the Reserve Fund the amount of the prior-year reversion from the Council District Community Services line item of General City Purposes on June 30, 2004, to the Unappropriated Balance, Fund No. 100/58, and APPROPRIATE therefrom to the Council, Fund No. 100/28, Salaries General Account No. 1010.

42. REQUEST the Controller, in conjunction with City departments, to process those equipment purchases contained in the CAO's report (attached to this report) that are approved by the Mayor and Council, prior to June 22, 2004.
43. REQUEST the Controller to unencumber prior-year audit funds of \$75,000 and revert those funds to the Reserve Fund.
44. TRANSFER \$75,000 from the Reserve Fund to the Unappropriated Balance Fund No. 100/58, and APPROPRIATE therefrom to the Controller Fund No. 100/26, Contractual Services Account No. 3040.
45. AUTHORIZE the CAO to make technical corrections as necessary to those transactions included in this report to implement the Mayor and Council intentions.
46. INSTRUCT the CAO to report back to the Budget and Finance Committee relative to recommendations on actions to address ongoing budget deficits in the Office of the City Attorney.
47. AUTHORIZE the transfer of \$168,338 from the Unappropriated Balance to the Bureau of Sanitation's Contractual Services Account, if the CAO determines that these funds are Special Funds from the Citywide Recycling Trust Fund.

**Fiscal Impact Statement:** The CAO reports that General Fund appropriations totaling \$47.93 million are recommended in this report. Other transfers and appropriations totaling approximately \$43.20 million within and between departments and funds are provided to balance other account deficits and adjustments. If the projected shortfalls materialize and the recommended budgetary balancing actions are adopted, the projected Reserve Fund balance on June 30, 2004 would be approximately \$231.3 million, or 6.6 percent of the 2003-04 Adopted Budget. The projected Reserve Fund balance for 2004-05, after transferring funds to the budget and various technical adjustments is \$106.4 million or approximately 2.9 percent. The recommended adjustments in the addendum report will not change the projected Reserve Fund balance on June 30, 2004.

**Roll Call #3 - Motion (Ludlow - Villaraigosa) Adopted, Ayes (11); Absent: Hahn, LaBonge, Perry and Weiss (4)  
(Item Nos. 14-24)**

**ITEM NO. (14) - ADOPTED**

00-0801 - HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT  
S2 relative to increasing the work order for Jackson and Associates to an amount not to  
CD 9 exceed \$250,000 for legal services related to the Slauson Central Shopping Center  
Project.

Recommendation for Council action:

AUTHORIZE the Chief Executive Officer, Community Redevelopment Agency, or designee, to execute an amendment to the Work Order issued under the contract with Jackson and Associates to increase compensation by \$175,000, for a total amount not to exceed \$250,000, for payment of fees and expenses related to litigation services for the Slauson Central Shopping Center project.

Fiscal Impact Statement: The City Administrative Officer reports that this action will not impact the General Fund. Funding for the increase in contract authority to Jackson and Associates for legal services related to the Slauson Central Shopping Center project is provided from the Brownfields Economic Development Initiative Grant.

**ITEM NO. (15) - ADOPTED**

01-1893 - HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT  
CD 14 relative to a construction and permanent loan increase for the Broadway Plaza Apartment  
project at 901 South Broadway.

Recommendation for Council action:

AUTHORIZE the Chief Executive Officer, Community Redevelopment Agency (Agency), or designee, to:

- a. Amend the Agency's 2003-04 Work Program and Budget to transfer \$209,806 from Work Objective CT1090 (Downtown Housing Opportunities) to CT1040 (901 South Broadway Apartments).
- b. Increase the Agency Construction and Permanent Loan to 901 South Broadway Limited Partnership by \$209,806, from \$700,000 to \$909,806.
- c. Negotiate and execute an amendment to the Construction and Permanent Loan Agreement between the Agency and 901 South Broadway Limited Partnership to reflect the loan increase and take any other actions as may be necessary to carry out the agreement, subject to the approval of the City Attorney as to form and legality; and, further subject to the review of the City Administrative Officer (CAO), Contractor Enforcement Section for adherence to the City's contracting standards.

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund. Funding for the increase in the construction and permanent loan amount for the Broadway Plaza Apartments project is provided from Central Business District Housing Trust Funds.

**ITEM NO. (16) - ADOPTED**

01-2346 - HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and CD 13 RESOLUTION relative to the issuance of tax-exempt revenue bonds in the amount of \$550 million by the California Statewide Communities Development Authority to benefit the Daughters of Charity Health System.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION relative to the issuance of tax-exempt fixed rate revenue bonds, Series 2004 by the California Statewide Community Development Authority, in an aggregate principal amount not to exceed \$550,000,000, on behalf of the Daughters of Charity Health System, or a related entity.

Fiscal Impact Statement: The City Administrative Officer reports that this action will not impact the General Fund. All payments of the \$550 million tax-exempt revenue bonds will be the responsibility of the Daughters of Charity Health System, a 501(c)3 nonprofit public benefit corporation. The City will bear no financial responsibility for the repayment of the Bonds.

**ITEM NO. (17) - ADOPTED**

02-1036 - PERSONNEL COMMITTEE REPORT relative to exempting one position of Public Information Director, in the Personnel Department, from Civil Service provisions of the City Charter.

Recommendation for Council action:

APPROVE the exemption of one position of Public Information Director, Code 1800, in the Personnel Department, from the Civil Service provisions of the City Charter, pursuant to City Charter Section 1001(b). (The Council previously exempted this position on June 11, 2002; however, the position is now vacant.)

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

TIME LIMIT FILE - JUNE 11, 2004

(LAST DAY FOR COUNCIL ACTION - JUNE 11, 2004)

**ITEM NO. (18) - ADOPTED**

03-0209 - PERSONNEL COMMITTEE REPORT relative to exempting one position of Senior  
S8 Management Analyst II, in the Los Angeles Housing Department, from the Civil Service  
provisions of the City Charter.

Recommendation for Council action:

APPROVE the exemption of one position of Senior Management Analyst II, Code 9171-2, in the Los Angeles Housing Department, from the Civil Service provisions of the City Charter, pursuant to City Charter Section 1001(b).

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

TIME LIMIT FILE - JUNE 11, 2004

(LAST DAY FOR COUNCIL ACTION - JUNE 11, 2004)

**ITEM NO. (19) - ADOPTED**

02-1912 - PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an  
S9 application for a hardship exemption from provisions of the City's Lincoln Heights Interim  
CD 1 Control Ordinance (ICO) for the property at 3136 Minnesota Street.

Recommendations for Council action:

1. GRANT hardship exemption from the City's Lincoln Heights ICO (Ordinance No. 175154) for the proposed construction of a single-family dwelling and two car garage on vacant land located at 3136 Minnesota Street (not 3130 Minnesota Street as stated in the application) and modified as follows:

The applicant shall submit revised plans to reflect the modified exterior treatments of the proposed construction of a new single family dwelling in conjunction with a two-car garage at 3136 Minnesota Street. The treatments shall entail siding and wood trimmed, single, vertical, hung windows along all facades, with exception that certain portions of the front and side facades shall incorporate arroyo rock treatments as exhibited and attached to the Council file.

2. ADVISE the applicant that this hardship exemption, if granted by the City Council, is not a permit or license and that any other approvals, permits and licenses required by law must be obtained from the proper agencies.

Applicant: Fred Browne

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.

**ITEM NO. (20) - ADOPTED**

03-1308 - PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an  
S15 application for a hardship exemption from provisions of the City's Hancock Park Interim  
CD 4 Control Ordinance (ICO) for the property at 629 North Seward.

Recommendations for Council action:

1. GRANT hardship exemption from the City's Hancock Park (Ordinance No. 175149) for the proposed demolition of the existing one-story residential dwelling, and construction of a two-story residential dwelling, lot area 6,985 square feet located at 629 North Seward.
2. ADVISE the applicant that this hardship exemption, if granted by the City Council, is not a permit or license and that any other approvals, permits and licenses required by law must be obtained from the proper agencies.

Applicant: Enrique Fainchtein

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.

**ITEM NO. (21) - ADOPTED**

03-1472 - PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an  
S9 application for a hardship exemption from provisions of the City's Windsor Square Interim  
CD 4 Control Ordinance (ICO) for the property at 546 South Norton Avenue.

Recommendations for Council action:

1. GRANT hardship exemption from the City's Windsor Square ICO (Ordinance No. 175150) to replace, reconfigure windows, replace portion of roof and repair roof framing as necessary, and add plywood sheathing at the existing single family residence located at 546 South Norton Avenue.
2. ADVISE the applicant that this hardship exemption, if granted by the City Council, is not a permit or license and that any other approvals, permits and licenses required by law must be obtained from the proper agencies.

Applicant: Larry Guzin (Ian McIvaine, representative)

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.



**ITEM NO. (22) - ADOPTED**

04-0333 - PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to correcting  
CD 9 the amount of fencing assessed to the property at 3224 1/2-26 1/2 South Central Avenue.

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

1. AMEND Council action of November 13, 1996, Council file No. 96-1532, to correct the amount of fencing assessed to the property at 3224 1/2-26 1/2 South Central Avenue in the Building and Safety Department report and confirm an assessment of \$2,352 in lieu of \$6,938.40.
2. REFER this matter to Building and Safety Department for appropriate action.

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

**ITEM NO. (23) - ADOPTED - TO THE MAYOR FORTHWITH**

04-0934 - TRANSPORTATION and PERSONNEL COMMITTEES' REPORT relative to the 2003-04  
Metro Rail Annual Work Program and 2003-04 Pasadena Gold Line Annual Work Program.

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

1. ADOPT the recommendations in the City Administrative Officer's (CAO) report, dated May 10, 2004, attached to the Committees' report, relative to the 2003-04 Metro Rail Annual Work Program and 2003-04 Pasadena Gold Line Annual Work Program.
2. DIRECT the Department of Transportation to submit next year's annual work program reports in a more timely fashion.

Fiscal Impact Statement: The CAO reports that the Metropolitan Transportation Authority reimburses the City for the Metro Rail Annual Work Program, and \$2 million in City front-funding is provided in the 2003-04 Proposition C Budget. The Proposition A Budget provides \$500,000 in City front-funding for the Pasadena Gold Line Project. The Pasadena Gold Line Construction Authority has agreed to reimburse the City for this cost and for expenditures in previous years in the amount of \$1.1 million by June 30, 2004. There is no impact on the General Fund.

**ITEM NO. (24) - MOTION ADOPTED TO APPROVE COMMITTEES' REPORTS  
RECOMMENDATIONS - SEE FOLLOWING**

03-1250 - PERSONNEL COMMITTEE REPORT relative to hiring freeze exemptions for 29 positions  
S72 in the Department of Building and Safety.

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

1. EXEMPT from the current hiring freeze the following 29 positions in the Department of Building and Safety:

<u>No.</u>	<u>Code</u>	<u>Title</u>
12	4251	Building Mechanical Inspector
2	4211	Building Inspector
2	4253	Senior Building Mechanical Inspector
7	7957-2	Structural Engineering Associate II
2	1223-2	Accounting Clerk II
1	1119-1	Accounting Records Supervisor I
1	1596-2	Systems Analyst II
2	1502	Student Professional Worker

2. INSTRUCT the City Administrative Officer (CAO) to review the request for hiring freeze exemption for four positions of Clerk Typist in July 2004, and to act on that request pursuant to the hiring freeze exemption policy approved as part of the 2004-05 Budget.
3. INSTRUCT the CAO to activate Substitute Authority for one position of Systems Analyst II, Code 1596-2, and two positions of Student Professional Worker, Code 1502, for the period of June 1, 2004 through June 30, 2004.
4. INSTRUCT the CAO to activate Substitute Authority, on July 1, 2004, or as soon thereafter as possible, for one position of Systems Analyst II, Code 1596-2, and two positions of Student Professional Worker, Code 1502, for the period July 1, 2004 through June 30, 2005.
5. REQUEST the Department of Building and Safety to transfer at least one of the unfrozen Senior Building Mechanical Inspector positions to the New Construction Inspection section.

Fiscal Impact Statement: The CAO reports that of the recommended Department of Building and Safety positions to be exempted from the hiring freeze, 26 are fully funded in the Department of Building and Safety's 2004-05 Budget. The remaining three positions are substitute positions, and are funded from the Department's special funds. Should the positions be filled before the end of Fiscal Year 2003-04, the Department of Building and Safety will be able to absorb the additional salary costs within their currently budgeted funds and funds to be recommended in the year end report. There is no additional impact on the General Fund.

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

**ADOPTED**

**BUDGET AND FINANCE COMMITTEE REPORT relative to hiring freeze exemption for positions in the Department of Building and Safety.**

**Recommendation for Council action:**

**CONCUR with the recommendations of the Personnel Committee relative to approval of amended City Administrative Officer (CAO) recommendations for exemption from the hiring freeze for 29 positions in the Department of Building and Safety.**

**Fiscal Impact Statement: The CAO reports that of the recommended Department of Building and Safety positions to be exempted from the hiring freeze, 26 are fully funded in the Department of Building and Safety's 2004-05 Budget. The remaining three positions are substitute positions, and are funded from the Department's special funds. Should the positions be filled before the end of Fiscal Year 2003-04, the Department of Building and Safety will be able to absorb the additional salary costs within their currently budgeted funds and funds to be recommended in the year end report. There is no additional impact on the General Fund.**

**Roll Call #2 - Motion (Greuel - Smith) Adopted to Continue, Unanimous Vote (10);  
Absent: Hahn, LaBonge, Parks, Perry and Weiss (5)  
(Item Nos. 25-28)**

**ITEM NO. (25) - CONTINUED TO JUNE 16, 2004**

**03-0063 - CONTINUED CONSIDERATION OF INFORMATION TECHNOLOGY AND GENERAL  
S2 SERVICES COMMITTEE REPORT relative to the purchase of the Transamerica Building.**

Recommendation for Council action:

RECEIVE and FILE the Motion (Weiss - Cardenas), dated March 3, 2004, relative to a discussion regarding the purchase of the Transamerica Building and a request for its consideration by the Information Technology and General Services (ITGS) and Budget and Finance Committees, inasmuch as the matter has been considered by both the ITGS and Budget and Finance Committees and no Council action is required.

Fiscal Impact Statement: Not applicable.

(On May 19, 2004 Council continued the above matter to June 9, 2004 and in the interim referred to Audits and Governmental Efficiency and Information Technology and General Services Committees; to be considered at a joint committee meeting on June 8, 2004.)

**ITEM NO. (26) - CONTINUED TO JUNE 16, 2004**

**03-0063 - CONTINUED CONSIDERATION OF PUBLIC SAFETY, BUDGET AND FINANCE and  
CD 9 INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEES' REPORT  
relative to the purchase of the Transamerica Broadway Building.**

Recommendations for Council action:

1. INSTRUCT the Chief Legislative Analyst (CLA), with the assistance of the Department of General Services, City Attorney, Bureau of Engineering and other departments as necessary, to proceed with negotiations for the purchase of the Transamerica Broadway Building (Broadway Building) without the Broadway Garage as specified in the owner's proposal.

2. INSTRUCT the Department of General Services and the Bureau of Engineering to proceed with stacking plans, tenant improvement designs and schedules for the Broadway Building consistent with the long-term space plans previously approved, but assuming that the Los Angeles Police Department (LAPD) functions in leased space are temporarily relocated to the Broadway Building while the LAPD functions in Parker Center remain until the permanent headquarters facility is completed.

Fiscal Impact Statement: The CLA reports that approval of this report and purchase of the Broadway Building will result in potential additional savings to the City of up to \$29 million over four years and \$58 million over 25 years.

(On May 19, 2004 Council continued the above matter to June 9, 2004 and in the interim referred to Audits and Governmental Efficiency and Information Technology and General Services Committees; to be considered at a joint committee meeting on June 8, 2004.)

#### **ITEM NO. (27) - CONTINUED TO JUNE 16, 2004**

02-2592 - CONTINUED CONSIDERATION OF PUBLIC SAFETY, BUDGET AND FINANCE and  
S1 INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEES' REPORT and  
CD 9 AMENDING MOTION relative to the location of the new Los Angeles Police Department  
headquarters facility.

#### **A. PUBLIC SAFETY, BUDGET AND FINANCE and INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEES' REPORT**

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

1. ADOPT the Public Safety Master Plan, attached to the Council file, as submitted by DMJM/Johnson Fain, pending California Environmental Quality Act clearance.
2. APPROVE Public Safety Master Plan Study A and/or A-1 as submitted by DMJM/Johnson Fain, which locates the new Metro Jail at the corner of Temple and Los Angeles Streets and locates the Police Headquarters Facility, Emergency Operations Center /Police Operations Center/Fire Dispatch Center, Fire Station 4 and related services at the Temple and Alameda property with the exception of the realignment of Judge John Aiso Street and the location of the Public Parking Structure. (This recommendation also does not include placing the communications tower on the Temple/Alameda property.)
3. APPROVE the construction of a 500,000 square foot Police Headquarters Facility to be located at Temple and Alameda Streets.
4. INSTRUCT the Public Safety Master Plan Team to conduct community meetings relative to the location of the Public Parking Structure on Judge John Aiso Street and the realignment of Judge John Aiso Street and report the findings to the Municipal Facilities Committee.
5. DIRECT the Municipal Facilities Committee to report recommendations to the City Council for approval relative to the location of the Public Parking Structure on Judge John Aiso Street and the realignment of Judge John Aiso Street subsequent to the Public Safety Master Plan Team's report.

6. DIRECT the City Administrative Officer (CAO) and REQUEST the City Attorney to prepare and present the necessary Municipal Improvement Corporation of Los Angeles (MICLA) financing documents for the Police Headquarters Facility.
7. DIRECT the Municipal Facilities Committee to report to the Mayor and City Council quarterly on the project progress including information relative to budget and schedule.
8. INSTRUCT the CAO to prepare a staffing plan for the construction of the Police Headquarters Facility and report the recommendations to the City Council for consideration subsequent to the release of the Mayor's proposed Fiscal Year (FY) 2004-05 Budget.

Fiscal Impact Statement: The Chief Legislative Analyst reports that the total cost of adopting Study A or A-1 would be approximately \$305.032 million over a 30 year period.

**B. AMENDING MOTION (PERRY - VILLARAIGOSA)**

Recommendation for Council action:

AMEND Plan A to reflect that the Transamerica Building will be the permanent location for the police headquarters.

(On May 19, 2004 Council continued the above matter to June 9, 2004 and in the interim referred to Audits and Governmental Efficiency and Information Technology and General Services Committees; to be considered at a joint committee meeting on June 8, 2004.)

**ITEM NO. (28) - CONTINUED TO JUNE 16, 2004**

03-0063 - CONTINUED CONSIDERATION OF MOTION (MISCIKOWSKI - PARKS) and AMENDING  
S3 MOTIONS relative to instructing the Chief Legislative Analyst (CLA) to submit a report to  
CD 9 the City Council in connection with the purchase of the Broadway Building at 1149 South  
Broadway.

**A. MOTION (MISCIKOWSKI - PARKS)**

Recommendation for Council action:

INSTRUCT the CLA to submit a report, concurrent with the Council's consideration of the purchase of the Broadway Building, summarizing all agreements related to the City's purchase and buildout of this property at 1149 South Broadway, as well as all remaining financial, legal, and technical recommendations that will be needed to effectuate this transaction.

**B. AMENDING MOTION (PARKS - MISCIKOWSKI)**

Recommendations for Council action:

1. ADOPT the Public Safety Master Plan, attached to Council file No. 02-2592-S1, as submitted by DMJM/Johnson Fain, pending California Environmental Quality Act clearance.
2. APPROVE Public Safety Master Plan Study A and/or A-1 as submitted by DMJM/Johnson Fain, which locates the new Metro Jail at the corner of Temple and Los Angeles Streets and locates the Police Headquarters Facility, Emergency Operations Center/Police Operations Center/Fire Dispatch Center (EOC/FDC), Fire Station 4 and related services at the Temple and Alameda property with the exception of the realignment of Judge John Aiso Street, the location of the Public Parking Structure, and the placement of the Communications Tower on the Temple/Alameda property.
3. APPROVE the construction of a Police Headquarters Facility of 500,000 square feet in size to be located at Temple and Alameda Streets.
4. DIRECT the Municipal Facilities Committee (MFC) to report back with recommendations relative to the location of the Public Parking Structure on Judge John Aiso Street and the Communications Tower.
5. DIRECT the City Administrative Officer (CAO) and the City Attorney to prepare and present the necessary Municipal Improvement Corporation of Los Angeles (MICLA) financing documents for the Police Headquarters Facility.
6. DIRECT the MFC to report to the Mayor and City Council quarterly on the project progress including information relative to budget and schedule.
7. INSTRUCT the CAO to prepare a staffing plan for the construction of the Police Headquarters Facility and report the recommendations to the City Council for consideration subsequent to the release of the Mayor's proposed Fiscal Year 2004-05.

C. MOTION (PARKS - MISCIKOWSKI)

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

1. INSTRUCT the Chief Legislative Analyst (CLA), with the assistance of the Department of General Services (GSD), City Attorney, Bureau of Engineering and other departments as necessary, to conclude negotiations and finalize all agreements for the purchase of the Transamerica Broadway Building as specified in the owner's proposal.
2. INSTRUCT the GSD and the Bureau of Engineering to proceed with stacking plans, tenant improvement designs and schedules for the Broadway Building consistent with the long-term space plans previously approved, including those Los Angeles Police Department functions currently housed in leased space that were approved for temporary relocation to the Transamerica Broadway Building.

3. AUTHORIZE the acceptance of the assignment of the CB Richard Ellis Agreement, attached to the Council file, as specified in "Exhibit E" of the Purchase and Sale Agreement between the Seller and the City of Los Angeles for the management of the Broadway Building for a temporary period not to exceed 18 months from the close of escrow.
4. INSTRUCT the GSD to report to the City Council with recommendations on which building management functions provided under the Agreement in recommendation B(1)(c), above, should be subsequently be assumed by City forces or outside vendors, or continue to be shared with current ownership.
5. AUTHORIZE the President of the Los Angeles City Council to execute all agreements to effectuate the City's purchase and improvement of the Transamerica Broadway Building at 1149 South Broadway.
6. DESIGNATE the MFC as the oversight committee for the Transamerica Broadway Building project with same powers and duties on this project as were grant to the MFC for the City Hall East project pursuant to Council file No. 00-0512-S1 and AUTHORIZE the MFC to implement the Council's instructions on the Broadway Building as specified in Council file No. 03-0063.
7. AUTHORIZE the Bureau of Engineering and the GSD to utilize the construction forces, construction management services, and hiring hall staff currently completing fire life/safety and tenant improvements in City Hall East to expedite completion of all necessary tenant improvements at the Transamerica Broadway Building, and to negotiate and execute necessary amendments to existing agreements to accomplish this, subject to the approval of the MFC and subject to the approval of the City Attorney as to form and legality.
8. AUTHORIZE a loan of \$1,500,000 from the Public Works Trust Fund, Fund No. 834, Department 50 for use as a deposit on the purchase of the Broadway Building, to be repaid from the proceeds of the Municipal Improvement Corporation of Los Angeles (MICLA) issuance for this project.
9. AUTHORIZE the Controller to draw a demand in the amount of \$1,500,000 from the Public Works Trust Fund, Fund No. 834 to be paid pursuant to the Escrow instructions and the Purchase and Sale Agreement for this transaction.
10. AUTHORIZE the Department of Public Works to process a payment of \$1,500,000 from the Public Works Trust Fund, fund No. 834, Department No. 50, Account 000H, Transamerica Broadway Building, to be paid by wire transfer for the purpose of depositing the amount to escrow.
11. AUTHORIZE the Controller to process the rembursement of \$1.5 million loan, without interest, to the Public Works Trust Fund No. 834, Department No. 50, from bond proceeds in the MICLA Commercial Paper Lease Financing Program Fund (Transamerica Broadway Building Project) no later than June 30, 2004.

12. AUTHORIZE the Controller, subject to the approval of the CAO, to:
  - a. Establish all the necessary accounts for the disbursement of monies for the purchase of and improvements to the Transamerica Broadway Building.
  - b. Move funds and transfer appropriations between departments and accounts as needed to complete the purchase of and tenant improvements to the Transamerica Broadway Building as long as the overall program budget is not exceeded.

D. AMENDING MOTION (PARKS - MISCIKOWSKI)

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

1. INSTRUCT the Department of General Services and the Bureau of Engineering to proceed with stacking plans as previously approved in Council file No. 03-0063, but exclude from that plan all Los Angeles Police Department (LAPD) functions currently in Parker Center who will now remain at this location until their relocation to a permanent LAPD headquarters to be constructed on the Temple and Alameda property.
2. AUTHORIZE the use of Municipal Improvement Corporation of Los Angeles (MICLA) financing not to exceed \$105,000,000 for the purchase and completion of tenant improvements of the Transamerica Broadway Building and AUTHORIZE the expenditure of these funds for the acquisition of the building and all related closing costs, as well as all tenant improvements.
3. MODIFY the 2003-04 budget appropriation for the Wastewater System Capital Improvement Expenditure Program by the addition of \$11 million in an account No. VG81 titled "TA-Broadway Building" in the Sewer Capital Fund No. 761 and AUTHORIZE the Chief Accounting Employee for the Department of Public Works to draw a demand from this account in the amount of \$11 million for the SCMF share of the purchase price to be paid pursuant to the escrow instructions for this transaction.
4. AUTHORIZE the Chief Accounting Employee for the Department of Public Works to transfer up to \$9 million in the 2004-05 budget appropriation for the Wastewater System Capital Improvement Expenditure Program from other project accounts to an account titled "TA-Broadway Building" for the SCMF participation in tenant improvements, as directed by the Director of Sanitation.
5. DIRECT the Bureau of Sanitation and the Public Works Office of Accounting to include the SCM portion of the building in the SCMF fixed assets and evaluate the SCM-funded occupancy of the building on at least an annual basis.



E. AMENDING MOTION (PARKS - MISCIKOWSKI)

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

1. INSTRUCT the Department of General Services and the Bureau of Engineering to proceed with stacking plans as previously approved in Council file No. 03-0063, but also include in that plan the temporary relocation to the Transamerica Broadway Building of all functions currently in Parker Center, and the subsequent permanent relocation of all Public Works bureaus to this facility following construction of a permanent headquarters for the Los Angeles Police Department on the Temple and Alameda property.
2. AUTHORIZE the use of Municipal Improvement Corporation of Los Angeles financing not to exceed \$150,000,000 for the purchase and completion of tenant improvements of the Transamerica Broadway Building and AUTHORIZE the expenditure of these funds for the acquisition of the building and all related closing costs, as well as all tenant improvements.

F. AMENDING MOTION (PARKS - MISCIKOWSKI)

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

1. INSTRUCT the Department of General Services and the Bureau of Engineering to proceed with stacking plans as previously approved in Council file No. 03-0063, but also include in that plan the permanent relocation to the Transamerica Broadway Building of all functions currently in Parker Center.
2. AUTHORIZE the use of Municipal Improvement Corporation of Los Angeles financing not to exceed \$230,000,000 for the purchase and completion of tenant improvements of the Transamerica Broadway Building and AUTHORIZE the expenditure of these funds for the acquisition of the building and all related closing costs, as well as all tenant improvements.

G. AMENDING MOTION (GARCETTI - GREUEL - REYES)

Recommendation for Council action:

AUTHORIZE the Controller to immediately select an outside audit firm to fully review this transaction to independently address all outstanding issues and concerns raised in the Council debate, determine the validity of this transaction, and report through the Information Technology and General Services Committee to the City Council with its findings within three weeks.

(On May 19, 2004 Council continued the above matter to June 9, 2004 and in the interim referred to Audits and Governmental Efficiency and Information Technology and General Services Committees; to be considered at a joint committee meeting on June 8, 2004.)

## Items for Which Public Hearings Have Not Been Held - Items 29-52

(10 Votes Required for Consideration)

Roll Call #5 - Motion (Parks - Reyes) Adopted, Ayes (12); Absent: LaBonge, Perry and Weiss (3)  
(Item Nos. 29-38)

### ITEM NO. (29) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS - TO THE MAYOR FORTHWITH

04-0745 - COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER (CAO) and  
CD 12 ORDINANCE FIRST CONSIDERATION relative to the sale of surplus properties adjacent  
to Corbin Avenue and Kingsbury Street.

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

1. DETERMINE that the City-owned properties adjacent to Corbin Avenue and Kingsbury Street in Los Angeles and currently shown as APN 2708-015-902 (por) are no longer required for City use and that the public interest is served by the direct sale of the properties to Porter Ranch Development Company.
2. PRESENT and ADOPT the accompanying ORDINANCE authorizing the quitclaim of the properties without calling for bids to the Porter Ranch Development Company.
3. AUTHORIZE the City Attorney and INSTRUCT the Department of General Services to complete the transaction as outlined in the Ordinance and process the necessary documentation to effectuate the sale and transfer, as directed by the Los Angeles Administrative Code and Charter.

Fiscal Impact Statement: The CAO reports that there is no impact on the General Fund. The payment made by the Porter Ranch Development Company to the City in July 2001 included \$22,100 as the value of the properties. The City will not incur any costs or fees for this transaction.

(Information Technology and General Services Committee waived consideration of the above matter)

### ITEM NO. (30) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS - TO THE MAYOR FORTHWITH

04-0802 - COMMUNICATION FROM DIRECTOR OF PLANNING and ORDINANCE FIRST  
CD 3 CONSIDERATION relative to General Plan/Zoning Consistency Program correction for  
Public Facility Phase II for Canoga Park-Winnetka-Woodland Hills- West Hills Plan Area  
(Subarea 363).

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

1. ADOPT the April 23, 2004 Findings of Director of Planning as the Findings of the Council.

2. PRESENT and ADOPT the accompanying ORDINANCE, restoring the Q CR-1-VL zone for a privately owned property in Subarea 363 of Ordinance No. 171124, as a part of the General Plan/Zoning Program for Canoga Park-Winnetka-Woodland Hills-West Hills Plan area.

CPC 1995-148 GPC SA 363

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

**ITEM NO. (31) - ADOPTED**

01-0005 - RESOLUTION removing the property at 314-24 North Firmin Street from the Rent  
S57 Escrow Account Program [REAP], (Case No. 3319), inasmuch as the owner has corrected  
CD 1 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 June 2, 2004.

Assessor I.D. No. 5160-022-021  
Registration No. None

(Council action of March 20, 2001 placed property into REAP)

**ITEM NO. (32) - ADOPTED**

04-0005 - RESOLUTION removing the property at 1415 East Cruces Street from the Rent Escrow  
S206 Account Program [REAP], (Case No. 5258), inasmuch as the owner has corrected the  
CD 15 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 June 2, 2004.

Assessor I.D. No. 7426-009-031  
Registration No. 0011015

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 1, 2002)

**ITEM NO. (33) - ADOPTED**

04-0005 - RESOLUTION removing the property at 253 South Hoover Street aka 3115 West 3rd  
S207 Street from the Rent Escrow Account Program [REAP], (Case No. 5709), inasmuch as the  
CD 13 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 June 2, 2004.

Assessor I.D. No. 5501-019-001  
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 20,  
2002)

**ITEM NO. (34) - ADOPTED**

04-0005 - RESOLUTION removing the property at 1339 North Fries Avenue from the Rent Escrow Account Program [REAP], (Case No. 5930), 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 June 2, 2004.

Assessor I.D. No. 7420-005-014  
Registration No. 0008086

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on December 5, 2002)

**ITEM NO. (35) - ADOPTED**

04-0005 - RESOLUTION removing the property at 153-53 1/2 East 88th Street from the Rent Escrow Account Program [REAP], (Case No. 6048), 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 June 2, 2004.

Assessor I.D. No. 6041-003-015  
Registration No. 0463190

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 20, 2002)

**ITEM NO. (36) - ADOPTED**

04-0005 - RESOLUTION removing the property at 1523-23 1/2 West 54th Street from the Rent Escrow Account Program [REAP], (Case No. 7010), 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 June 2, 2004.

Assessor I.D. No. 5003-015-033  
Registration No. None

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

**ITEM NO. (37) - ADOPTED**

04-0005 - RESOLUTION removing the property at 210 Lake Shore Terrace from the Rent Escrow Account Program [REAP], (Case No. 7070), 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 June 2, 2004.

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 3, 2003)

**ITEM NO. (38) - ADOPTED**

04-0005 - RESOLUTION removing the property at 1551 Torrance Boulevard from the Rent  
S212 Escrow Account Program [REAP], (Case No. 7100), inasmuch as the owner has corrected  
CD 15 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 June 2, 2004.

Assessor I.D. No. 7351-011-017  
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 22, 2004)

**ITEM NO. (39) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS**

**Roll Call #13 - Motion (Hahn - Villaraigosa) Adopted, Ayes (12); Absent: Miscikowski,  
Perry and Weiss (3)**

03-1945 - COMMUNICATION FROM MEMBER, EDUCATION AND NEIGHBORHOODS COMMITTEE  
relative to the ballot process, assessment ballots, application notification process,  
language requirements, and outreach efforts for street lighting districts.

Recommendations for Council action, as initiated by Motion (Hahn-Smith):

1. DIRECT the Bureau of Street Lighting to revise the ballots and notices to convey in a clear and brief manner, the intent of the ballot, the outcome of a positive vote and the appropriate contact numbers and website locations to obtain more information.
2. DIRECT the Bureau of Street Lighting to include foreign language translations for ballots and notices as requested by the Council Offices of the affected lighting district.
3. DIRECT the Bureau of Street Lighting to notify each affected neighborhood council of all Proposition 218 proceedings within their area.
4. DIRECT the Bureau of Street Lighting to make brief presentations at neighborhood council meetings for areas where there are frequent assessment ballots or other sensitivities.
5. DIRECT the Bureau of Street Lighting to contact the major property owner(s) and/or the developer when feasible to assure that the right person is receiving the ballot package.

6. DIRECT the Bureau of Street Lighting to process the assessment ballot proceedings before the streetlights are installed for all private development projects.
7. DIRECT the Bureau of Street Lighting to require the independent departments to vote within the 45-day period and adopt an internal policy, governing their vote.

Fiscal Impact Statement: None submitted by the Department of Public Works, Bureau of Street Lighting. Neither the City Administrative Office nor the Chief Legislative Analyst has completed a financial analysis of this report.

#### **ITEM NO. (40) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS**

**Roll Call #5 - Motion (Parks - Reyes) Adopted, Ayes (12); Absent: LaBonge, Perry and Weiss (3)**

04-0713 - COMMUNICATION FROM THE DEPARTMENT OF GENERAL SERVICES (GSD) AND CD 9 MUNICIPAL FACILITIES COMMITTEE relative to the assignment of lease space for the Wok Inn.

Recommendations for Council action:

1. APPROVE the assignment of the Los Angeles Mall Space 102 between Arnold Kum, assignor, and Dennis Kum, assignee, for the Wok Inn.
2. REQUEST the City Attorney to prepare the necessary documents to be executed by the respective owner and the GSD.

Fiscal Impact Statement: The GSD reports that the assignment of this lease will continue to bring revenue to the City in the amount of \$1,106.25 monthly and \$13,275 annually.

(Information Technology and General Services Committee waived consideration of the above matter)

#### **ITEM NO. (41) - CONTINUED TO JUNE 16, 2004**

**Roll Call #4 - Motion (Smith - Parks) Adopted to Continue, Unanimous Vote (11); Absent: Hahn, LaBonge, Perry and Weiss (4)**

99-2463 - COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION TO VACATE relative CD 9 to the alley northwesterly of Hope Street between Olympic Boulevard and 11th Street - VAC-E1400678.

Recommendations for Council action:

1. REAFFIRM the FINDINGS of December 15, 2000, that this vacation is in substantial conformance with the General Plan pursuant to Section 556 of the Los Angeles City Charter (subject to the conditions contained therein).

2. ADOPT the accompanying RESOLUTION TO VACATE No. 04-1400678 for the alley northwesterly of Hope Street between Olympic Boulevard and 11th Street.
3. APPROVE the City Engineer report dated May 11, 2004 for the vacation.
4. INSTRUCT the Bureau of Engineering, Land Development Group, to record the Resolution with the Los Angeles County Recorder.

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

ENVIRONMENTAL WORK COMPLETED FOR THIS PROJECT

**Roll Call #5 - Motion (Parks - Reyes) Adopted, Ayes (12); Absent: LaBonge, Perry and Weiss (3) (Item Nos. 42-43)**

**ITEM NO. (42) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS**

00-1784 - COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION TO VACATE relative CD 12 to the alley southerly of Devonshire Street westerly of Independence Street - VAC-E1400710.

Recommendations for Council action:

1. REAFFIRM the FINDINGS of June 26, 2001, that this vacation is in substantial conformance with the General Plan pursuant to Section 556 of the Los Angeles City Charter (subject to the conditions contained therein).
2. ADOPT the accompanying RESOLUTION TO VACATE No. 04-1400710 for the alley southerly of Devonshire Street from approximately 400 feet westerly of Independence Street to its westerly terminus.
3. APPROVE the City Engineer report dated May 6, 2004 for the vacation.
4. INSTRUCT the Bureau of Engineering, Land Development Group, to record the Resolution with the Los Angeles County Recorder.

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

ENVIRONMENTAL WORK COMPLETED FOR THIS PROJECT

**ITEM NO. (43) - ADOPTED**

02-0043 - CONSIDERATION OF MOTION (SMITH - WEISS) relative to the assignment of the lease space for Council District 12 in the Chatsworth Metrolink Station Depot.

Recommendations for Council Action:

1. INSTRUCT the General Services Department with the assistance of the Department of Transportation (DOT), to negotiate and execute a four-year lease agreement between the City and Council District 12, commencing June 1, 2004, for 700 square feet of office space located in the Depot at 10044 Old Depot Plaza Road. The rent will be \$1 per square foot per month with annual increases of \$.05 per year per square foot. The lease will also include one four-year option to renew at market rates.
2. REQUEST the City Attorney to review and approve the lease agreement as to form and legality.

(Information Technology and General Services Committee waived consideration of the above matter)

**ITEM NO. (44) - ADOPTED**

**Roll Call #14 - Motion (Garcetti - Reyes) Adopted, Ayes (12); Absent: Miscikowski, Perry and Weiss (3)**

04-0863 - CONSIDERATION OF MOTION (GARCETTI - REYES - ET AL.) relative to a Request for Proposals (RFP) for the planning and financing of the El Grito and closing ceremony events for the Latino Heritage Month in September.

Recommendations for Council action:

1. INSTRUCT the Department of General Services (GSD) with the assistance and support from the Cultural Affairs Department, and with the participation of the Mayor, Chief Legislative Analyst (CLA), and Council District 13, to prepare and issue an RFP for the planning, financing, producing, and staging of El Grito and closing ceremony events, and possibly other events, as part of the celebration of Latino Heritage Month, and include the following provisions:
  - a. The El Grito event is to have no third-party commercialization.
  - b. There is to be no commercialization of the official portion of the El Grito event.
  - c. The events are to be produced at no cost to the City and are to be free to the public.
  - d. The events are to have first rate entertainment.



- e. The official portion of the El Grito event will comply with the following: (1) News reporting organizations shall receive equal press access to cover the official portion of the event celebrating El Grito de Dolores held at City Hall; (2) equal access shall be defined to mean the same access provided by the City to any other news reporting organizations covering the official portion of the event, including the number of cameras, camera positioning, news van parking, stage audio, access credentials, attendance at rehearsal meetings for the official portion of the event, and meetings with City representatives addressing news coverage of the official portion of the event; (3) equal access shall not mean access for any unofficial portions of the event at City Hall, including but not limited to any entertainment which may be produced and televised by a third party; (4) no media identification signage will be allowed on-stage during any official portion of the event; and, (5) the portion of the event that shall be considered official shall be the time period during which City elected officials conduct a ceremony at City Hall commemorating the historic elements of El Grito.

2. INSTRUCT the GSD to release the RFP, as expeditiously as possible, and report back to the Council after proposals are received and evaluated with a recommendation for the selection of an entity for award of the contract for these purposes.

(Information Technology and General Services Committee waived consideration of the above matter)

**ITEM NO. (45) - ADOPTED**

**Roll Call #15 - Motion (Ludlow - Hahn) Adopted, Ayes (12); Absent: Miscikowski, Perry and Weiss (3)**

04-1085 - MOTION (LUDLOW - PERRY) relative to declaring the 13th Annual Juneteenth CD 10 Celebration on June 19, 2004 a Special Event (fees and costs absorbed by the City = \$6,668).

Recommendation for Council action:

DECLARE the 13th Annual Juneteenth Celebration, sponsored by the William Grant Still Arts Center, a facility of the Cultural Affairs Department and Friends of the William Grant Still Arts Center on June 19, 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.

**Roll Call #5 - Motion (Parks - Reyes) Adopted, Ayes (12); Absent: LaBonge, Perry and Weiss (3) (Item Nos. 46-48)**

**ITEM NO. (46) - ADOPTED**

04-1082 - MOTION (PERRY - PARKS) relative to declaring the 24th Anniversary Dinner and Pacific CD 9 Pioneer Awards Gala on June 10, 2004 a Special Event (fees and costs absorbed by the City = \$1,226).

Recommendation for Council action:

DECLARE the 24th Anniversary Dinner and Pacific Pioneer Awards Gala, sponsored by the Japanese American Cultural and Community Center on June 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. (47) - ADOPTED**

01-2552 - MOTION (PERRY - PARKS) relative to declaring the Fifth Annual March for Unity on June CD 9 19, 2004 a Special Event (fees and costs absorbed by the City = \$4,180).

Recommendation for Council action:

DECLARE the Fifth Annual March for Unity, sponsored by the Newton Street Clergy on June 19, 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**

04-1080 - MOTION (PERRY - PARKS) relative to declaring the Youth Opportunity Event on June 4, CD 9 2004 a Special Event (fees and costs absorbed by the City = \$1,226).

Recommendation for Council action:

DECLARE the Youth Opportunity Event, sponsored by the All People's Christian Center on June 4, 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. (49) - ADOPTED, \*AS AMENDED - SEE FOLLOWING**

**Roll Call #18 - Motion (Villaraigosa - Reyes) to Adopt as Amended, Ayes (12);  
Absent: Miscikowski, Perry and Weiss (3)**

02-0010 - MOTION (VILLARAIGOSA - REYES) relative to reinstating the reward offer in the death S51 of Anthony Prudhomme for an additional 60 days.

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

REAFFIRM Council's findings and REINSTATE the reward offer relative to the death of Anthony Prudhomme (Council action of October 22, 2002 Council file No. 02-0010-S51) for an additional period of 60 days from the publication of the offer of reward by the Office of the City Clerk and, further, that the sum of ~~\$25,000~~ **\*\$50,000** shall be the aggregate maximum sum of any payment or payments of a City reward in this instance.

**\*(Villaraigosa - Greuel)**

**Roll Call #5 - Motion (Parks - Reyes) Adopted, Ayes (12); Absent: LaBonge, Perry and Weiss (3)  
(Item Nos. 50-52)**

**ITEM NO. (50) - ADOPTED - TO THE MAYOR FORTHWITH**

04-1084 - MOTION (LABONGE - HAHN) relative to the pending the release of Inmate Mario Catanio from State Prison.

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

OPPOSE the parole of Inmate Mario Catanio, who was found guilty of fraud, arson and first degree murder for the death of Los Angeles Fire Department Apparatus Operator Thomas G. Taylor, and strongly URGE the Board of Prison Terms to rescind such parole.

**ITEM NO. (51) - ADOPTED**

04-1081 - MOTION (WEISS - VILLARAIGOSA) relative to a presentation from the Critical Incident Management Bureau of the Los Angeles Police Department (LAPD) regarding recent terrorist threats to the nation and the City.

Recommendation for Council action:

REQUEST that the Commanding Officer of the Critical Incident Management Bureau, LAPD, make a presentation in executive session, pursuant to Government Code Section 54957(a), on JUNE 23, 2004 regarding the latest intelligence on terrorist threats to the nation and the City; the LAPD's efforts to detect, prevent and prepare for potential attacks; and any operational issues affecting the LAPD's ability to detect, prevent, and prepare for potential attacks.

**ITEM NO. (52) - ADOPTED**

04-1083 - RESOLUTION (PERRY - GARCETTI) relative to recognizing June 26, 2004 as UN International Day in Support of Victims of Torture.

Recommendation for Council action:

RESOLVE to RECOGNIZE June 26, 2004 as UN International Day in Support of Victims of Torture and commend the Program for Torture Victims for taking the lead in restoring torture victims' dignity, health and hope for the future.

**RECONSIDERATION OF ITEM NO. 6 FROM TUESDAY JUNE 8, 2004**

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

**Roll Call #7 - Motion (Garcetti - Ludlow) to Reconsider, Ayes (12); Absent: LaBonge, Perry and Weiss (3)**

**Roll Call #8 - Motion (Garcetti - Ludlow) Adopted, Ayes (11); Noes: Smith (1); Absent: LaBonge, Perry and Weiss (3)**

04-0002 - ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT and RESOLUTION relative to supporting Senate Bill (SB) 1159 (Vasconcellos) which would authorize licensed pharmacies to sell or furnish nonprescription hypodermic syringes to adults as part of the Disease Prevention Demonstration Project.

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

ADOPT the accompanying RESOLUTION (Garcetti - LaBonge) establishing a position of SUPPORT in the City's 2004-05 Legislative Program for SB 1159 (Vasconcellos) which would authorize licensed pharmacies to sell or furnish nonprescription hypodermic syringes to adults as part of the Disease Prevention Demonstration Project.

Fiscal Impact Statement: The Chief Legislative Analyst reports that there is no impact on the General Fund.

**MOTION ADOPTED UPON FINDINGS BY COUNCIL THAT THE NEED TO TAKE ACTION AROSE SUBSEQUENT TO THE POSTING OF THE COUNCIL AGENDA FOR WEDNESDAY, JUNE 9, 2004, PURSUANT TO GOVERNMENT CODE SECTION 54954.2(b)(2) AND COUNCIL RULE 23**

ADOPTED - FORTHWITH

Roll Call #16 - Motion (Garcetti for Perry - Greuel) Findings on Need to Act - Adopted, Ayes (12);  
Absent: Miscikowski, Perry and Weiss (3)

Roll Call #17 - Motion (Garcetti for Perry - Greuel) Adopted, Ayes (12);  
Absent: Miscikowski, Perry and Weiss (3)

04-1117 - MOTION (GARCETTI for GREUEL) relative to providing temporary emergency relocation assistance to the tenants who were suddenly evicted from the Bristol Hotel, at 425 West Eighth Street.

Recommendations for Council action:

1. DIRECT the Housing Department to provide temporary emergency assistance to residents of the Bristol Hotel, located at 425 West Eighth Street, who were all suddenly evicted without proper notice or opportunity for orderly relocation; and that the Housing Department, the Controller, and any other involved City agency or department, be requested, authorized and instructed, as appropriate, to take any fund transfer actions, subject to the approval of the Mayor, if necessary, in order to effectuate the intent of this motion.
2. REQUEST the City Attorney, with the assistance of the Housing Department and the Community Redevelopment Agency, report on the legality of the eviction actions taken at the Bristol Hotel and provide recommendations for administrative or legal actions which can be taken to remedy this matter.

