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

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF JULY 13, 2004

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 11

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

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

Item Noticed for Public Hearing - Item 1

ITEM NO. (1) - PUBLIC HEARING CLOSED - MOTION ADOPTED TO GRANT APPLICATION

Roll Call #3 - Motion (Garcetti - LaBonge) Adopted to Grant Application, Ayes (12); Absent: Ludlow, Miscikowski and Parks (3)

04-1201 - HEARING COMMENTS relative to application for determination of “Public Convenience or Necessity” for alcohol sales for on-site consumption at the Mood Nightclub at 6623-25 West Hollywood Boulevard.

Recommendations for Council action:

1. DETERMINE that the issuance of a liquor license at the Mood Nightclub at 6623-25 West Hollywood Boulevard will serve the “Public Convenience or Necessity” and will not tend to create a law enforcement problem.

2. GRANT the Application for Determination of "Public Convenience or Necessity" for the sale of alcoholic beverages for on-site consumption at 6623-25 West Hollywood Boulevard.
3. INSTRUCT the City Clerk to transmit this determination to the State Department of Alcoholic Beverage Control as the required findings under Business and Professions Code Section 23958.4.

Applicant: David Judaken

TIME LIMIT FILE - AUGUST 5, 2004

(LAST DAY FOR COUNCIL ACTION - AUGUST 4, 2004)

Items for Which Public Hearings Have Been Held - Items 2-3

Roll Call #1 - Motion (Garcetti - Weiss) Adopted, Ayes (11); Absent: Greuel, Ludlow, Miscikowski and Parks (4)
(Item Nos. 2-3)

ITEM NO. (2) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS - TO THE MAYOR FORTHWITH - SEE FOLLOWING

04-0292 - COMMUNICATION FROM THE GENERAL MANAGER, LOS ANGELES HOUSING DEPARTMENT relative to the issuance of letters of commitment for funding in the total amount of $14,748,323 from the Affordable Housing Trust Fund for various multi-family rental housing developments under the 2004 High Leverage Program Round 2(A).

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

(For copies of related, staff-generated reports for this matter, please contact the Legislative Assistant for the Housing, Community and Economic Development Committee at 213-978-1080.)

APPROVED

CATEGORICAL and STATUTORY EXEMPTIONS and HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the issuance of letters of commitment for funding in the total amount of $14,748,323 from the Affordable Housing Trust Fund for various multi-family rental housing developments under the 2004 High Leverage Program Round 2(A).

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

1. AUTHORIZE the General Manager, Los Angeles Housing Department (LAHD), or designee, to:
a. Issue Letters of Commitment for the High Leverage Program (HLP) with maximum commitment amounts from the Affordable Housing Trust Fund, and allocate funds accordingly, for the following projects, subject to the condition that project sponsors apply to the California Tax Credit Allocation Committee (TCAC) for an allocation of nine percent Low Income Housing Tax Credits (LIHTC) in the second TCAC Round of 2004, currently scheduled for July 22, 2004, and receive a full award from TCAC by October 2004:

<table>
<thead>
<tr>
<th>Project Name</th>
<th>CD</th>
<th>Units</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Royal Apartments</td>
<td>1, 8, 13, 15</td>
<td>115</td>
<td>$1,100,000</td>
</tr>
<tr>
<td>Flores Del Valle Apartments</td>
<td>1</td>
<td>146</td>
<td>3,800,000</td>
</tr>
<tr>
<td>Emerald Terrace Apartments</td>
<td>1</td>
<td>85</td>
<td>3,000,000</td>
</tr>
<tr>
<td>Mansi Town Homes</td>
<td>9</td>
<td>21</td>
<td>892,500</td>
</tr>
<tr>
<td>Temple Villas</td>
<td>1</td>
<td>52</td>
<td>2,640,000</td>
</tr>
<tr>
<td>Avalon City Lights</td>
<td>9</td>
<td>40</td>
<td>1,970,000</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td></td>
<td>459</td>
<td><strong>$13,402,500</strong></td>
</tr>
</tbody>
</table>

b. Issue a Letter of Commitment with a maximum commitment amount from the Affordable Housing Trust Fund for the following project, subject to the condition that the project sponsor apply to the U.S. Department of Housing and Urban Development (HUD) for a Section 202 Reservation in the first HUD round of 2004, currently scheduled for July 7, 2004, and receive a full award from HUD by October 2004:

<table>
<thead>
<tr>
<th>Project Name</th>
<th>CD</th>
<th>Units</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Palm Village Senior Apartments</td>
<td>6</td>
<td>60</td>
<td>$1,345,823</td>
</tr>
</tbody>
</table>

c. Negotiate and execute an acquisition, pre-development, construction, and permanent loan agreement for each project that receives an award of nine percent LIHTCs or a HUD Section 202 Reservation, subject to satisfaction of all conditions and criteria included within LAHD’s transmittal dated July 6, 2004 (attached to the Council file) and within LAHD’s Letters of Commitment.

d. Execute Subordination Agreements wherein the City Loan and Regulatory Agreements on all projects recommended are subordinated to their respective conventional, construction, and permanent loans.

e. Execute agreements allowing the transfer of loans to limited partnerships to enable the admission of tax credit investors.

f. Prepare Controller instructions and make any necessary technical adjustments consistent with the Mayor and Council actions on this matter, subject to the review of the City Administrative Officer (CAO), and AUTHORIZE the Controller to implement these instructions.
2. AUTHORIZE the Controller to:

a. Expend funds upon proper written demand of the General Manager, LAHD, or
designee, for the following:

<table>
<thead>
<tr>
<th>Fund/Dept./Acct.</th>
<th>Title</th>
<th>Project</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>44G/43/W216</td>
<td>CDBG Housing Development</td>
<td>Emerald Terrace</td>
<td>$914,944</td>
</tr>
<tr>
<td>44G/43/W216</td>
<td>CDBG Housing Development</td>
<td>Mansi Town Homes</td>
<td>$892,500</td>
</tr>
<tr>
<td>44G/43/W216</td>
<td>CDBG Housing Development</td>
<td>Temple Villa</td>
<td>$2,640,000</td>
</tr>
<tr>
<td>44G/43/W216</td>
<td>CDBG Housing Development</td>
<td>Royal Apartments</td>
<td>$1,100,000</td>
</tr>
<tr>
<td></td>
<td></td>
<td><strong>Subtotal</strong></td>
<td><strong>$5,547,444</strong></td>
</tr>
<tr>
<td>44G/43/V211</td>
<td>GF Housing Development</td>
<td>Flores Del Valle</td>
<td>$2,047,895</td>
</tr>
<tr>
<td>44G/43/T211</td>
<td>GF Housing Development</td>
<td>Flores Del Valle</td>
<td>$639,049</td>
</tr>
<tr>
<td></td>
<td></td>
<td><strong>Subtotal</strong></td>
<td><strong>$2,686,944</strong></td>
</tr>
<tr>
<td>561/43/V211</td>
<td>Housing Development</td>
<td>Palms Village Sr.</td>
<td>$1,345,823</td>
</tr>
<tr>
<td>561/43/V211</td>
<td>Housing Development</td>
<td>Flores Del Valle</td>
<td>$1,113,056</td>
</tr>
<tr>
<td>561/43/V211</td>
<td>Housing Development</td>
<td>Emerald Terrace</td>
<td>$2,085,056</td>
</tr>
<tr>
<td>561/43/V211</td>
<td>Housing Development</td>
<td>Avalon City Lights</td>
<td>$1,970,000</td>
</tr>
<tr>
<td></td>
<td></td>
<td><strong>Subtotal</strong></td>
<td><strong>$6,513,935</strong></td>
</tr>
<tr>
<td></td>
<td></td>
<td><strong>TOTAL</strong></td>
<td><strong>$14,748,323</strong></td>
</tr>
</tbody>
</table>

b. Reimburse the sponsors of approved projects for funding expenses incurred prior
to execution of the City loan(s) if the expenses have been approved by LAHD as
part of the development cost budget.

3. FIND that:

a. The Royals Apartments project is categorically exempt under Article 19, Section
15301, Class 1, Category (d) of the California Environmental Quality Act (CEQA)
Guidelines and Article III, Class 1, Category a(4) of the City’s CEQA Guidelines.

b. The Emerald Terrace Apartments, Avalon City Lights, Temple Villas, Palm Village
Senior Apartments, and Mansi Townhomes projects are statutorily exempt under
Article 18, Section 15280(a) (4) of the State CEQA Guidelines.

c. The Flores Del Valle project would comply with CEQA contingent on Council
approval of a Mitigated Negative Declaration (MND), as prepared by the Planning
Department (MND No. EVN-2003-0428-MND) and to be considered under a
separate action, which shall include mitigation measures that would reduce any
potential significant adverse effects of this project to a level of insignificance.
d. These projects will comply with the National Environmental Policy Act, as implemented by HUD.

**Fiscal Impact Statement:** The CAO reports that this action involves the commitment of $639,049 in 2002-03 General Funds and $2.0 million in Fiscal Year 2003-04 General Funds budgeted within the Affordable Housing Trust Fund, toward one multifamily project recommended for High Leverage Program funding in a 2004 funding round. An additional amount of $12.1 million in federal Community Development Block Grant and HOME Investment Partnership Program funds is committed toward six projects as part of this funding round.

**ITEM NO. (3) - MOTION ADOPTED TO APPROVE COMMITTEES' REPORT RECOMMENDATION**

02-1480 - PUBLIC SAFETY and BUDGET AND FINANCE COMMITTEES' REPORT relative to sworn S3 overtime use at the Los Angeles International Airport (LAX).

CD 11

**Recommendation for Council action:**

NOTE and FILE the Los Angeles Police Department report relative to sworn overtime use at the LAX for the period April 4 through May 1, 2004, inasmuch as this report is submitted for information only and no Council action is required.

**Fiscal Impact Statement:** Not applicable.

**Items for Which Public Hearings Have Not Been Held - Items 4-12**

(10 Votes Required for Consideration)

**Roll Call #2 - Motion (Greuel - Weiss) Adopted, Ayes (12); Absent: Ludlow, Miscikowski and Parks (3)**

(Item Nos. 4-7)

**ITEM NO. (4) - ADOPTED**

04-1357 - MOTION (GREUEL for HAHN - SMITH) relative to declaring the Mary Star of the Sea Church Fiesta on July 16-18, 2004 a Special Event (fees and costs absorbed by the City = $960).

**Recommendation for Council action:**

DECLARE the Mary Star of the Sea Church Fiesta, sponsored by the Mary Star of the Sea Church on July 16-18, 2004, a “Special Event” and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.
ITEM NO. (5) - ADOPTED

01-1109 - MOTION (GREUEL for HAHN - SMITH) relative to declaring the 16th Annual Taste of San Pedro on August 7-8, 2004 a Special Event (fees and costs absorbed by the City = $4,500).

Recommendation for Council action:

DECLARE the 16th Annual Taste of San Pedro, sponsored by the San Pedro Peninsula Chamber of Commerce and Council District 15 on August 7-8, 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. (6) - ADOPTED

04-1356 - MOTION (WEISS - PARKS) relative to declaring the Extravaganza for the Senses on CD 5 July 17, 2004 a Special Event (fees and costs absorbed by the City = $5,764).

Recommendation for Council action:

DECLARE the Extravaganza for the Senses, sponsored by the Los Angeles Free Clinic on July 17, 2004, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.

ITEM NO. (7) - ADOPTED

02-1137 - MOTION (PADILLA - REYES) relative to a request for an exemption from the Convention Center fee waiver policy for the Ninth Annual Latino Business Expo on October 12-13, 2004.

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

1. FIND that the Ninth Annual Latino Business Expo sponsored by the Latin Business Association at the Los Angeles Convention Center on October 12-13, 2004, serves a public purpose by providing valuable information and networking opportunities to the business community.

2. AUTHORIZE the General Manager, Convention Center, to make an exception to the Council’s Convention Center waiver policy by waiving all rental fees payable to the Convention Center for this event, not to exceed $75,000.

3. INSTRUCT all concerned departments that should unforeseen circumstances change the actual date of the Special Event, the aforementioned departmental instructions continue to apply.
ITEM NO. (8) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #4 - Motion (Cardenas - LaBonge) to Adopt as Amended, Ayes (12); Absent: Ludlow, Miscikowski and Parks (3)

04-0010 - MOTION (CARDENAS - GARCETTI) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the June 29, 2004 death of Naif Sahoum.

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

1. PROVIDE an offer of reward in the amount of $50,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Naif Sahoum.

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

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

ADOPTED

AMENDING MOTION (CARDENAS - LABONGE)

Recommendation for Council action:

DIRECT the City Clerk to cause notices and/or advertisements to be duly published according to the requirements of Division 19, Chapter 12, Article 1 of the Los Angeles Administrative Code, and to thereby cause the offer of reward to become effective.

Roll Call #2 - Motion (Greuel - Weiss) Adopted, Ayes (12); Absent: Ludlow, Miscikowski and Parks (3)

ITEM NO. (9) - ADOPTED

04-1355 - MOTION (SMITH - PARKS) relative to initiating street vacation proceedings for a portion of the northerly side of Valleyheart Drive between Willow Crest Avenue and Lankershim Boulevard, in Council District Four.

Recommendations for Council action:

1. INITIATE street vacation proceedings, pursuant to California Streets and Highways Code, Division 9, Part 3, Public Streets, Highways and Service Easements Vacation Law for a portion of the northerly side of Valleyheart Drive between Willow Crest Avenue and Lankershim Boulevard.
2. DIRECT the Bureau of Engineering to investigate the feasibility of this vacation request.

3. DIRECT the Bureau of Engineering to present its report regarding the feasibility of vacating the requested areas to the Public Works Committee.

ITEM NO. (10) - ADOPTED

04-1358 - MOTION (SMITH - REYES) relative to authorizing the Bureau of Sanitation to use the City Hall Tom Bradley Room for an Internal City Workshop on Conversion Technologies on July 26, 2004.

Recommendation for Council action:

AUTHORIZE the Bureau of Sanitation to use the City Hall Tom Bradley Room on Monday, July 26, 2004 from 9:00 a.m. to 1:00 p.m. for an Internal City Workshop on Conversion Technologies.

ITEM NO. (11) - ADOPTED

Roll Call #5 - Motion (Reyes - Smith) Adopted, Ayes (12); Absent: Ludlow, Miscikowski and Parks (3)

04-1360 - MOTION (REYES - SMITH) relative to certain sidewalk improvement requirements in connection with the proposed commercial project at 3319-24 North Broadway in Council District One.

Recommendation for Council action:

DIRECT the Bureau of Engineering to defer all improvement requirements except additional sidewalk over the areas being dedicated: (1) North Broadway - construct additional surfacing to join the existing improvements to provide a 40-foot half roadway; (2) Gates and Thomas Streets - repair any broken, off-grade or bad order concrete curb, gutter, driveway, sidewalk and landscape the parkway; and, (3) install tree wells with root barriers.

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

Roll Call #6 - Motion (Zine - Smith) to Adopt as Amended, Ayes (12); Absent: Ludlow, Miscikowski and Parks (3)

04-1700 - RESOLUTION (PARKS - MISCIKOWSKI) relative to granting personnel authority reflecting positions authorized by Council as part of the 2004-05 Adopted Budget.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:
1. RESOLVE to grant personnel authority in accordance with attachments A and B, attached to the Council file, which consist of the following:

   a. Attachment A provides authority effective July 1, 2004, for positions that were approved by resolution during the 2003-04 fiscal year and that continue to be needed during 2004-05, and for positions approved by the Council in the 2004-05 Adopted Budget requiring temporary resolution authority. In instances where departments/bureaus are requesting continuation of resolution authority beyond current authorized periods of time, the City Administrative Officer (CAO) concurs with such requests as contained herein.

   b. Attachment B provides temporary authority for the positions included in the 2004-05 Adopted Budget and 2004-05 Proposed Detail of Positions and Salaries, pending the effective date of Departmental Personnel Ordinances.

2. RESOLVE that all positions noted therein are EXEMPTED one-time from the hiring freeze, *(subject to provisions adopted in the 2004-05 budget action) and that in instances where filled positions have been eliminated, the CAO be AUTHORIZED to approve Y-Rate for employees downgraded or transferred to lower paying positions to avoid layoff. *(Zine - Smith)

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

03-1584 - MOTION (PADILLA - SMITH) relative to declaring the 21st Annual National Night Out Against Crime Festival on August 3, 2004 a Special Event (fees and costs absorbed by the City = $2,200).

04-1415 - MOTION (LABONGE - CARDENAS) relative to declaring the Brookside Homeowners Block Club Party on July 18, 2004 a Special Event (fees and costs absorbed by the City = $1,226).

01-1796 - MOTION (WEISS - ZINE) relative to declaring the Esther Avenue Block Party on September 5, 2004 a Special Event (fees and costs absorbed by the City = $1,188).

02-1573 - MOTION (PERRY - ZINE) relative to declaring the School Children Visit to the Los Angeles Sparks Game on July 21, 2004 a Special Event (fees and costs absorbed by the City = $3,184).

04-1417 - MOTION (GARCETTI - LABONGE) relative to declaring the Street Festival: Celebrate the Feast of El Salvador Del Mundo Cultural Event and Parade on August 8, 2004 a Special Event (fees and costs absorbed by the City = $5,127).

04-0921 - MOTION (CARDENAS - LABONGE) relative to declaring the Victory Park Neighborhood Association Community Meeting on July 19, 2004 a Special Event (fees and costs absorbed by the City = $1,226).
03-1543 - MOTION (REYES for PARKS - SMITH) relative to declaring the Greater True Light Missionary Baptist Church’s Community Celebration Conference and Festival from July 19-23, 2004 a Special Event (fees and costs absorbed by the City = $1,000).

02-1662 - MOTION (REYES for PARKS - SMITH) relative to declaring the Grace Temple Baptist Church’s Annual Community Awareness Block Party on July 17, 2004 a Special Event (fees and costs absorbed by the City = $312).

02-0099 - MOTION (PERRY - ZINE) relative to a request for an exemption from the Convention Center fee waiver policy for “New Beginnings” sponsored by the Los Angeles Juvenile Court on October 29, 2004.

03-0209 - STATUTORY EXEMPTION and MOTION (REYES - PADILLA) relative to approving the environmental review process for a 30-unit project at 1308 New Hampshire Avenue in Council District One.

04-1416 - MOTION (GARCETTI - LABONGE) relative to partial funding to support community programs and groups in Council District 13.

03-0078 - MOTION (ZINE - SMITH) relative to a contract amendment between the City of Los Angeles and the Tarzana Improvement Association for the Tarzana Business Improvement District (BID).

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

04-0002 - RESOLUTION (PADILLA - REYES) relative to the City’s position in connection with HR S1 4591 and S. 2528, the Civil Liberties Restoration Act of 2004.

03-1643 - RESOLUTION (LUDLOW - GREUEL) relative to changing the date of the Conventions, Tourism, Entertainment Industry and Business Enterprise Committee meetings.

COUNCILMEMBERS’ REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon her request, and without objections, Councilmember Perry was excused from council sessions of Tuesday, Wednesday and Friday, July 20, 21 and 23, 2004 and was excused to leave at 11:30 a.m. from Council session of Tuesday, August 10, 2004 due to City business.

Upon her request, and without objections, Councilmember Hahn was excused from Council session of Tuesday, August 10, 2004 due to City business.

Upon his request, and without objections, President Padilla was excused to arrive at 10:30 a.m. to Council session of Wednesday, August 11, 2004 due to City business.

Upon his request, and without objections, Councilmember Ludlow was excused from Council sessions of Tuesday and Wednesday, July 20 and 21, 2004 due to personal business.
COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

04-1297 - Wilmington Chamber of Commerce  (Hahn - LaBonge)

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

04-1298 - Monica Narvaez  (Cardenas)
  Francisco Ortiz Franco  (Garcetti)
  Clara Ostoich  (Hahn)
  Borti Petrich, Sr.  (Hahn)
  Kyle Martin  (Hahn)
  Allan Anson Rothstein  (LaBonge)
  John White  (Ludlow)
  Carolyn Wilson  (Perry)

  Ayes, Cardenas, Garcetti, Greuel, Hahn, LaBonge, Ludlow, Perry, Villaraigosa, Zine and President Padilla (10); Absent: Miscikowski, Parks, Reyes, Smith and Weiss (5).

  Whereupon the Council did adjourn.

ATTEST:  J. Michael Carey, CITY CLERK

By

Council Clerk  PRESIDENT OF THE CITY COUNCIL