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

SALUTE TO THE FLAG BY MR. DENT

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF SEPTEMBER 22, 2004

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - NONE

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

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

Items for Which Public Hearings Have Been Held - Items 1-27

ITEM NO. (1) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATION - FORTHWITH

Roll Call #4 - Motion (Greuel - Garcetti) Adopted, Ayes (12); Absent: Parks, Villaraigosa and President Padilla (3)

04-1441 - HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the appointment of Ms. Sarah Dusseault to the Los Angeles Homeless Services Authority (LAHSA).

Recommendation for Council action:

RESOLVE that the Mayor’s appointment of Ms. Sarah Dusseault to LAHSA to fill the vacancy created by the resignation of Mr. Dennis O’Sullivan for the term ending June 30, 2006, is APPROVED and CONFIRMED. (Current Commission gender composition: M=0; F=3; vacancies=2)

Ethics Commission Review: Complete
ITEM NO. (2) - ADOPTED

Roll Call #7 - Motion (Garcetti - Cardenas) Adopted, Ayes (13); Absent: Parks and President Padilla (2)

04-1718 - ADMINISTRATIVE EXEMPTION, COMMERCE, ENERGY AND NATURAL RESOURCES COMMITTEE REPORT, ORDINANCE FIRST CONSIDERATION and RESOLUTION OF NECESSITY relative to condemning and acquiring through eminent domain 15 parcels of property for airport purposes and the future development of the Palmdale Regional Airport.

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

1. FIND that the recommended actions were previously considered as part of the Palmdale International Airport Final Environmental Impact Report certified by the Board of Airport Commissioners (Board) on May 22, 1978, and accordingly, this Eminent Domain Resolution is EXEMPT from the requirements of the California Environmental Quality Act (CEQA), as provided by Article II, Section 2 (l) of the Los Angeles City CEQA Guidelines, as amended by the City Council on July 31, 2002.

2. APPROVE the accompanying RESOLUTION OF NECESSITY (No. 22320) as adopted by the Board on March 15, 2004, and CONCUR with the Board’s action, to acquire 15 parcels of real property for airport purposes and the future development of the Palmdale Regional Airport.

3. PRESENT and ADOPT the accompanying ORDINANCE that would condemn the remaining 15 parcels of real property in the Northeastern portion of Los Angeles County and/or in the City of Palmdale, proper and acquire through eminent domain those 15 parcels of property for airport purposes and the future development of the Palmdale Regional Airport.

Fiscal Impact Statement: The Board reports no fiscal impact on the City’s General Fund as a result of this action. The City Administrative Office reports that adoption of the ordinance to condemn 15 parcels of real property at Palmdale Regional Airport will have no impact on the City’s General Fund. A not-to-exceed amount of $1,075,000 has been allocated from the Palmdale Regional Airport Revenue Fund for the acquisition of these 15 parcels.

Roll Call #6 - Motion (LaBonge - Smith) Adopted, Ayes (13); Absent: Parks and President Padilla (2)
(IItem Nos. 3-6)

ITEM NO. (3) - ADOPTED

04-1302 - MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT CD 12 COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to zone change at 20550 Lassen Street.
Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the lead agency City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 04-1302 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV 2003-5862 MND] filed on December 22, 2003.

2. ADOPT the FINDINGS of the City Planning Commission.

3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the City Planning Commission, effecting the zone change from QMR1-1, [T][Q]MR1-1, RMP-1 and [T][Q]P-1 to (T)(Q)M1-1 for the proposed demolition of existing industrial structures and construction of three one-story self storage facility buildings, ranging from 16 feet to 25 feet in height, with a “light-house” tower of 40 feet in height, having a total floor area of 97,903 square feet, with 15 on-site parking spaces, on a 118,335 square foot lot at 20550 Lassen Street.

Applicant: Resco Self Storage LLC CPC 2003-5861 ZC CU-ZV-SPR

Said rezoning shall be subject to the "Q" Qualified classification zone limitations substantially as shown on the sheet(s) attached to the Committee report.

4. REMOVE the (T) Tentative classification as described in detail on the sheet(s) attached to the Committee report.

5. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.

Fiscal Impact Statement: The Planning Department reports that there is no General Fund impact, as administrative costs are recovered through fees.

TIME LIMIT FILE - SEPTEMBER 29, 2004

ITEM NO. (4) - ADOPTED

04-1340 - MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to zone change at 9427 Lemona Avenue.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:
1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the lead agency City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 04-1340 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV 2003-6927 MND] filed on November 17, 2003.

2. ADOPT the FINDINGS of the North Valley Area Planning Commission (APC).

3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the North Valley APC, effecting the zone change, incident to subdivision, from RA-1 to (T)(Q)RD3-1 for the proposed subdivision for a maximum new 32-unit detached condominium project on 2.31 net acre lot at 9427 Lemona Avenue.

   Applicant: Spiegel Development

   APCNV 2003-6925 ZC

   Said rezoning shall be subject to the "Q" Qualified classification zone limitations substantially as shown on the sheet(s) attached to the Committee report.

4. REMOVE the (T) Tentative classification as described in detail on the sheet(s) attached to the Committee report.

5. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.

Fiscal Impact Statement: The Planning Department reports that there is no General Fund impact, as administrative costs are recovered through fees.

TIME LIMIT FILE - OCTOBER 11, 2004

(LAST DAY FOR COUNCIL ACTION - OCTOBER 8, 2004)

ITEM NO. (5) - ADOPTED

04-1354 - MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT
CD 7 COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to zone change at 9858 North Lemona Avenue.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the lead agency City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 04-1354 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV 2002-5961 MND] filed on February 28, 2003.
2. ADOPT the FINDINGS of the North Valley Area Planning Commission (APC).

3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the North Valley APC, effecting the zone change, incident to subdivision, from RA-1 to (T)(Q)RS-1 for the proposed four new detached single-family dwelling units on four parcels at 9858 North Lemona Avenue.

Applicant: Vinh Q. Tran and Hua Ma

Said rezoning shall be subject to the "Q" Qualified classification zone limitations substantially as shown on the sheet(s) attached to the Committee report.

4. REMOVE the (T) Tentative classification as described in detail on the sheet(s) attached to the Committee report.

5. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.

Fiscal Impact Statement: The Planning Department reports that there is no General Fund impact, as administrative costs are recovered through fees.

TIME LIMIT FILE - OCTOBER 6, 2004
(LAST DAY FOR COUNCIL ACTION - OCTOBER 6, 2004)

ITEM NO. (6) - ADOPTED

04-1381 - MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION for the property along 17161, 17201 and 17211 Sherman Way.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the lead agency City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 04-1381 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV 2003-4313 MND] filed on August 15, 2003.

2. ADOPT FINDINGS of the Zoning Administrator as the Findings of the Council.

3. PRESENT and ADOPT accompanying ORDINANCE, approved by the South Valley Area Planning Commission, effecting a 30-foot building line removal, incident to subdivision, along 17161, 17201 and 17211 Sherman Way.

Applicant: Haik Kokchatian

TUESDAY 09-28-04 PAGE 5
Fiscal Impact Statement: The Planning Department reports that there is no General Fund impact, as administrative costs are recovered through fees.

TIME LIMIT FILE - OCTOBER 11, 2004
(LAST DAY FOR COUNCIL ACTION - OCTOBER 8, 2004)

Roll Call #1 - Motion (Zine - Smith) Adopted, Ayes (11); Absent: Ludlow, Parks, Villaraigosa and President Padilla (4)
(Item Nos. 7-12)

ITEM NO. (7) - ADOPTED
02-1250 - BUDGET AND FINANCE COMMITTEE REPORT relative to hiring freeze exemption request for the Los Angeles Police Department.

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

EXEMPT one time from the hiring freeze one position of Executive Secretary II, Code 1117-2, in the Office of the Chief of Support Services, Los Angeles Police Department.

Fiscal Impact Statement: The City Administrative Officer reports that the annual General Fund cost to exempt this position from the hiring freeze is $65,126, $55,970 in direct salary costs and $9,156 in related costs.

ITEM NO. (8) - ADOPTED
03-2107 - BUDGET AND FINANCE COMMITTEE REPORT relative to a lease for space at 16906 Devonshire Street, Granada Hills for a Council District 12 field office.

Recommendation for Council action:

RECEIVE and FILE the Motion (Smith - Parks) relative to a request for authorization to negotiate and execute a lease at 16906 Devonshire Street, Granada Hills, for a Council District (CD) 12 field office, inasmuch as CD 12 has opened a field office in another location and is no longer requesting a lease at this location, no Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (9) - ADOPTED
03-2405 - BUDGET AND FINANCE COMMITTEE REPORT relative to a transfer of funds to Council District 12 to provide funding to support the artistic component of community projects and events.

Recommendation for Council action:
RECEIVE and File the Motion (Smith - Parks) relative to a request to transfer funds from the unallocated balance in the Council District (CD) 12 portion of the Cultural Affairs Fund 516-30, to the CD 12 portion of the Council Fund No. 100-28, to provide funding to support the artistic component of community projects and events, inasmuch as CD 12 is no longer requesting this transfer of funds, and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (10) - ADOPTED

04-0600 - BUDGET AND FINANCE COMMITTEE REPORT relative to the pending local government package in the State budget and its impact on the City in Fiscal Year (FY) 2004-05.

Recommendation for Council action:

RECEIVE and FILE the Mayor’s report relative to the pending local government package in the State budget and its impact on the City in FY 2004-05, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (11) - ADOPTED

04-1534 - BUDGET AND FINANCE COMMITTEE REPORT and RESOLUTION relative to the City’s position on Propositions 65 and 1A, proposed constitutional protection of local revenues and the State Budget’s impact on the City’s finances and future fiscal outlook.

Recommendation for Council action, pursuant to Motion (Parks - Padilla), SUBJECT TO THE CONCURRENCE OF THE MAYOR:

RESOLVE to include in the City’s 2003-04 State Legislative Program, SUPPORT for Proposition 1A, which would protect local revenue sources from being taken by the State unless by a two-thirds vote of the Legislature after the declaration of a fiscal crisis, in which case there would be a loan to be repaid, with interest, within three years, no more than two such loans every ten years and only after paying back any prior loan.

Fiscal Impact Statement: The City Administrative Officer and Chief Legislative Analyst report that the State’s 2004 Budget Act reduces the City’s General Fund revenue by approximately $49 million in 2004-05, or $10 million more than budgeted, due to the transfer of property tax revenue to the State. In addition, if the State delays payment of some of the City’s 2004-05 revenue after June 30, 2005, the General Fund may experience an additional shortfall, potentially in the range of $25 million.

ITEM NO. (12) - ADOPTED

01-1986 - ADMINISTRATIVE EXEMPTION, COMMERCE, ENERGY AND NATURAL RESOURCES COMMITTEE REPORT relative to an agreement with the Los Angeles Maritime Institute for sponsorship of the TopSail Youth Sail Training Program.
Recommendations for Council action:

1. FIND that the proposed action is an administrative activity and, therefore, EXEMPT from the California Environmental Quality Act (CEQA) as provided by Article II, Section 2(f) of the Los Angeles CEQA Guidelines.

2. CONCUR with the Board of Harbor Commissioners' (Board) action on July 14, 2004 and APPROVE Agreement No. 2330 with the non-profit Los Angeles Maritime Institute for sponsorship of the TopSail Youth Sail Training Program for a three-year period in the amount of $450,000 each year in support of the Citywide LA Bridges program for at-risk youths in 26 schools Citywide.

**Fiscal Impact Statement:** The Board reports that funds for the first year of this three-year sponsorship are included in the budget for Fiscal Year (FY) 2004-05. An appropriation of $450,000 from the Unappropriated Balance has been requested for FY 2005-06 and 2006-07. The City Administrative Officer reports that there is no impact on the City’s General Fund as costs will be paid out of the Harbor Revenue Fund.

TIME LIMIT FILE - NOVEMBER 6, 2004

(LAST DAY FOR COUNCIL ACTION - NOVEMBER 5, 2004)

ITEM NO. (13) - ADOPTED

Roll Call #9 - Motion (Cardenas - Reyes) Adopted, Ayes (13); Absent: Parks and President Padilla (2)

04-1705 - COMMERCE, ENERGY AND NATURAL RESOURCES COMMITTEE REPORT relative to Agreement with Oracle Corporation to provide the Department of Water and Power (DWP) with software maintenance support and new software licenses for one year.

Recommendation for Council action:

CONCUR in the Board of Water and Power Commissioners' (Board) Resolution No. 005-037 and APPROVE the Agreement with Oracle Corporation to provide the DWP with software maintenance support and new software licenses for one year, from September 25, 2004 through September 24, 2005.

**Fiscal Impact Statement:** The Board reports that, as a result of this agreement, expenditures not to exceed $490,463.31 will be made payable out of Water and Power Revenue Funds and will provide the DWP with adequate software licenses and products from Oracle. The City Administrative Office reports that there is no impact on the City’s General Fund.

TIME LIMIT FILE - OCTOBER 24, 2004

(LAST DAY FOR COUNCIL ACTION - OCTOBER 22, 2004)
ITEM NO. (14) - ADOPTED

04-1737 - ADMINISTRATIVE EXEMPTION, COMMERCE, ENERGY AND NATURAL RESOURCES COMMITTEE REPORT relative to proposed Foreign-Trade Zone Developer Agreement with Bixby Land Company to operate Los Angeles Foreign-Trade Zone 202, Expansion Site No. 22, in Redlands, California.

Recommendations for Council action:

1. FIND that the proposed action is EXEMPT from the California Environmental Quality Act (CEQA) as provided by Article III, Class 1(14) of the Los Angeles CEQA Guidelines.

2. CONCUR in the Board of Harbor Commissioners’ (Board) action on July 14, 2004 and APPROVE the Foreign-Trade Zone Developer Agreement with Bixby Land Company to operate Los Angeles Foreign-Trade Zone 202, Expansion Site No. 22, in Redlands, California.

Fiscal Impact Statement: The Board reports that the proposed Agreement will have minimal impact on the Port’s operating income from the application and other fees required under this Agreement. The City Administrative Officer reports that there is no impact on the City’s General Fund. Approval of the proposed Agreement includes a one-time application fee of $2,500 that will be paid into the Harbor Revenue Fund.

TIME LIMIT FILE - NOVEMBER 6, 2004
(LAST DAY FOR COUNCIL ACTION - NOVEMBER 5, 2004)

ITEM NO. (15) - ADOPTED

04-1588 - EDUCATION AND NEIGHBORHOODS COMMITTEE REPORT relative to requesting the Los Angeles Unified School District (LAUSD) to postpone site selection for the new Central Region Elementary School.

Recommendations for Council action:

1. RECEIVE and FILE the Resolution (Perry - Villaraigosa) relative to requesting the LAUSD to postpone site selection for the new Central Region Elementary School for three months, inasmuch as the LAUSD Board voted on July 22, 2004 to approve Site No. 2 as the preferred site for the new school.

2. URGE the LAUSD to work with the Metropolitan Transportation Authority and Council District Nine to address any concerns raised by Councilmember Jan Perry.

Fiscal Impact Statement: Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.
ITEM NO. (16) - ADOPTED

Roll Call #10 - Motion (Perry - Reyes) Adopted, Ayes (13); Absent: Parks and President Padilla (2)

04-1668 - EDUCATION AND NEIGHBORHOODS COMMITTEE REPORT relative to requesting the Los Angeles Unified School District (LAUSD) to name two newly constructed schools after former Congress Members.

Recommendation for Council action, as initiated by Motion (Perry - Garcetti):

REQUEST the LAUSD to name two newly constructed schools within Council District Nine, after former Congress Members Augustus Hawkins and Edward R. Roybal.

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

ITEM NO. (17) - ADOPTED

Roll Call #1 - Motion (Zine - Smith) Adopted, Ayes (11); Absent: Ludlow, Parks, Villaraigosa and President Padilla (4)

(Item Nos. 17-19)

00-1566 - PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an S38 application for a hardship exemption from provisions of the City's Pico Union Interim Control Ordinance (ICO) for property at 924 West 17th Street.

Recommendations for Council action:

1. GRANT hardship exemption from the City's Pico Union Interim Control Ordinance (No. 175692), for the proposed construction of an additional duplex unit 1,460 square feet at 924 West 17th Street, subject to the following conditions:

   a. Three units total instead of four units. One 1-bedroom unit to be deleted thus the site is to be reconfigured including small side addition (approximately 274 square feet) and existing addition (approximately 901 square feet) into one 3-bedroom unit, one 1-bedroom unit and one studio unit. An approximate 1,189 square feet proposed new addition in the rear will be deleted to accommodate the location of parking in the rear.

   b. Required parking to be placed in the rear while meeting all required yards. A two car carport and two additional surface parking to be provided. Also, the trash cans or receptacles shall be located in the rear.

   c. Front yard shall be fully landscaped (shrubs, trees, grass) while maintaining a 10 foot wide walkway and 10 foot wide cement/grass-crete area as noted in attached draft marked site plan.
d. Low fencing separating the driveway and public sidewalk from the front and side yards is to be provided with only pedestrian openings at the front and side. Only the existing driveway and corresponding fencing opening is to remain for vehicle entry.

e. One-foot landscape buffer along the easterly side property line including shrubs and vines to be provided.

f. Exterior treatments to the side addition shall entail all around double hung windows (on the north, east, west sides, window opening size to match size of existing front structure window openings) with window trims to match the existing structure and siding treatment on the facades visible from the street (front - north side, east and west side elevations). See draft marked site plan, (attached to the Council file).

2. ADVISE the applicant that this hardship exemption, if granted by the 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: Francisco Javier Cosio

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

ITEM NO. (18) - ADOPTED

03-1308 - PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an application for a hardship exemption from provisions of the City’s Hancock Park Interim Control Ordinance (ICO) for property at 547 North Highland Avenue.

Recommendations for Council action:

1. GRANT hardship exemption from the City’s Hancock Park Interim Control Ordinance (No. 175149), for the proposed construction of a second story addition to include three bedrooms and a bathroom over the existing one-story dwelling, keeping the existing use at approximately 24 feet high for property at 547 North Highland Avenue.

2. ADVISE the applicant that this hardship exemption, if granted by the 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: Harriet Brummer (Studio by Design Inc., representative)

Fiscal Impact Statement: Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.
ITEM NO. (19) - ADOPTED

04-1663 - PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to a conditional use appeal to permit the sale and dispensing for consideration of a full line of alcoholic beverages as a use accessory to a Motel at 115 South Fairfax Avenue.

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

1. ADOPT the FINDINGS of the Zoning Administrator, as the Findings of the Council.

2. RESOLVE TO DENY the appeal filed by Wiloran Enterprises, LLC, THEREBY SUSTAIN the decision of the Zoning Administrator in approving a conditional use to permit the sale and dispensing for consideration of a full line of alcoholic beverages as a use accessory to a Motel at 115 South Fairfax Avenue, subject to the conditions of approval, and modified Condition No. 13, as shown in the attachment to the Committee report.

Applicant: Wiloran Enterprises, LLC ZA 2004-0479 CU

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


TIME LIMIT FILE - SEPTEMBER 28, 2004

(LAST DAY FOR COUNCIL ACTION - SEPTEMBER 28, 2004)

10 VOTES REQUIRED, PURSUANT TO CHARTER SECTION 245

ITEM NO. (20) - ADOPTED, AS AMENDED - FORTHWITH - SEE FOLLOWING

Roll Call #11 - Motion (Greuel - Hahn) to Adopt as Amended, Ayes (13); Absent: Parks and President Padilla (2)

04-0973 - PUBLIC WORKS COMMITTEE report relative to a pilot program in Council District Two regarding matching funds with property owners who agree to pay for 50 percent of sidewalk repair costs.

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

1. AUTHORIZE Bureau of Street Services (BSS) to initiate a 90-day residential property owner cost sharing sidewalk reconstruction 50/50 voluntary partnership pilot program for sidewalk and related repair work in Council District Two, as indicated in the BSS report, attached to the Council File.
2. INSTRUCT the City Administrative Officer (CAO) to report back in 30 days on the cost of a system that would allow property owners to pay their share of the sidewalk repair costs over a 12-month period.

Fiscal Impact Statement: None submitted by the BSS. Neither the CAO nor the Chief Legislative Analyst has completed a financial analysis of this report.

ADOPTED

AMENDING MOTION (GREUEL - HAHN)

Recommendations for Council action:

1. AUTHORIZE the Director of the Bureau of Street Services to accept payment by the private property owner for the reconstruction of the sidewalk adjacent to their property.

2. AUTHORIZE the Controller to transfer and APPROPRIATE the monies received under this pilot program to the bureau of Street Services, Fund 100, Department 86, Revenue Source Code 3734.

ITEM NO. (21) - SUBSTITUTE MOTION ADOPTED IN LIEU OF COMMITTEE REPORT- SEE FOLLOWING

Roll Call #13 - Motion (Villaraigosa - Smith) to Adopt Substitute Motion, Ayes (11);
Absent: LaBonge, Parks, Weiss and President Padilla (4)

03-2337 - TRANSPORTATION COMMITTEE REPORT relative to the Wilshire Bus Rapid Transit CD 11 demonstration project.

Recommendations for Council action:

1. DIRECT the Department of Transportation (DOT) to continue the demonstration of peak period bus only lanes on Wilshire Boulevard between Federal Avenue and Centinela Avenue for an additional six-month period and to make the lanes permanent.

2. REQUEST the Los Angeles County Metropolitan Transportation Authority (MTA), in cooperation with the DOT, to conduct further study of the impact of the peak period bus only lanes on both mixed flow traffic and on-street parking on Wilshire Boulevard and adjoining streets during this extended demonstration period.

3. AUTHORIZE the DOT to modify the peak hour bus only lane to allow bicyclists to use the lane at all times.

4. SUPPORT the MTA Board’s action to ask the City of Santa Monica, the County of Los Angeles and the City of Beverly Hills to install peak period bus only lanes on Wilshire Boulevard to complement and extend the length of the demonstration segment to see if benefits gained in Los Angeles can be sustained along Wilshire Boulevard in the adjacent jurisdictions.
5. DIRECT the DOT to report back in six months, after the extended demonstration period, on traffic and parking impacts, as well as recommendations for the Council’s consideration.

**Fiscal Impact Statement:** The DOT reports that there will be no fiscal impact on the General Fund. An estimated $90,000 in City costs will be reimbursed by the MTA. Front funding is available through the Proposition C Local Transit Assistance Fund.

**ADOPTED**

**SUBSTITUTE MOTION (VILLARAIGOSA - WEISS)**

Recommendations for Council action:

1. DIRECT the Department of Transportation (DOT) to make permanent the current peak period bus-only demonstration lanes on Wilshire Boulevard between Federal Avenue and Centinela Avenue.

2. REQUEST the Los Angeles County Metropolitan Transportation Authority (MTA), in cooperation with the DOT, to conduct further study of the impact of the peak period bus-only lanes on both mixed flow traffic and on-street parking on Wilshire Boulevard and adjoining streets.

3. AUTHORIZE the DOT to modify the peak hour bus-only lane to allow bicyclists to use the lane at all times.

4. SUPPORT the MTA Board’s action to ask the City of Santa Monica, the County of Los Angeles and the City of Beverly Hills to install peak period bus only lanes on Wilshire Boulevard to complement and extend the length of the demonstration segment to see if benefits gained in Los Angeles can be sustained along Wilshire Boulevard in the adjacent jurisdictions.

5. DIRECT the DOT to report back in six months on traffic and parking impacts, as well as recommendations for the Council’s consideration.

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

Roll Call #12 - Motion (LaBonge - Villaraigosa) Adopted, Ayes (13); Absent: Parks and President Padilla (2)

04-0002 - TRANSPORTATION COMMITTEE REPORT relative to legislative efforts to overturn only the portion of 1998 Proposition A that bans the development of subways in Los Angeles and to rescind the existing federal restrictions on the subway tunneling in Los Angeles County.

Recommendations for Council action, as initiated by Resolution (LaBonge - Smith), SUBJECT TO THE CONCURRENCE OF THE MAYOR:
1. RESOLVE to include in the City’s 2005-06 Legislative Program SUPPORT of efforts to overturn only the portion of 1998 Proposition A that bans the development of subways in Los Angeles and rescind the existing federal restrictions on the subway tunneling in Los Angeles County to ensure that the option of constructing subways will be available to address the difficult transportation challenges in Southern California.

2. REQUEST that the Metropolitan Transportation Authority take the lead in the formation of a regional coalition and DIRECT the Department of Transportation to participate in this coalition to consider the feasibility of developing additional subways in Los Angeles, including the use of above-grade, at-grade and below-grade technologies.

Fiscal Impact Statement: None submitted by the Chief Legislative Analyst. The City Administrative Officer has not completed a financial analysis of this report.

Community Impact Statement: The Silver Lake Neighborhood Council supports development of a comprehensive subway system, including efforts to overturn the 1998 Proposition A and to rescind the existing federal restrictions on subway tunneling in Los Angeles County.

ITEM NO. (23) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #14 - Motion (Villaraigosa - Ludlow) to Adopt as Amended, Ayes (11); Absent: LaBonge, Parks, Weiss and President Padilla (4)

04-1166 - TRANSPORTATION COMMITTEE REPORT relative to Agreement with Southland Transit, Inc. (STI) to operate the Cityride Paratransit Services (Dial-a-Ride) in three areas of the City.

Recommendations for Council action:

1. REJECT all proposals for the operation of Cityride Paratransit Services for Areas 1, 2, and 3.

2. DIRECT the Department of Transportation (DOT) to engage in a new proposal process, taking into consideration the concerns raised at the Transportation Committee level, e.g., existing vs. proposed wages and benefits; and the service/track record of the existing providers, Connex West, LLC, for Areas 1 and 2, and the Watts Labor Community Action Committee (WLCAC) for Area 3.

3. AUTHORIZE the General Manager, DOT, to execute contract extensions for the operation of Cityride Dial-a-Ride services with Connex West and WLCAC on a month-to-month basis, not to exceed six months, under the current conditions of the contracts, until a new contract is awarded through the competitive bid process.

Fiscal Impact Statement: The City Administrative Officer and the DOT report that funding for this Agreement is available from the Proposition A Local Transit Assistance Budget. There is no impact on the General Fund.
ADOPTED

AMENDING MOTION (VILLARAIGOSA - LUDLOW)

Recommendation for Council action:

AUTHORIZE a 2.8 percent cost of living increase for the six-month contract extension.

ITEM NO. (24) - ADOPTED

Roll Call #16 - Motion (Garcetti - Smith) Adopted, Ayes (10); Absent: LaBonge, Parks, Villaraigosa, Weiss and President Padilla (5)

04-1362 - TRANSPORTATION COMMITTEE REPORT relative to initiating a pilot six-month hybrid vehicle free parking at meters program.

Recommendations for Council action, as initiated by Motion (Garcetti - Padilla):

1. DIRECT the Department of Transportation (DOT) to modify its parking enforcement policy to add four designated hybrid vehicles to the existing ZEV/SULEV free metered parking program for the period from October 1, 2004 through March 31, 2005.

2. DIRECT the DOT to report back to the Council at the conclusion of the six-month hybrid-vehicle pilot program with an analysis of future cost and revenue impacts beyond the pilot period and making recommendations on whether and how to continue the program.

Fiscal Impact Statement: The DOT reports that there are over 41,000 on- and off-street parking meters in the City of Los Angeles, each of which generates an average of $2.00 in revenue per day. With only 4701 hybrid vehicles registered in Los Angeles in 2003 and the requirement that hybrid owners move their vehicles before the posted time limit expires, the recommended action is expected to result in a negligible decrease in parking meter revenue to the Special Parking Revenue Fund as well as some reduction in General Fund revenue from parking citations issued for parking meter violations.

Roll Call #1 - Motion (Zine - Smith) Adopted, Ayes (11); Absent: Ludlow, Parks, Villaraigosa and President Padilla (4)

(Item Nos. 25-27)

ITEM NO. (25) - ADOPTED

03-1250 - PERSONNEL and BUDGET AND FINANCE COMMITTEES’ REPORT relative to a hiring freeze exemption for one position of Chief Management Analyst in the Department of Transportation.

Recommendation for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:
EXEMPT one time from the hiring freeze one position of Chief Management Analyst, Code 9182, in the Bureau of Budget and Administration, Department of Transportation; and AUTHORIZE the backfilling of any vacancy from filling this position.

Fiscal Impact Statement: The City Administrative Officer reports that there are sufficient funds in the Department of Transportation Fund No. 100/94 to cover the cost of the position. This position is 50 percent funded by Proposition C funds.

ITEM NO. (26) - MOTION ADOPTED TO APPROVE BUDGET AND FINANCE COMMITTEE REPORT RECOMMENDATIONS

02-1250 - PERSONNEL AND BUDGET AND COMMITTEES’ REPORTS relative to a hiring freeze S326 exemption for one position of Executive Secretary III in the Bureau of Engineering.

RECEIVED AND FILED

A. PERSONNEL COMMITTEE REPORT

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

1. EXEMPT one time from the hiring freeze one position of Executive Secretary III, Code 1117-3, in the Bureau of Engineering.

2. DISAPPROVE the backfilling of any vacancy created by the filling of the exempted position.

ADOPTED

B. BUDGET AND FINANCE COMMITTEE REPORT

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

1. EXEMPT one time from the hiring freeze one position of Executive Secretary III, Code 1117-3, for the Bureau of Engineering’s Executive Division.

2. AUTHORIZE the backfilling of any vacancy created by the filling of the exempted position.

Fiscal Impact Statement: The City Administrative Officer reports that funding for this position has been fully budgeted in Fiscal Year 2004-05.
ITEM NO. (27) - MOTION ADOPTED TO APPROVE BUDGET AND FINANCE COMMITTEE REPORT RECOMMENDATIONS - FORTHWITH

04-1250 - PERSONNEL AND BUDGET AND FINANCE COMMITTEES' REPORTS relative to hiring freeze exemptions in the Administrative Services Division, Office of the City Clerk.

RECEIVED AND FILED

A. PERSONNEL COMMITTEE REPORT

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

EXEMPT one time from the hiring freeze the following positions in the Administrative Services Division, Office of the City Clerk:

<table>
<thead>
<tr>
<th>No.</th>
<th>Code</th>
<th>Title</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>1513-2</td>
<td>Accountant II</td>
</tr>
<tr>
<td>1</td>
<td>9184-1</td>
<td>Management Analyst I</td>
</tr>
<tr>
<td>1</td>
<td>1368</td>
<td>Senior Clerk Typist</td>
</tr>
</tbody>
</table>

ADOPTED

B. BUDGET AND FINANCE COMMITTEE REPORT

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

1. EXEMPT one time from the hiring freeze the following positions in the Administrative Services Division, Office of the City Clerk:

<table>
<thead>
<tr>
<th>No.</th>
<th>Code</th>
<th>Title</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>1513-2</td>
<td>Accountant II</td>
</tr>
<tr>
<td>1</td>
<td>9184-1</td>
<td>Management Analyst I</td>
</tr>
<tr>
<td>1</td>
<td>1368</td>
<td>Senior Clerk Typist</td>
</tr>
<tr>
<td>1</td>
<td>9252</td>
<td>Executive Officer City Clerk</td>
</tr>
<tr>
<td>1</td>
<td>1117-3</td>
<td>Executive Secretary III</td>
</tr>
</tbody>
</table>

2. AUTHORIZE backfill authority if the Executive Officer position is filled from within the Office of the City Clerk.

Fiscal Impact Statement: The City Administrative Officer reports that there are sufficient funds in the City Clerk’s Salaries General Account 1010 to cover the costs of these positions. Funding was included in the 2004-05 Adopted Budget for these positions.
Items for Which Public Hearings Have Not Been Held - Items 28-63
(10 Votes Required for Consideration)

ITEM NO. (28) - MOTION ADOPTED TO APPROVE COMMUNICATIONS' RECOMMENDATIONS - FORTHWITH

Roll Call #5 - Motion (Weiss - Zine) Adopted, Ayes (13); Absent: Parks and President Padilla (2)

04-1414 - COMMUNICATIONS FROM THE MAYOR and THE EXECUTIVE EMPLOYEE RELATIONS COMMITTEE relative to the appointment of Mr. Alvin Blain as permanent General Manager, Department of General Services.

ADOPTED

A. COMMUNICATION FROM THE MAYOR

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Alvin Blain as permanent General Manager, Department of General Services, is APPROVED and CONFIRMED.

TIME LIMIT FILE - OCTOBER 25, 2004
(LAST DAY FOR COUNCIL ACTION - OCTOBER 22, 2004)

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

ADOPTED

B. COMMUNICATION FROM THE EXECUTIVE EMPLOYEE RELATIONS COMMITTEE

Recommendation for Council action:

RESOLVE that the salary rate of pay for the position of permanent General Manager, Department of General Services, shall BE ESTABLISHED, as recommended by the Mayor and approved by the Executive Employee Relations Committee.

(Council may recess to Closed Session, pursuant to Government Code 54957.6, relative to the above salary recommendation)

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

Roll Call #8 - Motion (Smith - Reyes) Adopted, Ayes (13); Absent: Parks and President Padilla (2)

03-2266 - COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST S3 CONSIDERATION relative to West Nile Virus mitigation measures.
Recommendation for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

PRESENT and ADOPT the accompanying ORDINANCE which adds Section 58.03 to the Los Angeles Municipal Code to allow for the swift remediation of standing water which has become a breeding area for mosquitoes and other conditions that lead to the spread of vectors.

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

URGENCY CLAUSE - 12 VOTES REQUIRED

(Arts, Parks, Health and Aging Committee waived consideration of the above matter)

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

Roll Call #6 - Motion (LaBonge - Smith) Adopted, Ayes (13); Absent: Parks and President Padilla (2)

04-0864 - COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION to correct a typographical error contained in Ordinance No. 176164 which amends the Los Angeles Administrative Code (LAAC) to correct terminology by substituting the word “Disabled” for the word “Handicapped.”

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

PRESENT and ADOPT the accompanying ORDINANCE which corrects a typographical error contained in Ordinance No. 176164, effective September 28, 2004, which amends the LAAC to correct terminology by substituting the word “Disabled” for the word “Handicapped.”

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

(Arts, Parks, Health and Aging Committee waived consideration of the above matter)

Roll Call #2 - Motion (Smith - LaBonge) Adopted, Ayes (11); Absent: Ludlow, Parks, Villaraigosa and President Padilla (4)

(Items Nos. 31-63)

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

03-0221 - COMMUNICATION FROM CHAIR, ENVIRONMENTAL QUALITY AND WASTE MANAGEMENT COMMITTEE relative to the 2004 Amendment to the City’s Non-Disposal Facility Element (NDFE).
Recommendations for Council action, SUBJECT TO THE CONCURRENCE OF THE MAYOR:

1. RESOLVE to ADOPT the May 2004 Amendment to the City's NDFE.

2. AUTHORIZE the Bureau of Sanitation to submit the NDFE amendment to the Local Enforcement Agency of the California Integrated Waste Management Board for its approval.

Fiscal Impact Statement: The Board of Public Works reports that the May 2004 Amendment to the City's NDFE has no fiscal impact upon the City's General Fund.

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

04-1897 - COMMUNICATION FROM THE L.A. FOR KIDS STEERING COMMITTEE (LAKSC) and RESOLUTION relative to authorization to submit Proposition 40 - California Cultural and Historical Endowment (CCHE) Grant proposals.

Recommendations for Council action:

1. APPROVE the following six projects, as recommended by the LAKSC on September 16, 2004, for submission to the State's Proposition 40 CCHE Grant Program:
   a. Chinatown Cultural Center
   b. Stone House Junior Art Center
   c. Vision Theater: Phase I
   d. Angel's Flight Railway
   e. The Hollyhock House
   f. Siqueiros Mural at El Pueblo Historical Monument

2. AUTHORIZE the City departments and agencies, as contained in the LAKSC report dated September 21, 2004, to submit applications to the CCHE for consideration of Proposition 40 funding.

3. ADOPT the accompanying RESOLUTION, as required by the State of California, authorizing the General Manager(s), Chief Executive Officer(s), or President(s) of the respective departments or agencies to represent the City, negotiate, and execute resulting agreements.

4. INSTRUCT all City departments/ agencies applying for the State grants, as detailed in the LAKSC report dated September 21, 2004, to report back to the LAKSC on the outcome of their grant requests prior to accepting any grant awards, in order to assess any potential General Fund costs.
Fiscal Impact Statement: The LAKSC reports that the submission of these grant proposals will not have an immediate fiscal impact on the General Fund as the matching fund requirement for each proposal has been fulfilled by the existing funds within each project budget.

(Arts, Parks, Health and Aging and Housing, Community and Economic Development Committees waived consideration of the above matter)

ITEM NO. (33) - ADOPTED

01-2049 - MOTION (SMITH - REYES) relative to declaring the Sherwood Forest Homeowners Association - Fourth Annual Block Party on October 2, 2004 a Special Event (fees and costs absorbed by the City = $1,226).

Recommendation for Council action:

DECLARE the Sherwood Forest Homeowners Association - Fourth Annual Block Party, sponsored by the Sherwood Forest Homeowners Association on October 2, 2004, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.

ITEM NO. (34) - ADOPTED

02-1469 - MOTION (SMITH - REYES) relative to declaring the Third Annual Encino Village Neighborhood Block Party on October 24, 2004 a Special Event (fees and costs absorbed by the City = $1,226).

Recommendation for Council action:

DECLARE the Third Annual Encino Village Neighborhood Block Party, sponsored by the Encino Village Homeowners Association on October 24, 2004, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.

ITEM NO. (35) - ADOPTED

00-1835 - MOTION (GREUEL - LABONGE) relative to declaring the Fourth Annual Gay, Lesbian, Bisexual and Transgender Awareness Festival on October 17, 2004 a Special Event (fees and costs absorbed by the City = $4,399).

Recommendation for Council action:
DECLARE the Fourth Annual Gay, Lesbian, Bisexual and Transgender Awareness Festival, sponsored by the LA/Valley Pride on October 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 AND application requirements. This action does not include fees and costs that may be associated with the use of facilities under the jurisdiction of the Board of Recreation and Park Commissioners.

ITEM NO. (36) - ADOPTED

04-1892 - MOTION (LABONGE - GREUEL) relative to declaring the NoHo Fall Festival on September 25-26, 2004 a Special Event (fees and costs absorbed by the City = $12,211).

Recommendation for Council action:

DECLARE the NoHo Fall Festival, sponsored by the Universal City/North Hollywood Chamber of Commerce on September 25-26, 2004, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND fees and costs that may be associated with the use of facilities under the jurisdiction of the Board of Recreation and Park Commissioners. The event sponsor shall meet the application requirements of the City.

ITEM NO. (37) - ADOPTED

01-2154 - MOTION (WEISS - ZINE) relative to declaring the 14th Annual Sherman Oaks Street Fair on October 24, 2004 a Special Event (fees and costs absorbed by the City = $3,802).

Recommendation for Council action:

DECLARE the 14th Annual Sherman Oaks Street Fair, sponsored by the Sherman Oaks Chamber of Commerce on October 24, 2004, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.

ITEM NO. (38) - ADOPTED

02-2239 - MOTION (WEISS - ZINE) relative to declaring the Halloween Haunt on October 24, 2004 a Special Event (fees and costs absorbed by the City = $1,188).

Recommendation for Council action:

DECLARE the Halloween Haunt, sponsored by the Warner Avenue School Booster Club on October 24, 2004, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.
ITEM NO. (39) - ADOPTED

04-1891 - MOTION (LABONGE - GARCETTI) relative to declaring the 2004 International Student CD 4 film Festival on November 1 and 6, 2004 a Special Event (fees and costs absorbed by the City = $3,419).

Recommendation for Council action:

DECLARE the 2004 International Student Film Festival, sponsored by the Community Redevelopment Agency and Metropolitan Transportation Authority on November 1 and 6, 2004, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.

ITEM NO. (40) - ADOPTED

04-1890 - MOTION (LABONGE - LUDLOW) relative to declaring the Stanford Post Office Renaming Ceremony on September 18, 1004 a Special Event (fees and costs absorbed by the City = $1,226).

Recommendation for Council action:

DECLARE the Stanford Post Office Renaming Ceremony, sponsored by the Congresswoman Diane Watson on September 18, 2004, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.

ITEM NO. (41) - ADOPTED

04-1889 - MOTION (PERRY - VILLARAIGOSA) relative to declaring the Comcast Cares Day on October 2, 2004 a Special Event (fees and costs absorbed by the City = $1,226).

Recommendation for Council action:

DECLARE the Comcast Cares Day, sponsored by A Place Called Home on October 2, 2004, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.

ITEM NO. (42) - ADOPTED

00-1286 - MOTION (LUDLOW - WEISS) relative to declaring the Wilshire Vista Halloween Haunt on October 30, 2004 a Special Event (fees and costs absorbed by the City = $1,226).

Recommendation for Council action:
DECLARE the Wilshire Vista Halloween Haunt, sponsored by the Wilshire Vista Neighborhood Association on October 30, 2004, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.

ITEM NO. (43) - ADOPTED

04-1887 - MOTION (PERRY - VILLARAIGOSA) relative to declaring the Deloitte Community Impact Day 2004 on October 8, 2004 a Special Event (fees and costs absorbed by the City = $1,919).

Recommendation for Council action:

DECLARE the Deloitte Community Impact Day 2004, sponsored by the LA Works and Deloitte LLP on October 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 AND application requirements.

ITEM NO. (44) - ADOPTED

04-1885 - MOTION (PERRY - SMITH) relative to declaring the Annual Open House on September 18, 2004 a Special Event (fees and costs absorbed by the City = $1,226).

Recommendation for Council action:

DECLARE the Annual Open House, sponsored by the Los Angeles Police Department, 77th Street Area on September 18, 2004, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.

ITEM NO. (45) - ADOPTED

03-2560 - MOTION (VILLARAIGOSA - PERRY) relative to declaring the A Night with Joe Friday - Tribute to Los Angeles Police Department (LAPD) Detectives on October 2, 2004 a Special Event (fees and costs absorbed by the City = $1,508).

Recommendation for Council action:

DECLARE the A Night with Joe Friday - Tribute to LAPD Detectives, sponsored by the Los Angeles Police Historical Society on October 2, 2004, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.
ITEM NO. (46) - ADOPTED

03-1918 - MOTION (VILLARAIGOSA - PERRY) relative to declaring the 16th de Septiembre CD 14 Resource Fair on September 18, 2004 a Special Event (fees and costs absorbed by the City = $1,226).

Recommendation for Council action:

DECLARE the 16th de Septiembre Resource Fair, sponsored by the Roybal Youth and Family Center on September 18, 2004, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.

ITEM NO. (47) - ADOPTED

04-1884 - MOTION (VILLARAIGOSA - PERRY) relative to declaring the A Clean and Green CD 14 Happening on York on October 8, 2004 a Special Event (fees and costs absorbed by the City = $774).

Recommendation for Council action:

DECLARE the A Clean and Green Happening on York, sponsored by the Historic Highland Park Neighborhood Council on October 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 AND application requirements.

ITEM NO. (48) - ADOPTED

01-2079 - MOTION (VILLARAIGOSA - PERRY) relative to declaring the Sixth Annual Eagle Rock CD 14 Music Festival on October 2, 2004 a Special Event (fees and costs absorbed by the City = $13,438).

Recommendation for Council action:

DECLARE the Sixth Annual Eagle Rock Music Festival, sponsored by the Center for the Arts-Eagle Rock and Council District 14 on October 2, 2004, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.

ITEM NO. (49) - ADOPTED

01-1203 - MOTION (ZINE - PERRY) relative to declaring the West Hills Fall Fest 2004 on October 3, CD 3 2004 a Special Event (fees and costs absorbed by the City = $3,479).
Recommendation for Council action:

DECLARE the West Hills Fall Fest 2004, sponsored by the Canoga Park/West Hills Chamber of Commerce on October 3, 2004, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements. This action does not include fees and costs that may be associated with the use of facilities under jurisdiction of the Board of Recreation and Park Commissioners.

ITEM NO. (50) - ADOPTED

03-2145 - MOTION (ZINE - PERRY) relative to declaring the Light the Night Walk on October 3, 2004 a Special Event (fees and costs absorbed by the City = $8,096).

Recommendation for Council action:

DECLARE the Light the Night Walk, sponsored by the Leukemia and Lymphoma Society on October 3, 2004, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements. This action does not include fees and costs that may be associated with the use of facilities under jurisdiction of the Board of Recreation and Park Commissioners.

ITEM NO. (51) - ADOPTED

03-1281 - MOTION (ZINE - PERRY) relative to declaring the Sale Avenue Block Party on October 16, 2004 a Special Event (fees and costs absorbed by the City = $1,226).

Recommendation for Council action:

DECLARE the Sale Avenue Block Party, sponsored by the Resident Association of West Hills on October 16, 2004, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.

ITEM NO. (52) - ADOPTED

04-1883 - MOTION (REYES - SMITH) relative to declaring the Eastside Market 30th Anniversary Community Celebration on October 8, 2004 a Special Event (fees and costs absorbed by the City = $1,919).

Recommendation for Council action:
DECLARE the Eastside Market 30th Anniversary Community Celebration, sponsored by the Eastside Market on October 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 AND application requirements.

ITEM NO. (53) - ADOPTED

04-1882 - MOTION (REYES - ZINE) relative to declaring the First Annual Peace Festival and Parade on November 6, 2004 a Special Event (fees and costs absorbed by the City = $8,661).

Recommendation for Council action:

DECLARE the First Annual Peace Festival and Parade, sponsored by the World Cultural and Sports Foundation, Inc. on November 6, 2004, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.

ITEM NO. (54) - ADOPTED

04-1881 - MOTION (REYES - ZINE) relative to declaring the Carnival on November 6-7, 2004 a Special Event (fees and costs absorbed by the City = $16,507).

Recommendation for Council action:

DECLARE the Carnival, sponsored by the American-Salvadoran Foundation for Children with Cancer on November 6-7, 2004, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements. This action does not include fees and costs that may be associated with the use of facilities under jurisdiction of the Board of Recreation and Park Commissioners.

ITEM NO. (55) - ADOPTED

00-1826 - MOTION (REYES - SMITH) relative to declaring the Festival de Las Americas - Celebrating the Discovery of America on October 9-10, 2004 a Special Event (fees and costs absorbed by the City = $9,379).

Recommendation for Council action:

DECLARE the Festival de Las Americas - Celebrating the Discovery of America, sponsored by the Comite Civico Latino-Americano on October 9-10, 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. (56) - ADOPTED

03-2210 - MOTION (PERRY - SMITH) relative to declaring the “Grands on Grand”, the 2004 Philharmonic Gala on October 1, 2004 a Special Event (fees and costs absorbed by the City = $50,000).

Recommendation for Council action:

DECLARE the “Grands on Grand”, the 2004 Philharmonic Gala, sponsored by the Los Angeles Philharmonic on October 1, 2004, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND those services, as detailed in the Motion, for which the event sponsor agrees to reimburse the City.

ITEM NO. (57) - ADOPTED

04-1888 - MOTION (LUDLOW - PERRY) relative to a request for an exemption from the Convention Center fee waiver policy for the Opportunity thru Unity Conference on September 30, 2004.

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

1. FIND that the Opportunity thru Unity Conference, sponsored by the Los Angeles County Federation of Labor, serves a public purpose in that it will provide valuable information to approximately 1,000 community residents and union representatives regarding quality of life issues facing working families living in Los Angeles.

2. AUTHORIZE the General Manager, Convention Center, to make an exception to the Council’s Convention Center waiver policy by waiving the a maximum of $12,600 in room rental fees for this event.

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. (58) - ADOPTED

04-1886 - MOTION (PERRY - VILLARAIGOSA) relative to a request for an exemption from the Convention Center fee waiver policy for the Second Annual One L.A. Convention on September 25, 2004.

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

1. FIND that the event, sponsored by the One L.A., services a public purpose in that it will promote community unity to approximately 200 community members.
2. AUTHORIZE the General Manager, Convention Center, to make an exception to the Council’s Convention Center waiver policy by waiving a maximum of $3,236 in room rental fees for this event.

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. (59) - ADOPTED

03-2144 - MOTION (WEISS - ZINE) relative to the B’nai David Judea Congregation Sukkot dinner special event.

Recommendation for Council action:

AMEND previous Council action relative to the B’nai David Judea Congregation Sukkot dinner and the erection of the Sukkah to cover the dates of September 25, 2004 through October 11, 2004.

ITEM NO. (60) - ADOPTED

00-1073 - MOTION (GREUEL - WEISS) relative to the installation of decorative street print crosswalks along Van Nuys Boulevard at the intersection of Milbank and Ventura Boulevard.

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

1. AUTHORIZE the Director of the Bureau of Street Services to construct the decorative Duratherm crosswalk projects along Van Nuys Boulevard and Milbank Street.

2. TRANSFER and APPROPRIATE $13,000 from the Council District Two portion of the Street Furniture Revenue Fund, Fund 43D, Department 50, to the Bureau of Street Services, Fund 100, Department 86, for its costs in connection with the Duratherm street print crosswalk projects, located along Van Nuys Boulevard and Milbank Street, to the following accounts:

   Department of Public Works/Street Services Fund No. 100-86

<table>
<thead>
<tr>
<th>Account</th>
<th>Title</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>1090</td>
<td>Salaries-Overtime</td>
<td>$13,000</td>
</tr>
</tbody>
</table>
ITEM NO. (61) - MAP APPROVED - CITY ENGINEER REPORT ADOPTED

03-0547 - FINAL MAP OF TRACT NO. 53868 for property lying southerly of Foothill Boulevard CD 7 and westerly of Yarnell Street.
(Approve Subdivision Improvement Agreement and Contract with attached security documents)
(ADOPT City Engineer Report)
(ADOPT Bond No. C-107174)
(Quimby Fee: $63,588)
Applicants: Sobel Development Co, Inc.
Jack Little Company

ITEM NO. (62) - MAP APPROVED - CITY ENGINEER REPORT ADOPTED

04-1864 - FINAL MAP OF TRACT NO. 54360 for property lying westerly of Clark Drive and CD 5 southerly of Alden Drive.
(Approve Subdivision Improvement Agreement and Contract with attached security documents)
(ADOPT City Engineer Report)
(ADOPT Bond No. C-107173)
(Quimby Fee: $31,850)
(Less Dwelling Unit Construction Tax: $2,800)
Applicants: One-Twenty-Five Clark
Jack Little Company

ITEM NO. (63) - MAP APPROVED - CITY ENGINEER REPORT ADOPTED

04-1893 - FINAL MAP OF TRACT NO. 53951 for property lying northerly of Lomita Boulevard CD 15 and easterly of President Avenue.
(ADOPT City Engineer Report)
(Quimby Fee: $615,840)
(Less Dwelling Unit Construction Tax: $16,800)
Applicants: Anastasi Development Corporation
BV Engineers

Items Called Special

Motions for Posting and Referral

Councilmembers’ Requests for Excuse from Attendance at Council Meetings
Closed Session - Item 64

ITEM NO. (64) - REFERRED TO PLANNING AND LAND USE MANAGEMENT COMMITTEE

Roll Call #3 - Motion (Reyes - Cardenas) Adopted to Refer, Unanimous Vote (11);
Absent: Ludlow, Parks, Villaraigosa and President Padilla (4)

03-2771 - The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to the case entitled Vista Media, Inc., v. City of Los Angeles, et al., Los Angeles Superior Court Case No. BC22832. (This action arises out of a challenge to the City’s Off-Site Sign Periodic Inspection Program.)

(Planning and Land Use Management Committee considered the above matter in Closed Session on August 4, 2004 - Budget and Finance Committee waived consideration of the above matter - continued from Council meeting of September 7, 2004)

Item for Which Public Hearing Has Been Held - Item 65

ITEM NO. (65) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS

Roll Call #15 - Motion (Garcetti - Cardenas) Adopted, Ayes (11); Absent: LaBonge, Parks, Weiss and President Padilla (4)

04-1681 - HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the Community Redevelopment Agency (Agency) reorganization plan and proposed organization, creating new employee classifications, and authorizing the re-assignment and salary “Y-rate” protections of three existing Agency Deputy Administrators.

Recommendations for Council action:


2. AUTHORIZE the creation of new classifications within the Agency, as identified in the September 10, 2004 City Administrative Officer (CAO) report to the Mayor and Council (attached to the Council file), including corresponding salary and benefits for each classification as approved by the Executive Employee Relations Committee (EERC) on July 21, 2004.

3. AUTHORIZE the reassignment and salary “Y-rate” protection for three existing Agency Deputy Administrators (Ken Clark, John McCoy, and Don Spivack) as approved by the EERC on July 21, 2004.

4. DIRECT the Agency in conjunction with the Department of General Services (GSD), to first consider all City and Agency owned properties while reviewing its real estate needs.
5. DIRECT the GSD to include, in the General Services Strategic Plan for City Facilities, consideration of Agency facility needs.

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund. Any costs associated with the proposed reorganization plan will be covered through Agency operating funds.

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

02-1336 - MOTION (LABONGE - HAHN) relative to declaring the Franklin Avenue Street Festival on September 26, 2004 a Special Event (fees and costs absorbed by the City = $7,200).

04-1950 - MOTION (CARDENAS for PADILLA - SMITH) relative to declaring the Mission Hills Bulky Item Pick Up and Neighborhood Clean Up on September 25, 2004 a Special Event (fees and costs absorbed by the City = $4,800).

01-1327 - MOTION (REYES - ZINE) relative to declaring the Chinatown Gateway Lighting Ceremony on September 28, 2004 a Special Event (fees and costs absorbed by the City = $1,682).

03-2413 - MOTION (HAHN - GREUEL) relative to declaring the Learning for Life 5-10K Run on November 6, 2004 a Special Event (fees and costs absorbed by the City = $4,675).

04-1616 - MOTION (HAHN - GREUEL) relative to declaring the Green Meadows Neighborhood Clean Up on October 23, 2004 a Special Event (fees and costs absorbed by the City = $4,680).

02-0981 - MOTION (HAHN - LABONGE) relative to declaring the Justice for Murdered Children Annual Carnival on October 29, 2004 a Special Event (fees and costs absorbed by the City = $1,680).

03-1668 - MOTION (PERRY - VILLARAIGOSA) relative to a request for an exemption from the Convention Center fee waiver policy for the Spectacular Pre-Thanksgiving Dinner sponsored by the Salvation Army on November 24, 2004.

02-1372 - MOTION (PERRY - VILLARAIGOSA) relative to a request for an exemption from the Convention Center fee waiver policy for the Latinos and Technology Conference sponsored by the Latinos and Technology and Advocating Latino Technology Advancements (ALTA) on November 4, 2004.

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

02-1623 - RESOLUTION (GREUEL - ZINE - ET AL) relative to declaring October as “Kids Safety Month” in the City of Los Angeles.
COUNCILMEMBER’S REQUEST FOR EXCUSE FROM COUNCIL MEETINGS

Upon his request, and without objections, Councilmember Reyes was excused from Council session of Friday, October 1, 2004 due to City business.

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

04-1298 - Margaret Forbes
   Irv Felder

   (Ludlow)
   (Smith - Zine)

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

Whereupon the Council did adjourn.

ATTEST: J. Michael Carey, CITY CLERK

By

Council Clerk                        PRESIDENT PRO TEMPORE