Los Angeles City Council, Journal/Council Proceedings  
Tuesday, October 5, 2004  
John Ferraro Council Chamber, Room 340, City Hall - 10 am

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

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

SALUTE TO THE FLAG

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF SEPTEMBER 29, 2004

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 29

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

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

Item Noticed for Public Hearing - Item 1

ITEM NO. (1) - REFERRED TO PUBLIC WORKS COMMITTEE

Roll Call #2 - Motion (Smith - LaBonge) Adopted to Refer, Unanimous Vote (14); Absent: President Padilla (1)

03-1015 - CATEGORICAL EXEMPTION and HEARING PROTESTS relative to the proposed CD 11 vacation of Westwind Court (portion of southeasterly turnaround) to 11 feet northwesterly thereof.

Recommendations for Council action:

1. FIND that this vacation is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article VII, Class 5(3) of the City's Environmental Guidelines.

2. ADOPT the FINDINGS of the City Engineer dated April 5, 2004, as the Findings of Council.
3. ADOPT the City Engineer report dated April 5, 2004, that street vacation proceedings (VAC-E1400856) BE INSTITUTED for the turn-around area on the southeasterly side of the terminus of Westwind Court northeasterly of Via Donte, subject to the conditions enumerated therein.

Items for Which Public Hearings Have Been Held - Items 2-18

ITEM NO. (2) - ADOPTED

Roll Call #6 - Motion (Zine - Villaraigosa) Adopted, Ayes (14); Absent: President Padilla (1)

04-1547 - MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT CD 12 COMMITTEE REPORT, RESOLUTION and ORDINANCE FIRST CONSIDERATION relative to a General Plan Amendment and zone change for property at 11219 Wilbur 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 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. 04-1547 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 2003-4421 MND] filed on October 2, 2003.

2. ADOPT the FINDINGS of the City Planning Commission as the Findings of the Council.

3. ADOPT the accompanying RESOLUTION as recommended by the Mayor, the City Planning Commission and the Director of Planning APPROVING the proposed General Plan Amendment from the Low I Residential to the Low Medium I density Residential land use designations for the property at 11219 Wilbur Avenue, within the Northridge Community Plan - Window 137, Geographic Area No. 1 - North Valley.

Applicant: Ron Sentchuk, Logan Investments CPC 2003-4422 ZC GPA ZAD

4. PRESENT and ADOPT the accompanying ORDINANCE, approved by the City Planning Commission, effecting a zone change from (T)RS-1 to (T)(Q)RD6-1 for the construction of six-unit detached multiple-family residential condominiums, two-stories (26-feet in height), with a two car garage for each unit and four-guest parking spaces for the property at 11219 Wilbur Avenue.

Said rezoning shall be subject to the “Q” Qualified classification zone limitations as shown on the attached sheets.

5. REMOVE (T) Tentative classification as described in detail on the sheet(s) attached to this Committee report.
6. INSTRUCT the Planning Department to update the General Plan and appropriate maps pursuant to this action.

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

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

TIME LIMIT FILE - NOVEMBER 3, 2004
(LAST DAY FOR COUNCIL ACTION - NOVEMBER 3, 2004)

ITEM NO. (3) - ADOPTED - FORTHWITH

Roll Call #11 - Motion (Zine - Greuel) Adopted, Ayes (13); Noes: Parks (1);
Absent: President Padilla (1)

04-1749 - PERSONNEL COMMITTEE REPORT relative to the Board of Deferred Compensation Administration (Board) action to award the City of Los Angeles Deferred Compensation Plan (Plan) administrative services contract to Nationwide Retirement Solutions (Nationwide).

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

1. VETO the action by the Board to award the Plan administrative services contract to Nationwide, and REMAND the matter back to the Board.

2. INSTRUCT the Board to report to the Personnel Committee within 45 days regarding the status of its review of Los Angeles Administrative Code Section 4.1400 et seq. for appropriate amendments; its proposal for conducting participant surveys; its consideration of canceling the RFP; and its consideration of revising its contract selection process to conform to best practices.

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

(Pursuant to adoption of Motion [Zine - Smith] on September 14, 2004, asserting jurisdiction [City Charter Section 245] over the August 17, 2004, action of the Board)

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

10 VOTES REQUIRED TO VETO, PURSUANT TO CITY CHARTER SECTION 245 (a)
ITEM NO. (4) - ADOPTED, AS AMENDED - SEE FOLLOWING

04-1425 - MITIGATED NEGATIVE DECLARATION and PLANNING AND LAND USE MANAGEMENT CD 5 COMMITTEE REPORT relative to Ventura/Cahuenga Boulevard Corridor Specific Plan Exception appeal for property at 16352 and 16328 Ventura Boulevard.

Recommendations for Council action:

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. 04-1425 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 2003-5412 MND] filed on November 17, 2003.

2. ADOPT the FINDINGS of the Planning Commission as the Findings of the Council.

3. RESOLVE TO DENY APPEAL IN PART filed by Homeowners of Encino, (Gerald A. Silver, President); Concerned Residents of Noeline/Libbit Avenue, (Robert Glushon, representative); and Encino Property Owners Association, from the entire determination of the City Planning Commission, THEREBY APPROVE a Specific Plan Exception from the Ventura/Cahuenga Boulevard Corridor Specific Plan (Ordinance No. 174052); various Zone Variances; Zoning Administrator’s Adjustment; Project Permit Compliance; and Site Plan Review. The proposed project is for the demolition of an existing commercial buildings and construction of a mixed use project consisting of 137 multiple-family dwelling units to be constructed over 12,500 square feet of ground floor commercial/retail floor area, for a total project floor area of 185,263 square feet (four-stories, 45 feet in height), having an overall FAR of 2.18:1, with three subterranean parking levels and a total of 386 parking spaces, on an 85,026 square foot site in the C4-1L, R3-1 and RE9-1 zones for the property at 16352 and 16328 Ventura Boulevard, subject to Conditions of Approval, as modified, and as shown in the attachment to the Committee report.

Applicant: Avalon Bay, Inc. CPC 2003-5411 SPE ZV ZAA SPP SPR-2A

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

TIME LIMIT FILE - OCTOBER 13, 2004
(LAST DAY FOR COUNCIL ACTION - OCTOBER 13, 2004)
ADOPTED

AMENDING MOTION (WEISS - REYES)

Recommendations for Council action:

1. AMEND the Planning and Land Use Management Committee findings to include the additional findings, dated October 4, 2004, attached to the Council file.

2. AMEND the Planning and Land Use Management Committee (Committee) report to reflect the revised project description of 131 multi-family dwelling units and 12,500 square feet of ground floor commercial/retail floor area which was approved by the Committee.

ITEM NO. (5) - ADOPTED

01-0982 - PUBLIC WORKS COMMITTEE REPORT relative to a request to vacate the alley westerly CD 5 of Laurel Canyon Boulevard from Weddington Street to it southerly terminus.

Recommendation for Council action:

INSTRUCT the City Clerk to schedule a public hearing for this matter on OCTOBER 26, 2004, pursuant to Section 8324 of the California Streets and Highways Code in order to:

a. ADOPT the FINDINGS of the City Engineer dated May 23, 2003, as the Findings of the Council.

b. ADOPT the City Engineer report dated May 23, 2003, that the request for the vacation of the alley westerly of Laurel Canyon Boulevard from Weddington Street to its southerly terminus (VAC-E1400749) BE DENIED, inasmuch as the applicant has failed within the last three years to obtain ownership of the adjacent property.

Fiscal Impact Statement: The City Engineer reports that the petitioner has paid a fee of $1,153.77 for the investigation of this request pursuant to Los Angeles Administrative Code, Section 7.42.

ITEM NO. (6) - ADOPTED

03-0540 - PUBLIC WORKS COMMITTEE REPORT relative to a request to vacate Walnut Drive CD 5 southerly of Ridpath Drive.

Recommendation for Council action:

INSTRUCT the City Clerk to schedule a public hearing for this matter on OCTOBER 26, 2004, pursuant to Section 8324 of the California Streets and Highways Code in order to:

a. ADOPT the FINDINGS of the City Engineer dated September 24, 2003, as the Findings of the Council.
b. ADOPT the City Engineer report dated September 24, 2003, that the request for the vacation of Walnut Drive southerly of Ridpath Drive adjoining Lots 251-253 and portion of Lot 250, Tract 798 (VAC-E1400852) BE DENIED, inasmuch as approval of vacation would land lock several parcels and require a 20-foot easement for a 25-foot right-of-way.

Fiscal Impact Statement: The City Engineer reports that the petitioner has paid a fee of $6,540 for the investigation of this request pursuant to Los Angeles Administrative Code, Section 7.42.

ITEM NO. (7) - ADOPTED

03-0930 - PUBLIC WORKS COMMITTEE REPORT relative to a request to vacate the alley southeasterly of Westlake Avenue from approximately 215 feet northeasterly of Wilshire Boulevard.

Recommendation for Council action:

INSTRUCT the City Clerk to schedule a public hearing for this matter on OCTOBER 26, 2004, pursuant to Section 8324 of the California Streets and Highways Code in order to:

a. FIND that this vacation is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article VII, Class 5(3) of the City's Environmental Guidelines.

b. ADOPT the FINDINGS of the City Engineer dated August 12, 2004, as the Findings of the Council.

c. ADOPT the City Engineer report dated August 12, 2004, that street vacation proceedings BE INSTITUTED for the vacation of the alley southeasterly of Westlake Avenue from approximately 215 feet northeasterly of Wilshire Boulevard to approximately 422 feet northeasterly thereof (VAC-E1400810), subject to the conditions contained therein.

Fiscal Impact Statement: The City Engineer reports that the petitioner has paid a fee of $6,540 for the investigation of this request pursuant to Los Angeles Administrative Code (LAAC), Section 7.42. Any deficit fee to recover the cost pursuant to LAAC, Section 7.44, will be required of the petitioner. Maintenance of the public easement by the City forces will be eliminated.

ITEM NO. (8) - ADOPTED

04-1064 - PUBLIC WORKS COMMITTEE REPORT relative to a request to vacate the alley easterly of Main Street between 87th Place and 88th Street.

Recommendation for Council action:
INSTRUCT the City Clerk to schedule a public hearing for this matter on OCTOBER 26, 2004, pursuant to Section 8324 of the California Streets and Highways Code in order to:

a. FIND that this vacation is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article VII, Class 5(3) of the City's Environmental Guidelines.

b. ADOPT the FINDINGS of the City Engineer dated September 9, 2004, as the Findings of the Council.

c. ADOPT the City Engineer report dated September 9, 2004, that alley vacation proceedings BE INSTITUTED for the alley easterly of Main Street between 87th Place and 88th Street (VAC-E1400908), subject to the conditions enumerated therein.

Fiscal Impact Statement: The City Engineer reports that the petitioner has paid a fee of $6,540 for the investigation of this request pursuant to Los Angeles Administrative Code (LAAC), Section 7.42. Any deficit fee to recover the cost pursuant to LAAC, Section 7.44, will be required of the petitioner. Maintenance of the public easement by City forces will be eliminated.

ITEM NO. (9) - ADOPTED

03-1397 - CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to a request to vacate the alley between Randolph Avenue and Hillsdale Drive.

Recommendations for Council action:

1. FIND that this vacation is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article VII, Class 5(3) of the City's Environmental Guidelines.

2. ADOPT the FINDINGS of the City Engineer dated February 12, 2004, as the Findings of the Council.

3. ADOPT the City Engineer report dated February 12, 2004, that street vacation proceedings BE INSTITUTED for the vacation of the alley between Randolph Avenue and Hillsdale Drive (VAC-E1400865), subject to the conditions contained therein.

Fiscal Impact Statement: The City Engineer reports that the petitioner has paid a fee of $3,270 for the investigation of this request pursuant to Los Angeles Administrative Code (LAAC), Section 7.42. Any deficit fee to recover the cost pursuant to LAAC, Section 7.44, will be required of the petitioner. Maintenance of the public easement by City forces will be eliminated.

ITEM NO. (10) - ADOPTED

02-0600 - PUBLIC WORKS COMMITTEE REPORT relative to developing a formal notification process for public works projects and repairs.
Recommendation for Council action:

NOTE and FILE the Department of Public Works and Bureau of Street Services/Bureau of Engineering reports, as initiated by Motions (Smith - Garcetti) and (Padilla - Perry), relative to proper notification to Angelenos of public works projects, inasmuch as this matter has been resolved and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (11) - CONTINUED TO OCTOBER 12, 2004

Roll Call #4 - Motion (Zine - LaBonge) Adopted to Continue, Unanimous Vote (14);
Absent: President Padilla (1)

04-0880 - PUBLIC WORKS COMMITTEE REPORT relative to increasing current street construction moratorium from one year to eighteen months.

Recommendation for Council action:

NOTE and FILE the Department of Public Works and Bureau of Street Services/Bureau of Engineering reports, as initiated by Motion (Zine - LaBonge), relative to increasing current street construction moratorium from one year to eighteen months, inasmuch as the desired actions are no longer necessary due to policy changes by the BSS and BOE, and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (12) - REFERRED TO RULES AND ELECTIONS COMMITTEE

Roll Call #3 - Motion (Greuel - Zine) Adopted to Refer, Unanimous Vote (14);
Absent: President Padilla (1)

02-2083 - RULES AND ELECTIONS and BUDGET AND FINANCE COMMITTEES' REPORT relative to participation in the Westside Council of Governments (COG).

Recommendations for Council action, as initiated by Motion (Miscikowski - Weiss), SUBJECT TO THE CONCURRENCE OF THE MAYOR:

1. AUTHORIZE the Chief Legislative Analyst (CLA) to forward to the Westside COG By-laws and Joint Powers Agreement amendments to provide that adoption of any action will be by consensus of all members, that a quorum will consist of all members, and that the City of Los Angeles representative on the Technical Advisory Committee will be the City Administrative Officer or staff as a provision for the City of Los Angeles to join.

2. DIRECT the CLA to report back and present for Council adoption necessary documents to participate in the Westside COG, subject to the approval of the City Attorney as to form and legality.
3. AUTHORIZE the President of the Council to execute necessary documents to participate in the Westside COG upon adoption by the Council.

**Fiscal Impact Statement:** The CLA reports that annual fees for participation in the Westside COG are approximately $10,000 a year.

**ITEM NO. (13) - ADOPTED**

Roll Call #6 - Motion (Zine - Villaraigosa) Adopted, Ayes (14); Absent: President Padilla (1)

01-1810 - TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the City’s Congestion Management Program 2004 Local Development Report.

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

ADOPT the accompanying RESOLUTION finding the City in conformance with the state-mandated Congestion Management Program (CMP) and adopting the CMP Local Development Report, in accordance with California Government Code Section 65089 and TRANSMIT the 2004 CMP Conformance Self-certification Resolution and Local Development Report to the Los Angeles County Metropolitan Transportation Authority to meet compliance with the requirements of the CMP.

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

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

Roll Call #14 - Motion (LaBonge - Villaraigosa) Adopted, Ayes (14); Absent: President Padilla (1)

04-1510 - TRANSPORTATION COMMITTEE REPORT relative to amending the EZ Transit Pass Agreement between the City and the Los Angeles County Metropolitan Transportation Authority (MTA).

Recommendation for Council action:

AUTHORIZE the Department of Transportation (DOT) to negotiate and execute the proposed amendment to the EZ Transit Pass Agreement between the DOT and the MTA, to accept Metrolink fare media on DASH buses and amend the term of the contract to July 1, 2003 through June 30, 2005, with annual renewal thereafter, subject to the approval of the City Attorney as to form and legality.

**Fiscal Impact Statement:** The City Administrative Officer reports that there is no General Fund impact. Proceeds from EZ Transit Passes are deposited in the 2003-04 Proposition A Budget and then transferred to the MTA. The MTA then pays reimbursements for accepting Metrolink media on DASH buses that are deposited back into the Proposition A Budget.
ITEM NO. (15) - MINORITY REPORT ADOPTED, *AS AMENDED - SEE FOLLOWING

Roll Call #15 - Motion (Miscikowski - LaBonge) Adopted to Receive and File Majority Report, Unanimous Vote (14); Absent: President Padilla (1)

Roll Call #16 - Motion (Cardenas - Reyes) Adopted to Substitute Minority Report, Ayes (12); Noes: LaBonge and Miscikowski (2); Absent: President Padilla (1)

Roll Call #17 - Motion (Cardenas - Reyes) to Adopt Minority Report, As Amended, Ayes (12); Noes: LaBonge and Miscikowski (2); Absent: President Padilla (1)

03-2688 - COMMERCE, ENERGY AND NATURAL RESOURCES COMMITTEE MINORITY AND MAJORITY REPORTS relative to the inclusion of hydroelectric generating units greater than 30 megawatts in size as part of the City’s Renewables Portfolio Standard (RPS) list of eligible resources.

RECEIVED AND FILED

A. COMMERCE, ENERGY AND NATURAL RESOURCES COMMITTEE MAJORITY REPORT (Hahn - Miscikowski)

Recommendation for Council action:

APPROVE the inclusion of hydroelectric generating units greater than 30 megawatts in size, including the Hoover hydroelectric plant, as part of the City’s RPS list of eligible resources.

ADOPTED, AS AMENDED

B. COMMERCE, ENERGY AND NATURAL RESOURCES COMMITTEE MINORITY REPORT (Cardenas)

Recommendation for Council action:

APPROVE the inclusion of *existing Department of Water and Power* hydroelectric generating units greater than 30 megawatts in size, excluding the Hoover hydroelectric plant, as part of the City’s RPS list of eligible resources.

*(Cardenas - Garcetti)*

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

ITEM NO. (16) - CONTINUED TO NOVEMBER 5, 2004

Roll Call #5 - Motion (Hahn - Smith) Adopted to Continue, Unanimous Vote (14); Absent: President Padilla (1)

04-0523 - CONTINUED CONSIDERATION OF ACCEPTANCE OF BIDS relative to the Notice of CD 15 Sale for a Pipeline Franchise in the City of Los Angeles.
Recommendations for Council action:

1. FIND that the City of Los Angeles is in need of a pipeline franchise to install, retain, operate and maintain pipelines and their adjunct communication lines associated with the transportation of oil and oil products.

2. ACCEPT and AWARD the BID for the pipeline franchise to the responsible bidder offering to pay the City the highest cash consideration, but not less than $500 and, if ARCO Terminal Services Corporation is the highest responsible bidder, award the franchise to this company.

3. REQUEST the City Attorney to prepare the pipeline franchise ordinance for the successful bidder for presentation to the Council.

4. INSTRUCT the Department of Transportation to notify the successful bidder and ensure that all good faith deposits are returned to the unsuccessful bidders, subsequent to the award of the bid.

5. REQUIRE that the successful bidder file a faithful performance bond in duplicate with the City Clerk within five days after the award of the pipeline franchise, pursuant to Los Angeles Administrative Code Section 13.30.

(Pursuant to Council action of May 11, 2004 - continued from Council meeting of September 21, 2004)

ITEM NO. (17) - CONTINUED TO NOVEMBER 5, 2004

Roll Call #5 - Motion (Hahn - Smith) Adopted to Continue, Unanimous Vote (14); Absent: President Padilla (1)

04-0524 - CONTINUED CONSIDERATION OF ACCEPTANCE OF BIDS relative to the Notice of CDs 8, 10 Sale for a Pipeline Franchise in the City of Los Angeles.

Recommendations for Council action:

1. FIND that the City of Los Angeles is in need of a pipeline franchise to install, retain, operate and maintain pipelines and their adjunct communication lines associated with the transportation of oil and oil products.

2. ACCEPT and AWARD the BID for the pipeline franchise to the responsible bidder offering to pay the City the highest cash consideration, but not less than $500 and, if BP West Coast Products LLC is the highest responsible bidder, award the franchise to this company.

3. REQUEST the City Attorney to prepare the pipeline franchise ordinance for the successful bidder for presentation to the Council.

4. INSTRUCT the Department of Transportation to notify the successful bidder and ensure that all good faith deposits are returned to the unsuccessful bidders, subsequent to the award of the bid.
5. REQUIRE that the successful bidder file a faithful performance bond in duplicate with the City Clerk within five days after the award of the pipeline franchise, pursuant to Los Angeles Administrative Code Section 13.30.

(Pursuant to Council action of May 11, 2004 - continued from Council meeting of September 21, 2004)

ITEM NO. (18) - CONTINUED TO NOVEMBER 5, 2004

Roll Call #5 - Motion (Hahn - Smith) Adopted to Continue, Unanimous Vote (14); Absent: President Padilla (1)

04-0525 - CONTINUED CONSIDERATION OF ACCEPTANCE OF BIDS relative to the Notice of CDs 2,4, 5,6,7,8, 10 &15 Recommendations for Council action:

1. FIND that the City of Los Angeles is in need of a pipeline franchise to install, retain, operate and maintain pipelines and their adjunct communication lines associated with the transportation of crude oil.

2. ACCEPT and AWARD the BID for the pipeline franchise to the responsible bidder offering to pay the City the highest cash consideration, but not less than $500 and, if ARCO MidCon LLC is the highest responsible bidder, award the franchise to this company.

3. REQUEST the City Attorney to prepare the pipeline franchise Ordinance for the successful bidder for presentation to the Council.

4. INSTRUCT the Department of Transportation to notify the successful bidder and ensure that all good faith deposits are returned to the unsuccessful bidders, subsequent to the award of the bid.

5. REQUIRE that the successful bidder file a faithful performance bond in duplicate with the City Clerk within five days after the award of the pipeline franchise, pursuant to Los Angeles Administrative Code Section 13.30.

(Pursuant to Council action of May 11, 2004 - continued from Council meeting of September 21, 2004)
Items for Which Public Hearings Have Not Been Held - Items 19-41
(10 Votes Required for Consideration)

Roll Call #7 - Motion (Weiss - Hahn) Adopted, Ayes (14); Absent: President Padilla (1)
(Item Nos. 19-29)

ITEM NO. (19) - ADOPTED

04-0005 - RESOLUTION removing the property at 3107-09 Manitou Avenue from the Rent Escrow
S400 Account Program [REAP], (Case No. 4438), inasmuch as the owner has corrected the
CD 1 cited REAP violations and provided proof of compliance with the Los Angeles Housing
Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance No.
173810, and ADOPT the Findings contained in the Los Angeles Housing Department's

Assessor I.D. No. 5208-005-022
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was released on February
27, 2002)

ITEM NO. (20) - ADOPTED

04-0005 - RESOLUTION removing the property at 9309-15 South Broadway from the Rent Escrow
S401 Account Program [REAP], (Case No. 4608), inasmuch as the owner has corrected the
CD 8 cited REAP violations and provided proof of compliance with the Los Angeles Housing
Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance No.
173810, and ADOPT the Findings contained in the Los Angeles Housing Department's

Assessor I.D. No. 6053-003-012
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was released on December
7, 2001)

ITEM NO. (21) - ADOPTED

04-0005 - RESOLUTION removing the property at 821-23 1/2 Cypress Avenue from the Rent Escrow
S402 Account Program [REAP], (Case No. 5116), inasmuch as the owner has corrected the
CD 1 cited REAP violations and provided proof of compliance with the Los Angeles Housing
Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance No.
173810, and ADOPT the Findings contained in the Los Angeles Housing Department's

Assessor I.D. No. 5453-021-005
Registration No. 0234567

(Notice of Acceptance into the REAP/Rent Reduction Program was released on March 4,
2002)
ITEM NO. (22) - ADOPTED
04-0005 - RESOLUTION removing the property at 851-51 1/2 West 93rd Street from the Rent
S403 Escrow Account Program [REAP], (Case No. 5287), inasmuch as the owner has corrected
CD 8 the cited REAP violations and provided proof of compliance with the Los Angeles Housing
Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance No.
173810, and ADOPT the Findings contained in the Los Angeles Housing Department’s
Assessor I.D. No. 6039-018-050
Registration No. None
(Notice of Acceptance into the REAP/Rent Reduction Program was released on April 10,
2002)

ITEM NO. (23) - ADOPTED
04-0005 - RESOLUTION removing the property at 4928-30 1/2 South Arlington Avenue from the
S404 Rent Escrow Account Program [REAP], (Case No. 6148), inasmuch as the owner has
CD 8 corrected the cited REAP violations and provided proof of compliance with the Los Angeles
Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance No.
173810, and ADOPT the Findings contained in the Los Angeles Housing Department’s
Assessor I.D. No. 5015-029-002
Registration No. None
(Notice of Acceptance into the REAP/Rent Reduction Program was released on January 7,
2003)

ITEM NO. (24) - ADOPTED
04-0005 - RESOLUTION removing the property at 8703-05 North Tilden Avenue from the Rent
S405 Escrow Account Program [REAP], (Case No. 6433), inasmuch as the owner has corrected
CD 7 the cited REAP violations and provided proof of compliance with the Los Angeles Housing
Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance No.
173810, and ADOPT the Findings contained in the Los Angeles Housing Department’s
Assessor I.D. No. 2638-002-017
Registration No. None
(Notice of Acceptance into the REAP/Rent Reduction Program was released on April 10,
2003)

ITEM NO. (25) - ADOPTED
04-0005 - RESOLUTION removing the property at 1021 South Park View Street from the Rent
S406 Escrow Account Program [REAP], (Case No. 6959), inasmuch as the owner has corrected
CD 1 the cited REAP violations and provided proof of compliance with the Los Angeles Housing
Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance No.
173810, and ADOPT the Findings contained in the Los Angeles Housing Department’s
Assessor I.D. No. 5136-003-005
Registration No. None
ITEM NO. (26) - ADOPTED

04-0005 - RESOLUTION removing the property at 1251 Isabel Street a.k.a. 3515 Tocoma Avenue S407 from the Rent Escrow Account Program [REAP], (Case No. 7032), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance No. 173810, and ADOPT the Findings contained in the Los Angeles Housing Department's report of September 28, 2004. Assessor I.D. No. 5454-009-003 Registration No. None

ITEM NO. (27) - ADOPTED

04-0005 - RESOLUTION removing the property at 2804-10 West 48th Street a.k.a. 4803 South Sixth S408 Avenue from the Rent Escrow Account Program [REAP], (Case No. 7387), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance No. 173810, and ADOPT the Findings contained in the Los Angeles Housing Department's report of September 28, 2004. Assessor I.D. No. 5014-015-015 Registration No. None

ITEM NO. (28) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

02-0267 - COMMUNICATION FROM CHAIR, HOUSING, COMMUNITY AND ECONOMIC CD 13 DEVELOPMENT COMMITTEE relative to the Community Redevelopment Agency (Agency) negotiating lease agreements with Encore Hall Senior Housing L.P. for the development of affordable housing.

Recommendation for Council action:

AUTHORIZE the Agency to extend, through December 15, 2004, the existing Exclusive Negotiation and Option to Lease Agreements with Encore Hall Senior Housing L.P., for the development of 103 units of housing for low- and very low-income elderly households on DOT Lot No. 702 at 1623 North Vine Street in the Hollywood Redevelopment Project Area, and related matters.
Fiscal Impact Statement: The Chief Legislative Analyst reports that this action will not impact the General Fund nor will it require any Agency funds. The project has been allocated $3.6 million in Special Parking Revenues Funds and the Agency is also dedicating $3.6 million for the construction of the parking lot. The Disposition and Development Agreement and Lease Agreement will be forwarded to the Agency Board and Council under separate cover.

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

03-2568 - COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER (CAO) relative to the Gang Reduction Program grant budget modification and selection of contractors.

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

1. AUTHORIZE the Mayor, or designee to:

   a. Execute a Professional Services Agreement with the following contractors for a term of six months and amounts not to exceed as listed below, subject to the review and approval of the City Attorney as to form and legality, and to the Department of Public Works, Bureau of Contract Administration for adherence to the City’s contracting standards:

<table>
<thead>
<tr>
<th>Contractor</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Families in Schools</td>
<td>$48,546</td>
</tr>
<tr>
<td>Proyecto Pastoral</td>
<td>53,571</td>
</tr>
<tr>
<td>Inner City Struggle</td>
<td>50,000</td>
</tr>
<tr>
<td>Police Activities League-Hollenbeck</td>
<td>45,000</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>$197,117</strong></td>
</tr>
</tbody>
</table>

   b. Execute Memorandums of Understanding with the City’s Youth Opportunity Movement and Community Law Enforcement and Recovery programs, for a term of six months and amount not to exceed as listed below, subject to the review and approval of the City Attorney as to form and legality:

<table>
<thead>
<tr>
<th>Agency</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Youth Opportunity Movement</td>
<td>$80,000</td>
</tr>
<tr>
<td>CLEAR</td>
<td>100,000</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>$180,000</strong></td>
</tr>
</tbody>
</table>

   c. Execute an amendment with Lodestar Management and Research, Inc. (C-106440) for an amount not to exceed $17,500 for a term of six months effective upon contract execution, subject to the review and approval of the City Attorney as to form and legality.
d. Release a Request for Proposal to solicit and coordinate community and social service agencies to provide prevention, intervention, suppression and reentry services for the duration of the Gang Reduction program grant.

e. Prepare Controller instructions and make any technical changes that may be required to incorporate the approved Council action, subject to the approval of the CAO.

2. AUTHORIZE the Controller to:

a. Increase the appropriation accounts in the amount of $429,590 within the Gang Reduction program Fund No. 47K, as follows:

<table>
<thead>
<tr>
<th>Account</th>
<th>Title</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>V146</td>
<td>Personnel</td>
<td>$19,068</td>
</tr>
<tr>
<td>V202</td>
<td>Mandatory Travel</td>
<td>$988</td>
</tr>
<tr>
<td>V204</td>
<td>Supplies</td>
<td>$14,917</td>
</tr>
<tr>
<td>V203</td>
<td>Contracts</td>
<td>$394,617</td>
</tr>
</tbody>
</table>

b. Transfer funds in the amount of $19,068 from Fund No. 47K, Account No. V146 to Fund No. 100, Department No. 46, Account No. 1020, Salaries-Grant Reimbursed, for salary expenses related to program administration.

c. Expend funds upon proper demand of the Mayor, or designee.

Fiscal Impact Statement: The CAO reports that there is no impact on the General Fund as a result of these actions. Funds in the amount of $429,590 are provided from the Gang Reduction Program grant from the United States Department of Justice, Office of Justice Programs, Office of Juvenile Justice and Delinquency Prevention, accepted by the City in March 2004.

(Public Safety Committee waived consideration of the above matter)

ITEM NO. (30) - CONTINUED TO OCTOBER 12, 2004

Roll Call #1 - Motion (Perry - Hahn) Adopted to Continue, Unanimous Vote (14);
Absent: President Padilla (1)

04-0598 - COMMUNICATION FROM THE DEPARTMENT OF GENERAL SERVICES (GSD) relative to proposed lease space at 1200 West Seventh Street for the Community Development Department (CDD).

Recommendation for Council action:

AUTHORIZE the GSD to negotiate and execute a lease amendment to add additional space for the CDD at 1200 West Seventh Street, substantially as outlined in the GSD report dated March 25, 2004, subject to the review of the City Attorney as to form and legality.
**Fiscal Impact Statement:** The GSD reports that the annual cost, which is paid directly by the CDD, will not exceed $1,170,000 for Fiscal Years (FYs) 2005, 2006, and 2007. For FYs 2008 and 2009, the lease costs will not exceed $1.6 million. Communications, tenant improvements, and moving expenses totaling approximately $3.4 million will be paid directly by the CDD or amortized over the Aetna lease term. The GSD further reports that by leasing this additional space, the rates for two other City leases (Recreation and Parks and Housing Departments) will be reduced, saving approximately $117,000 per year through September 2007.

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

**Roll Call #7 - Motion (Weiss - Hahn) Adopted, Ayes (14); Absent: President Padilla (1) (Item Nos. 31-41)**

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

03-2495 - CONSIDERATION OF MOTION (LABONGE - GREUEL) relative to completing public S1 improvements near the transit center at Chandler and Lankershim Boulevards in North CD 4 Hollywood.

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

1. AUTHORIZE the Department of Public Works, Bureau of Financial Management and Personnel Services, Office of Accounting, to receive $600,000 from the Los Angeles Unified School District, DEPOSIT these funds into Fund 305, Subventions and Grants, and APPROPRIATE said funds into a new account within Fund 305 entitled “Chandler Boulevard Widening Project,” with account number to be determined.

2. DIRECT the Department of Transportation and Public Works, Bureau of Engineering, to proceed with the design and construction of the improvements on an expedited basis.

(Public Works Committee waived consideration of the above matter)

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

02-1336 - MOTION (LABONGE - HAHN) relative to declaring the Franklin Avenue Street Festival on CD 4 September 26, 2004 a Special Event (fees and costs absorbed by the City = $7,200).

Recommendation for Council action:

DECLARE the Franklin Avenue Street Festival, sponsored by Franklin Village on September 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.
ITEM NO. (33) - ADOPTED

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).

Recommendation for Council action:

DECLARE the Mission Hills Bulky Item Pick Up and Neighborhood Clean Up, sponsored by Council District Seven on September 25, 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, INCLUDING insurance.

ITEM NO. (34) - ADOPTED

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).

Recommendation for Council action:

DECLARE the Chinatown Gateway Lighting Ceremony, sponsored by Council District One, the Community Redevelopment Agency, Metropolitan Transit Authority, Department of Water and Power, the Department of General Services and the Cultural Affairs Department on September 28, 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, INCLUDING insurance. The lead City department responsible for this event shall meet the application requirements of the City.

ITEM NO. (35) - ADOPTED

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).

Recommendation for Council action:

DECLARE the Learning for Life 5-10K Run, sponsored by Learning for Life of Los Angeles 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.

ITEM NO. (36) - ADOPTED

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).
Recommendation for Council action:

DECLARE the Green Meadows Neighborhood Clean Up, sponsored by the Families of the Green Meadows Neighborhood on October 23, 2004, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.

ITEM NO. (37) - ADOPTED

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).

Recommendation for Council action:

DECLARE the Justice for Murdered Children Annual Carnival, sponsored by the Justice for Murdered Children on October 29, 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

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.

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

1. FIND that the Spectacular Pre-Thanksgiving Dinner, sponsored by the Salvation Army, serves a public purpose in that it will provide a Thanksgiving Dinner to approximately 2,500 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 $10,000 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. (39) - ADOPTED

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

1. FIND that the Latinos and Technology Conference, sponsored by the Latinos and Technology and ALTA, serves a public purpose in that it will provide a free conference to approximately 5,000 community members regarding the cutting edge of technology, and how to use such technology to better their lives.

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 $6,112 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. (40) - ADOPTED

02-1623 - RESOLUTION (GREUEL - ZINE - ET AL.) relative to declaring October as “Kids Safety Month” in the City of Los Angeles.

Recommendation for Council action:

RESOLVE to DECLARE October as “Kids Safety Month” in the City of Los Angeles.

ITEM NO. (41) - MAP APPROVED - CITY ENGINEER REPORT ADOPTED

02-1022 - FINAL MAP OF TRACT NO. 53601 at 8714 Wentworth Street west of Sherman Grove CD 2 Avenue.

(Approve Subdivision Improvement Agreement and Contract with attached security documents)

(ADOPT City Engineer Report)

(ADOPT Bond No. C-107175)

(Quimby Fee: $9,084)

Applicants: Dona Jones
Robert Kameoka

Items for Which Public Hearings Have Been Held - Items 42-43

ITEM NO. (42) - ENTIRE MATTER CONTINUED TO OCTOBER 6, 2004 WITH AMENDING MOTION - SEE FOLLOWING

Roll Call #8 - Motion (LaBonge - Hahn) Adopted to Continue Entire Matter, Unanimous Vote (14); Absent: President Padilla (1)

04-1159 - CONTINUED CONSIDERATION OF CONVENTIONS, TOURISM, ENTERTAINMENT INDUSTRY AND BUSINESS ENTERPRISE COMMITTEE REPORT, AMENDING MOTION ( and RESOLUTION relative to the feasibility of hosting a future Olympic Games in Los Angeles.
Recommendations for Council action, as initiated by Motion (LaBonge - Hahn, et al.), SUBJECT TO THE CONCURRENCE OF THE MAYOR:

1. ADOPT the accompanying RESOLUTION that the Council of the City of Los Angeles requests the Southern California Olympics Organizing Committee to study the feasibility of hosting a future Olympic Games, including the Summer Games of 2032, in Los Angeles.

2. REQUEST the Mayor send a formal letter to the Southern California Olympics Organizing Committee asking them to investigate the feasibility of hosting the 2032 Olympic Games, or a game sooner than the 2032 games, in the City of Los Angeles.

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

SUBMITTED

AMENDING MOTION (LABONGE - HAHN)

Recommendation for Council action:

AMEND the Conventions, Tourism, Entertainment Industry and Business Enterprise Committee report and Resolution to substitute the following, correct, name of our local Olympics committee: Southern California Committee for the Olympic Games in lieu of “Southern California Olympics Organizing Committee.”

ITEM NO. (43) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS - TO THE MAYOR FORTHWITH

Roll Call #9 - Motion (LaBonge - Garcetti) Adopted, Ayes (14); Absent: President Padilla (1)

01-2254 - CONTINUED CONSIDERATION OF HOUSING, COMMUNITY AND ECONOMIC CD 1 DEVELOPMENT COMMITTEE REPORT relative to various actions in connection with the Marina and Mercedes apartment projects and the Crescent Village project.

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

1. AUTHORIZE the General Manager, Los Angeles Housing Department (LAHD), to:

   a. Approve the Community Housing Assistance Program (CHAPA) as the new General Partner for the Marina Apartments/722 Coronado, L.P., and Mercedes Apartments/727 South Carondelet, L.P., provided that the CHAPA:

      1) Works with representatives of Council District Office and local community based nonprofit social service organizations to provide on-site social services to residents at the Marina and Mercedes apartments.
2) Commits $600 per month towards on-site social services and exercises best efforts to assess the financial picture and annual budget in order to increase an annual budget allocation of $20,000 per building for on-site social services and that the eventual $40,000 annual budget allocation would be proportionally distributed between the Marina and Mercedes apartment buildings.

3) Provides a projected time line for completing a social service needs assessment and realistic financial budget analysis to increase the social service budget.

b. Terminate current loan agreements with the Pico Union Housing Corporation for the Marina Apartments and the Mercedes Apartments.

c. Negotiate and execute loan agreements with the CHAPA for the Marina Apartments and Mercedes Apartments, subject to the terms and conditions set forth in the LAHD’s report to the Mayor dated May 18, 2004 (attached to the Council file) and to the approval of the City Attorney as to form and legality; and, further subject to the review of the Department of Public Works, Bureau of Contract Administration for adherence to the City’s contracting standards.

d. Negotiate and execute loan agreements with the CHAPA as Managing General Partner of Crescent Village, L.P. for Crescent Village, to waive any further payment requirement and increase the permanent loan to include the remaining outstanding pay down, subject to the terms and conditions set forth in the LAHD’s May 18, 2004 report and in the City Administrative Officer’s (CAO) report to the Mayor dated August 3, 2004 (attached to the Council file), and to approval of the City Attorney as to form and legality; and, further subject to the review of the Department of Public Works, Bureau of Contract Administration for adherence to the City’s contracting standards.

e. Negotiate and execute an eighth amendment to the temporary accountancy and general office support services contract with PDQ Careers/PDQ Personnel Services, Inc. (C-103523), attached substantially in form, to increase the contract authority amount by $160,479 for a total contract amount of $2,179,951, subject to the approval of the City Attorney as to form and legality; and, further subject to the review of the Department of Public Works, Bureau of Contract Administration for adherence to the City’s contracting standards.

f. Allocate from the HOME Investment Partnership Act Program (HOME) Fund No. 561, Program Income, an amount not to exceed $36,000 to reimburse funds approved for temporary staff for the Loan Management Information Systems, but used for other LAHD loan servicing needs.

g. Prepare Controller instructions and any necessary technical adjustments consistent with this action, subject to the review of the CAO; and, authorize the Controller to implement the instructions.
2. AUTHORIZE the Controller to:
   a. Increase appropriations in the HOME Fund, Fund No. 561/43, as follows:
      
      | Account | Title       | Amount   |
      |---------|-------------|----------|
      | W143    | Housing     | $160,479 |

   b. Increase appropriations in the General Fund, Fund No. 100/43, as follows:
      
      | Account | Title              | Amount   |
      |---------|--------------------|----------|
      | 3040    | Contractual Services | $160,479 |

   c. Expend funds not to exceed $160,479 upon proper written demand of the General Manager, LAHD, or designee.

3. INSTRUCT the LAHD, in conjunction with the CAO, to report back within 60 days on the feasibility of using existing LAHD staff to meet Asset Management permanent staffing needs, particularly in relation to the closing of Neighborhood Preservation Program field offices which has resulted in reassignment of staff to the LAHD main office.

4. DIRECT the LAHD to prepare a report for Council District Office One staff relative to permissible rents under rent regulated covenants for the Marina and Mercedes apartment buildings and list of the actual rents being charged.

Fiscal Impact Statement:  The CAO reports that this action will not impact the General Fund. The recommendations above concern the use of federal HOME Investment Partnership Program funds only.

(Audits and Governmental Efficiency Committee waived consideration of the above matter)

Item for Which Public Hearing Has Not Been Held - Item 44
(10 Votes Required for Consideration)

ITEM NO. (44) - ADOPTED - TO THE MAYOR FORTHWITH

Roll Call #10 - Motion (Parks - Smith) Adopted, Ayes (14); Absent: President Padilla (1)

04-0010 - CONTINUED CONSIDERATION OF MOTION (PARKS - SMITH) relative to an offer of S47 reward for information leading to the identification, apprehension, and conviction of the CD 8 person(s) responsible for the July 6, 2004 death of Joseph Fleetwood Calloway.

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 Joseph Fleetwood Calloway.
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.

RECONSIDERATION OF ITEM NO. 2 FROM FRIDAY, OCTOBER 1, 2004

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

Roll Call #12 - Motion (Reyes - Cardenas) Adopted to Reconsider, Ayes (14); Absent: President Padilla (1)
Roll Call #13 - Motion (Reyes - Cardenas) Adopted, Ayes (14); Absent: President Padilla (1)

04-1894 - MITIGATED NEGATIVE DECLARATION, PLANNING AND CITY PLANNING COMMISSION, RESOLUTION and ORDINANCE FIRST CONSIDERATION relative to General Plan Amendment to the Sylmar Community Plan, various zone changes to 23 subareas for property at 16325 Silver Oaks Drive within the Sylmar Community Plan - Geographic Area 1 - North Valley. CPC 2003-9220 GPA/ZC/MPR

TIME LIMIT FILE - DECEMBER 20, 2004

(LAST DAY FOR COUNCIL ACTION - DECEMBER 17, 2004)

(Planning and Land Use Management Committee Report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comments will be provided.)

(For copies of the reports for this matter, please contact the Legislative Assistant for the Planning and Land Use Management Committee at 213-978-1068.)

ADOPTED

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT, RESOLUTION and ORDINANCE FIRST CONSIDERATION relative to General Plan Amendment and zone change for property at 16325 Silver Oaks Drive.

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 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. 04-1894 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 2003-8956 GPA ZC MPR MND].
2. ADOPT the October 1, 2004 FINDINGS of the Director of Planning as the Findings of the council.

3. ADOPT the accompanying RESOLUTION as recommended by the Mayor, the City Planning Commission and the Director of Planning APPROVING the proposed General Plan Amendment to the Sylmar Community Plan land use designations from Minimum and Limited Manufacturing to Low Medium I Residential and Medium Residential for the proposed construction of approximately 550 residential condominium units and 230 apartment units for a total of 780 dwelling units at 16325 Silver Oaks Drive within the Sylmar Community Plan - Geographic Area 1- North Valley.

Applicant: Cascades Park Properties, LLC  
CPC 2003-9220 GPA/ZC/MPR

4. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, effecting various zone changes and corresponding maps in Subareas A1, B2, C2, C2.5, C4, C5, C6, C10, C11, C12, D2, G2, G3 and H from [T][Q]M1-1 to (T)(Q)RD3-1; [Q]A2-1 to (T)(Q)RD3-1; (T)(Q)M1-1 to (T)(Q)RD3-1 and A2-1 to (T)(Q)RD3-1; [Q]A1-1 to (T)(Q)RD3-1 and R1-1 to (T)(Q)RD3-1; and Subareas B1, C1, C1.5, C7, C8, C13, D1, D3, and G1 from [Q]A1-1 to [Q]A1-1; [Q]A2-1 to [Q]A1-1; [T][Q]M1-1 to [Q]A1-1, and A2-1 to [Q]A1-1, located within an area bounded to the north by undeveloped land and the Los Angeles City and county boundary; to the west by the Metropolitan Water District Aqueduct and undeveloped lands; to the south by existing industrial and commercial uses; to the south by existing industrial and commercial uses; and to the east by the Saddle Tree Ranch single family residential development subject to conditions, for the proposed construction of approximately 550 residential condominium units and 230 apartment units for a total of 780 dwelling units at 16325 Silver Oaks Drive, subject to modified Q conditions for administrative clarity and Q conditions recommended by the applicant relating to sustainable design, traffic calming measures and provision of affordable housing.

Said rezoning shall be subject to the "Q" Qualified classification zone limitations as shown on the attached sheets.

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

6. NOT PRESENT and ORDER FILED the ordinance approved by City Planning Commission on July 8, 2004.

7. INSTRUCT the Planning Department to update the General Plan and appropriate maps pursuant to this action.

8. 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 - DECEMBER 20, 2004

(LAST DAY FOR COUNCIL ACTION - DECEMBER 17, 2004)
MOTIONS PRESENTED PURSUANT TO RULE NO. 16 - TO BE PLACED ON THE NEXT AVAILABLE AGENDA

03-0686 - MOTION (MISCIKOWSKI - LABONGE) relative to declaring the 17th Annual Great Tastes in Brentwood on October 10, 2004 a Special Event (fees and costs absorbed by the City = $5,278).

04-2025 - MOTION (MISCIKOWSKI - WEISS) relative to declaring the Chase Community Block Party on October 17, 2004 a Special Event (fees and costs absorbed by the City = $1,226).

04-1198 - MOTION (MISCIKOWSKI - WEISS) relative to declaring the Halloween Block Party on October 30, 2004 a Special Event (fees and costs absorbed by the City = $1,226).

04-2026 - MOTION (MISCIKOWSKI - WEISS) relative to declaring the Walk And Roll on October 7, 2004 a Special Event (fees and costs absorbed by the City = $6,546).

03-2262 - MOTION (MISCIKOWSKI - WEISS) relative to declaring the Pacific Palisades Chabad Succot Fall Celebration on September 29, 2004 to October 10, 2004, a Special Event (fees and costs absorbed by the City = $3,736).

04-2027 - MOTION (MISCIKOWSKI - SMITH) relative to declaring the Simhat Torah Celebration on October 6, 2004 a Special Event (fees and costs absorbed by the City = $1,226).

04-2028 - MOTION (MISCIKOWSKI - SMITH) relative to declaring the Israel Levin Senior Center 40th Anniversary Party on October 10, 2004 a Special Event (fees and costs absorbed by the City = $1,226).

04-2029 - MOTION (CARDENAS - GARCETTI) relative to declaring the St. Genevieve High School’s Homecoming Celebration and Parade on October 16, 2004 a Special Event (fees and costs absorbed by the City = $1,800).

04-2030 - MOTION (LUDLOW - WEISS) relative to declaring the Comcast Cares Day 2004 on October 2, 2004 a Special Event (fees and costs absorbed by the City = $1,226).

04-2031 - MOTION (PARKS - PERRY) relative to declaring the Reggae Roots and Cultural Showcase on October 9, 2004 a Special Event (fees and costs absorbed by the City = $500).

04-2032 - MOTION (LABONGE - LUDLOW) relative to declaring the Van Ness Avenue Block Party on October 17, 2004 a Special Event (fees and costs absorbed by the City = $1,188).

01-2212 - MOTION (LABONGE - LUDLOW) relative to declaring the Preparation for AIDS Walk Los Angeles on October 15-18 a Special Event (fees and costs absorbed by the City = $1,078).
04-2033 - MOTION (WEISS - MISCIKOWSKI) relative to declaring the First Responder Safety Drill on October 10, 2004 a Special Event (fees and costs absorbed by the City = none submitted).

04-2034 - MOTION (PERRY - PARKS) relative to declaring the Yiddishkayt Family Festival on October 10, 2004 a Special Event (fees and costs absorbed by the City = $2,377).

04-2035 - MOTION (PERRY - REYES) relative to declaring the Abe is Back on October 16, 2004 a Special Event (fees and costs absorbed by the City = $1,226).

04-2036 - MOTION (PERRY - VILLARAIGOSA) relative to declaring the Rally in Support of Contract Negotiations on October 5, 2004 a Special Event (fees and costs absorbed by the City = $4,826).

04-2037 - MOTION (REYES - VILLARAIGOSA) relative to declaring the Chinatown 10/10 Ceremony on October 10, 2004 a Special Event (fees and costs absorbed by the City = $1,226).

01-2217 - MOTION (REYES - VILLARAIGOSA) relative to declaring the Alpine Recreation Center Halloween Carnival on October 30, 2004 a Special Event (fees and costs absorbed by the City = $4,792).

01-2223 - MOTION (REYES - VILLARAIGOSA) relative to declaring the Weymouth Open House on October 27, 2004 a Special Event (the event sponsor shall reimburse the City of all fees and costs associated with this event).

04-2038 - MOTION (LABONGE - HAHN) relative to declaring the 28th Annual Latino Heritage Month Gala on October 6, 2004 and the 28th Annual Latino Heritage Month Closing Ceremony on October 17, 2004 a Special Event (fees and costs absorbed by the City = $17,326).

COUNCILMEMBERS’ REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon his request, and without objections, Councilmember Reyes was excused from Council session of Friday, October 8, 2004 due to City business.

Motion (Parks - Reyes) unanimously adopted to excuse Councilmember Miscikowski to leave at 12:30 p.m. from Council session of Friday, October 8, 2004 and upon her request, and without objections, she was excused from Council session of Friday, November 5, 2004 due to personal business.

Upon her request, and without objections, Councilmember Perry was excused from Council session of Wednesday, October 6, 2004 due to City business.

Upon her request, and without objections, Councilmember Hahn was excused from Council session of Friday, October 22, 2004 due to personal business.

Motion (Parks - Reyes) unanimously adopted to excuse Councilmember Ludlow to leave at 11:30 a.m. from Council session of Friday, October 8, 2004 due to City business.
COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

04-1977 - Robert Tom Flesh (Zine - All Councilmembers)
Robert Sherman (Zine - All Councilmembers)
Alan J. Skobin (Zine - All Councilmembers)
William Howard Ahmanson (Zine - All Councilmembers)

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

04-1978 - Helen Johnson (Garcetti - Perry - All Councilmembers)
Joselito Villanueva (Garcetti)
Christopher Oliver (Greuel)
Nicholas Roth (Greuel)
Elvia Jan Eagle (Parks)
Gloria Lash (Weiss - All Councilmembers)

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

Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk PRESIDENT PRO TEMPORE