

Los Angeles City Council, Journal/Council Proceedings  
Friday, October 15, 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: Garcetti, Greuel, LaBonge, Ludlow, Miscikowski, Parks, Perry, Reyes, Villaraigosa, Weiss and President Padilla (11); Absent: Cardenas, Hahn, Smith and Zine (4).**

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF  
OCTOBER 12, 2004

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 12

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

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

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## Items for Which Public Hearings Have Been Held - Items 1-6

### ITEM NO. (1) - ADOPTED

**Roll Call #3 - Motion (LaBonge - Ludlow) Adopted, Ayes (10); Absent: Cardenas, Hahn, Smith, Zine and President Padilla (5)**

04-1758 - ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to establishing a Cultural Enhancement Trust Fund.

Recommendations for Council action, as initiated by Motion (LaBonge - Ludlow):

1. REQUEST the City Attorney to prepare and present an ordinance establishing the Cultural Enhancement Trust Fund for receipt of donations to be used exclusively for music education programs, media arts education programs, and tickets to live performances for youth and their families, including senior citizens, in Los Angeles.
2. INSTRUCT the Cultural Affairs Department to administer the Cultural Enhancement Trust Fund Program with expenditures to be authorized by Council upon the recommendation of the Cultural Affairs Commission.

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

(Budget and Finance Committee waived consideration of the above matter)

**Roll Call #1 - Motion (Miscikowski - Parks) Adopted, Ayes (11); Absent: Cardenas, Hahn, Smith and Zine (4)  
(Item Nos. 2-6)**

**ITEM NO. (2) - ADOPTED**

01-1624 - PUBLIC SAFETY COMMITTEE REPORT relative to development of a DNA testing plan.  
S1

Recommendation for Council action:

NOTE and FILE Los Angeles Police Commission report relative to development of a DNA testing plan, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

**ITEM NO. (3) - ADOPTED**

01-0199 - PUBLIC SAFETY COMMITTEE REPORT relative to status of the Forensic Crime Laboratory Project.

Recommendation for Council action:

NOTE and FILE the Los Angeles Police Department status report relative to the first quarter 2004 on the Forensic Crime Laboratory Project, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

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

02-2082 - PUBLIC SAFETY COMMITTEE REPORT relative to the status of cases involving suspects identified by the State of California DNA Database.

Recommendation for Council action:

NOTE and FILE Los Angeles Police Department report relative to the status of cases involving suspects identified by the State of California DNA Database, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

**ITEM NO. (5) - ADOPTED**

03-2201 - PUBLIC SAFETY COMMITTEE REPORT relative to the Los Angeles Police Department's S5 (LAPD) Revolving Training Fund.

Recommendation for Council action:

NOTE and FILE the LAPD report dated August 25, 2004 relative to an updated report on the activities of the LAPD Revolving Training Fund for the period of January through June 30, 2004, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

**ITEM NO. (6) - ADOPTED**

04-0011 - PUBLIC SAFETY and PERSONNEL COMMITTEES' REPORT relative to Project Safe S2 Neighborhoods Program Grant Award - Los Angeles Police Department (LAPD) Component.

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

1. AUTHORIZE the Chief of Police to accept the grant award of \$142,500 from the State of California, Office of Homeland Security/Office of Emergency Services (OHS/OES) for the Project Safe Neighborhoods Program Grant.
2. AUTHORIZE the Chief of Police to enter into the grant agreement with the OHS/OES for \$142,500, for the period of July 1, 2004 through June 30, 2005, and submit documents relative to the grant, subject to approval of form and legality by the City Attorney.
3. AUTHORIZE the LAPD to reapply for Project Safe Neighborhoods funds on behalf of the City, as they become available, subject to the approval by the Mayor and Council.
4. RESOLVE that Employment Authority in the LAPD for one position of Detective II, Class Code, 2223-2, through June 30, 2005 is APPROVED; and EXEMPT this position from the current hiring freeze and APPROVE backfill authority for any position vacated by an internal candidate.
5. ESTABLISH a new appropriation account, Account No. V408, within Fund No. 339, Department No. 70, for the State of California, OHS/OES, Project Safe Neighborhoods Program Grant.
6. AUTHORIZE the LAPD to submit grant reimbursement requests to the grantor and deposit grant receipts into Fund No. 339, Department No. 70, Account No. V408.
7. INSTRUCT the LAPD to transfer grant receipts for sworn salaries from Fund No. 339, Department No. 70, Account No. V408, to Fund No. 100, Department No. 70, Account No. 1012, Salaries - Sworn.

8. INSTRUCT the LAPD to transfer grant receipts for equipment from Fund No. 339, Department No. 70, Account No. V408, to Fund No. 100, Department No. 70, Account No. 7300, Furniture, Office and Technical Equipment.
9. AUTHORIZE the LAPD to make technical corrections to the Controller instructions, subject to the approval of the City Administrative Officer (CAO), and instruct the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports that the LAPD costs under the Project Safe Neighborhoods program are fully reimbursable up to the grant limit of \$142,500. The LAPD's in-kind contribution of approximately \$4,800 for a vehicle will result in an impact to the General Fund.

## **Items for Which Public Hearings Have Not Been Held - Items 7-25**

(10 Votes Required for Consideration)

**Roll Call #2 - Motion (Weiss - Parks) Adopted, Ayes (11); Absent: Cardenas, Hahn, Smith and Zine (4)  
(Item Nos. 7-19)**

### **ITEM NO. (7) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS - ORDINANCE OVER ONE WEEK TO OCTOBER 22, 2004**

04-1915 - COMMUNICATION FROM THE DEPARTMENT OF GENERAL SERVICES (GSD) AND CD 15 ORDINANCE FIRST CONSIDERATION relative to a proposed easement with the County of Los Angeles at 1300 West Seventh Street.

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

1. PRESENT and ADOPT the accompanying ORDINANCE granting an easement to the County of Los Angeles for the construction, operation, and maintenance of a public bus shelter and appurtenances to be located at 1300 West Seventh Street, in front of the San Pedro Peninsula Hospital, real property which the City holds a financial interest.
2. INSTRUCT the GSD, Asset Management Division, to process all necessary documents to otherwise complete this transaction.

Fiscal Impact Statement: The GSD reports that the City will incur no costs or fees for this transaction.

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

**ITEM NO. (8) - ADOPTED**

00-2005 - MOTION (HAHN - CARDENAS) relative to declaring the Locke High School Homecoming  
CD 15 Parade on October 30, 2004 a Special Event (fees and costs absorbed by the City = \$6,416).

Recommendation for Council action:

DECLARE the Locke High School Homecoming Parade, sponsored by Locke High School 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. (9) - ADOPTED**

04-2076 - MOTION (HAHN - CARDENAS) relative to declaring the Expansion Ceremony of the  
CD 15 Cabrillo Marine Aquarium on October 23, 2004 a Special Event (fees and costs absorbed by the City = \$800).

Recommendation for Council action:

DECLARE the Expansion Ceremony of the Cabrillo Marine Aquarium, sponsored by the Cabrillo Marine Aquarium 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.

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

04-2077 - MOTION (MISCIKOWSKI - LABONGE) relative to declaring the Sixth Annual P.S. Arts  
CD 11 Express Yourself Street Fair on November 7, 2004 a Special Event (fees and costs absorbed by the City = \$3,555).

Recommendation for Council action:

DECLARE the Sixth Annual P.S. Arts Express Yourself Street Fair, sponsored by the P.S. Arts on November 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.

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

03-2193 - MOTION (CARDENAS - LABONGE) relative to declaring the Second Annual Persian  
CD 6 Festival on October 24, 2004 a Special Event (fees and costs absorbed by the City = \$800).

Recommendation for Council action:

DECLARE the Second Annual Persian Festival, sponsored by the Roberto Entertainment Enterprise 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. (12) - ADOPTED**

00-2066 - MOTION (MISCIKOWSKI - LABONGE) relative to declaring the St. Mark Volleyball CD 11 Tournament on October 23, 2004 a Special Event (fees and costs absorbed by the City = \$1,226).

Recommendation for Council action:

DECLARE the St. Mark Volleyball Tournament, sponsored by the St. Mark School 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 AND application requirements.

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

04-2079 - MOTION (PERRY - ZINE) relative to declaring the "A Special Pre-Election Workshop for CD 9 Educators" on October 30, 2004 a Special Event (fees and costs absorbed by the City = \$1,226).

Recommendation for Council action:

DECLARE the "A Special Pre-Election Workshop for Educators", sponsored by the Japanese American National Museum 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. (14) - ADOPTED**

00-2193 - MOTION (PARKS - ZINE) relative to declaring the 32nd American Music Awards on CD 8 November 14, 2004 a Special Event (fees and costs absorbed by the City = \$10,000).

Recommendation for Council action:

DECLARE the 32nd American Music Awards on November 14, 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. (15) - ADOPTED**

04-2080 - MOTION (PERRY - ZINE) relative to declaring the Homeless Service Day on October 10, 2004 a Special Event (fees and costs absorbed by the City = \$1,226).  
CD 9

Recommendation for Council action:

DECLARE the Homeless Service Day, sponsored by Giving Back on October 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 AND application requirements.

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

04-2082 - MOTION (PERRY - PARKS) relative to declaring the CANNDU Neighborhood Block Party on October 23, 2004 a Special Event (fees and costs absorbed by the City = \$1,226).  
CD 9

Recommendation for Council action:

DECLARE the CANNDU Neighborhood Block Party, sponsored by the CANNDU Neighborhood Council 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 AND application requirements.

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

03-1971 - MOTION (PERRY - WEISS) relative to declaring the Project Restore Annual Fundraiser on October 30, 2004 a Special Event (fees and costs absorbed by the City = none submitted).  
CD 9

Recommendation for Council action:

DECLARE the Project Restore Annual Fundraiser, sponsored by the Project Restore 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, insurances, and other requirements in connection with the event.

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

04-2083 - MOTION (VILLARAIGOSA - PERRY) relative to declaring the March of Families for Human Dignity and Respect on October 16, 2004 a Special Event (fees and costs absorbed by the City = \$6,442).  
CD 9&14

Recommendation for Council action:

DECLARE the March of Families for Human Dignity and Respect, sponsored by the UCLA Downtown Labor Center 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. (19) - ADOPTED**

04-0010 - MOTION (WEISS - MISCIKOWSKI) relative to reinstating the reward offer in the death of  
S37 Marie Fouquet for an additional 60 days.  
CD 5

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

REAFFIRM Council's findings and REINSTATE the reward offer relative to the death of Marie Fouquet (Council action of August 10, 2004 Council file No. 04-0010-S37) for an additional period of 60 days from the publication of the offer of reward by the Office of the City Clerk and, further, that the sum of \$25,000 shall be the aggregate maximum sum of any payment or payments of a City reward in this instance.

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

**Roll Call #4 - Motion (Greuel - Garcetti) Adopted, Ayes (10); Absent: Cardenas, Hahn, Smith, Zine and President Padilla (5)**

04-0010 - MOTION (GREUEL - GARCETTI) relative to an offer of reward for information leading to  
S49 the identification, apprehension, and conviction of the person(s) responsible for the  
CD 2 September 15, 2004 death of Gurmik Sandhu.

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 Gurmik Sandhu.
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.



**Roll Call #2 - Motion (Weiss - Parks) Adopted, Ayes (11); Absent: Cardenas, Hahn, Smith and Zine (4)  
(Item Nos. 21-25)**

**ITEM NO. (21) - ADOPTED - TO THE MAYOR FORTHWITH**

04-0010 - MOTION (GARCETTI - VILLARAIGOSA) relative to an offer of reward for information S50 leading to the identification, apprehension, and conviction of the person(s) responsible for the September 13, 2004 death of Dennis Trollope.

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

1. PROVIDE an offer of reward in the amount of \$25,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Dennis Trollope.
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.

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

04-0404 - MOTION (PADILLA - LABONGE) relative to authorizing the Commission for Children, CD 9 Youth and Their Families (CCYF) to hold their monthly meeting on in the City Hall Tom Bradley Room.

Recommendation for Council action:

AUTHORIZE the CCYF to sue the City Hall Tom Bradley Room on Thursday, October 14, 2004 from 9:30 a.m. until 12:30 p.m.

**ITEM NO. (23) - ADOPTED**

04-0002 - MOTION (ZINE - PERRY) relative to amending Council action of September 24, 2004, S104 in connection with the City's position on the State and Local Predatory Towing Enforcement Act.

Recommendation for Council action:

AMEND Council's action of September 24, 2004, relative to the Public Safety and Transportation Committees' report on a position of support for any legislation which removes "intra-state tow truck operations" from federal law and returns regulatory control to state and local governments to RESCIND approval of recommendation no. 2, inasmuch as it is unnecessary and not germane to the legislative position.

**ITEM NO. (24) - ADOPTED**

04-2078 - MOTION (SMITH - ZINE) relative to installation of street signs in recognition of the achievements of the Chatsworth High School Baseball Team National Champions.  
CD 12

Recommendation for Council action:

DIRECT the Department of Transportation (DOT) to construct four signs for the Chatsworth High School Baseball Team National Champions, two each for the 2003 and 2004 championship seasons, and further; DIRECT the DOT to install the signs on a public utility pole on De Soto Avenue near the baseball field, at a location deemed to be appropriate.

**ITEM NO. (25) - ADOPTED**

04-2081 - RESOLUTION (LABONGE - HAHN) relative to recognizing the activities of the Los Angeles Rose Float Foundation for the purpose of creating a Rose Parade float.

Recommendation for Council action:

RESOLVE to RECOGNIZE that the activities of the Los Angeles Rose Float Foundation in soliciting donations of money and services for the purpose of creating a Rose Parade float for promotion of the City of Los Angeles will lessen the burdens on the City of Los Angeles which the City would otherwise incur to create such a float.

**MOTION ADOPTED UPON FINDINGS BY COUNCIL THAT THE NEED TO TAKE ACTION AROSE SUBSEQUENT TO THE POSTING OF THE COUNCIL AGENDA FOR FRIDAY, OCTOBER 15, 2004, PURSUANT TO GOVERNMENT CODE SECTION 54954.2(b)(2) AND COUNCIL RULE 23**

**ADOPTED - FORTHWITH**

**Roll Call #5 - Motion (Greuel - Ludlow) Findings on Need to Act - Adopted, Ayes (10);  
Absent: Cardenas, Hahn, Smith, Zine and President Padilla (5)**

**Roll Call #6 - Motion (Greuel - Ludlow) Adopted, Ayes (10);  
Absent: Cardenas, Hahn, Smith, Zine and President Padilla (5)**

02-2522 - RESOLUTION (GREUEL - LUDLOW) relative to extending the provision of Ordinance No 175536, adopted on September 19, 2003, imposing interim regulations on the issuance of building permits. Demolition permits, foundation permits, grading permits, excavation permits, sign permits, change of use permits, and land use permits for Automobile-Related Uses on all commercially-zoned lots on both sides of Ventura Boulevard between Colfax Avenue and Vineland Avenue within the Studio City community of the Ventura/Cahuenga Boulevard Corridor Specific Plan.

Recommendations for Council action:

1. RESOLVE that the City Council hereby finds: That the appropriated City agencies and officials are exercising due diligence to assure that the Automobile-Related use

regulations for the Ventura/Cahuenga Boulevard Corridor Specific Plan or other permanent land use regulations that regulate Automobile-Related Uses in the area subject to the interim Control Ordinance are being expeditiously processed.

2. RESOLVE that the City Council extend by Resolution, Ordinance No. 175536 imposing interim regulations of the issuance of building permits, demolition permits, foundation permits, grading permits, excavation permits, sign permits, change of use permits, and land use permits for Automobile-Related Uses on all commercially-zoned lots on both sides of Ventura Boulevard between Colfax Avenue and Vineland Avenue within the Studio City community of the Ventura/Cahuenga Boulevard Corridor Specific Plan area for one period of six months, or until such time as other permanent land use regulations that regulate Automobile-Related Uses in the area subject to the Interim Control Ordinance.

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

- 04-2124 - MOTION (PADILLA - PARKS) relative to declaring the First Annual San Fernando Valley Veterans Day Parade and Street Fair on November 11, 2004 a Special Event (fees and costs absorbed by the City = \$6,682).
- 04-2152 - MOTION (PARKS - REYES) relative to declaring the Irishfest on November 27, 2004 a Special Event (fees and costs absorbed by the City = \$5,000).
- 01-1137 - MOTION (VILLARAIGOSA -REYES ) relative to declaring the Annual Resurrection Church Community Fiesta on October 15-17, 2004 a Special Event (fees and costs absorbed by the City = \$10,759).
- 02-2346 - MOTION (LABONGE - WEISS) relative to declaring the Sunset Square Neighborhood Watch Sixth Annual Block Party on October 17, 2004 a Special Event (fees and costs absorbed by the City = \$1,226).
- 01-2220 - MOTION (WEISS - PARKS) relative to declaring the Annual Stoneybrook Drive Halloween Block Party on October 31, 2004 a Special Event (fees and costs absorbed by the City = \$1,188).
- 04-2127 - MOTION (WEISS - PARKS) relative to declaring the Weddington-Margate Neighborhood Block Party on October 24, 2004 a Special Event (fees and costs absorbed by the City = \$1,188).
- 02-2756 - MOTION (GREUEL - GARCETTI) relative to declaring the Third Annual Day of the Horse - Dia del Caballo on October 23, 2004 a Special Event (fees and costs absorbed by the City = \$2,222).

- 04-2128 - MOTION (GREUEL - GARCETTI) relative to authorizing the City Administrative Officer (CAO) to use the Tom Bradley Room in the City Hall Tower for their annual CAO End of the Year Luncheon on December 16, 2004.
- 04-1643 - MOTION (PADILLA - MISCIKOWSKI) relative to amending Council action of October 13, 2004, in connection with the Council District Seven Community Clean-up.
- 04-0275 - MOTION (LABONGE - PARKS) relative to funding for the Taylor Yard Park Grading Project, the Encino Women's Center Acquisition Project and other State Park Bond funded projects from the Public Works Trust Fund.

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

- 04-2126 - RESOLUTION (GARCETTI - LABONGE) relative to declaring October 24, 2004 as United Nations Day in Los Angeles.
- 04-2129 - RESOLUTION (GREUEL - LABONGE) relative to declaring October 17, 2004 Los Angeles/Valley Pride Day.

**COUNCILMEMBER'S REQUEST FOR EXCUSE FROM COUNCIL MEETINGS**

Upon her request, and without objections, Councilmember Greuel was excused to leave at 1:00 p.m. from Council session of Wednesday, October 27, 2004 due to City business.

**COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:**

- 04-1977 - National Electrical Contractors Association (Perry - LaBonge)

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

- 04-1978 - Arthur Andrade (Garcetti)
- Scott Lyon Schramm (Greuel - All Councilmembers)
- Elizabeth Andrews-Head (Parks)
- Roy Eugene Ward, Jr. (Parks - Perry)

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

**Whereupon the Council did adjourn.**

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL