Los Angeles City Council, Journal/Council Proceedings
Wednesday, March 9, 2005
John Ferraro Council Chamber, Room 340, City Hall - 10 am

ALL ITEMS FORTHWITH

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

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

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF MARCH 2, 2005

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 71

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 Noticed for Public Hearing - Items 1-3

ITEM NO. (1) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED ON MARCH 29, 2005

Roll Call #1 - Motion (Cardenas - Smith) Adopted to Continue, Unanimous Vote (10); Absent: Hahn, Parks, Reyes, Villaraigosa and Weiss (5)

04-2142 CD 6 HEARING PROTESTS against the proposed improvement and maintenance of the OLINDA STREET AND SUNLAND BOULEVARD LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Olinda Street and Sunland Boulevard Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.
(Ordinance of Intention adopted on January 5, 2005 - Continue hearing and present Ordinance on MARCH 29, 2005 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (2) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED ON MARCH 29, 2005

Roll Call #7 - Motion (Cardenas - Garcetti) Adopted to Continue, Unanimous Vote (11); Absent: Hahn, Parks, Perry and Villaraigosa (4)

04-2485
CD 1 HEARING PROTESTS against the proposed improvement and maintenance of the SICHEL STREET AND LOS ANGELES RIVER LIGHTING DISTRICT.

Recommendation for Council action:

HEARING PROTESTS against the proposed improvement and maintenance of Sichel Street and Los Angeles River Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on January 5, 2005 - Continue hearing and present Ordinance on MARCH 29, 2005 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (3) - CONTINUED TO MARCH 29, 2005

Roll Call #2 - Motion (Zine - Smith) Adopted to Continue, Unanimous Vote (10); Absent: Hahn, Parks, Reyes, Villaraigosa and Weiss (5)

04-0493
CD 3 HEARING COMMENTS relative to application for determination of “Public Convenience or Necessity” for alcohol sales for off-site consumption located at 20801 Ventura Boulevard (Target).

Application filed by: Target Corporation, Derek Stohr

TIME LIMIT FILE - MARCH 14, 2005

(LAST DAY FOR COUNCIL ACTION - MARCH 9, 2005)

(Findings and Council recommendations required relative to the above application request)
Items for Which Public Hearings Have Been Held - Items 4-61

ITEM NO. (4) - RECEIVE AND FILE - SEE FOLLOWING

Roll Call #4 - Motion (Smith - Miscikowski) Adopted, Ayes (10); Absent: Hahn, Parks, Reyes, Villaraigosa and Weiss (5)

04-2419

COMMUNICATION FROM THE MAYOR’S OFFICE relative to the reappointment of Mr. William G. Luddy to the Board of Directors of the Metropolitan Water District of Southern California (MWD).

Recommendation for Council action:

RESOLVE that the Mayor’s reappointment of Mr. William G. Luddy to the MWD for the new term ending December 31, 2008 is APPROVED and CONFIRMED. Mr. Luddy resides in Burbank. (Current Commission gender composition: M=3; F=1)

Ethics Commission Review: Complete

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

(For copies of relative, staff-generated reports for this matter, please contact the Legislative Assistant for the Commerce, Energy and Natural Resources Committee at 213-978-1076)

RECEIVE AND FILE

COMMERCE, ENERGY AND NATURAL RESOURCES COMMITTEE REPORT relative to the reappointment of Mr. William G. Luddy to the Board of Directors of the Metropolitan Water District of Southern California.

Recommendation for Council action:

RECEIVE and FILE the November 19, 2004 communication from the Mayor and the January 11, 2005 communication from the City Ethics Commission relative to the reappointment of Mr. William G. Luddy to the Board of Directors of the Metropolitan Water District of Southern California, for the new term ending December 31, 2008, inasmuch as Mr. Luddy withdrew himself from consideration.

Ethics Commission Review: Complete
ITEM NO. (5) - ADOPTED

Roll Call #8 - Motion (Garcetti - Smith) Adopted, Ayes (12); Absent: Hahn, Parks and Villaraigosa (3)

01-0593-S2
NEGATIVE DECLARATION, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to Amendment of Chapter XV of the Los Angeles Municipal Code (LAMC) to incorporate the Primary Renovation Program.

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

1. FIND that there is no substantial evidence that the Ordinance may have a significant effect on the environment; that the Negative Declaration reflects the City’s independent judgment and analysis; and that the documents constituting the record of proceedings in this matter are on Council files Nos. 01-0593 and 01-0593-S2 and in the files of the Los Angeles Housing Department, Rent Stabilization Division.

2. PRESENT and ADOPT the accompanying ORDINANCE relative to amending LAMC Chapter XV to incorporate the Primary Renovation Program.

3. FIND that:

   a. There is a need to eliminate major rehabilitation as a ground for eviction.

   b. There is a need to provide a program for landlords to recover the cost of substantial improvements to major building systems, defined in the Ordinance as primary renovation work, that prolong the useful life of the City’s rental housing stock.

   c. The cost of such primary renovation work should be amortized over an extended period of time and should include an interest factor to account for the time value of the initial investment by the landlord.

   d. The monthly average yield on 10-year constant maturity government securities, as constructed by the U.S. Treasury and published by the Federal Reserve Board, plus an additional one percent is an appropriate standard for such an interest factor.

   e. There is a need to limit rent increases due to primary renovation work in order to prevent the economic dislocation of tenants, and low-income tenants as a class are more vulnerable to such economic dislocation and therefore need a greater level of protection from such dislocation.

   f. A tiered rent increase limitation of 10 percent per primary renovation project, along with a lifetime limitation of 10 percent on rent increases tied to primary renovation for low-income households, are appropriate limitations of such rent increases.
g. There is a need to ensure that residential tenants are not subjected to substandard conditions as a result of improvement work undertaken on building systems, and it is therefore appropriate for the City to require landlords to submit a plan adequately addressing tenant habitability issues prior to commencing this work.

4. REQUEST the Rent Adjustment Commission to issue regulations and guidelines relating to the operation of the Primary Renovation Program, including but not limited to the following concerns:

   a. The specific types of building infrastructure improvements to be categorized as Primary Renovation Work.

   b. The amortization period(s) to be used for cost recovery.

   c. The procedures to be followed in calculating landlord cost recovery.

   d. The frequency of rent increases allowed under the Primary Renovation Program for tenants who are not low-income.

   e. The specific items to be addressed in Tenant Habitability Plans and the standard to be employed by LAHD in accepting such plans as adequate.

   f. The standards for temporary housing accommodations and related moving costs.

   g. The requirements for temporary relocation escrow accounts.

   h. The standards to be used for verifying tenant income in relation to eligibility for a permanent limitation on rent increases connected to primary renovation.

5. INSTRUCT the LAHD to work with tenant advocates and apartment owners to develop and conduct outreach and training on the Ordinance over the next 60 days.

6. INSTRUCT the LAHD to report back to the Housing, Community and Economic Development Committee within one year of the effective date of the Ordinance with a status report on how the program is operating and if necessary, recommendations for revisions.

**Fiscal Impact Statement:** None submitted by the LAHD. Neither the Chief Legislative Analyst nor the City Administrative Officer has completed a financial analysis of this report.
Roll Call #6 - Motion (Reyes - Zine) Adopted, Ayes (12); Absent: Hahn, Parks and Villaraigosa (3)  
(Item Nos. 6-12)

ITEM NO. (6) - ADOPTED

05-0218 CD 4 INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT and  
ORDINANCE FIRST CONSIDERATION relative to a proposed Franchise for the Church  
of Scientology Centre International of Los Angeles (Church of Scientology) to install a  
Private Line Telecommunications Facility in the public rights-of-way.  

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

PRESENT and ADOPT the accompanying ORDINANCE which grants the Church of  
Scientology a Franchise to install a Private Line Telecommunications Facility in the public  
rights-of-way in Bronson Avenue, connecting buildings at 1830 North Bronson Avenue  
and 5930 Franklin Avenue, subject to the terms and conditions set forth therein, and  
subject to the review of the City Attorney as to form and legality.  

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

ITEM NO. (7) - ADOPTED

05-0099 PERSONNEL COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative  
to maintenance of salary and benefits for City employees activated by the armed services  
of the United States for the Tsunami relief effort.  

Recommendation for Council action, as initiated by Motion (Miscikowski - Padilla),  
SUBJECT TO THE APPROVAL OF THE MAYOR:  

PRESENT and ADOPT the accompanying ORDINANCE to provide employees in the City  
of Los Angeles who are activated as members of the National Guard, Naval Militia or any  
reserve component of the armed services of the United States as a result of the  
deployment of military personnel in response to the Tsunami relief effort, with the  
difference between their regular City salaries and their military salaries and to ensure the  
continuation of certain benefits for the duration of their military assignment.  

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.
ITEM NO. (8) - ADOPTED

02-2054

GENERAL EXEMPTION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to amending the Los Angeles Municipal Code (LAMC) to facilitate the processing of applications for child care facilities.

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

1. FIND that this action is generally exempt from California Environmental Quality Act (CEQA), pursuant to Article III, Section 2(m) of the City's Guidelines.

2. ADOPT the October 21, 2004 FINDINGS of the Director of Planning as the Findings of the Council.

3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, amending Sections 12.03, 12.04.05, 12.22, 12.24 and 19.01 of the LAMC to facilitate the processing of applications for child care facilities and reassign the decision makers for different types of child care facilities and includes an increase in the fees for the child care facilities applications.

4. NOT PRESENT and ORDER FILED ordinance signed by the Director of Planning on November 16, 2004.

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

ITEM NO. (9) - ADOPTED

04-2588

CD 6

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change at 6941-43 Hazeltine 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. 04-2588 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 filed on February 27, 2004 [ENV 2004-0611 MND].

2. ADOPT the FINDINGS of the South Valley Area Planning Commission (APC) as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the South Valley APC, effecting the zone change from [T][Q]RD5-1 to [T][Q]RD3-1, subject to the conditions of approval, on the westerly 150-foot depth of the subject property located at 6941-43 Hazeltine Avenue, for the proposed development of 12 units. (The easterly portion of the subject property includes an existing 14-unit apartment building. Total development on the subject property would consist of 26 dwelling units, with 51 parking spaces, on a combined area of 42,240 square feet).

Applicant: Eddie Chan

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 - MARCH 10, 2005
(LAST DAY FOR COUNCIL ACTION - MARCH 9, 2005)

ITEM NO. (10) - ADOPTED

05-0132  CD 3
NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT, RESOLUTION and ORDINANCES FIRST CONSIDERATION establishing the Reseda Central Business District (CBD) Community Design Overlay District (CDO) Boundary, and various zone changes to effect permanent [Q] Qualified conditions.

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 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. 05-0132 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 Negative Declaration filed on November 7, 2003 [ENV 2002-1264 ND].

2. ADOPT the FINDINGS of the Planning and Land Use Management Committee, as the Findings of the Council and as attached to the Committee report.
3. ADOPT the accompanying RESOLUTION as recommended by the City Planning Commission, that Council repeal the Reseda CBD Specific Plan (Ordinance No. 172925) and establish that the Design Guidelines and Standards set out in the Reseda CBD Community Design Overlay District and Reseda CBD Streetscape Plan shall apply to projects in the Reseda CBD.

4. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, effecting the permanent [Q] Qualified Zone Change Ordinance Map - Reseda Central Business District (CBD) Community Design Overlay District (CDO).
   
   CPC 2002-1263 CDO-ZC-MSC

5. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, effecting the establishment of the Reseda Central Business District Community Design Overlay District Boundary Map for an area bounded primarily by Sherman Way, west of Wilbur Avenue and east of Lindley Avenue and along Reseda Boulevard between Kittridge Street and Saticoy Street.

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

7. 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.

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

05-0158 CD 4

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT, RESOLUTION and ORDINANCE FIRST CONSIDERATION relative to a General Plan Amendment and zone change for property at 6510 West Forest Lawn 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. 05-0158 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 filed on February 20, 2004 [ENV 2003-5605 MND].

2. ADOPT the March 2, 2005 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 from Open Space land use designation to the Limited Commercial land use designation for the property located at 6510 West Forest Lawn Drive, within the Hollywood Community Plan, Window 138, Geographic Area No. 2, Central and South Los Angeles. CPC 2004-1016 ZC GPA HD Applicant: Sheldon Presser, Warner Bros. Entertainment, Inc,

4. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, effecting a zone change from A1-1XL to (T)(Q)C1.5-1 for the construction of a 884 space parking garage, four-stories (50 feet in height) for property at 6510 West Forest Lawn Drive.

   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 the City Planning Commission on November 4, 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 - APRIL 28, 2005
   (LAST DAY FOR COUNCIL ACTION - APRIL 27, 2005)

ITEM NO. (12) - ADOPTED

04-1341

PUBLIC WORKS COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to designating the Executive Officer of the Board of Public Works as the Director of Public Works.

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

PRESENT and ADOPT the accompanying ORDINANCE designating the Executive Officer of the Board of Public Works as the Director of Public Works.

Fiscal Impact Statement: Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.
Roll Call #4 - Motion (Smith - Miscikowski) Adopted, Ayes (10); Absent: Hahn, Parks, Reyes, Villaraigosa and Weiss (5)  
(Item Nos. 13-25)

ITEM NO. (13) - ADOPTED

04-2134 CD 2  ORDINANCE SECOND CONSIDERATION levying the assessments and ordering the maintenance of the Delano Street and Beck Avenue Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Sections 50078.6 and 54954.6 (Proposition 218).

(Public hearing closed on March 1, 2005)

ITEM NO. (14) - ADOPTED

04-2136-S1 CD 5  ORDINANCE SECOND CONSIDERATION abandoning all proceedings relating to the improvement of the Ventura Boulevard and White Oak Avenue No. 3 Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Sections 50078.6 and 54954.6 (Proposition 218)

(Public hearing closed on March 1, 2005)

ITEM NO. (15) - ADOPTED

04-1941 CD 2  ORDINANCE SECOND CONSIDERATION effectuating the name change for Heaven View Place between its terminus northeast of Heaven Mountain Way and Heaven Mountain Way; and Heaven Mountain Way between Mt. Gleason Avenue and its terminus southeast of Heaven View Place as Sierra Ranch View Road and Rocky Mountain View Road, respectively.

(Public Works Committee report adopted on March 1, 2005)

ITEM NO. (16) - ADOPTED

04-2303 CD 2  ORDINANCE SECOND CONSIDERATION effectuating the name change of Omega Avenue between its terminus northerly of Horse Haven Street and La Tuna Canyon Road as Canter Lane.

(Public Works Committee report adopted on March 1, 2005)
ITEM NO. (17) - ADOPTED

04-2546
CD 3
ORDINANCE SECOND CONSIDERATION effectuating the name establishment of the public street lying on Calvin Avenue southwesterly of Bilmoor Avenue as Tramat Lane.

(Public Works Committee report adopted on March 1, 2005)

ITEM NO. (18) - ADOPTED

04-2260
CD 14
ORDINANCE SECOND CONSIDERATION amending Section 80.81 of the Los Angeles Municipal Code to provide for a prima facie speed limit of 25 miles per hour on San Rafael Avenue between Avenue 50 and Avenue 37.

(Transportation Committee report adopted on March 1, 2005)

ITEM NO. (19) - ADOPTED

04-2522
CD 15
ORDINANCE SECOND CONSIDERATION effectuating the dedication, acceptance and establishment of the City-owned real property lying on Gaffey Street southerly of Miraflores Avenue as public street.

(Communication from the City Engineer adopted on March 1, 2005)

ITEM NO. (20) - ADOPTED

04-2524
CD 15
ORDINANCE SECOND CONSIDERATION effectuating the dedication, acceptance and establishment of the City-owned real property lying on the northwest corner of Gaffey Street at Miraflores Avenue as public street.

(Communication from the City Engineer adopted on March 1, 2005)

ITEM NO. (21) - ADOPTED

04-2594
CD 5
ORDINANCE SECOND CONSIDERATION effectuating the dedication, acceptance and establishment of the City-owned real property lying on the east side of Balboa Boulevard between Addison and Moorpark Streets as public street.

(Communication from the City Engineer adopted on March 1, 2005)
ITEM NO. (22) - ADOPTED

04-2484 CD 11
ORDINANCE SECOND CONSIDERATION authorizing the execution of an amendment to that development agreement by and between the City of Los Angeles and Arden Realty Limited Partnership, relating to real property in the Westchester-Playa del Rey Community Plan, and adjacent to the intersection of the San Diego Freeway and Sepulveda Boulevard.

TIME LIMIT FILE - MARCH 9, 2004
(LAST DAY FOR COUNCIL ACTION - MARCH 9, 2005)
(Pursuant to Council action of February 25 and March 1, 2005)

ITEM NO. (23) - ADOPTED

04-2206
ORDINANCE SECOND CONSIDERATION relative to adding Article 10 to Chapter 8 of Division 5 of the Los Angeles Administrative Code, to establish a special fund for efficiency projects and police hiring.

(Audits and Governmental Efficiency, Personnel and Budget and Finance Committees’ Report adopted on March 2, 2005)

ITEM NO. (24) - ADOPTED

02-0296 CD 4
ORDINANCE OF INTENTION SECOND CONSIDERATION relative to confirming the Los Feliz Village Business Improvement District (BID) Annual Report and levying an annual assessment for the Los Feliz Village BID’s fourth operating year, January 1, 2005 through December 31, 2005.

(Communication from Housing, Community and Economic Development Committee adopted on March 2, 2005)

ITEM NO. (25) - ADOPTED

02-0710 CD 11
CONTINUED CONSIDERATION OF ORDINANCE SECOND CONSIDERATION ordering certain work to be done on the proposed improvement for the project entitled, "LINNIE CANAL COURT (DELL AVENUE TO EASTERN CANAL) IMPROVEMENT DISTRICT" - A’13-E1904270 (a.k.a. A’13-E6000881).

(Public Hearing closed on October 8, 2004 - Communication from the City Clerk adopted on October 22, 2004)

(Pursuant to Council action of January 25, 2005)
ITEM NO. (26) - ADOPTED

Roll Call #9 - Motion (LaBonge - Ludlow) Adopted, Ayes (12); Absent: Hahn, Parks and Villaraigosa (3)

05-0181

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to a bequest from the Anna Bing Trust for the purchase of real property to be used as playgrounds in “underprivileged” areas of the City.

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

REQUEST the City Attorney, with the assistance of the Department of Recreation and Parks, the City Administrative Officer (CAO), and the Chief Legislative Analyst (CLA) to develop and negotiate an agreement, mutually satisfactory to the Trustees and City, relative to the bequest from the Anna Bing Trust for the purchase of property(ies) for playgrounds in Healthy Alternatives to Smoking (HATS) census tracts or high density areas of the City with few parks; and, to authorize the City Attorney to submit the projects submitted to the Arts, Parks, Health and Aging Committee to the Trustees of the Anna Bing Trust for selection by the Trustees of the property(ies) to be purchased and/or developed upon negotiation of an Agreement, subject to approval of the Board of Recreation and Park Commissioners and the City Council.

Fiscal Impact Statement: Neither the CAO nor the CLA has completed a financial analysis of this report.

ITEM NO. (27) - ADOPTED

Roll Call #10 - Motion (LaBonge - Miscikowski) Adopted, Ayes (12); Absent: Hahn, Parks and Villaraigosa (3)

05-0188

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to the implementation of the Disease Prevention Demonstration Project.

Recommendations for Council action:

1. AUTHORIZE the implementation of the Disease Prevention Demonstration Project, created by Senate Bill 1159 (Vasconcellos), which allows pharmacies to sell or furnish up to 10 hypodermic syringes to adults without a prescription to prevent the spread of HIV and Hepatitis C through syringe sharing.

2. DIRECT the AIDS Coordinator’s Office, Department on Disability (DOD), to work with Los Angeles County Department of Health Services to implement the Disease Prevention Demonstration Project in the City of Los Angeles.

Fiscal Impact Statement: The DOD reports that there is no fiscal impact on the General Fund as a result of the proposed actions.
ITEM NO. (28) - ADOPTED

Roll Call #4 - Motion (Smith - Miscikowski) Adopted, Ayes (10); Absent: Hahn, Parks, Reyes, Villaraigosa and Weiss (5)

04-0211

AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE REPORT relative to the financial statements with Independent Auditor’s report and management discussion and analysis for the Municipal Improvement Corporation of Los Angeles (MICLA).

Recommendations for Council action:

1. RECEIVE and FILE the Simpson & Simpson’s report relative to the financial statements with Independent Auditor’s report and management discussion and analysis for the MICLA for the fiscal years ended June 30, 2003 and 2002, inasmuch as the report is submitted for information only, and no Council action is necessary.

2. INSTRUCT the City Administrative Officer (CAO) to report back on the MICLA commercial paper program.

3. INSTRUCT the CAO to report to the Audits and Governmental Efficiency Committee on the MICLA projects (both completed and proposed), including project location.

4. INSTRUCT the CAO to report to the Audits and Governmental Efficiency Committee with the CAO’s/City’s policy for determining which projects are selected for MICLA funding.

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

ITEM NO. (29) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #11 - Motion (Miscikowski - Smith) to Adopt as Amended, Ayes (12); Absent: Hahn, Parks and Villaraigosa (3)

04-0600-S50

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

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

1. REQUEST the Controller to establish a new account within the Unappropriated Balance, Fund 100/58, entitled “Reserve for Economic Uncertainties.”

2. TRANSFER $12,897,268 from departments to the Unappropriated Balance, Fund 100/58, Reserve for Economic Uncertainties, as specified in City Administrative Officer (CAO) Report Attachment 6, attached to the Council file.
3. AUTHORIZE the Controller to decrease the General Fund budget allocation to the Neighborhood Empowerment Trust Fund No. 44B/47 by $175,000 and TRANSFER this amount to the Unappropriated Balance, Fund 100/58, Reserve for Economic Uncertainties, as specified in CAO Report Attachment 6.

4. AUTHORIZE the Controller to decrease the General Fund budget allocation to the Library Department, Fund 300/44 by $675,000 and TRANSFER this amount to the Unappropriated Balance, Fund 100/58, Reserve for Economic Uncertainties, as specified in CAO Report Attachment 6.

5. AUTHORIZE the Controller to decrease the General Fund budget allocation to the Los Angeles Zoo Enterprise Fund No. 40E/87 (Other Special Purpose Fund) by $495,000 and TRANSFER this amount to the Unappropriated Balance, Fund 100/58, Reserve for Economic Uncertainties, as specified in CAO Report Attachment 6.

6. APPROPRIATE $16,217,000 from various line items within the Unappropriated Balance, Fund No. 100/58 to departments, as specified in CAO Report Attachment 7.

7. TRANSFER $13,378,115 between accounts within various departments and funds, as specified in CAO Report Attachment 8.

8. TRANSFER $3,440,420 between various departments and funds, as specified in CAO Report Attachment 9.

9. APPROPRIATE $4,110,000 from special funds to various departments and funds, as specified in CAO Report Attachment 10.

10. INSTRUCT departments to unencumber prior year General Funds totaling $11,175,469 as indicated in the “General Funds to be Unencumbered” column of CAO Report Attachment 12 and INSTRUCT the Controller to revert $14,459,348 to the Reserve Fund.

11. REQUEST the Controller to establish a new account within Fund 551, General Fund Various Programs, Community Development Department No. 22, entitled “Business Project Outreach” and APPROPRIATE and TRANSFER cash totaling $200,000 as follows:

   From:                            Account                          Amount
       CD 7 Real Property Trust Fund No. 689/14  2539, Unreserved & Undesignated  $200,000

   To:                                New, Business Project Outreach  $200,000

12. AUTHORIZE the Controller to write-off a $159 loss in petty cash funds stolen from a Department of General Services, Parking Services Division cash register that occurred on October 18, 2004.
13. REQUEST the Controller to establish a new account within the Capital Improvement Expenditure Program, Fund 100/54 titled “Underground Storage Tank Account” and TRANSFER $450,000 as follows:

<table>
<thead>
<tr>
<th>From: Fund/Department</th>
<th>Account</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>100/54</td>
<td>S333, Fleet Maintenance Retrofit</td>
<td>$450,000</td>
</tr>
</tbody>
</table>

| To:                   | New, “Underground Storage Tank” | $450,000   |

14. TRANSFER $222,915 within the Code Enforcement Trust Fund No. 41M/43 from Reserve Account No. W301 to City Attorney Account No. W112.

15. INCREASE appropriations totaling $222,915 from the above Recommendation No. 14 to the City Attorney, Fund 100/12, Salaries General Account No. 1010, to provide funding for four paralegal positions on resolution authority.

16. REDUCE the Local Law Enforcement Block Grant source of funding to the Police Department Fund 100/70 by $3.5 million and INCREASE the General Fund source of funds to the Police Department by the same amount.

17. TRANSFER $230,000 from Fiscal Year 2003-04 Legislative Trust Fund No. 845, Department 28, Account No. 000A, Available Balance to the Mayor’s Office, Fund 100, Department 46, Account No. 3040, Contractual Services for lobbying services.

18. REQUEST the Controller to establish the new accounts within the Central Los Angeles Refuse Transfer Station (CLARTS) Trust Fund No. 47R entitled “Landfill Disposal Fees, Non-City Refuse,” “Private Hauling Expense, Non-City Refuse,” and “Community Amenities Fee, CLARTS,” and APPROPRIATE $1,525,506 from Fund 47R, Available Balance, as follows:

<table>
<thead>
<tr>
<th>Account</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Landfill Disposal Fees, Non-City Refuse</td>
<td>$710,000</td>
</tr>
<tr>
<td>Private Hauling Expenses, Non-City Refuse</td>
<td>$470,000</td>
</tr>
<tr>
<td>Community Amenities Fee, CLARTS</td>
<td>$345,506</td>
</tr>
</tbody>
</table>

19. AUTHORIZE the Bureau of Street Services to revise its 2003-04 reversion worksheet to increase expenditures to the Gas Tax Fund and decrease General Fund expenditures by approximately $6.2 million and AUTHORIZE the Controller to make technical and accounting adjustments as necessary.

20. REQUEST the Controller to establish a new account within the Gas Tax Fund No. 206, Department 50, entitled “Neighborhood Traffic Management” and TRANSFER $575,000 as follows:
From:

<table>
<thead>
<tr>
<th>Fund/Department</th>
<th>Account</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>206/50</td>
<td>W898, Traffic Signal Upgrade</td>
<td>$375,000</td>
</tr>
<tr>
<td>100/94</td>
<td>3040, Contractual Services</td>
<td>$200,000</td>
</tr>
</tbody>
</table>

To:

<table>
<thead>
<tr>
<th>Fund/Department</th>
<th>Account</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>206/50</td>
<td>Neighborhood Traffic Management</td>
<td>$575,000</td>
</tr>
</tbody>
</table>

21. REQUEST the Controller to establish a new account within the Transportation Grant Fund No. 655, Department 94, entitled “Watch the Road Campaign” and TRANSFER $500,000 from Fund 540, Proposition C, Account W700, Front and Matching Funds, to this new account.

22. AUTHORIZE the Controller to increase appropriations to the Department of General Services Fund 100/40 in the amount of $708,001 as delineated in CAO Report Attachment 11, from the Proposition DD, Library Bond Program General Obligation Bond Fund No. 15A, Account No. R237, North Hollywood Branch Library - Phase III, and INSTRUCT the Board of Public Works, Office of Accounting to TRANSFER cash from the bond fund to reimburse the General Fund on an as-needed basis upon proper documentation from General Services and approval by the Library Bond Program Manager.

23. AUTHORIZE the Controller to INCREASE appropriations to various departments totaling $1,987,541 as delineated in CAO Report Attachment 11, from the Proposition Q Citywide Public Safety General Obligation Bond Fund Nos. 15N, 15U, and 16A, and AUTHORIZ E the Board of Public Works to reimburse the General Fund on an as-needed basis upon proper demand of the Bond Fund Administrator and with the approval of the Program Manager and the CAO.

24. AUTHORIZE the Controller to INCREASE appropriations to the Department of General Services Fund 100/40 in the amount of $1,750,405 from the Proposition Q Citywide Public Safety General Obligation Bond Fund Nos. 15N and 15U as follows, and INSTRUCT the Board of Public Works to TRANSFER cash from the bond funds to reimburse the General Fund, on an as-needed basis, upon proper documentation from General Services and approval by the Proposition Q Program Manager:

a. Transfer $58,568 within the Public Safety General Obligation Bond Fund No. 15N/50, Account No. T313, West Valley Replacement Station, to the Department of General Services, Account No. W140 and appropriate therefrom to the following accounts within General Services Fund No. 100/40:

<table>
<thead>
<tr>
<th>Account</th>
<th>Title</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>1014</td>
<td>Salaries, Construction</td>
<td>$35,141</td>
</tr>
<tr>
<td>3180</td>
<td>Construction Materials</td>
<td>$23,427</td>
</tr>
</tbody>
</table>
b. Transfer $100,000 within the Public Safety General Obligation Bond Fund No. 15N/50, Account No. T304, Harbor Station and Jail, to the Department of General Services, Account No. W140 and appropriate therefrom to the following accounts within General Services Fund No. 100/40:

<table>
<thead>
<tr>
<th>Account</th>
<th>Title</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>1014</td>
<td>Salaries, Construction</td>
<td>$15,000</td>
</tr>
<tr>
<td>1101</td>
<td>Hiring Hall Construction</td>
<td>$55,000</td>
</tr>
<tr>
<td>1121</td>
<td>Hiring Hall Benefits, Construction</td>
<td>$15,000</td>
</tr>
<tr>
<td>3180</td>
<td>Construction Materials</td>
<td>$15,000</td>
</tr>
</tbody>
</table>

c. Transfer $590,362 within the Public Safety General Obligation Bond Fund No. 15U/50, Account No. V309, Renovations Existing Fire Facilities, to the Department of General Services, Account No. W140 and appropriate therefrom to the following accounts within General Services Fund No. 100/40:

<table>
<thead>
<tr>
<th>Account</th>
<th>Title</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>1101</td>
<td>Hiring Hall Construction</td>
<td>$250,000</td>
</tr>
<tr>
<td>1121</td>
<td>Hiring Hall Benefits, Construction</td>
<td>$150,000</td>
</tr>
<tr>
<td>3180</td>
<td>Construction Materials</td>
<td>$190,362</td>
</tr>
</tbody>
</table>

d. Transfer $1,001,475 within the Public Safety General Obligation Bond Fund No. 15U/50, Account No. V310, Renovations Police, to the Department of General Services, Account No. W140 and appropriate therefrom to the following accounts within General Services Fund No. 100/40:

<table>
<thead>
<tr>
<th>Account</th>
<th>Title</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>1014</td>
<td>Salaries, Construction</td>
<td>$200,295</td>
</tr>
<tr>
<td>1101</td>
<td>Hiring Hall Construction</td>
<td>$250,369</td>
</tr>
<tr>
<td>1121</td>
<td>Hiring Hall Benefits, Construction</td>
<td>$ 50,073</td>
</tr>
<tr>
<td>1191</td>
<td>Hiring Hall Overtime</td>
<td>$100,148</td>
</tr>
<tr>
<td>3180</td>
<td>Construction Materials</td>
<td>$400,590</td>
</tr>
</tbody>
</table>

25. AUTHORIZE the Controller to INCREASE appropriations to the Department of General Services Fund 100/40 in the amount of $252,637 for the Parker Center Renovation Project from Municipal Improvement Corporation of Los Angeles (MICLA) Commercial Paper, Fund No. 298/50, Account No. W321, Parker Center Fire Life Safety, as follows:

<table>
<thead>
<tr>
<th>Account</th>
<th>Title</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>1101</td>
<td>Hiring Hall Construction</td>
<td>$100,000</td>
</tr>
<tr>
<td>1121</td>
<td>Hiring Hall Benefits Construction</td>
<td>$ 27,637</td>
</tr>
<tr>
<td>3180</td>
<td>Construction Materials</td>
<td>$125,000</td>
</tr>
</tbody>
</table>
26. INSTRUCT the Board of Public Works, in conjunction with Recommendation No. 25, to TRANSFER cash from MICALA Commercial Paper, Fund No. 298/50 to reimburse the General Fund on an as-needed basis for the Parker Center Renovation Project, upon proper documentation from General Services and approval by the Project Manager.

27. AUTHORIZE the Controller to INCREASE appropriations to various departments totaling $562,065 as delineated below for the Public Works Building Project, from MICALA Commercial Paper, Fund No. 298/50, and AUTHORIZE the Board of Public Works to reimburse the General Fund on an as-needed basis for the Parker Center Renovation Project, upon proper documentation from General Services and approval of the Project Manager and the CAO:

<table>
<thead>
<tr>
<th>From:</th>
<th>Account</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>298/50, MICALA CP</td>
<td>V432, TABB-Information Technology</td>
<td>$183,625</td>
</tr>
<tr>
<td>298/50, MICALA CP</td>
<td>V474, TABB-PW/Board of Public Works</td>
<td>$21,724</td>
</tr>
<tr>
<td>298/50, MICALA CP</td>
<td>V478, TABB-PW/Engineering</td>
<td>$356,716</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>To:</th>
<th>Account</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>100/32, ITA</td>
<td>1010, Salaries General</td>
<td>$153,289</td>
</tr>
<tr>
<td>100/74, Board PW</td>
<td>1010, Salaries General</td>
<td>$17,757</td>
</tr>
<tr>
<td>100/78, Engineering</td>
<td>1010, Salaries General</td>
<td>$301,331</td>
</tr>
<tr>
<td>298/50, MICALA CP</td>
<td>W299, Related Costs</td>
<td>$89,688</td>
</tr>
</tbody>
</table>

28. REQUEST the Controller to establish a new account within the Capital Improvement Expenditure Program (CIEP) Fund No. 100/54, entitled “Van Nuys Library Entrance,” and TRANSFER $300,000 within the CIEP, Fund 100/54, from the Building Renovations Account No. V404 to the new Van Nuys Library Entrance Account.

29. REQUEST the Controller to establish a new account within the CIEP Fund No. 100/54, entitled “Stone House Jr. Arts Center,” and TRANSFER $500,000 within the CIEP, Fund 100/54, from the Buildings Renovations Account No. V404 to the new Stone House Jr. Arts Center Account.

30. REQUEST the Controller to establish a new account within the Sites and Facilities Fund No. 209/88, entitled “Leimert Park Plaza Fountain” and TRANSFER $95,000 within the Sites and Facilities Fund No. 209/88 as follows:

<table>
<thead>
<tr>
<th>From:</th>
<th>Title</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>209/88</td>
<td>W235, Pacific Palisades Gymnasium Floor</td>
<td>$80,000</td>
</tr>
<tr>
<td>209/88</td>
<td>W231, Various Park Facilities</td>
<td>$15,000</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>To:</th>
<th>Title</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>209/88</td>
<td>New, Leimert Park Plaza Fountain</td>
<td>$95,000</td>
</tr>
</tbody>
</table>
31. AUTHORIZE the Controller to INCREASE appropriations to the Department of General Services, Fund 100/40, in the amount of $113,038 from MICLA AQ, Fund 291/50, Account No. S320, North Valley Police Station as follows:

<table>
<thead>
<tr>
<th>Account</th>
<th>Title</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>1090</td>
<td>Salaries, Overtime</td>
<td>$13,038</td>
</tr>
<tr>
<td>1101</td>
<td>Hiring Hall Construction</td>
<td>$45,000</td>
</tr>
<tr>
<td>1121</td>
<td>Hiring Hall Benefits Construction</td>
<td>$15,000</td>
</tr>
<tr>
<td>3180</td>
<td>Construction Materials</td>
<td>$40,000</td>
</tr>
</tbody>
</table>

32. INSTRUCT the Board of Public Works to TRANSFER cash from MICLA AQ, Fund 291/50, to reimburse the General Fund for the North Valley Police Station on an as-needed basis upon proper documentation from General Services and approval by the Project Manager.

33. AUTHORIZE the Controller to TRANSFER $525,000 within the Fire Department Fund 100/38, from Variable Staffing Overtime Account No. 1098 to Unused Sick Time Account No. 1050.

34. AUTHORIZE the Controller to INCREASE appropriations to the Department of General Services Fund 100/40 in the amount of $7,000,000 from MICLA Commercial Paper, Fund No. 298/50, Account No. V404, TABB-GSD Construction, as follows:

<table>
<thead>
<tr>
<th>Account</th>
<th>Title</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>1014</td>
<td>Salaries, Construction</td>
<td>$1,300,000</td>
</tr>
<tr>
<td>1101</td>
<td>Hiring Hall Construction</td>
<td>$2,500,000</td>
</tr>
<tr>
<td>1121</td>
<td>Hiring Hall Benefits</td>
<td>$750,000</td>
</tr>
<tr>
<td>3180</td>
<td>Construction Materials</td>
<td>$2,450,000</td>
</tr>
</tbody>
</table>

35. INSTRUCT the Board of Public Works to TRANSFER cash from MICLA Commercial Paper, Fund No. 298/50 to reimburse the General Fund on an as-needed basis, upon proper demand from General Services and approval by the Project Manager.

36. APPROVE creation of a Steering Committee, composed of the Mayor, representatives of the City Council, the CAO as Steering Committee Chair, with the Controller and the Information Technology Agency as members, to provide guidance in the development of the needs assessment and Request for Proposal for a replacement Financial Management Information System (FMIS).

37. INSTRUCT the CAO to meet with the Personnel Department and the Los Angeles Police Department (LAPD) relative to the LAPD's civilian classifications to:

   a. Discuss the LAPD's high civilian vacancy factor and options to address this matter;

   b. Determine, as the LAPD moves forward in civilianizing positions, that appropriate Civil Service classifications are being utilized.
38. INSTRUCT the CAO to meet with City departments that at mid-year have historically carried a budget deficit, to discuss the issues creating the deficits and options to alleviate these historical deficits, with the CAO and department representatives to report back to the committee when the next financial status report is scheduled in the Budget and Finance Committee.

39. INSTRUCT the CAO to work with the Cultural Affairs Department (CAD) to address funding issues relative to the Arts Development fees and the impact on the department’s budget when the amount appropriated to the department in the Adopted City Budget is greater than the Arts Development fees actually received by the Department.

40. INSTRUCT the CAD to report back at the next Budget and Finance Committee meeting relative to Fiscal Year 2004-05 contracts that have not yet been released and potential savings if these contracts are not released.

42. INSTRUCT the CAO, working with the Office of the City Attorney and Personnel Department, to report back to the Budget and Finance Committee with recommendations relative to legislation and/or internal City processes that will aid in the continued reduction in workers’ compensation costs.

43. AUTHORIZE the CAO to make technical corrections as necessary to those transactions included in this report to implement the Mayor and Council intentions.

Fiscal Impact Statement: The CAO reports that potential expenditure deficits of approximately $17 million are not funded in this report, but are deferred until additional cost data is available. Transfers and appropriations totaling approximately $82.5 million within and between departments and funds are provided to balance other account deficits and adjustments. If all the projected shortfalls materialize, the projected Reserve Fund balance on June 30, 2005 would be approximately $267.3 million, or 7.3 percent of the 2004-05 Adopted Budget.

ADOPTED

AMENDING MOTION (MISCIKOWSKI - PADILLA)

Recommendation for Council action:

ADOPT a second addendum as prepared by the City Administrative Officer and attached to the motion.

Roll Call #4 - Motion (Smith - Miscikowski) Adopted, Ayes (10); Absent: Hahn, Parks, Reyes, Villaraigosa and Weiss (5) (Item Nos. 30-35)

ITEM NO. (30) - ADOPTED

04-0767

BUDGET AND FINANCE COMMITTEE REPORT relative to funding and staffing needs for the North Valley Police Station.
Recommendation for Council action:

NOTE and FILE the Los Angeles Police Commission monthly status report relative to funding and staffing needs for the North Valley Police Station inasmuch as the report is submitted for information purposes only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (31) - ADOPTED

04-1879  
CONVENTION, TOURISM, ENTERTAINMENT INDUSTRY AND BUSINESS ENTERPRISE COMMITTEE REPORT relative to special terms and conditions for filming in the Arts District (formerly known as Traction).

Recommendation for Council action, pursuant to Motion (Perry - Villaraigosa):

INSTRUCT the Los Angeles Police Department and other appropriate departments to include in the terms and conditions of permits issued for filming in the Arts District, the attached “Arts District Guidelines, Special Conditions for Filming in the Arts District (formerly known as Traction)” until permanent filming requirements are adopted.

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

ITEM NO. (32) - ADOPTED

00-0801-S3  
HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to increase in contract authority for legal services related to the Slauson Central Shopping Center Project.

Recommendation for Council action:

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

Fiscal Impact Statement: The City Administrative Officer reports that there is no impact on the General Fund. Funding for the increase in contract authority for Jackson and Associates is provided from the Brownfields Economic development Initiative Grant.
ITEM NO. (33) - ADOPTED

00-0801-S4  
CD 9  
Housing, Community and Economic Development Committee Report relative to increase in contract authority for legal services related to the Community Service Center Project of the Santa Monica Freeway Recovery Redevelopment Area.

Recommendation for Council action:

Authorize the Community Redevelopment Agency (CRA) Chief Executive Officer, or designee, to execute an amendment to the Work Order issued under the contract with Jackson and Associates from an initial amount of $75,000 to a total amount of $93,500 for payment of fees and expenses related to litigation services for condemnation proceedings for the Community Service Center.

Fiscal Impact Statement: The CRA reports that there is no fiscal impact to the City’s General Fund as a result of this action.

ITEM NO. (34) - ADOPTED

01-0545  
Housing, Community and Economic Development Committee Report relative to various actions in connection with the City Section 108 Loan Guarantee Funds allocated to the Los Angeles Community Development Bank and Microloan Programs.

Recommendations for Council action, Subject to the Approval of the Mayor:

1. Authorize the General Manager, Community Development Department (CDD), or designee, to obtain authorization from the United States Department of Housing and Urban Development (HUD) to reallocate the unused balance of the Section 108 Loan Guarantee Authority ($196 million) to the City from the Los Angeles Community Development Bank (LACDB).

2. Authorize the General Managers, CDD and the Los Angeles Housing Department (LAHD), or designees, to negotiate and execute contracts, promissory notes and securitization agreements with the HUD, in connection with the Section 108 Loan Guarantee Authority that will be transferred to the City, subject to the review and approval of the City Attorney as to form and legality.

3. Authorize the General Manager, CDD, or designee, to negotiate and execute an amendment with the HUD for the Economic Development Initiative Grant Agreement, which contains an end date of December 31, 2004, for fund withdrawal and expenditure, subject to the review and approval of the City Attorney as to form and legality.
4. AUTHORIZE the General Manager, CDD, or designee, upon HUD approval of the reallocation of Section 108 Authority, to receive the transfer of up to $50 million in Section 108 Authority currently allocated to the LACDB to be used in a manner consistent with the original Section 108 Loan Application for job creation activities and economic development, particularly targeting the Los Angeles Empowerment Zone (EZ), and in accordance with the original purpose of the LACDB, subject to the approval of the HUD.

5. AUTHORIZE the General Managers, CDD and LAHD, or designees, upon HUD approval of the reallocation of Section 108 Authority, to receive the transfer of the remaining unused balance of Section 108 Authority ($146 million) which the LACDB originally received from HUD, to be expended between CDD/LAHD for projects in the areas described in the original application but for broader purposes (i.e., mixed-use projects, elimination of slum and blight, housing), with 20 percent ($29 million) targeted for use in the EZ, for a total amount of $79 million, subject to the approval by the Mayor, the City Council, and the HUD.

6. INSTRUCT General Managers, CDD and LAHD, or designees, upon approval of the reallocation request, to submit to the Council and the Mayor for approval the program details and expenditure plans, including resources needed to deploy the $196 million in Section 108 Authority.

7. AUTHORIZE the General Manager, CDD, or designee, to negotiate and execute a contract with The National Development Council, a California Corporation, subject to the City Attorney's approval as to form and legality, in an amount not to exceed $20,000, for a contract service period year, from March 1, 2005 through June 30, 2005 to provide financial /loan services.

8. INSTRUCT the General Manager, CDD, or designee, to report back to the Council and Mayor on a quarterly basis, effective April 1, 2005, on all site specific tax revenue projects.

9. AUTHORIZE the General Managers, CDD, and LAHD, or designees, to prepare City Controller instructions for any technical adjustments which may be needed to accomplish the intent of all of the above recommendations, subject to the approval of the City Administrative Officer (CAO), and AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The CAO and Chief Legislative Analyst report that there is no impact on the General Fund. The $196 million in Section 108 Loan funds were originally allocated to the LACDB for the purpose of job creation activities and economic development. The proceeds from the Section 108 Loan funds are backed by federal loan guarantees and the allocations of future City Community Development Block Grant funds serve as the ultimate security for the Section 108 Loans.

(Personnel Committee waived consideration of the above matter)
ITEM NO. (35) - ADOPTED

03-0209-S5
CD 13

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTION relative to supplemental issuance of tax exempt multi-family housing revenue bonds in an amount not to exceed $1,000,000 for the Views At 270 project.

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

1. ADOPT the accompanying RESOLUTION, and the form of the document relating thereto, authorizing the issuance of Tax-Exempt Multi-Family Housing Revenue Bonds in an amount not to exceed $1,000,000 and completion and execution of specific amended documents, including all exhibits, appendices and attachments thereto, for the Views At 270 mixed-use project, formerly the Sunset Western project (Project): (a) First supplemental Indenture; (b) First Amendment to the Loan Agreement; (c) Bond Purchase Contract; (d) Official Statement Supplement; and, (e) various other related collateral documents, any organizational and condition precedent documents, legal opinions and other closing documents.

2. AUTHORIZE the reassignment of the previous bond finance team to this proposed supplemental issuance which would include Nossaman, Guthner, Knox & Elliott, LLP as Bond Counsel, E.J. De La Rosa & Co., LLP as Underwriter, and The Bank of New York Trust Company, N.A., as Trustee.

3. CONCUR with the Community Redevelopment Agency (CRA) Board to the legal representation by the Bond Counsel for the Project and ACKNOWLEDGE disclosure of potential conflicts of interest related to said law firm’s prior representation of the Los Angeles Metropolitan Transportation Authority in the Grand Central Square refinancing.

Fiscal Impact Statement: The CRA reports that there is no fiscal impact to the City’s General Fund as a result of this action.

ITEM NO. (36) - REFERRED BACK TO HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

Roll Call #3 - Motion (Garcetti - Greuel) Adopted to Refer, Unanimous Vote (10); Absent: Hahn, Parks, Reyes, Villaraigosa and Weiss (5)

04-2646

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTION relative to Los Angeles Housing Department’s (LAHD) revised Multi-Family Housing Bond Policies and Procedures.

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

1. ADOPT the accompanying RESOLUTION, authorizing the General Manager, LAHD, to declare the official intent of the City of Los Angeles to issue bonds to finance the acquisition, construction and/or rehabilitation of multi-family residential rental projects located within the City.
2. APPROVE the LAHD’s revised Multi-Family Housing Bond Policies and Procedures, which have been reviewed by the City Attorney, attached to the LAHD’s December 7, 2004 report attached to the Council file.

Fiscal Impact Statement: The LAHD reports that there will be no impact on the General Fund.

Roll Call #4 - Motion (Smith - Miscikowski) Adopted, Ayes (10); Absent: Hahn, Parks, Reyes, Villaraigosa and Weiss (5)
(Item Nos. 37-49)

ITEM NO. (37) - ADOPTED

05-0250 CD 14 HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to establishment of the proposed Cesar Chavez-Boyle Heights Business Improvement District (BID).

Recommendation for Council action:

AUTHORIZE the City Clerk, subject to City Attorney approval, to prepare, execute and administer a contract between the City and the professional firm, G. L. Russell & Associates in an amount not to exceed $40,000 for consultant activities and expenses for the entire process related to the establishment of the proposed Cesar Chavez-Boyle Heights BID. The contract shall contain a provision that requires G. L. Russell & Associates to consult with and gain the City’s approval prior to the release of any draft or final version of the proposed Cesar Chavez-Boyle Heights BID’s management district plan, certified engineer’s report, petitions, ballots, and any other documentation required by the City Clerk. The contract shall also contain a provision that requires G. L. Russell & Associates to consult with the City on all City property assessments proposed as a result of the proposed Cesar Chavez-Boyle Heights BID’s establishment.

Fiscal Impact Statement: The City Clerk reports that a total of $40,000 has been allocated from the BID Trust Fund No. 659 for this Project.

ITEM NO. (38) - ADOPTED

03-0063-S8 CD 9 INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT relative to the proposed occupancy of the Public Works Building at 1149 South Broadway.

Recommendations for Council action:
1. APPROVE:

   a. The proposed “Stack Plan” (Attachment 1 of the Chief Legislative Analyst (CLA) report dated February 16, 2005, attached to the Council file) and recommendations for tenants of the Public Works Building to include the permanent relocation to this facility of the Public Works Bureaus of Engineering, Contract Administration, Street Services, Street Lighting, and Sanitation, as well as the temporary relocation of Los Angeles Police Department (LAPD) staff from leased locations until the permanent police administration building is completed.

   b. The backfilling of vacated LAPD space in the Public Works Building, upon completion of the new LAPD headquarters facility, with all remaining Public Works functions currently housed in Figueroa Plaza and other leased locations, and direct the Municipal Facilities Committee (MFC) to provide a status report on space allocations prior to commencing future relocations.

2. AUTHORIZE the MFC to implement the “Stack Plan” as outlined in the CLA report dated February 16, 2005, and modify square footage allocations in that plan, if necessary, based on the outcome of space planning to be completed by the architectural team.

Fiscal Impact Statement: The CLA reports that approval of the proposed “Stack Plan” and relocation of City offices from leased space into the Public Works Building will reduce lease expenses by an estimated $377,769 in Fiscal Year (FY) 2004-05, $4,512,174 in FY 2005-2006, $10,614,797 in FY 2006-07, and $11,032,242 in 2007-08. In addition, once all of the recommended leases are terminated, the City's expenses for parking will also be reduced by approximately $1.35 million.

ITEM NO. (39) - ADOPTED

04-0600-S47

INFORMATION TECHNOLOGY AND GENERAL SERVICES and BUDGET AND FINANCE COMMITTEES’ REPORT relative to a potential shortfall in the Telecommunications Development Account (TDA) transfer to the General Fund for 2004-05.

Recommendations for Council action:

1. REQUEST the City Attorney to provide an opinion concerning what, if any, legal constraints there are for transferring available TDA funds to the General Fund.

2. DIRECT the Information Technology Agency (ITA) to:

   a. Freeze all TDA expenditures above $5,000, from both the current budget and prior years’ unexpended appropriations, with the exception of funds for salaries, subject to approval of the City Administrative Officer (CAO), until the outcome of a comprehensive review of TDA resources available for transfer to the General Fund and a City Attorney opinion can be obtained.
b. Provide the CAO with specific detailed justification for retaining the $722,759.83 in Prior Years’ Unexpended Appropriations as enumerated in Attachment I of the CAO report dated January 24, 2005.

3. REQUEST the City Attorney and DIRECT the ITA to report back to the Information Technology and General Services and Budget and Finance Committees relative to the above recommendations within 45 days.

Fiscal Impact Statement: The CAO reports that, at this time, it is not possible to identify whether the approved TDA transfer to the General Fund can be achieved. The shortfall in the TDA transfer ranges from zero to $2 million depending upon: (1) the advice of the City Attorney regarding potential legal constraints affecting the transfer; (2) the specific justification associated with the ITA proposal to retain funds that were earmarked for transfer to the General Fund; (3) the status of other available funds within the TDA; and, (4) the status of other ITA funds available to finance operating costs.

ITEM NO. (40) - ADOPTED

04-1250-S59
PERSONNEL COMMITTEE REPORT relative to filling nine positions in the Animal Services Department (ASD).

Recommendation for Council action:

APPROVE, pursuant to the Managed Employment Process, the filling of the following vacancies in the ASD for the balance of the fiscal year:

<table>
<thead>
<tr>
<th>No.</th>
<th>Code</th>
<th>Title</th>
</tr>
</thead>
<tbody>
<tr>
<td>4</td>
<td>4310</td>
<td>Animal Care Technician</td>
</tr>
<tr>
<td>2</td>
<td>2369</td>
<td>Veterinary Technician</td>
</tr>
<tr>
<td>1</td>
<td>9171-2</td>
<td>Senior Management Analyst II</td>
</tr>
<tr>
<td>1</td>
<td>9184-1</td>
<td>Management Analyst I</td>
</tr>
<tr>
<td>1</td>
<td>1358</td>
<td>Clerk Typist</td>
</tr>
</tbody>
</table>

Fiscal Impact Statement: The City Administrative Officer reports that sufficient funds are available in the ASD’s 2004-05 budget to fill these nine positions and sustain a reduction of $500,000 to the ASD’s budget, as a Mid-Year Budget Adjustment.

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

ITEM NO. (41) - ADOPTED

04-1250-S60
PERSONNEL COMMITTEE REPORT relative to filling four positions in the City Clerk.

Recommendations for Council action:
1. APPROVE, pursuant to the Managed Employment Process, the one-time filling of one position of Senior Clerk, Code 1143, in the Council and Public Services Division, City Clerk.

2. APPROVE, pursuant to the Managed Employment Process, the one-time filling of one position of Management Analyst I, Code 9184-1, in the Administrative Services Division, City Clerk.

3. APPROVE, pursuant to the Managed Employment Process, the one-time filling of one position of Secretary, Code 1116, in the Administrative Services Division, City Clerk; and AUTHORIZE backfill authority if this position is filled from within the City Clerk.

4. APPROVE, pursuant to the Managed Employment Process, the one-time filling of one position of Accounting Clerk II, Code 1223-2, in the Administrative Services Division, City Clerk.

**Fiscal Impact Statement:** The City Administrative Officer reports that there are sufficient funds in the City Clerk Salaries General Account 1010 to cover the costs of these positions.

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

**ITEM NO. (42) - ADOPTED**

**04-1250-S61**

PERSONNEL COMMITTEE REPORT relative to filling six positions in the Los Angeles Department of Transportation (LADOT).

Recommendations for Council action:

1. APPROVE, pursuant to the Managed Employment Process, the one-time filling of the following positions in the LADOT:

<table>
<thead>
<tr>
<th>No.</th>
<th>Code</th>
<th>Title</th>
</tr>
</thead>
<tbody>
<tr>
<td>2</td>
<td>9135</td>
<td>Administrative Hearing Examiner</td>
</tr>
<tr>
<td>1</td>
<td>1170-1</td>
<td>Payroll Supervisor I</td>
</tr>
<tr>
<td>1</td>
<td>9266</td>
<td>Principal Transportation Engineer</td>
</tr>
<tr>
<td>1</td>
<td>9263</td>
<td>Assistant General Manager</td>
</tr>
</tbody>
</table>

2. APPROVE, pursuant to the Managed Employment Process, the filling throughout the fiscal year of one position of Senior Traffic Supervisor III, Code 3218-3; and AUTHORIZE backfill authority for any LADOT vacancy resulting from filling the Senior Traffic Supervisor III position.
Fiscal Impact Statement: The City Administrative Officer reports that the annual direct cost to fill the positions is approximately $512,000. Each of the above positions is recommended by the CAO despite a projected deficit in the LADOT’s Salaries General Account of approximately $900,000, and the LADOT’s overall deficit of nearly $4 million. While the CAO has concerns about such a large General Fund deficit, the revenue generation, public safety and legal aspects of authorizing to fill the positions override those concerns.

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

ITEM NO. (43) - ADOPTED

04-1250-S62
PERSONNEL COMMITTEE REPORT relative to filling two positions of Refuse Crew Field Instructor in the Bureau of Sanitation.

Recommendation for Council action:

APPROVE, pursuant to the Managed Employment Process, the one-time filling of two positions of Refuse Crew Field Instructor, Code 4100, in the Human Resources Development Division, Bureau of Sanitation.

Fiscal Impact Statement: The City Administrative Officer reports that the annual General Fund cost of the two positions is $151,157; $118,264 in direct costs an $32,893 in indirect costs. There are sufficient funds in the Bureau of Sanitation’s salary account for these two positions.

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

ITEM NO. (44) - ADOPTED

04-1250-S63
PERSONNEL COMMITTEE REPORT relative to filling one position of Chief Management Analyst in the Administration Division, Bureau of Sanitation.

Recommendation for Council action:

APPROVE, pursuant to the Managed Employment Process, the one-time filling of one position of Chief Management Analyst, Code 9182, in the Administration Division, Bureau of Sanitation.

Fiscal Impact Statement: The City Administrative Officer reports that the incumbent in this Chief Management Analyst position plans to retire effective March 20, 2005. The cost to fill this position for the last two months of the fiscal year is $25,670; $21,110 in direct costs an $4,560 in indirect costs. Because approximately 75 percent of this position is special funded, the General Fund cost is approximately $6,418 for the current fiscal year. The Bureau of Sanitation has sufficient funds to cover the salary costs of this position.

(Budget and Finance Committee waived consideration of the above matter)
ITEM NO. (45) - ADOPTED

05-0305

PERSONNEL COMMITTEE REPORT relative to exempting one position of Senior Project Coordinator and one position of Project Coordinator, in the Department of Neighborhood Empowerment (DONE), from the Civil Service provisions of the City Charter.

Recommendation for Council action:

APPROVE the exemption of one position of Senior Project Coordinator, Code 1538, and one position of Project Coordinator, Code 1537, in the DONE, from the Civil Service provisions of the City Charter, pursuant to City Charter Section 1001(b). (These positions were previously exempted.)

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

TIME LIMIT FILE - MARCH 18, 2005
(LAST DAY FOR COUNCIL ACTION - MARCH 18, 2005)

ITEM NO. (46) - ADOPTED

04-2301

PERSONNEL COMMITTEE REPORT relative to extending the existing contract and proposed contracts for workers' compensation bill review services.

Recommendations for Council action:

1. AUTHORIZE the General Manager, Personnel Department, to execute an amendment to Contract No. 101151 with Fair Isaac, Inc., for workers’ compensation bill review services, to extend the term of the contract for a maximum of four months.

2. AUTHORIZE the Personnel Department to execute contracts with Fair Isaac, Inc., and CompIQ Corporation for workers' compensation bill review services, for terms of one year with the authority to extend the contracts on an annual basis, for a total of five years, subject to City Attorney approval as to form.

3. INSTRUCT the Personnel Department and the City Administrative Officer (CAO) to report to the Personnel Committee 60 days prior to the end of the first year of the contracts relative to the feasibility of continuing these two contracts.

Fiscal Impact Statement: The CAO reports that funding in the amount of $3,177,600 is available for bill review services in the Personnel Department Contractual Services Account 3040 for 2004-05. Funding for future years will be included in subsequent budgets. No additional General Fund appropriation is required.
ITEM NO. (47) - ADOPTED

05-0046
CD 4

CATEGORICAL EXEMPTION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an appeal of a determination by the Zoning Administrator to impose conditions on the use of the property at 836 North Highland Avenue, known as Club Afterdark/Club A.D.

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

1. FIND that this action is categorically exempt from California Environmental Quality Act pursuant to Article VII, Section 1, Class 21(2) of the City's Environmental Guidelines.

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

3. RESOLVE TO DENY APPEAL filed by Allan L. Davis (Mark Armbruster, Representative), from the determination of the Zoning Administrator, in whole and in part, THEREBY SUSTAINING the action of the Zoning Administrator in finding that the business has been a public nuisance and imposing various conditions on the operation and use of the business known as Club Afterdark/Club A.D., located at 836 North Highland Avenue, to mitigate adverse impacts on persons and property associated with its use.

Applicant: City of Los Angeles, Office of Zoning Administration DIR 2004-3702 (RV)

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 - MARCH 15, 2005
(LAST DAY FOR COUNCIL ACTION - MARCH 9, 2005)

ITEM NO. (48) - ADOPTED

05-0263
CD 5

MITIGATED NEGATIVE DECLARATION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an appeal of a haul route for the project at 10309 West National 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. 05-0263 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 filed on May 12, 2004 [ENV 2004-1755 MND].
2. DENY APPEAL filed by Annette Mercer, Westside Neighborhood Council from the February 1, 2005 decision rendered by the Board of Building and Safety Commissioners, relative to haul route application to export of 21,950 cubic yards of soil from 10309 West National Boulevard, Tract - Rancho La Ballona, Lot - PT Macedonio Aguilar 819.63 acres, subject to Conditions of Approval.

3. INSTRUCT the Department of Building and Safety to implement an alternate haul route, as recommended by Annette Mercer, Westside Neighborhood Council, and as described in the March 2, 2005 Department of Building and Safety report, and shown on the map attached to this Committee report.

Applicant: Pica & Sullivan Architects, Anne Wong

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

TIME LIMIT FILE - MARCH 14, 2005
(LAST DAY FOR COUNCIL ACTION - MARCH 9, 2005)

ITEM NO. (49) - ADOPTED

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the Cascades Ranch Application for Mello-Roos Bond Financing at 16325 Silver Oaks Drive.

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

1. GRANT preliminary approval of the Mello-Roos District Cascades Ranch Application.

Applicant: Cascades Park Properties, LLC

2. AUTHORIZE the City Administrative Officer (CAO) and other members of the Interdepartmental Review Committee to proceed with a comprehensive review of and planning for the establishment of a Community Facilities District and development of a Mello-Roos financing program for the project.

3. AUTHORIZE the CAO to negotiate and execute a Deposit and Reimbursement Agreement between the City and Silver Oaks LLC to pay for all costs associated with the establishment of a Mello-Roos District and financing program for Cascades Ranch.

4. AUTHORIZE the CAO to negotiate and execute an agreement with the firm of Orrick, Herrington & Sutcliffe LLP as bond counsel for the proposed Community Facilities District and Mello-Roos Financing.

5. AUTHORIZE the CAO to negotiate and execute an agreement with Gardner, Underwood & Bacon LLC as financial advisor for the proposed Community Facilities District and Mello-Roos Financing.
6. AUTHORIZE the CAO to negotiate and execute an agreement with David Taussig & Associates, Inc. As special tax consultant for the proposed Community Facilities District and Mello-Roos Financing.

7. AUTHORIZE the CAO to negotiate and execute an agreement with US Bank Corporate Trust to provide Trustee services for this project if bonds are issued and banking services for the Deposits provided by the Developer.

Fiscal Impact Statement: The Director of Planning and the CAO report there is no fiscal impact to the City’s General Fund as a result of these recommendations. All consultant costs are paid through developer fees.

ITEM NO. (50) - ADOPTED, AS AMENDED - SEE FOLLOWING

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

01-1068
CD 10 PUBLIC WORKS COMMITTEE REPORT relative to a two year extension to the 10th District Graffiti Abatement Program.

Recommendation for Council action, pursuant to Motion (Ludlow - Garcetti):

REQUEST the City Attorney to amend Ordinance No. 174400 to extend the term of the 10th District Graffiti Abatement Program for an additional two years.

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

ADOPTED

AMENDING MOTION (LUDLOW - SMITH)

Recommendation for Council action:

REQUEST the City Attorney, in addition to the two-year extension, to prepare and present within 30 days, an ordinance to expand the scope of Ordinance No. 174400, relative to allowing the placement of signs on temporary construction walls, to include vacant fenced properties in all areas of Council District 10, except vacant fenced properties in residential areas, which shall be approved by the Council Office.

ITEM NO. (51) - ADOPTED

Roll Call #4 - Motion (Smith - Miscikowski) Adopted, Ayes (10); Absent: Hahn, Parks, Reyes, Villaraigosa and Weiss (5)

01-1068-S3
CD 1 PUBLIC WORKS COMMITTEE REPORT relative to expanding the Pilot Program for Graffiti Abatement to include Council District One.
Recommendation for Council action, pursuant to Motion (Reyes - Parks):

REQUEST the City Attorney to prepare an ordinance to expand the Pilot Program for Graffiti Abatement to include Council District One.

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

ITEM NO. (52) - ADOPTED, AS AMENDED - SET FOR HEARING APRIL 20, 2005 - SEE FOLLOWING

Roll Call #13 - Motion (Perry - Reyes) to Adopt as Amended, Ayes (11); Absent: Greuel, Hahn, Parks and Villaraigosa (4)

03-2011 CD 9

CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to vacating an L-shaped alley (portion of) easterly of Central Avenue between 20th Street and 21st Street.

Recommendations for Council action:

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

2. ADOPT the FINDINGS of the City Engineer dated February 18, 2005, as the Findings of the Council.

3. ADOPT the accompanying City Engineer report dated February 18, 2005 to approve the vacation.

4. DELETE Condition 4(a) in the City Engineer report dated February 18, 2005.

5. INSTRUCT the City Clerk to set a public hearing date for APRIL 20, 2005.

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

ADOPTED

AMENDING MOTION (PERRY - SMITH)

Recommendation for Council action:

AMEND the Public Works Committee Report to add the following recommendation:

6. DELETE Condition 5(a) in the City Engineer report dated February 18, 2005.
Roll Call #4 - Motion (Smith - Miscikowski) Adopted, Ayes (10); Absent: Hahn, Parks, Reyes, Villaraigosa and Weiss (5) (Item Nos. 53-61)

ITEM NO. (53) - ADOPTED - SET FOR HEARING APRIL 20, 2005

04-0537 CD 1 CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to vacating an alley southeasterly of Lucas Avenue from Emerald Drive to 280 feet northeasterly thereof.

Recommendations for Council action:

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

2. ADOPT the FINDINGS of the City Engineer dated December 6, 2004, as the Findings of the Council.

3. ADOPT the accompanying City Engineer report dated December 6, 2004 to approve the vacation.

4. AMEND Condition D. (a) in City Engineer report dated December 6, 2004 to read:

   “Dedicate 15 feet as public street along the southeasterly side of Lucas Avenue to create a 45-foot half right-of-way.”

5. AMEND Condition E. (a) in City Engineer report dated December 6, 2004 to read:

   “Construct an additional roadway long the southeasterly side Lucas Avenue with asphalt concrete pavement to complete a 33-foot wide half roadway, integral concrete curb and gutter, 12-foot wide sidewalk together with a proper transition to join the existing improvements.”

6. INSTRUCT the City Clerk to set a public hearing date for APRIL 20, 2005.

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

ITEM NO. (54) - ADOPTED - SET FOR HEARING APRIL 20, 2005

04-1520 CD 5 CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to vacating Otsego Street from Van Noord Avenue to its easterly terminus.
Recommendations for Council action:

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

2. ADOPT the FINDINGS of the City Engineer dated October 15, 2004, as the Findings of the Council.

3. ADOPT the accompanying City Engineer report dated October 15, 2004 to approve the vacation.

4. INSTRUCT the City Clerk to set a public hearing date for APRIL 20, 2005.

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

ITEM NO. (55) - ADOPTED

04-1787
CD 4
PUBLIC WORKS COMMITTEE REPORT relative to making a new City designation of the “Toluca Terrace” Neighborhood.

Recommendations for Council action, pursuant to Motion (LaBonge - Greuel):

1. DESIGNATE the area bounded by Cahuenga Boulevard on the west, Magnolia Boulevard on the south, the City of Burbank border on the east, and Chandler Boulevard on the north as Toluca Terrace.

2. DIRECT the Department of Public Works to implement the designation of Toluca Terrace.

3. INSTRUCT the Los Angeles Department of Transportation to design and install signs with a blue background with white text and a City logo to identify Toluca Terrace.

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

ITEM NO. (56) - ADOPTED

04-1821
CD 9
PUBLIC WORKS COMMITTEE REPORT relative to designating area bounded by Commercial Street to Seventh Street and Alameda Street to and including the Los Angeles River as the Arts District.
Recommendations for Council action, pursuant to Motion (Perry - Villaraigosa):

1. DESIGNATE the area bounded by Commercial Street to Seventh Street and Alameda Street to and including the Los Angeles River as the Arts District.

2. INSTRUCT the Los Angeles Department of Transportation to design and install signs to identify the Arts District at the following locations:

   Alameda Street at Second Street (facing north); Alameda Street at Third Street (facing north); Traction Avenue at Hewitt Street (facing northwest); Fourth Street at Hewitt Street (facing southeast); Fourth Street at Molino Street (facing southeast); Santa Fe Avenue at Third Street (facing north); First Street at Vignes Street (facing east).

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

ITEM NO. (57) - ADOPTED

04-2442 CD 14 PUBLIC WORKS COMMITTEE REPORT relative to designating the corridor along Broadway from Third Street to Olympic Boulevard as the “Broadway Theater District.”

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

1. DESIGNATE the corridor along Broadway from Third Street to Olympic Boulevard as the “Broadway Theater District.”

2. DIRECT the Department of Public Works to implement the designation of the Broadway Theater District.

3. INSTRUCT the Los Angeles Department of Transportation to design and install signs with a blue background with white text and a City logo at the following locations to identify the Broadway Theater District:

   Southbound on Broadway at Third Street
   Northbound on Broadway at Olympic Boulevard
   Any other appropriate location along the Broadway corridor from Third Street to Olympic Boulevard

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

ITEM NO. (58) - ADOPTED

05-0027 CD 4 PUBLIC WORKS COMMITTEE REPORT relative to extending the bid date for the Park La Brea Street Lighting Project.
Recommendations for Council action, pursuant to Motion (LaBonge - Hahn):

1. REQUEST the Board of Public Works to extend the bid date for the Park La Brea Street Lighting Project, W.O. L0449163, from December 22, 2004 to January 12, 2005.

2. DIRECT the Bureau of Street Lighting (BSL) to advise all bidders, by addendum, of the Board’s action.

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

ITEM NO. (59) - ADOPTED

05-0173 CD 4
PUBLIC WORKS COMMITTEE REPORT and RESOLUTION relative to applying for 2004-05 Environmental Enhancement Mitigation Program (EEMP) grants for the Glendale - Hyperion Bridge Improvement Project.

Recommendations for Council action, pursuant to Motion (LaBonge - Garcetti):

1. AUTHORIZE the City Engineer, or designee, to submit a grant application, entitled the Glendale - Hyperion Bridge Improvement Project, for $250,000 to the Resources Agency of California.

2. ADOPT the accompanying RESOLUTION that authorizes the submission of a proposal for 2004-05 Environmental Enhancement Mitigation Program (EEMP) grants to the Resources Agency of California.

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

ITEM NO. (60) - ADOPTED

04-0600-S5
PUBLIC WORKS COMMITTEE REPORT relative to an amendment to the Fiscal Year 2004-05 Proposed Budget regarding the sidewalk construction budget.

Recommendation for Council action:

RECEIVE and FILE the Motion (Padilla - Villaraigosa) relative to the Fiscal Year 2004-05 Proposed Budget instruction to the Bureau of Street Services to set aside 10 percent of the sidewalk budget for construction of new sidewalks where none exist, inasmuch as the Fiscal Year 2004-05 Budget has been adopted and the issue is now moot.

Fiscal Impact Statement: Not applicable.
ITEM NO. (61) - ADOPTED

04-1686 CD 15  PUBLIC WORKS COMMITTEE REPORT relative to the temporary closure of 190th Street between Normandie Avenue and Harborgate Way.

Recommendation for Council action:

RECEIVE and FILE the Board of Public Works report relative to the temporary closure of 190th Street between Normandie Avenue and Harborgate Way from August 28, 2004 through August 29, 2004, inasmuch as the temporary street closure is no longer needed and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

Items for Which Public Hearings Have Not Been Held - Items 62-118 (10 Votes Required for Consideration)

Roll Call #6 - Motion (Reyes - Zine) Adopted, Ayes (12); Absent: Hahn, Parks and Villaraigosa (3)

ITEM NO. (62) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS SET FOR HEARING MAY 11, 2005

05-0343 CD 15  COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of SEVENTH STREET AND MESA STREET LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated February 18, 2005.

2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of May 11, 2005, as the hearing date for the maintenance of Seventh Street and Mesa Street Lighting District, in accordance with Proposition 218, Articles XIIIIC and XIIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, $22,415.97 will be collected annually starting with tax year 2005-06 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting district.

(Board of Public Works Hearing Date: May 2, 2005)
ITEM NO. (63) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

05-0097
CD 7

MITIGATED NEGATIVE DECLARATION, COMMUNICATION FROM CHAIR, PLANNING AND LAND USE MANAGEMENT COMMITTEE, RESOLUTION and ORDINANCE FIRST CONSIDERATION relative to a General Plan Amendment and zone change for property at 13485 Herrick 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. 05-0097 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 filed on May 21, 2004 [ENV 2002-6321 MND].

2. ADOPT the February 25, 2005 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 from Very Low I to Low abutting the southwesterly side of Herrick Avenue and northwesterly side of Roxford Avenue for the property at 13485 North Herrick Avenue, within the Sylmar Community Plan - Geographic Area 1, Window No. 133 - North Valley.

Applicant: Daryl Sequeira CPC 2003-8909 GPA ZC

4. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, effecting a zone change from RA-1-K to (T)(Q)RS-1-K, (T)(Q)RE9-1-K and (T)(Q)RA-1-K for the property located at 13485 North Herrick Avenue. The Committee approved the zone change modifying “Q” Condition No. 9 to reflect RS-1-K zone.

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 the City Planning Commission on September 23, 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 - APRIL 19, 2005

(LAST DAY FOR COUNCIL ACTION - APRIL 19, 2005)

ITEM NO. (64) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

03-2187-S2

COMMUNICATION FROM CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to technical amendments to the Alternative Police Permit Ordinance.

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

PRESENT and ADOPT the accompanying ORDINANCE amending Sections 103.33 and 103.34 of the Los Angeles Municipal Code regarding police permits.

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

(Public Safety Committee waived consideration of the above matter)

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

04-2523-CD4

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and ORDINANCE FIRST CONSIDERATION relative to the requested quitclaim of sanitary sewer and drainage easement lying on Wilshire Boulevard between Mansfield Avenue and Orange Drive - Right of Way No. 36000-1510.

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

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(4) of the City’s Environmental Guidelines.

2. FIND that this project is in substantial conformance with the General Plan pursuant to Section 556 of the Los Angeles City Charter.

3. ADOPT the City Engineer report dated December 8, 2004, to approve the petitioner's request for the quitclaim of sanitary sewer and drainage easement lying on Wilshire Boulevard between Mansfield Avenue and Orange Drive - R/W No. 36000-1510.

4. PRESENT and ADOPT the accompanying ORDINANCE authorizing this quitclaim of sanitary sewer and drainage easement lying on Wilshire Boulevard between Mansfield Avenue and Orange Drive.
5. INSTRUCT the Real Estate Division, Bureau of Engineering, to record and deliver the necessary quitclaim deed or deeds to the person/s legally entitled thereto.

**Fiscal Impact Statement:** The City Engineer reports that a fee of $3,745.00 was paid for processing this request pursuant to Section 7.40 of the Los Angeles Administrative Code.

**Roll Call #5 - Motion (Smith - Zine) Adopted, Ayes (11); Absent: Hahn, Parks, Villaraigosa and Weiss (4) (Item Nos. 66-82)**

**ITEM NO. (66) - ADOPTED**

**05-0072 RESOLUTION relative to the Declaration of Local Emergency by the Mayor, dated January 12, 2005, and ratified by the Council on January 18, February 1, February 15, and March 1, 2005 due to the occurrence of severe and repeated rain storms which caused significant damage to a number of properties within the City of Los Angeles, pursuant to the provisions of the Los Angeles Administrative Code (LAAC) Section 8.27.**

Recommendation for Council action:

ADOPT the accompanying RESOLUTION to CONTINUE the Mayor’s Declaration of Local Emergency, directing all appropriate City departments, agencies and personnel to continue to perform all duties and responsibilities to represent the City of Los Angeles in this matter for the purpose of abating the emergency and receipt, processing and coordination of all inquiries and requirements necessary to obtain whatever State and Federal assistance that may become available to the citizens of the City of Los Angeles who may be affected by the emergency; authorizing the City Administrative Officer to execute for and on behalf of the City all applications for State or Federal assistance which may be made available; instructing the Emergency Operations Board to advise the Mayor and Council on the extension of this Declaration of Local Emergency as may be required; and further, INSTRUCT the City Clerk to forward copies of this Resolution to the Governor of the State of California, the Director of the Office of Emergency Services of the State of California, and the Los Angeles County Board of Supervisors.

(Pursuant to Section 8.27 of the LAAC, Council approval of the existence of a local emergency and need for continuing state of local emergency is required within seven days from the original declaration by the Mayor and every 14 days thereafter until terminated.)
ITEM NO. (67) - ADOPTED

05-0005-S53
CD 11 RESOLUTION removing the property at 656 Santa Clara Avenue a.k.a. 661 California Avenue from the Rent Escrow Account Program [REAP], (Case No. 4488), 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 March 1, 2005. Assessor I.D. No. 4239-029-004 Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was released on March 21, 2002)

ITEM NO. (68) - ADOPTED

05-0005-S54
CD 8 RESOLUTION removing the property at 4239-43 1/2 Degnan Boulevard from the Rent Escrow Account Program [REAP], (Case No. 5136), 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 March 1, 2005. Assessor I.D. No. 5024-014-010 Registration No. 0362897

(Notice of Acceptance into the REAP/Rent Reduction Program was released on March 11, 2002)

ITEM NO. (69) - ADOPTED

05-0005-S55
CD 8 RESOLUTION removing the property at 1926-30 West Jefferson Boulevard from the Rent Escrow Account Program [REAP], (Case No. 6622), 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 March 1, 2005. Assessor I.D. No. 5042-034-029 Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was released on June 17, 2003)
ITEM NO. (70) - ADOPTED

05-0005-S56
05-0005-S56
CD 10  RESOLUTION removing the property at 1866-68 South Alsace Avenue from the Rent Escrow Account Program [REAP], (Case No. 6648), 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 March 1, 2005.

Assessor I.D. No. 5067-017-014
Registration No. 6115851

(Notice of Acceptance into the REAP/Rent Reduction Program was released on June 4, 2003)

ITEM NO. (71) - ADOPTED

05-0005-S57
05-0005-S57
CD 13  RESOLUTION removing the property at 1676-80 1/2 West Second Street from the Rent Escrow Account Program [REAP], (Case No. 7352), 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 March 1, 2005.

Assessor I.D. No. 5153-011-008
Registration No. 0368779

(Notice of Acceptance into the REAP/Rent Reduction Program was released on October 6, 2004)

ITEM NO. (72) - ADOPTED

05-0005-S58
05-0005-S58
CD 8  RESOLUTION removing the property at 1504-06 West 35th Street from the Rent Escrow Account Program [REAP], (Case No. 7366), 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 March 1, 2005.

Assessor I.D. No. 5041-009-019
Registration No. 0504381

(Notice of Acceptance into the REAP/Rent Reduction Program was released on July 8, 2004)
ITEM NO. (73) - ADOPTED

05-0005-S59
CD 15 RESOLUTION removing the property at 610-12 Imperial Highway from the Rent Escrow Account Program [REAP], (Case No. 4826), 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 March 2, 2005.  
Assessor I.D. No. 6088-003-007
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was released on December 27, 2001)

ITEM NO. (74) - ADOPTED

05-0005-S60
CD 8 RESOLUTION removing the property at 1436-40 West 27th Street from the Rent Escrow Account Program [REAP], (Case No. 6096), 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 March 2, 2005.  
Assessor I.D. No. 5054-032-006
Registration No. 0269274

(Notice of Acceptance into the REAP/Rent Reduction Program was released on December 30, 2002)

ITEM NO. (75) - ADOPTED

05-0005-S61
CD 8 RESOLUTION removing the property at 1626-2 1/2 West 67th Street from the Rent Escrow Account Program [REAP], (Case No. 7270), 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 March 2, 2005.  
Assessor I.D. No. 6015-019-008
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was released on March 3, 2004)
ITEM NO. (76) - ADOPTED

05-0005-S62
CD 8  RESOLUTION removing the property at 3964-64 1/2 South Denker Avenue from the Rent Escrow Account Program [REAP], (Case No. 7507), 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 March 2, 2005.

Assessor I.D. No. 5036-021-019
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was released on June 30, 2004)

ITEM NO. (77) - ADOPTED

05-0005-S63
CD 15  RESOLUTION removing the property at 601-09 1/2 West Anaheim Street a.k.a. 809-17 Neptune Avenue from the Rent Escrow Account Program [REAP], (Case No. 7528), 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 March 2, 2005.

Assessor I.D. No. 7416-025-036
Registration No. 0078915

(Notice of Acceptance into the REAP/Rent Reduction Program was released on September 14, 2004)

ITEM NO. (78) - ADOPTED

05-0005-S64
CD 8  RESOLUTION removing the property at 609-11 1/2 West 97th Street from the Rent Escrow Account Program [REAP], (Case No. 7859), 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 March 2, 2005.

Assessor I.D. No. 6054-027-018
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was released on December 7, 2004)
ITEM NO. (79) - ADOPTED

05-0005-S65 CD 5
RESOLUTION removing the property at 507-09 North Vista Street from the Rent Escrow Account Program [REAP], (Case No.7878), 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 March 2, 2005.

Assessor I.D. No. 5526-025-011
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was released on January 4, 2005)

ITEM NO. (80) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

05-0002-S21
COMMUNICATION FROM CHAIR, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE and RESOLUTION relative to the City’s position in connection with the legislation to extend or eliminate the Industrial Development Bond (IDB) sunset provision for local issuers of industrial development bonds in the State of California.

Recommendation for Council action, as initiated by Resolution (Garcetti - Greuel), SUBJECT TO CONCURRENCE BY THE MAYOR:

ADOPT the accompanying RESOLUTION to include in the City’s 2005-06 State Legislative Program SPONSORSHIP AS WELL AS SUPPORT, of legislation to extend or eliminate the IDB sunset provision for local issuers of industrial development bonds in the State of California.

Fiscal Impact Statement: The Chief Legislative Analyst reports that there is no fiscal impact.

ITEM NO. (81) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

04-2548 CD 7
CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for 12300 Foothill Boulevard.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article VII, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the irrevocable offers of dedication of land is in substantial conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.

3. ADOPT the City Engineer report dated November 30, 2004, and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 12300 Foothill Boulevard.

4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of $1,807.23 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of $1,689 and a seven percent surcharge in the amount of $118.23 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

ITEM NO. (82) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

05-0335
CD 12

MITIGATED NEGATIVE DECLARATION and COMMUNICATION FROM THE CITY ENGINEER relative to the Valley Bomb Squad Facility Project.

Recommendations for Council action:

1. CONSIDER the proposed Mitigated Negative Declaration together with the comments received (Transmittal Nos. 1 and 2, attached to the Council file) and FIND on the basis of the whole record that there is no substantial evidence that the Valley Bomb Squad Facility Project (Project) will have a significant effect on the environment, pursuant to the City’s Environmental Quality Act; that the Negative Declaration reflects the City’s independent judgment and analysis; that the documents constituting the record of proceedings in this matter are located in Council file No. 05-0335 in the custody of the City Clerk and in the files of the Bureau of Engineering in the custody of the Environmental Management Group.

2. ADOPT the accompanying Mitigated Negative Declaration and initial study dated November 23, 2004 relative to the Valley Bomb Squad Facility Project and APPROVE the Valley Bomb Squad Facility Project as described in the initial study dated November 23, 2004.

Fiscal Impact Statement: The City Engineer reports that the Valley Bomb Squad Facility Project budget is $5,789,000, which includes $400,000 for design services. Funding for this project will be from the Public Safety General Obligation Bonds, which was approved by voters on March 5, 2002 (Proposition Q). There is no impact to the General Fund.

(Public Works Committee waived consideration of the above matter)
ITEM NO. (83) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

Roll Call #14 - Motion (Smith - Reyes) Adopted, Ayes (11); Absent: Greuel, Hahn, Parks and Villaraigosa (4)

03-2452
CD 1  MITIGATED NEGATIVE DECLARATION and COMMUNICATION FROM THE CITY ENGINEER relative to the Metro Bomb Squad Facility Project.

Recommendations for Council action:

1. CONSIDER the proposed Negative Declaration together with the comments received as an amendment to Council file No. 03-2452 and FIND on the basis of the whole record that there is no substantial evidence that the Metro Bomb Squad Facility Project (Project) will have a significant effect on the environment, pursuant to the City’s Environmental Quality Act; that the Negative Declaration reflects the City’s independent judgment and analysis; that the documents constituting the record of proceedings in this matter are located in Council file No. 03-2452 in the custody of the City Clerk and in the files of the Bureau of Engineering in the custody of the Environmental Management Group.

2. ADOPT the accompanying Negative Declaration and initial study dated December 14, 2004 relative to the Metro Bomb Squad Facility Project and APPROVE the Metro Bomb Squad Facility Project as described in the initial study dated December 14, 2004.

Fiscal Impact Statement: The City Engineer reports that the Metro Bomb Squad Facility Project budget is $12,137,000, which includes $868,000 for design services. Funding for this project will be from the Public Safety General Obligation Bonds, which was approved by voters on March 5, 2002 (Proposition Q). There is no impact to the General Fund.

(Public Works Committee waived consideration of the above matter)

Roll Call #5 - Motion (Smith - Zine) Adopted, Ayes (11); Absent: Hahn, Parks, Villaraigosa and Weiss (4)
(Item Nos. 84-86)

ITEM NO. (84) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

05-0105

COMMUNICATION FROM THE GENERAL MANAGER, LOS ANGELES HOUSING DEPARTMENT (LAHD) relative to the issuance of Letters of Commitment for funding from the Affordable Housing Trust Fund (AHTF) for various multifamily rental housing developments under the 2005 High Leverage Program Round 1.

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

1. AUTHORIZE the General Manager, LAHD, or designee, to:
a. Issue Letters of Commitment with the AHTF for the following projects, subject to the condition that the project sponsors must apply to either Multifamily Housing Program (MHP), Tax Credit Allocation Committee (TCAC), United States Department of Housing and Urban Development (HUD), and/or Housing Authority of the County of Los Angeles (HACOLA) in the first respective rounds of 2005, and receive the full amount requested from the identified leveraging source, as follows:

<table>
<thead>
<tr>
<th>Project Name</th>
<th>Council District</th>
<th>Units</th>
<th>AHTF</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mariposa Place</td>
<td>13</td>
<td>58</td>
<td>$3,132,000</td>
</tr>
<tr>
<td>Magnolia on Lake</td>
<td>13</td>
<td>46</td>
<td>2,469,000</td>
</tr>
<tr>
<td>Sherwood Apartments</td>
<td>2</td>
<td>52</td>
<td>2,833,000</td>
</tr>
<tr>
<td>Yale Terrace</td>
<td>1</td>
<td>55</td>
<td>2,133,310</td>
</tr>
<tr>
<td>New Dana Town Homes</td>
<td>15</td>
<td>116</td>
<td>2,904,285</td>
</tr>
<tr>
<td>New Dana Senior</td>
<td>15</td>
<td>100</td>
<td>3,500,000</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>427</strong></td>
<td></td>
<td><strong>$16,971,595</strong></td>
</tr>
</tbody>
</table>

b. Issue Letters of Commitment from the AHTF to the following projects, on a one time exception basis, which have already received substantial funding from MHP, HUD, or TCAC, as follows:

<table>
<thead>
<tr>
<th>Project Name</th>
<th>Council District</th>
<th>Units</th>
<th>AHTF</th>
</tr>
</thead>
<tbody>
<tr>
<td>Columbus Permanent</td>
<td>7</td>
<td>6</td>
<td>$354,000</td>
</tr>
<tr>
<td>Palm Village</td>
<td>6</td>
<td>61</td>
<td>1,345,823</td>
</tr>
<tr>
<td>Laguna Senior</td>
<td>13</td>
<td>64</td>
<td>1,535,000</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>131</strong></td>
<td></td>
<td><strong>$3,234,823</strong></td>
</tr>
</tbody>
</table>

c. Negotiate and execute an acquisition, predevelopment, construction, and permanent loan agreement for each project which receives a TCAC, HUD, MHP, and/or County of Los Angeles funding award, subject to the satisfaction of all conditions and criteria stated in the AHTF application, in the LAHD report to the Mayor dated February 23, 2004 (attached to the Council file), and in LAHD’s Letter of Commitment.

d. Execute subordination agreements wherein the City loan and regulatory agreements on all projects recommended are subordinated to their respective conventional, construction, and permanent loans.

e. Execute agreements allowing the transfer to and/or execution of loans by a limited partnership, to enable admittance of tax credit investors.

2. AUTHORIZE the Controller to:

a. Reimburse the sponsors of all the approved projects for funding expenses incurred prior to execution of the City loan(s) if the expenses have been approved by the LAHD as part of the development cost budget.
b. Allocate and expend funds from the following funds and accounts, upon proper written demand from the General Manager, LAHD, or designee, as follows:

<table>
<thead>
<tr>
<th>Projects</th>
<th>Fund/Acct. No./Acct. Name</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>New Dana Town Homes</td>
<td>561/V211/LAHD-HOME</td>
<td>$ 234,811</td>
</tr>
<tr>
<td>Columbus Permanent</td>
<td>561/T210/LAHD-HOME</td>
<td>$ 209,180</td>
</tr>
<tr>
<td>New Dana Senior</td>
<td>561/W211/LAHD-HOME</td>
<td>$3,500,000</td>
</tr>
<tr>
<td>Laguna Senior</td>
<td>561/W211/LAHD-HOME</td>
<td>$1,535,000</td>
</tr>
<tr>
<td>New Dana Town Homes</td>
<td>424/V210/LAHD-CDBG</td>
<td>$ 788,723</td>
</tr>
<tr>
<td>Mariposa Place</td>
<td>424/W211/LAHD-CDBG</td>
<td>$3,132,000</td>
</tr>
<tr>
<td>Palm Village</td>
<td>424/W211/LAHD-CDBG</td>
<td>$ 893,267</td>
</tr>
<tr>
<td>New Dana Town Homes</td>
<td>424/V212/CDBG- AHTF</td>
<td>$ 420,034</td>
</tr>
<tr>
<td>New Dana Town Homes</td>
<td>424/V44G/CDBG- AHTF</td>
<td>$ 490,670</td>
</tr>
<tr>
<td>Palm Village</td>
<td>424/W212/CDBG- AHTF</td>
<td>$ 452,556</td>
</tr>
<tr>
<td>New Dana Town Homes</td>
<td>44G/T211/General Fund</td>
<td>$ 383,127</td>
</tr>
<tr>
<td>New Dana Town Homes</td>
<td>44G/V211/General Fund</td>
<td>$ 177,740</td>
</tr>
<tr>
<td>Sherwood Apartments</td>
<td>44G/V211/General Fund</td>
<td>$ 550,930</td>
</tr>
<tr>
<td>New Dana Town Homes</td>
<td>44G/W211/General Fund</td>
<td>$ 209,180</td>
</tr>
<tr>
<td>Columbus Permanent</td>
<td>44G/W211/General Fund</td>
<td>$ 144,820</td>
</tr>
<tr>
<td>Yale Terrace</td>
<td>44G/W219/Matching Trust</td>
<td>$1,638,710</td>
</tr>
<tr>
<td>Magnolia On Lake</td>
<td>44G/W219/Matching Trust</td>
<td>$2,269,000</td>
</tr>
<tr>
<td>New Dana Town Homes</td>
<td>44G/T215/DWP</td>
<td>$ 200,000</td>
</tr>
<tr>
<td>Yale Terrace</td>
<td>44G/W215/DWP</td>
<td>$ 200,000</td>
</tr>
<tr>
<td>Magnolia On Lake</td>
<td>44G/W215/DWP</td>
<td>$ 200,000</td>
</tr>
<tr>
<td>Sherwood Apartments</td>
<td>44G/T213/Bonds</td>
<td>$2,282,070</td>
</tr>
<tr>
<td>Yale Terrace</td>
<td>44G/T214/CRA</td>
<td>$ 294,600</td>
</tr>
</tbody>
</table>

3. AUTHORIZE the General Manager, LAHD, or designee, to prepare Controller instructions and make any necessary technical adjustments consistent with this action, subject to the approval of the City Administrative Officer; and, AUTHORIZE the Controller to implement these instructions.

Fiscal Impact Statement: LAHD reports that a total of approximately $1.4 million from the General Fund is being re-committed to multiple projects. The General Fund monies are from prior fiscal years and were dedicated to the development of affordable housing through the Affordable Housing Trust Fund. The other sources being recommended to fund AHTF projects under Round 1 do not include any General Fund dollars.

(Housing, Community and Economic Development Committee waived consideration of the above matter)
ITEM NO. (85) - ADOPTED

01-1068-S1
CD 13 CONSIDERATION OF MOTION (GARCETTI - GREUEL) relative to expanding the Pilot Program for Graffiti Abatement to include Council District 13.

Recommendation for Council action:

REQUEST the City Attorney to prepare an ordinance to include Council District 13 in the Pilot Program for Graffiti Abatement and to extend the Pilot Program for two additional years from the adoption date of said ordinance.

(Public Works Committee waived consideration of the above matter)

ITEM NO. (86) - ADOPTED

03-1034
CD 14 CONSIDERATION OF MOTION (SMITH - ZINE) relative to setting a hearing date for a vacation proceeding.

Recommendation for Council action:

INSTRUCT the City Clerk to set a public hearing date for MARCH 22, 2005 for the vacation of a portion of the alley northwesterly of Calzona Street from approximately 80 feet to 120 feet northeasterly of the Santa Ana Freeway.

(Public Works Committee waived consideration of the above matter)

ITEM NO. (87) - ADOPTED

Roll Call #15 - Motion (LaBonge - Smith) Adopted, Ayes (11); Absent: Greuel, Hahn, Parks and Villaraigosa (4)

05-0390
CD 8 MOTION (PARKS - REYES) relative to declaring the Stop the Killing March on February 26, 2005 a Special Event (fees and costs absorbed by the City = $312).

Recommendation for Council action:

DECLARE the Stop the Killing March, sponsored by the Christian Liberty Tabernacle Church on February 26, 2005, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.
Roll Call #5 - Motion (Smith - Zine) Adopted, Ayes (11); Absent: Hahn, Parks, Villaraigosa and Weiss (4) (Item Nos. 88-95)

ITEM NO. (88) - ADOPTED

02-0252 CD 7

MOTION (PADILLA - CARDENAS) relative to declaring the 12th Annual Cesar Chavez Peregrination and the Cultural Arts Festival on April 3, 2005 a Special Event (fees and costs absorbed by the City = $2,800).

Recommendation for Council action:

DECLARE the 12th Annual Cesar Chavez Peregrination and the Cultural Arts Festival, sponsored by Council District Seven, the Department of Recreation and Parks and Pueblo and Salud, Inc. on April 3, 2005, 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. (89) - ADOPTED

05-0389 CD 7

MOTION (PADILLA - CARDENAS) relative to declaring the Council District Seven Community Clean Up of Pacoima on March 5, 2005 a Special Event (fees and costs absorbed by the City = $4,700).

Recommendation for Council action:

DECLARE the Council District Seven Community Clean Up of Pacoima, sponsored by Council District Seven on March 5, 2005, 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. (90) - ADOPTED

01-0211 CD 2

MOTION (GREUEL - LABONGE) relative to declaring the WalkAmerica 2005 on April 30, 2005 a Special Event (fees and costs absorbed by the City = none submitted).

Recommendation for Council action:

DECLARE the WalkAmerica 2005, sponsored by the March of Dimes on April 30, 2005, 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 costs associated with the use of facilities under the jurisdiction of the Board of Recreation and Park Commissioners.
ITEM NO. (91) - ADOPTED

05-0387
CD 15  MOTION (HAHN - LABONGE) relative to declaring the Harbor City Old Town Cleanup on March 5, 2005 a Special Event (fees and costs absorbed by the City = $914).

Recommendation for Council action:

DECLARE the Harbor City Old Town Cleanup, sponsored by the Council District 15, Harbor City Neighborhood Council and the Bureau of Sanitation on March 5, 2005, 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 event sponsor shall meet the application requirements of the City.

ITEM NO. (92) - ADOPTED

05-0386
CD 15  MOTION (HAHN - GREUEL) relative to declaring the Wilmington Certified Farmers’ Market beginning February 24, 2005 to August 18, 2005 a Special Event (fees and costs absorbed by the City = $15,580).

Recommendation for Council action:

DECLARE the Wilmington Certified Farmers’ Market, sponsored by the Wilmington Chamber of Commerce beginning February 24, 2005 to August 18, 2005, 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. (93) - ADOPTED

05-0385
CD 4   MOTION (LABONGE - GREUEL) relative to declaring the Adopt a Block Outreach on March 19, 2005 a Special Event (fees and costs absorbed by the City = $1,226).

Recommendation for Council action:

DECLARE the Adopt a Block Outreach, sponsored by the North Hollywood First Assembly Church on March 19, 2005, 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. (94) - ADOPTED

MOTION (HAHN - LABONGE) relative to declaring the Second Annual Kidz Biz on National Youth Services Day on April 16, 2005 a Special Event (fees and costs absorbed by the City = $3,158).

Recommendation for Council action:

DECLARE the Second Annual Kidz Biz on National Youth Services Day, sponsored by Council District 15 and other participating groups/organizations on April 16, 2005, 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. (95) - ADOPTED

MOTION (CARDENAS - PADILLA) relative to declaring the Arleta Community Clean Up on March 5, 2005 a Special Event (fees and costs absorbed by the City = $3,000).

Recommendation for Council action:

DECLARE the Arleta Community Clean Up, sponsored by Council District Six on March 5, 2005 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. (96) - ADOPTED

Roll Call #15 - Motion (LaBonge - Smith) Adopted, Ayes (11); Absent: Greuel, Hahn, Parks and Villaraigosa (4)

MOTION (WEISS - SMITH) relative to declaring the Grand Opening Ceremony on March 17, 2005 a Special Event (the event sponsor will reimburse the City for all fees and costs associated with this event).

Recommendation for Council action:

DECLARE the Grand Opening Ceremony, sponsored by the Marc Jacobs store on March 17, 2005 a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including directing the event sponsor to fulfill the insurance and petition requirements of the City.
ITEM NO. (97) - ADOPTED

05-0398 CD 9  MOTION (ZINE for PERRY - HAHN) relative to declaring the Fan Fest on March 11-12, 2005 a Special Event (fees and costs absorbed by the City = $10,556).

Recommendation for Council action:

DECLARE the Fan Fest, sponsored by the Staples Center on March 11-12, 2005, 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. (98) - ADOPTED

04-0400 CD 9  MOTION (ZINE for PERRY - SMITH) relative to declaring the Performing for Los Angeles Youth on March 8-9, and April 19-22, 2005 a Special Event (fees and costs absorbed by the City = $14,438).

Recommendation for Council action:

DECLARE the Performing for Los Angeles Youth, sponsored by the Center Theatre Group on March 8-9 and April 19-22, 2005, 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. (99) - ADOPTED

03-2141 CD 14  MOTION (VILLARAIGOSA - REYES) relative to declaring the Braceros Monthly Meetings on January 30, February 27, March 27, April 24, May 8, June 19, July 17, August 21, October 23, November 13 and December 11, 2005 and the Fifth Anniversary Bracero Day Celebration on September 25, 2005 a Special Event (fees and costs absorbed by the City = $9,594).

Recommendation for Council action:
DECLARE the Braceros Monthly Meetings and the Fifth Anniversary Bracero Day Celebration, sponsored by the Industrial Areas Foundation, on January 30, February 27, March 27, April 24, May 8, June 19, July 17, August 21, October 23, November 13 and December 11, 2005; and September 25, 2005, 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. (100) - ADOPTED

Roll Call #15 - Motion (LaBonge - Smith) Adopted, Ayes (11); Absent: Greuel, Hahn, Parks and Villaraigosa (4)

04-0383 CD 14

MOTION (VILLARAIGOSA - LUDLOW) relative to declaring the Annual Black History Health and Marketplace Fair on February 28, 2005 a Special Event (fees and costs absorbed by the City = $1,030).

Recommendation for Council action:

DECLARE the Annual Black History Health and Marketplace Fair, sponsored by the USC Medical Hospital on February 28, 2005, 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.

Roll Call #5 - Motion (Smith - Zine) Adopted, Ayes (11); Absent: Hahn, Parks, Villaraigosa and Weiss (4)

(Item Nos. 101-102)

ITEM NO. (101) - ADOPTED

05-0410 CD 7

MOTION (PADILLA - SMITH) relative to declaring the 48th Annual Opening Day Ceremony for Sylmar Independent Baseball League and Baseball Season on March 5, 2005 a Special Event (fees and costs absorbed by the City = $2,600).

Recommendation for Council action:

DECLARE the 48th Annual Opening Day Ceremony for Sylmar Independent Baseball League and Baseball Season, sponsored by Council District Seven and the Sylmar Independent Baseball League on March 5, 2005, 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. (102) - ADOPTED

04-0585
CD 9  MOTION (PERRY - REYES) relative to declaring the Easter Personal Care Day on March 19, 2005 a Special Event (fees and costs absorbed by the City = $1,226).

Recommendation for Council action:

DECLARE the Easter Personal Care Day, sponsored by the Kenny Nickelson Memorial Foundation on March 19, 2005, 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. (103) - ADOPTED

Roll Call #15 - Motion (LaBonge - Smith) Adopted, Ayes (11); Absent: Greuel, Hahn, Parks and Villaraigosa (4)

02-0648
CD 10 MOTION (LUDLOW - SMITH) relative to declaring the Wilshire Center Farmers' Market every Friday, beginning March 3, 2005 to June 24, 2005 a Special Event (fees and costs absorbed by the City = $4,496).

Recommendation for Council action:

DECLARE the Wilshire Center Farmers' Market, sponsored by the Social and Environmental Wild Farm every Friday, beginning March 3, 2005 to June 24, 2005, 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. (104) - ADOPTED

Roll Call #16 - Motion (Weiss - Zine) Adopted, Ayes (11); Absent: Greuel, Hahn, Parks and Villaraigosa (4)

04-0461
CD 5  MOTION (WEISS - GREUEL) relative to declaring the Purim Carnival on March 20, 2005 a Special Event (fees and costs absorbed by the City = $1,643).

Recommendation for Council action:

DECLARE the Purim Carnival, sponsored by the Temple B’nai Hayim on March 20, 2005, 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. (105) - ADOPTED

05-0415 CD 13  MOTION (GARCETTI - LABONGE) relative to declaring the International Festival on March 20, 2005 a Special Event (fees and costs absorbed by the City = $8,000).

Recommendation for Council action:

DECLARE the International Festival, sponsored by GASA International on March 20, 2005, 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. (106) - ADOPTED

05-0416 CD 5  MOTION (WEISS - GREUEL) relative to declaring the Iranian New Year on March 20, 2005 a Special Event (fees and costs absorbed by the City = none submitted).

Recommendation for Council action:

DECLARE the Iranian New Year, sponsored by the Iranian American Businesses of Westwood on March 20, 2005, 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. (107) - ADOPTED

05-0417 CD 2  MOTION (GREUEL - HAHN) relative to declaring the Bulky Item Cleanup Event on March 12, 2005 a Special Event (fees and costs absorbed by the City = $914).

Recommendation for Council action:

DECLARE the Bulky Item Cleanup Event, sponsored by Council District Two, the Bureau of Sanitation and other community residents on March 12, 2005, 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. (108) - ADOPTED

04-0811 CD 11  
MOTION (PADILLA for MISCIKOWSKI - GREUEL) relative to declaring the Trees to the Sea on March 12, 2005 a Special Event (fees and costs absorbed by the City = $1,226).

Recommendation for Council action:

DECLARE the Trees to the Sea, sponsored by the Tree Musketeers on March 12, 2005, 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. (109) - ADOPTED

Roll Call #17 - Motion (Perry - Reyes) Adopted, Ayes (11); Absent: Greuel, Hahn, Parks and Villaraigosa (4)

05-1073-S2 CD 13  
MOTION (GARCETTI - REYES) relative to the purchase, installation and maintenance of security/surveillance cameras at Lake Street in Council District 13.

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

1. AUTHORIZE the Board of Public Works, Office of Accounting, to pay $19,444 from the Council District 13 portion of the Street Furniture Revenue Fund No, 43D, Department 50 to the Central City Action Committee for the purchase, installation and maintenance of security/surveillance cameras at Lake Street in Council District 13, in cooperation with the Los Angeles Police Department.

2. AUTHORIZE the Interim Chief Legislative Analyst, or designee, to make technical corrections or clarifications as may be necessary to facilitate the intent of this Motion.

ITEM NO. (110) - ADOPTED

Roll Call #5 - Motion (Smith - Zine) Adopted, Ayes (11); Absent: Hahn, Parks, Villaraigosa and Weiss (4)

05-1073-S1 CD 1  
MOTION (REYES - PARKS) relative to the Byzantine Latino Quarter Project street banner program.

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

1. APPROVE the expenditure of $1,000 from the Council District One portion of the Street Furniture Revenue Fund to the St. Sophia Foundation for the Byzantine Latino Quarter Project street banner program.
2. AUTHORIZE the Department of Public Works, Bureau of Street Services, to provide payment in the amount of $1,000 to the St. Sophia Foundation for the above stated purpose, from the Council District One portion of the Street Furniture Revenue Fund No. 43D, Department 50.

3. AUTHORIZE the Chief Legislative Analyst, or designee, to make technical changes to clarify and to implement the intent of this Motion.

ITEM NO. (111) - ADOPTED

Roll Call #18 - Motion (LaBonge - Reyes) Adopted, Ayes (11); Absent: Greuel, Hahn, Parks and Villaraigosa (4)

05-0397 CD 4  
MOTION (LABONGE - REYES) relative to a proposed apartment development at 3031-33 Angus Street in the Silver Lake area.

Recommendations for Council action:

1. DIRECT the Departments of Building and Safety, Transportation, Fire, Planning and the Bureau of Engineering to review and report back with recommendations relative to all aspects of the proposed apartment development at 3031-33 Angus Street in a residential hillside area of Silver Lake, including but not limited to public safety, density, traffic, illegal property issues such as lot division, encroachment, easements and public rights-of-way, as detailed in the Motion.

2. DIRECT, REQUEST and AUTHORIZE, as appropriate, the Departments of Building and Safety, Transportation, Fire, Planning, Bureau of Engineering, and any other involved City department to refrain from issuing permits until they verify that all applicable requirements of the Los Angeles Municipal Code have been met.

Roll Call #5 - Motion (Smith - Zine) Adopted, Ayes (11); Absent: Hahn, Parks, Villaraigosa and Weiss (4)

(Item Nos. 112-118)

ITEM NO. (112) - ADOPTED

05-0394 CD 9  
MOTION (LABONGE for PERRY - VILLARAIGOSA) relative to a request for an exemption from the Convention Center fee waiver policy for the 14th Annual Latina History Day on March 11, 2005.

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

1. FIND that the 14th Annual Latina History Day event, sponsored by HOPE, serves a public purpose in that it will provide approximately 500 community members with workshops and networking opportunities for small businesses.
2. AUTHORIZE the General Manager, Convention Center, to make an exception to the Council’s Convention Center waiver policy by waiving the total costs, which amounts to $8,410 associated with the 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. (113) - ADOPTED

05-0411

MOTION (PADILLA - SMITH) relative to funding for a Council District Seven hosted reception for HOPE in the City Hall Tom Bradley Room.

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

TRANSFER $336 from the Reserve Fund to the Unappropriated Balance Fund No 100-58 and APPROPRIATE therefrom to the General Services Fund No. 100-40 Account No. 1090 (Salaries - Overtime), for services in connection with the March 10, 2005 Council District Seven reception for HOPE, in the City Hall Tom Bradley Room - said funds to be reimbursed to the General Fund by HOPE.

ITEM NO. (114) - ADOPTED

05-0414 CD 2

MOTION (GREUEL - SMITH) relative to redesignating and downgrading Milbank Street between Van Nuys Boulevard and Woodman Avenue (east of Van Nuys Boulevard) from a Collector Street to a Local Street.

Recommendations for Council action:

1. DIRECT the Planning Department, in coordination with the Department of Transportation (DOT) and the Bureau of Engineering, to prepare and present the necessary documents and plan amendments to the “Streets and Highways Designation Map” of the Transportation Element of the General Plan and to the Sherman Oaks-Studio City-Toluca Lake-Cahuenga Pass Community Plan, to redesignate and downgrade Milbank Street between Van Nuys Boulevard and Woodman Avenue (east of Van Nuys Boulevard) from a Collector Street to a Local Street.

2. DIRECT the DOT, in anticipation of the approval of this plan amendment, to quickly evaluate the need for additional traffic signals, signage and other traffic calming measures to improve public safety in this area.
ITEM NO. (115) - ADOPTED

05-0010-S11
MOTION (VILLARAIGOSA - REYES) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Julio Rudy Rodriguez on February 8, 2005.

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 Julio Rudy Rodriguez.

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. (116) - ADOPTED

01-0211-S1
RESOLUTION (GREUDEL - SMITH) relative to declaring April 22, 2005 as March of Dimes T-Shirt Day.

Recommendation for Council action:

RESOLVE to DECLARE April 22, 2005 as March of Dimes T-Shirt Day in the City of Los Angeles and encourage employees to wear their March of Dimes - City of Los Angeles T-shirts to work.

ITEM NO. (117) - ADOPTED

05-0002-S42
RESOLUTION (LABONGE - SMITH) relative to promoting the City’s bid to be selected as the future site for the California Institute for Regenerative Medicine (CIRM).

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

1. RESOLVE to URGE the Governor and the Independent Citizens Oversight Committee for the California Stem Cell Research and Cures Initiative to select the City of Los Angeles as the location of the future site of the CIRM.

2. RESOLVE to AUTHORIZE the Mayor to submit the required applications and documents to promote the City’s bid to be selected as the future site for the CIRM, and upon selection, to present to the Council the recommendations necessary to accept the award.
ITEM NO. (118) - MAP APPROVED - CITY ENGINEER REPORT AND RESOLUTION ADOPTED

05-0401
(ADOPT City Engineer Report)
(ADOPT the RESOLUTION OF ACCEPTANCE of future streets/alleys)
Applicants: John Sullivan
    Alfredo L. La Cuesta

Closed Sessions - Items 119-123

ITEM NO. (119) - MEETING HELD - ACTION TAKEN IN CLOSED SESSION

04-0451
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 Carvin v. City of Los Angeles, Los Angeles Superior Court Case No. BC 290533. (This matter arises out of an employment matter in the Office of the Controller.)

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

ITEM NO. (120) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - TO THE MAYOR FORTHWITH - SEE FOLLOWING

Roll Call #19 - Motion (Miscikowski - Smith) Adopted in Open Session, Ayes (11);
    Absent: Greuel, Hahn, Parks and Villaraigosa (4)

05-0154
The City Council shall recess to Closed Session, pursuant to Government Code Sections 54956.9(a), to confer with its legal counsel relative to settlement in the case entitled Apolinar Ramirez v. Federico De La Rosa, et al., Los Angeles Superior Court Case No. LC 066487. (This action arises out of an automobile accident that occurred on July 6, 2003, at the Sherman Oaks/Van Nuys Municipal Park.)

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

ADOPTED

MOTION (MISCIKOWSKI - SMITH)

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

1. AUTHORIZE the City Attorney to expend $575,000 in settlement of the case entitled Apolinar Ramirez v. Federico De La Rosa, et al., Los Angeles Superior Court Case No. LC 066487 from the Liability Claims Account No. 9770, Fund 100, Department 59.
2. AUTHORIZE the City Attorney to draw a demand thereon in said amount payable to the Victim Recovery Center Law Offices, Apolinar Ramirez and Cedars Sinai Medical Center, lienholder.

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

ITEM NO. (121) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - TO THE MAYOR FORTHWITH - SEE FOLLOWING

Roll Call #20 - Motion (Miscikowski - Smith) Adopted in Open Session, Ayes (11); Absent: Greuel, Hahn, Parks and Villaraigosa (4)

05-0312

The City Council shall recess to Closed Session, pursuant to Government Code Sections 54956.9(a), to confer with its legal counsel relative to settlement in the case entitled Eric Coulter v. City of Los Angeles and William J. Bratton, Los Angeles Superior Court Case No. BS 083828. (This action arises out of an imposition of a four-day suspension by the Los Angeles Police Department against Lieutenant Eric Coulter after he was found guilty at a Board of Rights of two allegations of misconduct.)

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

ADOPTED

MOTION (MISCIKOWSKI - SMITH)

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

APPROVE the settlement terms as follows:

a. The guilty finding of Count II would be withdrawn from Lieutenant Coulter's personnel file.

b. The guilty finding in Count I would remain unchanged.

c. The four-day suspension would remain unchanged.

d. Each side would bear its own costs and attorney's fees.

(Budget and Finance Committee waived consideration of the above matter.)
05-0245

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to settlement in the case entitled City of Los Angeles v. Jose Rocha and Irma Rocha, et al., Los Angeles Superior Court Case No. BC 287425. (This action involves the acquisition of real property located at 1616 and 1620 East Fourth Street in the City of Los Angeles, for the “Boyle Heights Youth Technology Recreation Center.”)

(Budget and Finance Committee considered the above matter in Closed Session on February 22, 2005 - Continued from Council meeting of March 2, 2005)

ADOPTED

MOTION (MISCIKOWSKI - SMITH)

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

1. AUTHORIZE the City Attorney to expend $499,000 in settlement of the case entitled City of Los Angeles v. Jose Rocha and Irma Rocha, et al., Los Angeles Superior Court Case No. BC 287425.

2. AUTHORIZE the City Attorney to draft and execute all necessary documents, agreements and pleadings to accomplish this settlement as recommended.

This matter was approved by the Budget and Finance Committee (Parks - Miscikowski - Cardenas - Smith “yes”) at its meeting of February 22, 2005, in Closed Session as permitted by Government Code Section 54956.9(a).

04-0503-S1

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9 (c), to confer with its legal counsel relative to a proposed settlement-payment of outstanding franchise fees owed to the City by Comcast Corporation.

Information Technology and General Services Committee considered the above matter on February 22, 2005)
ADOPTED

MOTION (WEISS - GARCE TTI)

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

APPROVE the proposed settlement-payment with Comcast for outstanding franchise fees owed to the City for Calendar Years 2000 and 2001 in the amount of $77,750.

(This matter was approved by the Information Technology and General Services Committee (Weiss - Garcetti voted “yes”) at its meeting of February 22, 2005, in Closed Session as permitted by Government Code Section 54956.9 (c), Budget and Finance Committee waived consideration of the above matter.)

RECONSIDERED A PORTION OF ITEM NO. 2 FROM SPECIAL COUNCIL MEETING OF FRIDAY, MARCH 4, 2005

Roll Call #23 - Motion (Cardenas - Greuel) Adopted to Reconsider, Ayes (12);
Abscnt: Hahn, Parks and Villaraigosa (3)
Roll Call #24 - Motion (Cardenas - Greuel) Adopted, Ayes (12);
Abscnt: Hahn, Parks and Villaraigosa (3)

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

03-0808-S1
CD 6 PRESENT and ADOPT the accompanying ORDINANCE adding Chapter 127 to the Los Angeles Administrative Code to establish the Bradley Landfill Trust Fund.

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

05-0435
MOTION (LABONGE - GREUEL) relative to declaring the 100th Birthday Celebration of the Children’s Bureau on March 8, 2005 a Special Event (fees and costs absorbed by the City = $804).

05-0436
MOTION (ZINE for PARKS - PERRY) relative to declaring the Sigma Chi Philanthropic Event on April 8, 2005 a Special Event (fees and costs absorbed by the City = $312).

05-0437
MOTION (LUDLOW - PERRY) relative to declaring the 12th Annual Living History Makers on February 24, 2005 a Special Event (fees and costs absorbed by the City = $978).

05-0438
MOTION (MISCIKOWSKI - LABONGE) relative to declaring the Walk for World Peace on March 19, 2005 a Special Event (fees and costs absorbed by the City = $7,598).
05-0439 MOTION (MISCIKOWSKI - LABONGE) relative to declaring the Sixth Annual Loyola Marymount University 3-Mile Fun Run on April 1, 2005 a Special Event (fees and costs absorbed by the City = $5,158).

01-0587 MOTION (WEISS - GREUEL) relative to declaring the Fifth Village at Sherman Oaks Annual Spring Festival on April 17, 2005 a Special Event (fees and costs absorbed by the City = $3,802).

03-0549 MOTION (PERRY - REYES) relative to declaring the Easter Celebration on March 27, 2005 a Special Event (fees and costs absorbed by the City = $3,356).

01-0487 MOTION (PERRY - GREUEL) relative to declaring the St. Patrick Catholic Church Festival on March 18-20, 2005 a Special Event (fees and costs absorbed by the City = $2,867).

05-0444 MOTION (PERRY - REYES) relative to declaring the Eighth Annual Health and Resource Fair on March 19, 2005 a Special Event (fees and costs absorbed by the City = $1,226).

05-0440 MOTION (LABONGE - PERRY) relative to declaring the Saint Patrick’s Day Parade on March 17, 2005 a Special Event (fees and costs absorbed by the City = $8,907).

05-0010-S12 MOTION (PERRY - WEISS) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the February 20, 2005 death of Miguel Fernandez.

05-0445 MOTION (MISCIKOWSKI - SMITH) relative to the City’s funding shortfall for the Sepulveda Boulevard at I-105 Westbound Off-Ramp Improvement Project.

05-0441 MOTION (LABONGE - MISCIKOWSKI) relative to the Planning Department holding a special meeting in the City Hall Tom Bradley Room on April 16, 2005.

COUNCILMEMBER’S REQUEST FOR EXCUSE FROM COUNCIL MEETINGS

Upon her request, and without objections, Councilmember Greuel was excused to leave at 12:00 p.m. from Council Session of Friday, April 15, 2005 due to City Business.
COMMENDATORY RESOLUTION ADOPTED IN HONOR OF:

05-0014 - Betty McCrillis (Perry - Reyes)

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

05-0013 - Deborah Hill (Garcetti)
James Edward Ryan (LaBonge)
Lucy Fuqua (LaBonge)
Teresa Wright (LaBonge)
Albert Burke (Miscikowski)

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

Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk PRESIDENT OF THE CITY COUNCIL