

Los Angeles City Council, Journal/Council Proceedings
Friday, April 22, 2005
John Ferraro Council Chamber, Room 340, City Hall - 10 am

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

ROLL CALL - Members present: Cardenas, Greuel, Hahn, LaBonge, Miscikowski, Perry, Reyes, Smith, Villaraigosa, Zine and President Padilla (11); Absent: Garcetti, Ludlow, Parks and Weiss (4).

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
APRIL 19, 2005

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 19

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

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

Items for Which Public Hearings Have Been Held - Items 1-11

ITEM NO. (1) - CONTINUED TO MAY 3, 2005

Roll Call #4 - Motion (Cardenas - Miscikowski) Adopted to Continue, Unanimous Vote (11);
Absent: Garcetti, Ludlow, Parks and Perry (4)
(Item Nos. 1-2)

[00-1774-S9](#)

COMMERCE, ENERGY AND NATURAL RESOURCES COMMITTEE REPORT relative to
the Los Angeles World Airports' (LAWA) master plan for the use of its entire system of
airports.

Recommendation for Council action:

NOTE and FILE the LAWA report dated December 13, 2004 in response to Motion (Parks
- Villaraigosa - Weiss) relative to the LAWA's comprehensive master plan for use of all the
airports under its control, inasmuch as the report is submitted for information only and no
Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (2) - CONTINUED TO MAY 3, 2005

04-2618

COMMERCE, ENERGY AND NATURAL RESOURCES COMMITTEE REPORT relative to prohibiting the expenditure of funds from the General Fund or any other City-controlled funding source for the Los Angeles International Airport (LAX) Master Plan Program.

Recommendation for Council action, as initiated by Motion (Parks - Cárdenas - Zine):

ADOPT a Council policy that no City General or Special Purpose fund money shall be used for the LAX Master Plan Program with the following exceptions:

- a. Use of City General or Special Fund money that is for Citywide purposes, but that incidentally benefits the LAX Master Plan Program.
- b. The LAX Master Plan Program when the General or Special Purposes Fund is reimbursed by the Los Angeles World Airports.

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

Roll Call #2 - Motion (Miscikowski - Zine) Adopted, Ayes (11); Absent: Garcetti, Ludlow, Parks and Weiss (4)
(Item Nos. 3-7)

ITEM NO. (3) - ADOPTED

05-0658

COMMERCE, ENERGY AND NATURAL RESOURCES COMMITTEE REPORT relative to the executive search to fill the Executive Director position at the Harbor Department.

Recommendation for Council action:

NOTE and FILE the Board of Harbor Commissioners report dated March 31, 2005 relative to the executive search to fill the Executive Director position at the Harbor Department, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (4) - ADOPTED

01-0572

PUBLIC SAFETY COMMITTEE REPORT relative to quarterly activities of the Personnel Department on the status of Police Officer Hiring.

Recommendation for Council action:

NOTE and FILE the Personnel Department report for the period of October through December 2004 relative to quarterly activities of the Personnel Department on the status of Police Officer Hiring, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

(Personnel Committee waived consideration of the above matter)

ITEM NO. (5) - ADOPTED

03-0185-S1

PUBLIC SAFETY COMMITTEE REPORT relative to Supplemental Police Account quarterly report.

Recommendation for Council action:

NOTE and FILE the Supplemental Police Account Quarterly report dated March 3, 2005, for the period of October through December 2004, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (6) - ADOPTED

04-0786

PUBLIC SAFETY COMMITTEE REPORT relative to the City of Los Angeles Human Trafficking and Child Prostitution Task Force final report and recommendations.

Recommendations for Council action, as initiated by Motion (Cardenas - Miscikowski - Weiss):

1. INSTRUCT the City Administrative Officer (CAO), Community Development Department and the Mayor's Criminal Justice Planning Office to review the Task Force recommendations and report back on funding these recommendations.
2. REQUEST the Chief Legislative Analyst (CLA) to review Assembly Bill 22 (Lieber) and recommend a City position on the bill, as appropriate.

Fiscal Impact Statement: None submitted by the Task Force. Neither the CAO nor the CLA has completed a financial analysis of this report.

ITEM NO. (7) - ADOPTED

04-2226

04-2250

PUBLIC SAFETY COMMITTEE REPORT relative to Los Angeles Police Department's procedures for investigating the October 20, 2004 officer-involved shooting.

Recommendations for Council action, as initiated by Motions (Zine - Padilla) (Parks - Smith):

1. NOTE and FILE the Los Angeles Police Department (LAPD) report relative to procedures for investigating the October 20, 2004 officer-involved shooting, inasmuch as the report is submitted for information only and no Council action is necessary.
2. INSTRUCT the LAPD to report back after the administrative review report is finished, on the status of the incident report, any proposed policy or protocol changes that resulted from this investigation and any other related issues.

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

ITEM NO. (8) - ADOPTED

Roll Call #7 - Motion (Miscikowski - Zine) Adopted, Ayes (11); Absent: Garcetti, Ludlow, Parks and Perry (4)

05-0096

PUBLIC SAFETY COMMITTEE REPORT relative to penalties for individuals who ignore street barricades placed by Public Safety and law enforcement agencies.

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

1. NOTE and FILE the City Attorney report dated March 2, 2005 relative to increasing the penalty for individuals who ignore street barricades placed by public safety and law enforcement agencies and to explore the feasibility of billing violators for the cost incurred by the City for responding to such requests, inasmuch as the City Attorney reports that the City is preempted by California Government Code Sections 53155 and 53159 and no Council action is necessary.
2. REQUEST the Chief Legislative Analyst (CLA) to coordinate with the Los Angeles Police Department, the Los Angeles Fire Department and the Office of Finance to explore increasing cost recovery for such violations and to explore alternatives to increase public awareness and education efforts in relation to ignoring street barricades and the associated penalties for such violations and report back in 45 days.

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

Roll Call #2 - Motion (Miscikowski - Zine) Adopted, Ayes (11); Absent: Garcetti, Ludlow, Parks and Weiss (4)
(Item Nos. 9-11)

ITEM NO. (9) - ADOPTED

05-0427

PUBLIC SAFETY COMMITTEE REPORT relative to 2002 Proposition Q Citywide Public Safety Bond Program quarterly status reports.

Recommendation for Council action:

NOTE and FILE the Proposition Q Administrative Oversight Committee December 2004 and March 2005 quarterly status reports on the 2002 Proposition Q Citywide Public Safety Bond Program, inasmuch as the reports are submitted for information only and no Council action is necessary.

Fiscal Impact Statement: The Proposition Q Administrative Oversight Committee reports that there is no impact to the General Fund. The cost of the Program is funded by Proposition Q - Citywide Public Safety General Obligation Bonds.

ITEM NO. (10) - ADOPTED

05-0457

PUBLIC SAFETY COMMITTEE REPORT relative to a donation to the Los Angeles Police Department (LAPD) in the amount of \$15,000.

Recommendation for Council action:

ACCEPT and APPROVE the donation to the LAPD in the amount of \$15,000 from the Robinson Foundation for Hearing Disorders, Inc., to be disbursed in amounts of \$5,000 each to the 77th Street Area, Newton Area and Southwest Area Explorer Posts, and THANK the donor for this generous donation.

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

ITEM NO. (11) - ADOPTED

04-1706

PUBLIC SAFETY, PERSONNEL and BUDGET AND FINANCE COMMITTEES' REPORT relative to continuation of the Real Estate Fraud Prosecution grant.

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

1. AUTHORIZE the Chief of Police to accept the grant award of \$722,860 from the County of Los Angeles Real Estate Fraud Prosecution Trust Fund Committee for the continuation of the Real Estate Fraud Prosecution grant.
2. AUTHORIZE the Chief of Police to enter into the grant agreement with the County of Los Angeles for the period of July 1, 2004 through June 30, 2005, subject to the approval of the City Attorney as to form and legality.
3. RESOLVE that Employment Authority for the following six positions within the Los Angeles Police Department (LAPD) through June 30, 2005, is APPROVED:

<u>No.</u>	<u>Code</u>	<u>Title</u>
3	2223-2	Detective II
2	2223-3	Detective III
1	1368	Senior Clerk Typist

4. AUTHORIZE the LAPD to submit requests for grant reimbursement and deposit the grant funds in the Police Department Grant Fund No. 339.
5. AUTHORIZE the LAPD to establish new revenue and appropriation accounts within Fund No. 399 for receipt and disbursement of the Real Estate Fraud Prosecution Grant funds.
6. INSTRUCT the LAPD to transfer the grant funds from Fund No. 339 to Fund No. 100, upon receipt.
7. AUTHORIZE the LAPD to prepare Controller instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer (CAO), and AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports that there is no impact to the General Fund. The Real Estate Fraud Prosecution Program costs are fully reimbursable up to the grant limit of \$722,860.

Items for Which Public Hearings Have Not Been Held - Items 12-34 (10 Votes Required for Consideration)

Roll Call #3 - Motion (Perry - Greuel) Adopted, Ayes (11); Absent: Garcetti, Ludlow, Parks and Weiss (4)
(Item Nos. 12-34)

ITEM NO. (12) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

03-0472

CD 9 COMMUNICATION FROM CHAIR, PUBLIC WORKS COMMITTEE relative to fund transfers for street improvement work for the Bridge and Tunnel Maintenance Program, the Safety Related Drainage Projects Program, and the Guardrail Construction Program.

Recommendations for Council action, pursuant to Motion (Perry - Reyes), SUBJECT TO THE APPROVAL OF THE MAYOR:

1. INSTRUCT the Bureau of Street Services (BOSS) to perform street improvement work for the Bridge and Tunnel Maintenance Program, the Safety Related Drainage Projects Program, and the Guardrail Construction Program.
2. TRANSFER and APPROPRIATE \$170,000 from the Special Gas Tax Street Improvement Fund No. 206/50 to the BOSS Fund No. 100/86. The accounts and amounts are as follows:

From Fund No. 206/50:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
W365	Bridge and Tunnel Maintenance Program	\$50,000
W702	Safety Related Drainage Projects Program	60,000
W601	Guardrail Construction Program	<u>60,000</u>
	Total	\$170,000

To Fund No. 100/86:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1090	Salaries, Overtime	\$100,000
3030	Construction Materials	35,000
3040	Contractual Services	<u>35,000</u>
	Total	\$170,000

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

ITEM NO. (13) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

05-0310

CD 2

COMMUNICATION FROM CHAIR, PUBLIC WORKS COMMITTEE relative to fund transfers for street improvement work at the intersection of Laurel Canyon Boulevard and Ventura Place.

Recommendations for Council action, pursuant to Motion (Greuel - Garcetti), SUBJECT TO THE APPROVAL OF THE MAYOR:

1. AUTHORIZE the Bureau of Street Services (BOSS) to accept a donation in the amount of \$25,000 from the Studio City Neighborhood Council for street improvement work at the intersection of Laurel Canyon Boulevard and Ventura Place, and THANK the Studio City Neighborhood Council for its generous donation.

2. INSTRUCT the BOSS and the Los Angeles Department of Transportation to perform street improvement work at the intersection of Laurel Canyon Boulevard and Ventura Place.
3. DEPOSIT the \$25,000 donation from Studio City Neighborhood Council, Fund No. 44B/47, Account No. 2061 to the Subvention and Grants Fund No. 305/50, Revenue Source Code No. 3734, Account No. XXX, entitled "Laurel Canyon Boulevard at Ventura Place," and TRANSFER and APPROPRIATE therefrom to the funds and accounts as follows:

BOSS, Fund No. 100/86:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
6020	Operating Supplies and Expense	\$22,500

LADOT, Fund No. 100/94:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1010	Salaries, General	\$2,500

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

ITEM NO. (14) - ADOPTED

03-0008-S15

CD 6 CONSIDERATION OF MOTION (CARDENAS - MISCIKOWSKI) relative to an allocation of Community Development Block Grant (CDBG) funds for the Van Nuys II facade project.

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

1. INSTRUCT the General Manager, Community Development Department (CDD), to allocate \$125,000 30th Year CDBG for the construction of the Van Nuys II facade project.
2. AUTHORIZE the General Manager, CDD, to:
 - a. Include \$125,000 for bidding the construction phase of the Van Nuys II facade project, subject to the approval of the City Attorney as to form and legality.
 - b. Make any amendments necessary to the Consolidated Plan(s), prepare instructions for the Controller, and make any necessary technical adjustments and corrections, subject to the approval of the City Administrative Officer.

3. AUTHORIZE the Controller to implement said instructions of the General Manager, CDD, related to this action.

(Housing, Community and Economic Development Committee waived consideration of the above matter)

ITEM NO. (15) - ADOPTED

05-0703

CD 11 MOTION (MISCIKOWSKI - CARDENAS) relative to declaring the WLA Farmers Market on Sundays from April 16, 2005 to July 16, 2005 a Special Event (fees and costs absorbed by the City = \$20,188).

Recommendation for Council action:

DECLARE the WLA Farmers Market, sponsored by the WLA Cultural Association on Sundays from April 16, 2005 to July 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) except insurance and application requirements.

ITEM NO. (16) - ADOPTED

05-0704

CD 3 MOTION (ZINE - SMITH) relative to declaring the Dedication of the New Los Angeles Police Department West Valley Station on April 14, 2005 a Special Event (fees and costs absorbed by the City = \$1,226).

Recommendation for Council action:

DECLARE the Dedication of the New Los Angeles Police Department West Valley Division Station, sponsored by Council District Three, Council District Five, Council District Twelve, Chief William Bratton and Mayor James Hahn on April 14, 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 sponsors shall meet City application requirements.

ITEM NO. (17) - ADOPTED

05-0705

CD 9 MOTION (PERRY - REYES) relative to declaring the Earthday Walkathon 2005 on April 23, 2005 a Special Event (fees and costs absorbed by the City = \$1,188).

Recommendation for Council action:

DECLARE the Earthday Walkathon 2005, sponsored by the Los Angeles Community College District on April 23, 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. (18) - ADOPTED

05-0706

CD 9 MOTION (PERRY - REYES) relative to declaring the Downtown Arts Festival on June 3 - 5, 2005 a Special Event (fees and costs absorbed by the City = \$1,188).

Recommendation for Council action:

DECLARE the Downtown Arts Festival, sponsored by LA ART FEST on June 3 - 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. (19) - ADOPTED

02-0642

CD 15 MOTION (HAHN - LUDLOW) relative to declaring the 13th Annual Watts Cinco de Mayo Fiesta on May 7, 2005 a Special Event (fees and costs absorbed by the City = \$4,912).

Recommendation for Council action:

DECLARE the 13th Annual Watts Cinco de Mayo Fiesta, sponsored by the Watts Century Latino Organization, Watts Neighborhood Council and the Community Redevelopment Agency on May 7, 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. (20) - ADOPTED

05-0707

CD 15 MOTION (HAHN - GARCETTI) relative to declaring the Harbor City 'Pines' Neighborhood Cleanup on April 23, 2005 a Special Event (fees and costs absorbed by the City = \$914).

Recommendation for Council action:

DECLARE the Harbor City 'Pines' Neighborhood Cleanup, sponsored by the Harbor City Neighborhood Council on April 23, 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 City application requirements.

ITEM NO. (21) - ADOPTED

05-0708

CD 15 MOTION (HAHN - LUDLOW) relative to declaring the Parents of Watts 14th Annual Cinco de Mayo Fiesta on May 4, 2004 a Special Event (fees and costs absorbed by the City = \$2,188).

Recommendation for Council action:

DECLARE the Parents of Watts 14th Annual Cinco de Mayo Fiesta, sponsored by the Parents of Watts on May 4, 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. (22) - ADOPTED

04-0515

CD 15 MOTION (HAHN - GARCETTI) relative to declaring the Cease Fire, Stop the Violence Peace March and Rally on May 7, 2005 a Special Event (fees and costs absorbed by the City = \$4,419).

Recommendation for Council action:

DECLARE the Cease Fire, Stop the Violence Peace March and Rally, sponsored by We Care Outreach Ministries and the Los Angeles Police Department Southeast Division Weed and Seed on May 7, 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. (23) - ADOPTED

02-0686

CD 15 MOTION (HAHN - LABONGE) relative to declaring the Naval Days L.A. from April 14, 2005 to April 19, 2005 a Special Event (fees and costs absorbed by the City = \$9,152).

Recommendation for Council action:

DECLARE the Naval Days L.A., sponsored by The Navy League of the United States from April 14, 2005 to April 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) except insurance AND application requirements.

ITEM NO. (24) - ADOPTED

02-0466

CD 8 MOTION (PARKS - LUDLOW) relative to declaring the Hawaii Club's Annual Luau on April 16, 2005 a Special Event (fees and costs absorbed by the City = \$1,500).

Recommendation for Council action:

DECLARE the Annual Luau, sponsored by the University of Southern California Hawaii Club 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.

ITEM NO. (25) - ADOPTED

03-0722

CD 5 MOTION (WEISS - GREUEL) relative to declaring the Warner Walk on May 6, 2005 a Special Event (fees and costs absorbed by the City = \$2,656).

Recommendation for Council action:

DECLARE the Warner Walk, sponsored by the Warner Avenue Elementary School on May 6, 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. (26) - ADOPTED

05-0713

CD 13 MOTION (GARCETTI - LABONGE) relative to declaring the Community Street Festival on April 23 - 24, 2005 a Special Event (fees and costs absorbed by the City = \$1,188).

Recommendation for Council action:

DECLARE the Community Street Festival, sponsored by the Church of Scientology Western United States on April 23rd and 24th 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. (27) - ADOPTED

01-0561

CD 13 MOTION (GARCETTI - LABONGE) relative to declaring the Armenian Genocide Commemoration March on April 24, 2005 a Special Event (fees and costs absorbed by the City = none submitted).

Recommendation for Council action:

DECLARE the Armenian Genocide Commemoration March, sponsored by the United Young Armenian Association on April 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.

ITEM NO. (28) - ADOPTED

05-0714

CD 13 MOTION (GARCETTI - REYES) relative to declaring the Outpost For Contemporary Art Event on May 1, 2005 a Special Event (fees and costs absorbed by the City = \$180).

Recommendation for Council action:

DECLARE the Outpost For Contemporary Art Event, sponsored by the Outpost for Contemporary Art on May 1, 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. (29) - ADOPTED

04-0980

CD 5 MOTION (WEISS - ZINE) relative to declaring the Alexis de Tocqueville Gala on May 21, 2005 a Special Event (fees and costs absorbed by the City = \$902).

Recommendation for Council action:

DECLARE the Alexis de Tocqueville Gala, sponsored by the United Way of Greater Los Angeles on May 21, 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) except insurance AND application requirements.

ITEM NO. (30) - ADOPTED

05-0710

CD 14 MOTION (SMITH - VILLARAIGOSA) relative to initiating street vacation proceedings for the alley northerly of Yosemite Drive between Glacier Drive and the north/south alley easterly thereof.

Recommendations for Council action:

1. INITIATE street vacation proceedings, pursuant to California Streets and Highways Code, Division 9, Part 3, Public Streets, Highways and Service Easements Vacation Law for the alley northerly of Yosemite Drive between Glacier Drive and the north/south alley easterly thereof.

2. DIRECT the Bureau of Engineering to investigate the feasibility of this vacation request.
3. DIRECT the Bureau of Engineering to present its report regarding the feasibility of vacating the requested areas to the Public Works Committee.

ITEM NO. (31) - ADOPTED

05-0711

CD 14 MOTION (SMITH - VILLARAIGOSA) relative to initiating street vacation proceedings for Eagle Street (alley) between Gless and Pecan Streets.

Recommendations for Council action:

1. INITIATE street vacation proceedings, pursuant to California Streets and Highways Code, Division 9, Part 3, Public Streets, Highways and Service Easements Vacation Law for Eagle Street (alley) between Gless and Pecan Streets.
2. DIRECT the Bureau of Engineering to investigate the feasibility of this vacation request.
3. DIRECT the Bureau of Engineering to present its report regarding the feasibility of vacating the requested areas to the Public Works Committee.

ITEM NO. (32) - ADOPTED

05-0712

CD 14 MOTION (SMITH - VILLARAIGOSA) relative to initiating street vacation proceedings for Cassatt Street from McKenzie Avenue to its northwesterly terminus.

Recommendations for Council action:

1. INITIATE street vacation proceedings, pursuant to California Streets and Highways Code, Division 9, Part 3, Public Streets, Highways and Service Easements Vacation Law for Cassatt Street from McKenzie Avenue to its northwesterly terminus..
2. DIRECT the Bureau of Engineering to investigate the feasibility of this vacation request.
3. DIRECT the Bureau of Engineering to present its report regarding the feasibility of vacating the requested areas to the Public Works Committee.

ITEM NO. (33) - ADOPTED

05-1073-S5

CD 4 MOTION (LABONGE - GREUEL) relative to replacement landscaping of the median at Riverside Drive and Placidia Avenue.

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

1. AUTHORIZE the Board of Public Works, Office of Accounting, to pay \$1,500 from the Council District Four portion of the Street Furniture Revenue Fund No. 43D, Department 50 to the Toluca Lake Chamber of Commerce for the replacement landscaping of the median at Riverside Drive and Placidia Avenue.
2. AUTHORIZE the Chief Legislative Analyst, or designee, to make technical corrections or clarifications as may be necessary to facilitate the intent of this Motion.

ITEM NO. (34) - ADOPTED

01-2688

CD 10

MOTION (LUDLOW - PARKS) relative to vacating the North-South Alley, easterly of Ninth Avenue, between 25th Street, the Santa Monica Freeway, and the North-South Alley easterly of Ninth Avenue, between 25th Street and the alley northerly of Adams Boulevard.

Recommendations for Council action:

1. TERMINATE the Nuisance Alley vacation proceedings for the East-West Alley, northerly of Adams Boulevard between Eighth Avenue and Ninth Avenue.
2. INSTRUCT the City Engineer to prepare a Resolution to Vacate for the North-South Alley, easterly of Ninth Avenue, between 25th Street, the Santa Monica Freeway, and the North-South Alley easterly of Ninth Avenue, between 25th Street and the alley northerly of Adams Boulevard.

Closed Session - Item 35

ITEM NO. (35) - CONTINUED TO APRIL 27, 2005

Roll Call #1 - Motion (Miscikowski - Smith) Adopted to Continue, Unanimous Vote (11);
Absent: Garcetti, Ludlow, Parks and Weiss (4)

05-0660

The City Attorney shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to the case entitled Theodosia Tsavidis v. City of Los Angeles, et al., Los Angeles Superior Court Case No. SC 080913. (This case arises from an automobile accident involving plaintiff and a Bureau of Engineering employee, that occurred on July 8, 2003, at approximately 11:30 a.m., on the southbound 405 Freeway Wilshire Boulevard off ramp.)

(Budget and Finance Committee considered the above matter in Closed Session on April 12, 2005)

MOTIONS ADOPTED UPON FINDINGS BY COUNCIL THAT THE NEED TO TAKE ACTION AROSE SUBSEQUENT TO THE POSTING OF THE COUNCIL AGENDA FOR FRIDAY, APRIL 22, 2005, PURSUANT TO GOVERNMENT CODE SECTION 54954.2(b)(2) AND COUNCIL RULE 23

ADOPTED - TO THE MAYOR FORTHWITH - ADDITIONAL MOTION ADDED - SEE FOLLOWING

- Roll Call #5 - Motion (Miscikowski - Smith) Findings on Need to Act - Adopted, Ayes (11);
Absent: Garcetti, Ludlow, Parks and Perry (4)
- Roll Call #6 - Motion (Miscikowski - Smith) Adopted, Ayes (11);
Absent: Garcetti, Ludlow, Parks and Perry (4)

04-1018

MOTION (MISCIKOWSKI - SMITH) relative to transfer of funds to the Convention Center Salaries Overtime account and Salaries As-Needed account to meet the next two payrolls.

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

AUTHORIZE the Controller to transfer funds within Fund 100/48 (Convention Center), as follows:

	<u>Account</u>	<u>Name</u>	<u>Amount</u>
From:	3340	Water and Electricity	\$175,000
To:	1070	Salaries As-Needed	\$175,000
From:	1010	Salaries General	\$34,000
	2120	Printing & Binding	10,000
	3330	Utilities Private Co.	45,000
	3380	Electric Service	5,000
	9150	Building Addition	30,000
	9190	Promotions	10,000
	9480	Building Operation	<u>6,000</u>
		Subtotal	\$140,000
To:	1090	Salaries Overtime	\$140,000

REFERRED TO THE BUDGET AND FINANCE COMMITTEE

MOTION (MISCIKOWSKI - SMITH) relative to shortfalls in various salary accounts in the Convention Center Department to meet payroll needs on Wednesday, April 27, 2005.

Recommendation for Council action:

INSTRUCT the Convention Center Department to report to the Budget and Finance Committee to explain why the accounts were not reconciled earlier and the Department's delay in notifying the Council.

ADOPTED - TO THE MAYOR FORTHWITH

Roll Call #8 - Motion (Weiss - LaBonge) Findings on Need to Act - Adopted, Ayes (10);
Absent: Garcetti, Ludlow, Parks, Perry and Villaraigosa (5)

Roll Call #9 - Motion (Weiss - LaBonge) Adopted, Ayes (10);
Absent: Garcetti, Ludlow, Parks, Perry and Villaraigosa (5)

05-0010-S21

MOTION (WEISS - LABONGE) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Eric Gelman on April 17, 2005.

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

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

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

02-0411

MOTION (SMITH - CARDENAS) relative to declaring the California State University, Northridge's (CSUN) Fourth Annual Run, Walk and Roll on April 30, 2005 a Special Event (fees and costs absorbed by the City = \$6,950).

03-0504

MOTION (SMITH - CARDENAS) relative to declaring the 23rd Annual Salute to Recreation at Northridge Park on June 3-5, 2005 a Special Event (fees and costs absorbed by the City = \$10,178).

- 05-0791 MOTION (HAHN - PERRY) relative to declaring the St. Margaret Mary Church Block Party on April 29, 2005 a Special Event (fees and costs absorbed by the City = \$1,226).
- 05-0792 MOTION (HAHN for GARCETTI - PERRY) relative to declaring the Elysian Valley Resource and Health Fair on April 30, 2005 a Special Event (fees and costs absorbed by the City = \$1,226).
- 05-0793 MOTION (HAHN - MISCIKOWSKI) relative to declaring the Cabrillo Beach - Traffic Management Services on every Saturday and Sunday beginning May 28, 2005 to September 4, 2005 a Special Event (fees and costs absorbed by the City = \$75,290).
- 01-0419 MOTION (HAHN - MISCIKOWSKI) relative to declaring the 39th Annual Palos Verdes Marathon, Half Marathon and 5K Community Run and Walk on May 29, 2005 a Special Event (fees and costs absorbed by the City = \$13,656).
- 03-1009 MOTION (PERRY for PARKS - REYES) relative to declaring the USC/UCLA Dual Track Meet on April 30, 2005 a Special Event (fees and costs absorbed by the City = \$1,500).
- 05-0794 MOTION (PERRY for PARKS - REYES) relative to declaring the Dance With My Father Concert Series on every Saturday in June, 2005 a Special Event (fees and costs absorbed by the City = \$1,500).
- 05-0796 MOTION (ZINE - REYES) relative to declaring the Kids Fitness Challenge on April 30, 2005 a Special Event (fees and costs absorbed by the City = \$8,210).
- 05-0798 MOTION (VILLARAIGOSA - SMITH) relative to declaring the Cinco de Mayo Celebration on May 7-8, 2005 a Special Event (fees and costs absorbed by the City = \$19,282).
- 04-0817 MOTION (HAHN - ZINE) relative to declaring the His Sheltering Arms Annual Health Fair on April 28, 2005 a Special Event (fees and costs absorbed by the City = \$1,226).
- 04-0979 MOTION (HAHN - ZINE) relative to declaring the 18th Annual Seafood Festival on June 15, 2005 a Special Event (fees and costs absorbed by the City = \$1,731).
- 04-0614 MOTION (CARDENAS - PADILLA) relative to authorizing a transfer of funds from the Capital Improvement Expenditure Program (CIEP) for the construction of an auxiliary building for the Junior Arts Center.

05-0795

MOTION (VILLARAIGOSA - SMITH) relative to funding for the Council District 14 Mural Pilot Project from the Central Los Angeles Recycling and Transfer Station (CLARTS) Community Amenities Trust Fund.

04-0529

MOTION (VILLARAIGOSA - LABONGE) relative to approving the Joint Use Agreement (JUA) between the City and the Roman Catholic Archdiocese of Los Angeles Education and Welfare Corporation for the use of the Bishop Mora Salesian High School athletic field and gymnasium.

05-0758

MOTION (REYES - VILLARAIGOSA) relative to authorizing the Department of Transportation (DOT) to apply for and accept federal grant funding for the Blossom Plaza project in Chinatown.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon his request, and without objections, Councilmember Villaraigosa was excused from Council sessions of Tuesday, Wednesday and Friday, May 10, 11 and 13, 2005 due to personal business.

Motion (LaBonge - Weiss) unanimously adopted to excuse Councilmember Perry to leave at 11:15 a.m. from Council session of Tuesday, April 26, 2005, to leave at 11:00 a.m. from Council session of Wednesday, April 27, 2005 and to leave at 11:45 a.m. from Council session of Tuesday, May 3, 2005 due to City business.

Motion (Hahn - LaBonge) unanimously adopted to excuse Councilmember Greuel to leave at 12:00 p.m. from Council session of Wednesday, April 27, 2005 due to City business.

Upon his request, and without objections, Councilmember Smith was excused from Council session of Friday, August 19, 2005 due to personal business.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

05-0574 - Megan Peer

(Zine - All Councilmembers)

Armenian Genocide 90th Anniversary
Commemoration

(Garcetti - Greuel)

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

05-0573 - Donald Ray Norval	(Cardenas)
Deane Dana	(Hahn - All Councilmembers)
Quentin Drew	(Hahn)
Justin Gartland	(Hahn)
Edson Rodriguez	(Hahn)
Jack Romero	(LaBonge)
Gloria Rifkin	(LaBonge - Smith)
Eric Gelman	(LaBonge)
Erna Karlsberg	(Miscikowski)
Richard Yanez	(Reyes - Villaraigosa)
Rodolfo Gonzales	(Reyes)
Mother Pauline Lucas Williams	(Villaraigosa)

Ayes, Cardenas, Greuel, Hahn, LaBonge, Miscikowski, Reyes, Smith, Villaraigosa, Weiss, Zine and President Padilla (11); Absent: Garcetti, Ludlow, Parks and Perry (4).

Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL