

Los Angeles City Council, Journal/Council Proceedings  
Tuesday, March 29, 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, Garcetti, Greuel, Hahn, LaBonge, Ludlow, Miscikowski, Parks, Perry, Reyes, Smith, Villaraigosa, Weiss, Zine and President Padilla (15).

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF  
MARCH 22, 2005

SALUTE TO THE FLAG BY GERALDINE FERRARO

MOMENT OF INSPIRATION: THE VERY REVEREND ERNESTO MEDINA, EPISCOPAL DIOCESE  
PROVOST CATHEDRAL CENTER

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 32

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

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

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## Items Noticed for Public Hearing - Items 1-5

ITEM NO. (1) - PUBLIC HEARING CLOSED - CONTINUED TO APRIL 19, 2005

Roll Call #6 - Motion (Perry - Reyes) Adopted to Continue, Unanimous Vote (15)

### 05-0235

CD 9 HEARING COMMENTS relative to application for determination of "Public Convenience or Necessity" for off-site consumption at La Mexicana Market at 4800 Compton Avenue, (grocery market).

Recommendations for Council action:

1. DETERMINE that the "Public Convenience or Necessity" WILL NOT BE SERVED by the proposed sale of alcohol for off-site consumption at 4800 Compton Avenue, La Mexicana Market (grocery market), inasmuch as the proposed site is within a census tract with an undue concentration of alcoholic beverage sales licenses.

2. DENY the Application for Determination of "Public Convenience or Necessity" for the sale of alcoholic beverages at 4800 Compton Avenue, based upon the above finding.
3. INSTRUCT the City Clerk to transmit this determination to the State Department of Alcoholic Beverage Control as the required findings under Business and Professions Code Section 23958.4.

Application filed by: Gil A. Hong

TIME LIMIT FILE - MARCH 29, 2005

(LAST DAY FOR COUNCIL ACTION - MARCH 29, 2005)

ITEM NO. (2) - CONTINUED TO MARCH 30, 2005

Roll Call #7 - Motion (Zine - Reyes) Adopted to Continue, Unanimous Vote (15)

[04-0493](#)

CD 3 CONTINUED CONSIDERATION OF HEARING COMMENTS relative to application for determination of "Public Convenience or Necessity" for alcohol sales for off-site consumption at 20801 Ventura Boulevard (Target).

Application filed by: Target Corporation, Derek Stohr

TIME LIMIT FILE - MARCH 29, 2005

(LAST DAY FOR COUNCIL ACTION - MARCH 29, 2005)

(Findings and Council recommendations required relative to the above application request)

(Continued from Council meeting of March 9, 2005)

Roll Call #1 - Motion (Cardenas - Reyes) Adopted, Ayes (15)  
(Item Nos. 3-4)

ITEM NO. (3) - PUBLIC HEARING CLOSED - ORDINANCE ADOPTED

[04-2142](#)

CD 6 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of OLINDA STREET AND SUNLAND BOULEVARD LIGHTING DISTRICT.

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

1. FIND that a majority protest exists in the Street Lighting Maintenance Assessment District and therefore the proposed assessment cannot be enacted.

2. PRESENT and ADOPT the accompanying ORDINANCE abandoning all proceedings for the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753.
3. INSTRUCT the Director, Bureau of Street Lighting, to assure that the streetlights are not installed or are removed from service if previously installed.

(Public Hearing held March 9, 2005)

ITEM NO. (4) - PUBLIC HEARING CLOSED - ORDINANCE ADOPTED

04-2485

CD 1

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of SICHEL STREET AND LOS ANGELES RIVER LIGHTING DISTRICT.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753.

(Public Hearing held March 9, 2005)

ITEM NO. (5) - PUBLIC HEARING CLOSED - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

Roll Call #2 - Motion (Garcetti - Perry) Adopted, Ayes (15)

01-0793

CD 9

COMMUNICATION FROM CHAIR and MEMBER, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE and RESOLUTION relative to an amended and restated Disposition and Development Agreement with CIM/Market at Ninth and Flower LLC and Ninth Street Market Lofts for the construction of a full-service supermarket and for-sale housing project.

Recommendations for Council action:

1. ADOPT the accompanying RESOLUTION finding that the disposition of property to the developer for a consideration described therein and also as discussed in the February 17, 2005 Memorandum from the Chief Executive Officer, Community Redevelopment Agency (CRA) to the CRA Board of Commissioners (attached to the Council file), to be received is not less than fair reuse value of said property, pursuant to California Health and Public Safety Code Section 33433.

2. AUTHORIZE the Chief Executive Officer, CRA, or designee, to execute the Restated and Amended Disposition and Development Agreement with the disposition of CRA-owned property and providing financial assistance for the development of a full-service supermarket and auxiliary retail, additionally the development will include approximately 267 for-sale dwelling units and parking at, and adjacent to the northeast corner of Flower and Ninth Streets in the amended Central Business District Redevelopment Project Area.
3. AUTHORIZE the purchase of new long-term affordability covenants for \$4,300,000 for 53 affordable units from CIM/810 South Flower, LP, owner of the Gas Company Lofts, at 800, 810, and 820 South Flower Street.
4. INCREASE the CRA's contract with Goldfarb and Lipman, LLP, by \$25,000 to cover the increased costs related to the renegotiations and redrafting of the Disposition and Development Agreement.

Fiscal Impact Statement: The Chief Legislative Analyst reports that this action will not impact the General Fund. The CRA will receive \$4.0 million in land sale proceeds not anticipated in the project.

## Items for Which Public Hearings Have Been Held - Items 6-34

ITEM NO. (6) - ADOPTED - TO THE MAYOR FORTHWITH

Roll Call #8 - Motion (Zine - Weiss) Adopted, Ayes (15)

05-0429

PERSONNEL COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to the 2004-07 Memoranda of Understanding (MOU) for the City Attorneys Unit (MOU No. 29) and the Management Attorneys Unit (MOU No. 32).

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

1. PRESENT and ADOPT the accompanying ORDINANCE to amend Los Angeles Administrative Code Section 4.91 "Salary Step Placement on Assignment to a Different Position in City Service" to add a new subsection (a)(1)a. to provide for employees in the classification of Deputy City Attorney II who are advanced to the classification of Deputy City Attorney III in accordance with certain step advancement procedures described in MOU Nos. 29 and 31 to receive less than a five percent increase in salary when advanced accordingly.
2. APPROVE the 2004-07 MOUs for the City Attorneys Unit (MOU No. 29) and the Management Attorneys Unit (MOU No. 32).
3. AUTHORIZE the CAO and the Controller to correct any clerical or technical errors in the MOUs.

Fiscal Impact Statement: The CAO reports that there are no salary cost increases for MOU No. 29 and MOU No. 32 for Fiscal Year 2004-05. The total combined cost of the salary increases for both MOUs upon full implementation will be approximately \$3.3 million.

Roll Call #4 - Motion (Zine - LaBonge) Adopted, Ayes (15)  
(Item Nos. 7-22)

ITEM NO. (7) - ADOPTED - TO THE MAYOR FORTHWITH

[04-0388](#)

CD 14 ORDINANCE SECOND CONSIDERATION authorizing the acquisition of real property by eminent domain for the Valley Boulevard Grade Separation Project.

(Public Works Committee report adopted on March 18, 2005)

ITEM NO. (8) - ADOPTED - TO THE MAYOR FORTHWITH

[03-0523-S1](#)

ORDINANCE SECOND CONSIDERATION authorizing the execution and recordation of the easement and quitclaim for the East Central Interceptor Sewer Project, North Portal Site.

(Communication from the City Attorney adopted on March 18, 2005)

ITEM NO. (9) - ADOPTED

[03-2778](#)

CD 11 ORDINANCE SECOND CONSIDERATION authorizing this quitclaim of sanitary sewer easement lying on Bienvenida Avenue north of Las Pulgas Road.

(Communication from the City Engineer adopted on March 18, 2005)

ITEM NO. (10) - ADOPTED

[04-2306](#)

CD 11 ORDINANCE SECOND CONSIDERATION effectuating the dedication, acceptance and establishment of the City-owned real property lying on Inglewood Boulevard between Venice Boulevard and the alley southeasterly thereof and the alley southeasterly of Venice Boulevard between Marcasel Avenue and Inglewood Boulevard, as public street and alley.

(Communication from the City Engineer adopted on March 18, 2005)

ITEM NO. (11) - ADOPTED

04-1911

CD 11 ORDINANCE OF INTENTION SECOND CONSIDERATION setting the date of MAY 24, 2005 as the hearing date for the maintenance of Armacost Avenue and Wilshire Boulevard Lighting District, in accordance with Proposition 218, Articles XIII C and XIII D of the California Constitution and Government Code Section 53753.

(Communication from the Bureau of Street Lighting adopted on March 18, 2005)

ITEM NO. (12) - ADOPTED

04-1954

CD 2 ORDINANCE OF INTENTION SECOND CONSIDERATION setting the date of MAY 24, 2005 as the hearing date for the maintenance of MTA - Chandler Boulevard and Colfax Avenue - G1 Lighting District, in accordance with Proposition 218, Articles XIII C and XIII D of the California Constitution and Government Code Section 53753.

(Communication from the Bureau of Street Lighting adopted on March 18, 2005)

ITEM NO. (13) - ADOPTED

04-1955

CD 2 ORDINANCE OF INTENTION SECOND CONSIDERATION setting the date of MAY 24, 2005 as the hearing date for the maintenance of MTA - Chandler and Laurel Canyon Boulevards - G1 Lighting District, in accordance with Proposition 218, Articles XIII C and XIII D of the California Constitution and Government Code Section 53753.

(Communication from the Bureau of Street Lighting adopted on March 18, 2005)

ITEM NO. (14) - ADOPTED

04-1956

CD 2 ORDINANCE OF INTENTION SECOND CONSIDERATION setting the date of MAY 24, 2005 as the hearing date for the maintenance of MTA - Chandler Boulevard and Whitsett Avenue - G1 Lighting District, in accordance with Proposition 218, Articles XIII C and XIII D of the California Constitution and Government Code Section 53753.

(Communication from the Bureau of Street Lighting adopted on March 18, 2005)

ITEM NO. (15) - ADOPTED

04-1973

CD 4 ORDINANCE OF INTENTION SECOND CONSIDERATION setting the date of MAY 24, 2005 as the hearing date for the maintenance of Fair Avenue and Chandler Boulevard Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

(Communication from the Bureau of Street Lighting adopted on March 18, 2005)

ITEM NO. (16) - ADOPTED

04-1974

CD 2 ORDINANCE OF INTENTION SECOND CONSIDERATION setting the date of MAY 24, 2005 as the hearing date for the maintenance of Tuxford Place and Sunland Boulevard Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

(Communication from the Bureau of Street Lighting adopted on March 18, 2005)

ITEM NO. (17) - ADOPTED

04-1975

CD 6 ORDINANCE OF INTENTION SECOND CONSIDERATION setting the date of MAY 24, 2005 as the hearing date for the maintenance of Troost Avenue and Cantara Street Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

(Communication from the Bureau of Street Lighting adopted on March 18, 2005)

ITEM NO. (18) - ADOPTED - TO THE MAYOR FORTHWITH

03-2608

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to the award of Proposition 40 Murray-Hayden and Urban Youth Services and Urban Park Act Grants.

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

1. AUTHORIZE the Department of Recreation and Parks (DRP), the Community Development Department (CDD), and the Community Redevelopment Agency (CRA) to accept the Proposition 40 Murray-Hayden and Urban Youth Services and Urban Parks Act of 2001 grant awards from the California Department of Parks and Recreation and negotiate and execute resulting agreements, subject to the review of the City Attorney as to form and legality, for the projects and amounts noted in Attachment 1 of the L.A. for Kids Steering Committee (LAFKSC) report dated March 9, 2005 (attached to the Council file).

- DESIGNATE the use of Proposition 40 Per Capita and Roberti-Z'Berg-Harris discretionary grant funds as matching funds as specified in the approved State applications for the projects and amounts noted in Attachment 3 of the LAFKSC report dated March 9, 2005 (attached to the Council file).

Fiscal Impact Statement: The LAFKSC reports that acceptance of these awards, totaling \$27,168,000 in State grant funds, may result in a \$2.6 million annual impact on the General Fund in the long term for DRP projects (i.e., upon completion of all the improvements specified in the grants), due to ongoing maintenance and operations costs. However, the operations and maintenance impact of these projects on the General Fund is not expected to begin until Fiscal Year 2006-07. The additional fiscal impact is anticipated for the DRP facilities only, as the CRA and the CDD projects are expected to be maintained and operated by nonprofit agencies, upon project completion.

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

ITEM NO. (19) - ADOPTED

00-2154

BUDGET AND FINANCE COMMITTEE REPORT relative to the 2004-05 Local Law Enforcement Block Grant (LLEBG) and Spending Plan.

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

- APPROVE the Fiscal Year (FY) 2004 LLEBG Spending Plan and AUTHORIZE the Mayor or designee, to execute the Grant Award, subject to the approval of the City Attorney as to form and legality.
- AUTHORIZE the Mayor's Criminal Justice Planning Office (CJPO) to receive and expend the FY 2004 LLEBG grant funds, consistent with the grant budget and Spending Plan.
- AUTHORIZE the Los Angeles Police Department (LAPD), City Attorney's Office and Mayor's CJPO to purchase equipment items included in the FY 2004 LLEBG Spending Plan.
- AUTHORIZE the Controller to establish new appropriation accounts within the LLEBG, Fund No. 40B, Department No. 46, and APPROPRIATE \$2,060,110 within the Fund as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
W112	City Attorney Salaries	\$ 45,000
W170	Police Overtime	348,000
W201	Contractual Services: Drug Court	15,000
W202	Contractual Services: L.A. Bridges	45,000
W203	Contractual Services: Lodestar	40,000



W204	Contractual Services: PATH	40,000
W205	City Attorney Equipment	5,000
W206	Equipment	621,591
W207	Computer Technology	665,519
W208	Printing	10,000
W209	LAPD Direct Equipment Purchase	<u>225,000</u>

Total \$2,060,110

5. AUTHORIZE the Controller to TRANSFER \$35,000 from the LLEBG, Fund No. 40B, Department 46, Account W209, to the LAPD Grant Fund No. 339, Department 70, Account W308, for the purchase of a utility trailer and three horses.
6. AUTHORIZE the Controller to TRANSFER \$617,519 from the LLEBG, Fund No. 40B, Department 46, Account W207, to the LAPD Fund No. 339, Department 70, Account W308, for the purchase of computer technology equipment.
7. AUTHORIZE the Controller to TRANSFER \$250,000 from the LLEBG, Fund No. 40B, Department 46, Account W206, to the LAPD Fund No. 339, Department 70, Account W308, for the purchase of digital cameras.
8. AUTHORIZE the Controller to TRANSFER \$190,000 from the Local LLEBG, Fund 40B, Department 46, Account W209, to the LAPD Fund No. 339, Department 70, Account W308, for the purchase of DNA Freezers.
9. AUTHORIZE the Controller to TRANSFER \$36,000 from the LLEBG, Fund No. 40B, Department 46, Account W206, to the LAPD Fund No. 339, Department 70, Account W308, for the purchase of a Crisis Phone Negotiating Kit.
10. AUTHORIZE the Controller to TRANSFER \$348,000 from the LLEBG, Fund No. 40B, Department 46, Account W170, to the LAPD Fund No. 100, Department 70, Account 1092, Sworn Overtime.
11. AUTHORIZE the Controller to TRANSFER \$40,000 from the LLEBG, Fund No. 40B, Department 46, Account W207, to the LAPD Fund No. 100, Department 70, Account 6010, for the purchase of software licenses to implement Proposition 69 DNA testing.
12. AUTHORIZE the Controller to TRANSFER \$45,000 from the LLEBG, Fund No. 40B, Department 46, Account W112, to the City Attorney, Fund No. 100, Department 12, Account 1010, General Salaries.
13. AUTHORIZE the Controller to TRANSFER \$5,000 from the LLEBG, Fund No. 40B, Department 46, Account W205, to the City Attorney, Fund No. 100, Department 12, Account 7350, Other Operating Equipment.
14. AUTHORIZE the Controller to TRANSFER cash from Fund No. 40B to Fund No. 100 on an as-needed basis, supported by proper documentation, and upon proper demand from the Mayor's Office.

15. AUTHORIZE the Director of the Mayor's CJPO to execute contract amendments with the following organizations to add the compensation amounts indicated and to extend the time of performance through September 30, 2005, subject to review and approval by the City Attorney as to form and legality:

<u>Organization</u>	<u>Amount</u>
Lodestar Management Research	\$40,000
People Assisting the Homeless	\$40,000

16. AUTHORIZE the Director of the Mayor's CJPO to execute a Memorandum of Agreement with the County of Los Angeles to obtain Drug Court services for the period October 24, 2004 through September 30, 2005, in an amount not to exceed \$15,000, subject to review and approval by the City Attorney as to form and legality.

17. AUTHORIZE the Director of the Mayor's CJPO to disperse payments to Lodestar Management Research, People Assisting the Homeless and the County of Los Angeles, consistent with the LLEBG grant budget and Spending Plan.

18. AUTHORIZE the Mayor's CJPO to prepare technical adjustments to the Controller instructions, subject to the review and approval of the City Administrative Officer (CAO), and AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports that the City's 2004-05 Adopted Budget assumed that \$3.5 million in LLEBG funds would be available to pay the salary costs of a group of positions in the LAPD. Subsequent to the adoption of the City's 2004-05 Budget, the grantor informed the City that these expenditures were not eligible for LLEBG funding. To resolve this negative General Fund impact, the CAO included in the Mid-year Budget Adjustment Report recommendations for necessary adjustments to the City's 2004-05 General Fund expenditure and revenue budgets.

Adoption of the proposed FY 2004 LLEBG Spending Plan will allow the City to draw down \$2.1 million in federal grant funds to be used for overtime salaries, expense items, contractual services and equipment related to crime prevention, crime reduction and criminal investigation. This grant requires a local match of \$228,901. This match will be provided by the City's budgeted General Fund expenditures in support of the L.A. Bridges Program.

(Public Safety Committee waived consideration of the above matter)

ITEM NO. (20) - ADOPTED

02-0190

BUDGET AND FINANCE COMMITTEE REPORT relative to reopening the Henry P. Rio Bridge.

Recommendation for Council action:

RECEIVE and FILE the Motion (Bernson - Ridley-Thomas - LaBonge) relative to an instruction that the Department of General Services reopen the Henry P. Rio Bridge connecting City Hall with City Hall East and install appropriate security measures inasmuch as the matter is no longer timely and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (21) - ADOPTED

03-0338

BUDGET AND FINANCE COMMITTEE REPORT relative to acceptance of \$18,709 from the Los Angeles Marathon Inc. (LAMI) for trash removal services.

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

1. AUTHORIZE the Department of Public Works, Bureau of Street Services (BOSS), in accordance with the agreement between the City and the LAMI C-93753), to provide street sweeping, trash removal and cleaning services, in connection with the March 6, 2005 Marathon events; and to ACCEPT \$18,709 from LAMI in full payment for such services.
2. AUTHORIZE the Controller to transfer funds received in the amount of \$18,709 to reimburse the BOSS for expenses incurred, DEPOSIT these funds into Fund 100, Department 86, Revenue Source Code 4552, and APPROPRIATE therefrom to Fund 100, Department 86, Account No. 1090 (Salaries - Overtime).

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

ITEM NO. (22) - ADOPTED

04-0600-S2

BUDGET AND FINANCE COMMITTEE REPORT relative to the transfer of position authority and funding from El Pueblo de Los Angeles Historical Monument Authority (El Pueblo) to the Department of General Services (GSD).

Recommendation for Council action:

RECEIVE and FILE the Motion (Villaraigosa - LaBonge) and City Administrative Officer report relative to the transfer of position authority and funding from the El Pueblo to the GSD, inasmuch as previous actions taken by the Council under Council file Nos. 03-1250-S84 and 04-0844 authorized exemptions from the hiring freeze for various positions in El Pueblo and provided a reserve fund loan to address current and future staffing needs and Department revenues, and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

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

Roll Call #9 - Motion (Parks - Smith) to Adopt as Amended, Ayes (15)

04-0600-S45

BUDGET AND FINANCE COMMITTEE REPORT relative to the Transient Occupancy Tax (TOT) lawsuit and request for outside counsel.

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

1. APPROVE the request of the Office of the City Attorney to enter into a contract with the law firm of Kiesel Boucher & Larson to represent the City in its lawsuit against various Internet hotel-booking companies.
2. NOTE and FILE the joint Chief Legislative Analyst (CLA) and City Administrative Officer (CAO) report relative to the financial impact of the complaint against Internet Hotel sellers inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: The CLA/CAO report that the Fiscal Year (FY) 2004-05 Budget was based on collecting \$3 million for full application of the TOT on Internet-based hotel room sales. Negotiations with Internet-based hotel room providers ceased pending the outcome of a class action complaint filed. Therefore, collection of all, or a significant portion, of the \$3 million estimate now appears doubtful for FY 2004-05. However, the Office of Finance and the CAO report that because hotel room sales are rising, collections of the full TOT revenue budgeted for the current fiscal year is still likely.

(Council may recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to retention of outside counsel in the case entitled City of Los Angeles, California, on behalf of itself and all others similarly situated v. Hotels.com., L.P., et al., Los Angeles Superior Court Case No. BC 326693)

ADOPTED

AMENDING MOTION (PARKS - LABONGE)

Recommendations for Council action:

1. REQUEST the City Attorney and outside counsel to report back to the Budget and Finance and Conventions, Tourism, Entertainment Industry and Business Enterprise Committees in two months to discuss the further possible ramifications of the City's action.
2. REQUIRE that the annual cap for litigation costs advanced by the firm be \$250,000 and a total cap of \$500,000.

Roll Call #4 - Motion (Zine - LaBonge) Adopted, Ayes (15)  
(Item Nos. 24-29)

ITEM NO. (24) - ADOPTED

04-0865

BUDGET AND FINANCE COMMITTEE REPORT relative to the legality of transferring Tax Reform Fund monies to the General Fund under the Tax Reform Fund Ordinance, proposed expenditures in the 2004-05 budget to be financed using revenue from the Business Tax Reform Fund, and appropriate uses of the Reform Fund monies.

Recommendation for Council action:

RECEIVE and FILE the Motion (Greuel - Parks - Garcetti) and City Attorney report relative to the legality of transferring Tax Reform Fund monies to the General Fund under the Tax Reform Fund Ordinance, proposed expenditures in the 2004-05 budget to be financed using revenue from the Business Tax Reform Fund, and appropriate uses of the Reform Fund monies, inasmuch as these issues were addressed during the Budget and Finance Committee's Fiscal Year 04-05 budget deliberations and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (25) - ADOPTED

05-0213

BUDGET AND FINANCE COMMITTEE REPORT relative to Workers' Compensation Legal Services Agreements.

Recommendation for Council action:

AUTHORIZE the City Attorney, or designee, to enter into contracts with outside legal counsel to represent the City in workers' compensation matters.

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. (26) - ADOPTED

05-0093

PERSONNEL COMMITTEE REPORT relative to 31st Program Year (April 1, 2005 through March 31, 2006) Consolidated Plan for United States Department of Housing and Urban Development grants.

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

1. RESOLVE that Employment Authority, in the following departments, for the period of April 1, 2005 through June 30, 2005, in accordance with Section 4.133(a) of the Los Angeles Administrative Code, subject to classification approval by the Personnel Department and pay grade determination by the City Administrative Officer (CAO), is APPROVED:

Community Development Department

<u>No.</u>	<u>Code</u>	<u>Title</u>
1	1513-2	Accountant II
1	1223-1	Accounting Clerk I
6	1537	Project Coordinator
8	1538	Senior Project Coordinator
4	1542	Project Assistant
5	1546	Senior Project Assistant
<u>2</u>	1550	Program Aide
27		

Bureau of Street Services, Department of Public Works

<u>No.</u>	<u>Code</u>	<u>Title</u>
3	3113-1	Vocational Worker I
1	3114	Tree Surgeon
1	3115	Maintenance and Construction Helper
4	3117-1	Tree Surgeon Supervisor I
1	3151	Tree Surgeon Assistant
1	3351	Cement Finisher Worker
1	3353	Cement Finisher
1	3523	Light Equipment Operator
1	3535	Equipment Operator
1	3584	Heavy Duty Truck Operator
1	4152-2	Street Services Supervisor II
1	4283	Street Use Inspector
<u>1</u>	9184-2	Management Analyst II
18		

Department of Building and Safety

<u>No.</u>	<u>Code</u>	<u>Title</u>
2	1358	Clerk Typist
1	1368	Senior Clerk Typist
13	4251	Building Mechanical Inspector
<u>2</u>	4253	Senior Building Mechanical Inspector
18		

2. INSTRUCT the Community Development Department to report to the Personnel Committee in 60 days relative to the feasibility of establishing additional sites in the low- and moderate-income areas of the San Fernando Valley, to be included under the Consolidated Plan.

Fiscal Impact Statement: The CAO/Chief Legislative Analyst report that there is no impact to the General Fund for the Employment Authority. The Consolidated Plan is funded from the Federal Community Development Block Grant, HOME investment Partnerships, Emergency Shelter Grant and Housing Opportunities for Persons with AIDS programs only.

ITEM NO. (27) - ADOPTED

05-0380

PERSONNEL COMMITTEE REPORT relative to authorizing the cash payment of Mr. Rory Shaw's full-pay sick leave at 100 percent of his salary rate on the date of his death to his legal beneficiaries.

Recommendations for Council action, as initiated by Resolution (Cardenas - Smith):

1. FIND that Mr. Rory Shaw was killed in the line of duty during the performance of his job as a Civil Engineering Associate IV.
2. RESOLVE to AUTHORIZE the cash payment of Mr. Rory Shaw's full-pay sick leave at 100 percent of his salary rate on the date of his death to his legal beneficiaries.
3. REQUEST the City Attorney in consultation with the Personnel Department, to prepare and present an Ordinance to amend Los Angeles Administrative Code Section 4.126(b) to provide for automatic cash payment to the legal beneficiaries of any City employee who is killed during the performance of job-related duties, for the balance of the employee's accumulated full-pay sick leave at 100 percent of the employee's salary rate on the date of his/her death.

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

ITEM NO. (28) - ADOPTED

05-0412

PERSONNEL COMMITTEE REPORT relative to authorizing the cash payment of Mr. Rene Flores' full-pay sick leave at 100 percent of his salary rate on the date of his death to his legal beneficiaries.

Recommendations for Council action, as initiated by Resolution (Villaraigosa - Reyes):

1. FIND that Mr. Rene Flores was killed in the line of duty during the performance of his job as a Street Services Supervisor II.

2. RESOLVE to AUTHORIZE the cash payment of Mr. Rene Flores' full-pay sick leave at 100 percent of his salary rate on the date of his death to his legal beneficiaries.
3. REQUEST the City Attorney in consultation with the Personnel Department, to prepare and present an ordinance to amend Los Angeles Administrative Code Section 4.126(b) to provide for automatic cash payment to the legal beneficiaries of any City employee who is killed during the performance of job-related duties, for the balance of the employee's accumulated full-pay sick leave at 100 percent of the employee's salary rate on the date of his/her death.

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

ITEM NO. (29) - ADOPTED

05-0482

PERSONNEL COMMITTEE REPORT relative to authorizing the cash payment of Mr. Ricardo L. Garris' full-pay sick leave at 100 percent of his salary rate on the date of his death to his legal beneficiaries.

Recommendations for Council action, as initiated by Resolution (Villaraigosa - Zine):

1. FIND that Mr. Ricardo L. Garris was killed in the line of duty during the performance of his job as a Maintenance and Construction Helper.
2. RESOLVE to AUTHORIZE the cash payment of Mr. Ricardo L. Garris' full-pay sick leave at 100 percent of his salary rate on the date of his death to his legal beneficiaries.
3. REQUEST the City Attorney in consultation with the Personnel Department, to prepare and present an ordinance to amend Los Angeles Administrative Code Section 4.126(b) to provide for automatic cash payment to the legal beneficiaries of any City employee who is killed during the performance of job-related duties, for the balance of the employee's accumulated full-pay sick leave at 100 percent of the employee's salary rate on the date of his/her death.

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

ITEM NO. (30) - ADOPTED

Roll Call #10 - Motion (Cardenas - Parks) Adopted, Ayes (15)

05-0002-S17

PUBLIC SAFETY COMMITTEE REPORT relative to the City's position in connection with extending the Schiff-Cardenas Crime Prevention Act.

Recommendation for Council action, as initiated by Resolution (Cardenas - Smith - Padilla), SUBJECT TO THE CONCURRENCE OF THE MAYOR:



RESOLVE to include in the City's 2005-06 State and Federal Legislative Program, SUPPORT of legislation to extend the Schiff-Cardenas Crime Prevention Act which provides funding for local juvenile justice programs.

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

Roll Call #4 - Motion (Zine - LaBonge) Adopted, Ayes (15)  
(Item Nos. 31-33)

ITEM NO. (31) - ADOPTED

04-1526

CD 12 CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to vacating east-west alley northerly of Nordhoff Street from the north-south alley westerly of White Oak Avenue to approximately 288 feet westerly 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 November 17, 2004, as the Findings of the Council.
3. ADOPT the accompanying City Engineer report dated November 17, 2004 to approve the vacation.
4. AMEND Condition No. 3 of the City Engineer report to add the following:

If the adjoining owners of properties abutting the alley to be vacated do not consent to the vacation request, then all structures encroaching into the alley easement must be relocated to be within each owner's property line.

5. INSTRUCT the City Clerk to set a public hearing date for APRIL 19, 2005.

Fiscal Impact Statement: The City Engineer reports that an estimated \$6,352.92 in charges have been expended in the investigation and processing of this request. Approximately \$6,000 will be required from the General Fund to complete these proceedings. Since Section 7.46 of the Los Angeles Administrative Code exempts all governmental agencies from payment of fees, the processing of this report will be absorbed by the Bureau of Engineering. Maintenance of the public easement by City forces will be eliminated.

ITEM NO. (32) - ADOPTED

04-1719

AUDITS AND GOVERNMENTAL EFFICIENCY and BUDGET AND FINANCE COMMITTEES' REPORT relative to proposed contract between the City and the Los Angeles County Department of Community and Senior Services (County) for the Dispute Resolution Program.

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

1. APPROVE the proposed contract between the City and the County for the Dispute Resolution Program in the amount of \$279,685 for the period of July 1, 2004 through June 30, 2005, subject to City Attorney approval as to form and legality; and AUTHORIZE the City Attorney to execute the contract upon verification by the City Administrative Officer (CAO) that all City contracting requirements have been met.
2. AUTHORIZE the City Attorney to accept the 15th year grant amount of \$279,685 from the County.
3. APPROVE the City match in the amount of \$462,328 for the period of July 1, 2004 through June 30, 2005.
4. APPROVE a Reserve Fund advance of \$279,685; and AUTHORIZE the Controller to TRANSFER \$279,685 from the Reserve Fund to the Unappropriated Balance and APPROPRIATE this amount therefrom to Fund 100/12, Account No. 1020, Salaries-Grant, to be reimbursed upon receipt of grant funds from the County.
5. REQUEST the City Attorney to submit invoices to the County on a monthly basis to ensure that the Reserve Fund is reimbursed in a timely manner.
6. AUTHORIZE the City Attorney, or designee, to prepare Controller instructions for any necessary technical adjustments, subject to the approval of the CAO, and AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports that a Reserve Fund advance of \$279,685 is required to fund the Dispute Resolution Program on an interim basis pending receipt of grant funds from the County. County grant funds of \$279,685 will reimburse the City's General Fund for direct costs.

The total cost of the 2004-05 program is \$742,013; \$279,685 in County Grant Funds and \$462,328 in required cash/in-kind match from the City. The City's cash/in-kind match for salary and contractual services is provided in the 2004-05 budget. Full payment of the grant funds for the City's Fiscal Year 2004-05 program costs is anticipated by the second quarter of 2005-06.

ITEM NO. (33) - MOTION ADOPTED TO APPROVE BUDGET AND FINANCE COMMITTEE REPORT

02-0473

BUDGET AND FINANCE and PUBLIC WORKS COMMITTEES' REPORTS relative to an allocation to Operation Clean Sweep to award Neighborhood Matching Fund Grants on a Citywide basis.

ADOPTED

A. BUDGET AND FINANCE COMMITTEE REPORT

Recommendation for Council action:

RECEIVE and FILE the Motion (Hahn - Garcetti) inasmuch as the requested fund transfer was addressed under Council file No. 04-0600-S49, and approved by the Council on February 23, 2005, and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

RECEIVED AND FILED

B. PUBLIC WORKS COMMITTEE REPORT

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

TRANSFER \$845,578 in the Community Based Organizations line item in the Unappropriated Balance Fund No. 100/58 and APPROPRIATE therefrom to the Public Works Fund No. 100/74, Account No. 3040 (Contractual Services) for allocation to the Board of Public Works, Operation Clean Sweep to award Neighborhood Matching Fund Grants on a Citywide basis.

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

ITEM NO. (34) - ENTIRE MATTER RECEIVED AND FILED

Roll Call #3 - Motion (Reyes - Zine) Adopted to Receive and File, Unanimous Vote (15)

05-0330

CONTINUED CONSIDERATION OF MOTION (REYES - ZINE) and AMENDING MOTIONS (REYES - ZINE) relative to temporarily suspending any internal staffing movements within the Planning Department until a new Planning Director has been appointed.

A. MOTION (REYES - ZINE)

Recommendations for Council action:

1. REQUEST the Planning Department to temporarily suspend or otherwise hold in abeyance any internal staffing movements, including promotions, demotions, and re-assignments until a new Director of Planning has been appointed.
2. DIRECT the Planning Department to report to the Planning and Land Use Management and Personnel Committees with a list of current position vacancies in the Planning Department, current re-assignments and proposed promotions.

B. AMENDING MOTION (REYES - ZINE)

Recommendations for Council action:

1. DELETE the two recommendations enumerated in the Motion (Reyes - Zine).
2. ADD the following recommendation in lieu of the deleted recommendations:

“That the City Planning and Personnel Departments be requested to provide weekly reports to the Planning and Land Use Management and Personnel Committees on position vacancies, appointments, re-assignments and related matters until such time as a new Planning Director is appointed.”

C. AMENDING MOTION (REYES - ZINE)

Recommendation for Council action:

AMEND the amending motion (Reyes - Zine) to request that reports be provided monthly to the Planning and Land Use Management and Personnel Committees and that this action sunsets with the appointment of a new Director of Planning.

(Continued from Council meeting of March 22, 2005)

**Items for Which Public Hearings Have Not Been Held - Items 35-60**  
(10 Votes Required for Consideration)

ITEM NO. (35) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

Roll Call #5 - Motion (Garcetti - Zine) Adopted, Ayes (15)

05-0269

CD 3

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of VENTURA BOULEVARD AND CREBS AVENUE 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 11, 2005.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JUNE 1, 2005 as the hearing date for the maintenance of Ventura Boulevard and Crebs Avenue Lighting District, in accordance with Proposition 218, Articles XIII C and XIII D of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$17,128.05 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 system.

(Board of Public Works Hearing Date: May 23, 2005)

ITEM NO. (36) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

Roll Call #11 - Motion (Hahn - LaBonge) Adopted, Ayes (14); Absent: Perry (1)

04-1330

CONTINUED CONSIDERATION OF COMMUNICATION FROM CHAIR and MEMBER, PUBLIC SAFETY COMMITTEE relative to the status of rewards given to persons who report illegal dumping.

Recommendation for Council action:

NOTE and FILE the December 7, 2004 Los Angeles Board of Police Commissioners' report, submitted in response to Motion (Hahn - LaBonge) relative to the status of rewards given to persons who report illegal dumping, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

(Continued from Council meeting of March 18, 2005)

Roll Call #5 - Motion (Garcetti - Zine) Adopted, Ayes (15)  
(Item Nos. 37-60)

ITEM NO. (37) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

05-0431

COMMUNICATION FROM THE COMMUNITY DEVELOPMENT DEPARTMENT (CDD) relative to exempting two grant-funded positions from Civil Service provisions of the City Charter.

Recommendations for Council action:

1. RESOLVE that one position of Assistant Chief Grants Administrator, Code 1577, in the CDD, BE EXEMPTED from the Civil Service provisions of the City Charter, pursuant to City Charter Section 1001(d)(4). This position is grant funded for a term not to exceed two years. (On February 10, 2005, the Board of Civil Service Commissioners approved the exemption.)
2. RESOLVE that one position of Senior Project Coordinator, Code 1538, in the CDD, BE EXEMPTED from the Civil Service provisions of the City Charter, pursuant to City Charter Section 1001(d)(4). This position is grant funded and is being extended for one additional year for a maximum exemption period of three years. (On February 10, 2005, the Board of Civil Service Commissioners approved the extension of the exemption.)

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

(Personnel Committee waived consideration of the above matter)

ITEM NO. (38) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

98-0739

CD 1

COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION TO VACATE the walk northeasterly of Avenue 43 between Mosher Avenue and Homer Street - VAC-E1400612.

Recommendations for Council action:

1. REAFFIRM the FINDINGS of October 22, 1999, that this vacation is in substantial conformance with the General Plan, pursuant to Section 556 of the Los Angeles City Charter (subject to the conditions contained therein).
2. ADOPT the accompanying RESOLUTION TO VACATE No. 03-1400612 for this vacation of the walk northeasterly of Avenue 43 between Mosher Avenue and Homer Street.
3. APPROVE the City Engineer report dated July 15, 2003 for the vacation.
4. INSTRUCT the Department of Public Works, Bureau of Engineering, Land Development Group, to record the Resolution with the Los Angeles County Recorder.

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

ITEM NO. (39) - ADOPTED

01-0593-S1

CONSIDERATION OF RESOLUTION (GARCETTI - LUDLOW) relative to extending for 90 days the moratorium on the Rent Stabilization Ordinance's major rehabilitation eviction provisions.

Recommendation for Council action:

RESOLVE that the provisions of Ordinance 176318, an Ordinance temporarily suspending the use of Los Angeles Municipal Code Section 151.09 A9b, commonly known as major rehabilitation, as grounds for eviction, be extended for an additional 90-day period through July 10, 2005.

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

ITEM NO. (40) - ADOPTED

02-0710-S1

CD 11 CONSIDERATION OF MOTION (MISCIKOWSKI - SMITH) relative to a fund transfer for the Linnie Canal Court from Dell Avenue to Eastern Canal Project.

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

1. INSTRUCT the Bureau of Engineering to award the contract for the Linnie Canal Court from Dell Avenue to Eastern Canal Project.
2. TRANSFER and APPROPRIATE \$93,000 from the Special Gas Tax Street Improvement Fund No. 206 / 50, Account No. W503, Assessment Project Miscellaneous, to Account No. XXX, Linnie Canal Court from Dell Avenue to Eastern Canal to cover the shortfall due to bids received being more than the original project budget.

(Public Works Committee waived consideration of the above matter)

ITEM NO. (41) - ADOPTED

05-0515

CD 10 MOTION (LUDLOW - MISCIKOWSKI) relative to declaring the Feed the Homeless Families In Need on March 27, 2005 a Special Event (fees and costs absorbed by the City = \$914).

Recommendation for Council action:

DECLARE the Feed the Homeless Families In Need, sponsored by the New Image Ministry on March 27, 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. (42) - ADOPTED

03-0498

CD 11 MOTION (MISCIKOWSKI - LUDLOW) relative to declaring the Annual Mountain View Block Party on April 3, 2005 a Special Event (fees and costs absorbed by the City = \$1,226).

Recommendation for Council action:

DECLARE the Annual Mountain View Block Party, sponsored by the residents of Mountain View Avenue 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 AND application requirements.

ITEM NO. (43) - ADOPTED

05-0514

CD 11 MOTION (MISCIKOWSKI - LUDLOW) relative to declaring the Los Angeles Circuit Race on March 13, 2005 a Special Event (fees and costs absorbed by the City = \$11,522).

Recommendation for Council action:

DECLARE the Los Angeles Circuit Race, sponsored by the Peninsula Cycle Club on March 13, 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. (44) - ADOPTED

05-0267

CD 1 MOTION (REYES - PERRY) relative to declaring the Sixth Annual St. Ignatius Community Festival on March 25, 2005 a Special Event (fees and costs absorbed by the City = \$1,200).

Recommendations for Council action:



1. DECLARE the Sixth Annual St. Ignatius Community Festival, sponsored by the St. Ignatius of Loyola Church on March 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.
2. RESCIND Council action of February 24, 2005 in connection with the Special Event declaration.

ITEM NO. (45) - ADOPTED

03-2014

CD 8 MOTION (PARKS - PERRY) relative to declaring the 57th Annual Emmy Awards Presentation on September 18, 2005 a Special Event (fees and costs absorbed by the City = \$35,000).

Recommendation for Council action:

DECLARE the 57th Annual Emmy Awards Presentation, on September 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.

ITEM NO. (46) - ADOPTED

01-0121

CD 9 MOTION (PERRY - SMITH) relative to declaring the Chandler Children's Festival on April 5-7, 2005 a Special Event (fees and costs absorbed by the City = \$6,606).

Recommendation for Council action:

DECLARE the Chandler Children's Festival, sponsored by the Music Center Education Division on April 5-7, 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 AND application requirements.

ITEM NO. (47) - ADOPTED

04-0013

CD 9 MOTION (PERRY - PARKS) relative to declaring the Very Special Arts Festival on May 18, 2005 a Special Event (fees and costs absorbed by the City = \$3,002).

Recommendation for Council action:

DECLARE the Very Special Arts Festival, sponsored by the Music Center Education Division on May 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. (48) - ADOPTED

04-0760

CD 9 MOTION (PERRY - PARKS) relative to declaring the Los Angeles Bridges Youth Peace March and Power Rally on April 23, 2005 a Special Event (fees and costs absorbed by the City = \$5,000).

Recommendation for Council action:

DECLARE the Los Angeles Bridges Youth Peace March and Power Rally, sponsored by LA Bridges 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. (49) - ADOPTED

04-2082

CD 9 MOTION (PERRY - REYES) relative to declaring the Community Block Party on March 19, 2005 a Special Event (fees and costs absorbed by the City = \$1,226).

Recommendation for Council action:

DECLARE the Community Block Party, sponsored by the CANNDU Neighborhood Council 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. (50) - ADOPTED

04-0276

CD 4 MOTION (LABONGE - GREUEL) relative to declaring the 13th Annual NoHo Theatre and Arts Festival on May 13-15, 2005 a Special Event (fees and costs absorbed by the City = \$18,197).

Recommendation for Council action:

DECLARE the 13th Annual NoHo Theatre and Arts Festival, sponsored by the Universal City North Hollywood Chamber of Commerce on May 13-15, 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. (51) - ADOPTED

05-0510

CD 4 MOTION (LABONGE - GARCETTI) relative to declaring the Los Angeles Sister City Festival on May 22, 2005 a Special Event (fees and costs absorbed by the City = \$5,347).

Recommendation for Council action:

DECLARE the Los Angeles Sister City Festival, sponsored by the Los Angeles Sister City Association on May 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.

ITEM NO. (52) - ADOPTED

02-1137

MOTION (PADILLA - PERRY) relative to a request for an exemption from the Convention Center fee waiver policy for the 10th Annual Latino Business Expo on October 14-15, 2005.

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

1. FIND that the 10th Annual Latino Business Expo sponsored by the Latin Business Association at the Los Angeles Convention Center on October 14-15, 2005, serves a public purpose by providing valuable information and networking opportunities to the business community.
2. AUTHORIZE the General Manager, Convention Center, to make an exception to the Council's Convention Center waiver policy by waiving a maximum of \$75,000 in room rental fees for this event.
3. INSTRUCT all concerned departments that should unforeseen circumstances change the actual date of the Special Event, the aforementioned departmental instructions continue to apply.

ITEM NO. (53) - ADOPTED

05-0513

MOTION (PERRY - SMITH) relative to a request for an exemption from the Convention Center fee waiver policy for A Place for Every Child: Inclusive Child Care event on April 9, 2005.

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

1. FIND that the A Place for Every Child: Inclusive Child Care event, sponsored by Pathways, serves a public purpose in that it encourages professional growth for child care providers.

2. AUTHORIZE the General Manager, Convention Center, to make an exception to the Council's Convention Center waiver policy by waiving a maximum of \$4,860 in room rental fees for this event.
3. INSTRUCT all concerned departments that should unforeseen circumstances change the actual date of the Special Event, the aforementioned departmental instructions continue to apply.

ITEM NO. (54) - ADOPTED

05-0511

MOTION (PERRY - PARKS) relative to a request for an exemption from the Convention Center fee waiver policy for the Experience College 2005 event on April 9-10, 2005.

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

1. FIND that the Experience College 2005 event, sponsored by the Los Angeles Newspaper Group, serves a public purpose in that approximately 2,500 students will attend this free conference to learn about applying for college.
2. AUTHORIZE the General Manager, Convention Center, to make an exception to the Council's Convention Center waiver policy by waiving a maximum of \$1,000 in room rental fees for this event.
3. INSTRUCT all concerned departments that should unforeseen circumstances change the actual date of the Special Event, the aforementioned departmental instructions continue to apply.

ITEM NO. (55) - ADOPTED

05-0506

MOTION (PERRY - PARKS) relative to a request for an exemption from the Convention Center fee waiver policy for the SNAP Annual Conference on April 9, 2005.

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

1. FIND that the Annual Conference event, sponsored by the SNAP, services a public purpose in that it will provide approximately 500 health care professionals with free training.
2. AUTHORIZE the General Manager, Convention Center, to make an exception to the Council's Convention Center waiver policy by waiving a maximum of \$4,860 in room rental fees for this event.
3. INSTRUCT all concerned departments that should unforeseen circumstances change the actual date of the Special Event, the aforementioned departmental instructions continue to apply.

ITEM NO. (56) - ADOPTED

02-0609

MOTION (PERRY - PARKS) relative to a request for an exemption from the Convention Center fee waiver policy for the Sixth Annual Getting Ready event on May 25, 2005.

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

1. FIND that the Sixth Annual Getting Ready event, sponsored by the Los Angeles Office of Education, School-to-Career Consortium, serves a public purpose in that it will promote careers in Fashion Design to approximately 5,000 students.
2. AUTHORIZE the General Manager, Convention Center, to make an exception to the Council's Convention Center waiver policy by waiving a maximum of \$20,177 in room rental fees for this event.
3. INSTRUCT all concerned departments that should unforeseen circumstances change the actual date of the Special Event, the aforementioned departmental instructions continue to apply.

ITEM NO. (57) - ADOPTED

05-0010-S14

MOTION (PERRY - GREUEL) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the October 10, 2003 injury to Lorraine Canier.

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 injury to Lorraine Canier.
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. (58) - ADOPTED

05-0512

CD 4 MOTION (LABONGE - LUDLOW) relative to the donation of a post clock for the Larchmont Village City Parking Lot.

Recommendations for Council action:

1. ACCEPT the donation by the Wilshire Rotary Club of a post clock valued at \$20,000 to be erected in the Larchmont Village City Parking Lot.
2. DIRECT the Department of Transportation to record this equipment on its departmental inventory list and THANK the donor on behalf of the City.

ITEM NO. (59) - ADOPTED

04-0655

CD 4 MOTION (LABONGE - GREUEL) relative to providing Traffic Control Officers in Griffith Park on Easter Sunday.

Recommendation for Council action:

REQUEST the Department of Transportation to provide, as appropriate, Traffic Control Officers at the following intersections, during the hours of 10:00 a.m. to 5 p.m. on Sunday, March 27, 2005:

Los Feliz Boulevard and Riverside Drive  
North Zoo Drive and Heritage Way  
Victory Bridge and Riverside Drive  
Forest Lawn Drive at Travel Town Entrance

ITEM NO. (60) - ADOPTED

03-2266-S4

RESOLUTION (PERRY - PADILLA) relative to declaring the week of April 25 through May 1, 2005 as "West Nile Virus and Mosquito and Vector Control Awareness Week."

Recommendation for Council action:

RESOLVE to DECLARE the week of April 25 through May 1, 2005 as "West Nile Virus and Mosquito and Vector Control Awareness Week" in the City of Los Angeles.

## Item for Which Public Hearing Has Been Held - Item 61

ITEM NO. (61) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #12 - Motion (Ludlow - Hahn) to Adopt as Amended, Ayes (14); Absent: Perry (1)

04-1646

CONVENTIONS, TOURISM, ENTERTAINMENT INDUSTRY AND BUSINESS ENTERPRISE COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to labor peace agreements for hospitality operations in which the City has a proprietary interest.

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

PRESENT and ADOPT the accompanying ORDINANCE adding Article 4 to Chapter 3 of Division 7 of the Los Angeles Administrative Code concerning the requirement of labor peace agreements for hospitality operation in which the City of Los Angeles has a proprietary interest.

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.

(Housing, Community and Economic Development Committee waived consideration)

ADOPTED

AMENDING MOTION (HAHN - GARCETTI)

Recommendation for Council action:

REQUEST the Department of Water and Power, the Harbor Department and the Los Angeles World Airports to consider implementation of this requirement.

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

- 01-0618 - MOTION (REYES - GARCETTI) relative to declaring the Opening Day Celebration on April 12, 2005 a Special Event (fees and costs absorbed by the City = \$3000).
- 02-0252 - MOTION (PADILLA - CARDENAS) relative to declaring the 12th Annual Cesar Chavez Peregrination and Cultural Arts Festival on April 3, 2005 a Special Event (fees and costs absorbed by the City = \$2,800).
- 01-0764 - MOTION (PARKS - REYES) relative to declaring the Ninth Annual Run for Christ on June 25, 2005 a Special Event (fees and costs absorbed by the City = \$1,000).
- 05-0559 - MOTION (CARDENAS - MISCIKOWSKI) relative to declaring the Community Cleanup on April 9, 2005 a Special Event (fees and costs absorbed by the City = \$1,416).
- 04-0453 - MOTION (CARDENAS - MISCIKOWSKI) relative to declaring the Second Annual Panorama City-Van Nuys Spring Parade on April 24, 2005 a Special Event (fees and costs absorbed by the City = \$1,208).
- 03-0833 - MOTION (CARDENAS - MISCIKOWSKI) relative to declaring the Israeli's Independence Day Festival on May 15, 2005 a Special Event (fees and costs absorbed by the City = \$1,278).

- 05-0558 - MOTION (PERRY - PARKS) relative to declaring the Easter Celebration on March 25, 2005 a Special Event (fees and costs absorbed by the City = none submitted).
- 05-0557 - MOTION (REYES - SMITH) relative to declaring the Annual Community Peace March on March 25, 2005, a Special Event (fees and costs absorbed by the City = \$1,000).
- 05-0556 - MOTION (VILLARAIGOSA - REYES) relative to declaring the Salesian High School Career Day on April 22, 2005, a Special Event (fees and costs absorbed by the City = \$2,294).

**COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS**

Motion (Zine - Parks) unanimously adopted to excused Councilmember Perry to leave at 11:00 a.m. from Council session of Tuesday, March 29, 2005 and to leave at 11:30 a.m. from Council session of Wednesday, March 30, 2005 due to City business.

Motion (Cardenas - Weiss) unanimously adopted to excuse Councilmember Ludlow to leave at 11:00 a.m. from Council session of Tuesday, March 29, 2005 due to City business.

Motion (Smith - Miscikowski) unanimously adopted to excuse President Padilla to leave at 11:00 a.m. from Council session of Wednesday, March 30, 2005 due to City business.

Upon his request, and without objections, Councilmember Villaraigosa was excused to leave at 11:30 a.m. from Council session of Friday, April 1, 2005 due to personal business.

**COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:**

- 05-0014 - WrestleMania 21 (Parks for Perry - Reyes)
- Abbe Land (Garcetti - LaBonge)

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

- 05-0013 - William Boyett (Greuel - LaBonge)
- Deliesh Allen Roberts (Hahn - All Councilmembers)
- Ned Baughman (Villaraigosa - Garcetti)



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

Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL