

Los Angeles City Council, Journal/Council Proceedings
Wednesday, May 4, 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, Miscikowski, Perry, Smith, Zine and President Padilla (10); Absent: Ludlow, Parks, Reyes, Villaraigosa and Weiss (5).

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
APRIL 29, 2005

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 31

ALL ITEMS SENT FORTHWITH

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

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

Items Noticed for Public Hearing - Items 1-2

ITEM NO. (1) - PUBLIC HEARING CLOSED - MOTION ADOPTED TO GRANT APPEAL -
SEE FOLLOWING

Roll Call #11 - Motion (Miscikowski - Greuel) Adopted, Ayes (10); Absent: Hahn, Ludlow, Reyes,
Villaraigosa and Weiss (5)

[99-0235](#)

[05-0065-S1](#)

CD 1 CONSIDERATION OF APPEAL filed by Ad Hoc Committee for Safe Children, et al., from
part of the Zoning Administrator's March 14, 2003 determination to modify Conditions
Nos. 6 and 19 expanding the hours of operation and easing conditions regarding security
guards with respect to the operation of the adult entertainment use known as the Blue
Zebra at 2662 Lacy Street.

(Court of Appeal remanded the appeal back to the City Council)

Applicant: City of Los Angeles, Office of Zoning Administration

CE
DIR 98-0210 RV PA1

Fiscal Impact Statement: None submitted by the City Attorney.

(Pursuant to Council action of April 13, 2005)

ADOPTED

MOTION (MISCIKOWSKI - CARDENAS)

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

1. GRANT the appeal filed by the Ad Hoc Committee for Safe Children and others from part of the March 14, 2003, Determination of the Zoning Administrator.
2. ADOPT Report and Findings of the Planning and Land Use Committee (Council file No. 99-0235.
3. INSTRUCT staff to draft additional Findings that the Zoning Administrator erred and abused his discretion and to bring the additional findings back before the City Council for consideration on May 10, 2005.

ITEM NO. (2) - PUBLIC HEARING CLOSED - MOTION ADOPTED TO DENY APPEAL -
SEE FOLLOWING

Roll Call #12 - Motion (Miscikowski - Greuel) Adopted, Ayes (10); Absent: Hahn, Ludlow, Reyes, Villaraigosa and Weiss (5)

05-0065

CD 1

CONTINUED CONSIDERATION OF APPEAL filed by Lacy Street Hospitality Services, Inc., (Roger Jon Diamond, Representative), from the entire determination of the Zoning Administrator in finding that the operation known as the Blue Zebra, an adult entertainment use, at 2662 Lacy Street, has substantially complied with conditions, and in maintaining as modified, previous conditions. DIR 98-0210 RV (PA2)

Applicant: City of Los Angeles, Office of Zoning Administration

CE

TIME LIMIT FILE - MAY 10, 2005

(LAST DAY FOR COUNCIL ACTION - MAY 10, 2005)

(Continued from Council meeting of April 13, 2005)

ADOPTED

MOTION (MISCIKOWSKI - CARDENAS)

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

1. DENY the appeal by Lacy Street from the February 9, 2005, decision of the Zoning Administrator.
2. ADOPT the Report and Findings of the Zoning Administrator in the report dated February 9, 2005.

Items for Which Public Hearings Have Been Held - Items 3-27

ITEM NO. (3) - ADOPTED

Roll Call #4 - Motion (LaBonge - Miscikowski) Adopted, Ayes (13); Absent: Ludlow and Weiss (2)

05-0605

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to the appointment of Ms. Angelica Sandoval to the Commission for Children, Youth, and Their Families.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Sandoval to the Commission for Children, Youth, and Their Families, for the term ending June 30, 2006, to fill the vacancy created by the resignation of Mr. Alan Arkatov, is APPROVED and CONFIRMED. Ms. Sandoval resides in Council District 11. (Current Commission gender composition: M=3; F=11)

Ethics Commission Review: Complete

TIME LIMIT FILE - MAY 19, 2005

(LAST DAY FOR COUNCIL ACTION - MAY 18, 2005)

Roll Call #3 - Motion (Cardenas - Reyes) Adopted, Ayes (12); Absent: Ludlow, Villaraigosa and Weiss (3)
(Item Nos. 4-6)

ITEM NO. (4) - ADOPTED

05-0630

COMMERCE, ENERGY AND NATURAL RESOURCES COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to the proposed sale of excess real property and public utility easements in Transmission Right-of-Way No. 57 to the William S. Hart Union High School District in Santa Clarita, California.

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

1. APPROVE Resolution No. 005-221 as adopted by the Board of Water and Power Commissioners' on April 5, 2005, and APPROVE the sale of fee and easement interests in real property public utility easements regarding Bouquet Junction to Sunset Junction Transmission Line, Transmission Right-of-Way No. 57, located in the vicinity of Golden Valley Road, between Via Princesa and Sierra Highway to the William S. Hart Union High School District in Santa Clarita, California.
2. PRESENT and ADOPT the accompanying ORDINANCE approving the sale of Fee property and the transfer of certain related easements regarding Bouquet Junction to Sunset Junction Transmission Line, Right-of-Way No. 57 to the William S. Hart Union High School District, Santa Clarita, California.

Fiscal Impact Statement: The City Administrative Officer reports that there will be a negligible impact on the City General Fund. The sale of the fee and easement interests will result in a deposit of \$40,611 into the DWP Power Revenue Fund.

ITEM NO. (5) - ADOPTED

05-0265

CD 6

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT, RESOLUTION and ORDINANCE FIRST CONSIDERATION relative to a General Plan Amendment and zone change for property at 9040-80 Laurel Canyon Boulevard.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the lead agency City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 05-0265 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV 2003-4325 MND] filed on September 5, 2003.
2. ADOPT the April 21, 2005 FINDINGS of the Director of Planning as the Findings of the Council.
3. ADOPT the accompanying RESOLUTION as recommended by the Mayor, the City Planning Commission and the Director of Planning APPROVING the proposed General Plan Amendment from Low Medium II to Neighborhood Commercial, abutting the easterly side of Laurel Canyon Boulevard for the property located at 9040-80 Laurel Canyon Boulevard, within the Sun Valley/La Tuna Canyon Community Plan - Geographic Area 1, Window No. 137 - North Valley.

Applicant: Yoshiyuki Bill Watanabe

CPC 2003-9144 GPA/ZC

4. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, effecting a zone change from [T][Q]RD2-1 to [T][Q]C2-1, subject to conditions of approval, for the proposed construction of a 60-unit affordable apartment complex for senior citizens. The Committee modified "Q" Condition No. 11 to read as follows:

11. Buffer: the Building shall be setback at least 20-feet from the easterly property line. There shall be no openings along the easterly building wall. A minimum five-foot landscaped area shall be located along the west property line as shown on Exhibit "A", dated May 5, 2002.

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

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

6. NOT PRESENT and ORDER FILED the ordinance approved by City Planning Commission on September 23, 2004.

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

8. ADVISE the applicant of [Q] Qualified classification time limit as described in the Committee report.

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

TIME LIMIT FILE - MAY 16, 2005

(LAST DAY FOR COUNCIL ACTION - MAY 13, 2005)

ITEM NO. (6) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS

05-0320

CD 1

NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCES FIRST CONSIDERATION relative to establishing the proposed Lincoln Heights Community Design Overlay District (CDO) boundaries and related zone changes.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Negative Declaration reflects the independent judgment of the lead agency City of Los Angeles; that the documents constituting the

record of proceedings in this matter are located in Council file No. 05-0320 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Negative Declaration [ENV 2003-6931 ND] filed on November 9, 2004.

2. ADOPT the FINDINGS of the City Planning Commission as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCES, approved by the Director of Planning, establishing the proposed Lincoln Heights Community Design Overlay District, including approval of zoning map boundaries and related zone changes from PF to PF-CDO, P-1 to [Q]P-1- CDO, [Q]C4-1VL to [Q]C4-1VL-CDO, [Q]C4-1-XL to [Q]C4-1-XL-CDO and [Q]C2-1-XL to [Q]C2-1-XL-CDO to include all Commercial, Public Facilities, Parking designated parcels in the area bounded by Avenue 28 on the north, the Golden State Freeway (I-5) on the west, Manitou Avenue on the south, Workman Street on the east, North Broadway from the Golden State Freeway easterly to Lincoln Park Avenue.

Applicant: City of Los Angeles

CPC 2003-4865 CDO ZC

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

Roll Call #1 - Motion (Cardenas - Reyes) Adopted, Ayes (12); Absent: Ludlow, Villaraigosa and Weiss (3)
(Item Nos. 7-15)

ITEM NO. (7) - ADOPTED

[04-0522](#)

CD 15 ORDINANCE OF INTENTION SECOND CONSIDERATION relative to reconfirmation proceedings to levy an annual assessment for the San Pedro Business Improvement District's fifth operating year beginning April 1, 2005 to March 31, 2006.

(Housing, Community and Economic Development Committee report adopted on April 27, 2005)

ITEM NO. (8) - ADOPTED

[05-0629](#)

CD 15 ORDINANCE SECOND CONSIDERATION relative to approving execution of the non-exclusive reciprocal easements for roadway purposes between the Los Angeles Community College District and the Los Angeles Department of Water and Power at the site of the former Lomita Pumping Station and Well property.

(Commerce, Energy and Natural Resources Committee report adopted on April 27, 2005)

ITEM NO. (9) - ADOPTED

05-0500

CD 11

ORDINANCE SECOND CONSIDERATION relative to the zone change from M1-1-O to (T)(Q)CM-1-O, subject to conditions of approval, for the proposed construction, use and maintenance of a new 22-unit, 27,022 square foot mixed use development with residential and commercial, and providing 81 parking spaces at 1645 Abbot Kinney Boulevard. (The West Los Angeles Area Planning Commission also approved a Specific Plan Exception, Variance, Adjustment, Coastal Development Permit, Project Permit Compliance and Mello Act Compliance, subject to conditions for this project.)

(Mitigated Negative Declaration, Planning and Land Use Management Committee report and Findings adopted on April 27, 2005)

ITEM NO. (10) - ADOPTED

04-2566-S1

AD HOC COMMITTEE ON THE CONVENTION CENTER HEADQUARTERS HOTEL REPORT relative to a contract for outside counsel for legal assistance related to the Los Angeles Convention Center Hotel.

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

1. AUTHORIZE the City Attorney to enter into a contract with Piper, Rudnick, Gray and Cary, for the purpose of assisting with legal issues and documents related to the Los Angeles Convention Center Hotel.
2. AUTHORIZE the City Attorney to expend \$250,000 from the Liability Claims Account No. 9760, Fund No. 100, Department No. 59, for the purposes of this contract and AUTHORIZE the City Attorney to draw demand(s) payable to the above firm.

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

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

ITEM NO. (11) - ADOPTED

05-0002-S52

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT and RESOLUTION relative to the City's position in connection with legislation which would allow an Area Agency on Aging to continue contracting with an entity without again using the competitive bidding process.

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

ADOPT the accompanying RESOLUTION thereby establishing a position of OPPOSITION in the City's Legislative Program to Assembly Bill (AB) 230 (Horton) which would allow an Area Agency on Aging, after conducting a competitive bidding process for the Alzheimer's Day Care Resource Centers and Linkages Programs, to continue contracting with an entity without again using the competitive bidding process.

Fiscal Impact Statement: The Chief Legislative Analyst reports that there is no impact on the General Fund.

ITEM NO. (12) - ADOPTED

05-0547

COMMERCE, ENERGY AND NATURAL RESOURCES COMMITTEE REPORT relative to a proposed Agreement and interim Purchase Order with Bowe Bell and Howell (BBH) to provide full service maintenance coverage for mailing systems.

Recommendation for Council action:

APPROVE Resolution No. 005-235 as adopted by the Board of Water and Power Commissioners on April 19, 2005; APPROVE Purchase Order No. 45075-5 and Agreement No. 47392-5 with BBH; and, AUTHORIZE the General Manager, Department of Water and Power (DWP), to execute Agreement No. 47392-5 to provide full service maintenance for three BBH mailing machines and one BBH cutter machine for an amount not to exceed \$1,253,893.77 and a term of seven years starting April 1, 2005 until March 31, 2012.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the proposed Agreement No. 47392-5 will not impact the City General Fund. The DWP Power Revenue Fund will finance the proposed \$1,253,894 expenditure increase.

TIME LIMIT FILE - MAY 27, 2005

(LAST DAY FOR COUNCIL ACTION - MAY 27, 2005)

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

05-0317

CD 8

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTION relative to amending a Community Redevelopment Agency (CRA) contract with Simgel Co. Inc., for the construction of streetscape improvements for Leimert Park Village.

Recommendations for Council action:

1. AUTHORIZE the Chief Executive Officer, CRA, or designee, subject to both the approval of the City Attorney, as to form and legality, and the Department of Public Works, Bureau of Contract Administration for compliance with CRA contracting requirements, to execute a second amendment to Contract No. 502479 with Simgel Co. Inc. to:
 - a. Increase compensation by \$39,667, to a maximum amount not to exceed \$235,000, funded from CRA Work Objective CR 3020, Amended Crenshaw Redevelopment Area Public Improvements.
 - b. Extend the contract term through March 31, 2005.
 - c. Expand the scope of work in Leimert Park Village in the Amended Crenshaw Redevelopment Project Area in accordance with Attachment A of the City Administrative Officer (CAO) report to the Mayor and Council dated April 22, 2005 (attached to the Council file).
2. ADOPT the accompanying RESOLUTION making the findings necessary for CRA funding of improvements, pursuant to Section 33445 of the California Community Redevelopment Law.

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund. Funds will be provided for the second contract amendment from previously approved Targeted Neighborhood Initiative/Neighborhood Block Grant, previously approved Council District Eight Street Furniture Revenue, Agency General Revenue, and Assembly Bill 1290 funds from the Fiscal Year 2004-05 Amended Crenshaw Redevelopment Project Area Budget.

ITEM NO. (14) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS

01-0341

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the Los Angeles Bridges I Gang Prevention Program second performance review for Fiscal Year 2003-04, and an amendment to the contract with Community Build, Inc.

Recommendations for Council action:

1. NOTE and FILE the results of the Los Angeles Bridges I Program contractor performance evaluation for the period January 1, 2004 through June 30, 2004, as shown in Attachment A of the Community Development Department (CDD) report to the Mayor dated December 30, 2004 (attached to the Council file).
2. AUTHORIZE the General Manager, CDD, or designee to execute a tenth amendment to the agreement with Community Build, Inc., (Contract No. 100032), to reduce compensation by \$15,188 from \$695,188 to \$680,000, subject to the approval of the City Attorney as to form and legality.

3. DIRECT the CDD to:

- a. Formally request that the Martin L. King Legacy Association (MLK Legacy), a Los Angeles Bridges I Program contractor, provide to the City within 30 days documentation verifying its repayment arrangement with the United States Internal Revenue Service.
- b. Should MLK Legacy fail to produce the requested documentation by the designated time, initiate any and all actions necessary to replace MLK Legacy as a Los Angeles Bridges I contractor.
- c. Report to the Ad Hoc on Gang Violence and Youth Development, at its next meeting, relative to the following:
 - 1) How program contractors are notified of their status pursuant to their evaluation results and the necessary actions they must take to improve performance.
 - 2) How program contractors on probation are advised they have achieved compliance, and how Council Offices are notified of changes in contractor performance status.
 - 3) Discussion of the definition and use of evaluation terminology, such as “significantly deficient” and “deficient.”
 - 4) Standards for contractors on probation for multiple evaluation periods, and whether a policy has been implemented for the Department to take more stringent action in such cases.
 - 5) Addressing contractor complaints regarding the clarity of evaluation criteria.
 - 6) Clarifying how contractor grades are determined, on a month by month basis, for contractor performance in the areas of youth achievement, family foundations, and community action
 - 7) Actions taken and technical assistance provided, on an institutional basis, to assist contractor perform and achieve compliance.

Fiscal Impact Statement: The City Administrative Officer reports that this action will not impact the General Fund. The above recommendations relate to the results of a biannual performance review of the Los Angeles Bridges I Program contractors and provide authority to amend an agreement to reduce compensation by \$15,188 in Title XX grant funds to reflect a previous Council action.

ITEM NO. (15) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS

05-0692

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to awarding contracts to seven firms for general landscape - architectural services for various Community Redevelopment Agency (CRA) Project Areas, and extending an existing contract with NUVIS for work related to the 103rd Street Park and Ride Facility.

Recommendation for Council action:

AUTHORIZE the Chief Executive Officer, CRA, or designee, to execute:

- a. Contracts with Patricia Smith, Melendrez, RRM Design Group, Ah'be Landscaping, Barrio Planners, Inc., Campbell & Campbell, and Takata Associates for a total aggregate amount not to exceed \$2,500,000 (with no firm contract exceeding \$700,000) for a term of three years from the date of execution, with options to renew for two additional one-year periods, for general landscape architectural services, subject to the approval of both the City Attorney, as to form and legality, and the Department of Public Works, Bureau of Contract Administration for adherence to CRA contracting standards.
- b. A third amendment to CRA Contract No. 502148 with NUVIS to extend by eighteen months the time of performance, for a revised term of February 14, 2005 to August 14, 2006, to allow for completion of work associated with the 103rd Street Park and Ride Facility in the Watts Redevelopment Project Area, subject to the approval of both the City Attorney, as to form and legality, and the Department of Public Works, Bureau of Contract Administration for adherence to CRA contracting standards.

Fiscal Impact Statement: The City Administrative Officer reports that this action will not impact the General Fund. Funding is provided from individual project areas.

ITEM NO. (16) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS

Roll Call #5 - Motion (Garcetti - Greuel) Adopted, Ayes (14); Absent: Weiss (1)

05-0002-S80

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTION relative to a United States Senate proposal to make certain immigrants ineligible for the Earned Income Tax Credit (EITC).

Recommendation for Council action, substantially as initiated by Resolution (Garcetti - Hahn), SUBJECT TO THE CONCURRENCE OF THE MAYOR:

RESOLVE to include in the City's 2005-06 Legislative Program OPPOSITION to Section 116 (d) of Senate Bill 667 the Personal Responsibility and Individual Development for Everyone Act, and provisions in future legislation which would make certain immigrants ineligible for the EITC; and, ADOPT the accompanying RESOLUTION, as amended.

Fiscal Impact Statement: The Chief Legislative Analyst reports that this action will not impact the General Fund.

Roll Call #1 - Motion (Cardenas - Reyes) Adopted, Ayes (12); Absent: Ludlow, Villaraigosa and Weiss (3)
(Item Nos. 17-24)

ITEM NO. (17) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS

05-0696

CD 14 INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT relative to a proposed contract with United Pacific Waste & Recycling Services for the continuation of waste hauling and recycling services at El Pueblo Historic Monument (El Pueblo).

Recommendations for Council action:

1. RATIFY the First Amendment to Contract No. 102781 with United Pacific Waste & Recycling Services in the amount of \$60,000, for the term beginning July 1, 2002 through June 30, 2004, to provide a compactor with roll-off service and waste hauling and recycling services at the El Pueblo.
2. AUTHORIZE the General Manager, Department of General Services (GSD), to execute a Supplemental Agreement to Contract No. 102781 with United Pacific Waste & Recycling Services in the amount of \$35,000 for the term beginning July 1, 2004 through June 30, 2005 to continue to provide a compactor with roll-off service and waste hauling and recycling services at the El Pueblo, subject to the review of the City Attorney as to form and legality.

Fiscal Impact Statement: The City Administrative Officer reports that funds in the amount of \$35,000 are available in the GSD Fund Number 100, Contractual Services Account No. 3040 for this contract. No additional General Fund appropriation will be required.

ITEM NO. (18) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS

05-0645

CD 11 MITIGATED NEGATIVE DECLARATION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to Tentative Tract Map appeal for property at 7420 Arizona Avenue.

Recommendations for Council action:

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the lead agency City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 05-0645 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV 2004-6422 MND] filed on November 8, 2004.
2. DENY APPEAL filed by Morris Rusch, Amanda Seward, Representative, from the entire determination of the West Los Angeles Area Planning Commission in sustaining the decision of the Deputy Advisory Agency, THEREBY APPROVE Tentative Tract No. 62027, subject to conditions of approval, to permit the construction, use and maintenance of a maximum 43 residential condominium units, including 11 density bonus units, with 86 parking spaces for residents and 11 parking spaces for guests on a 48,567 net square foot site located at 7420 Arizona Avenue, inasmuch as the appellant withdrew his appeal.

Applicant: Arizona Partners

TT 62027

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

TIME LIMIT FILE - MAY 4, 2005

(LAST DAY FOR COUNCIL ACTION - MAY 4, 2005)

ITEM NO. (19) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS

05-0663

CD 4

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to inclusion of the B. H. Hiss House located at 215 South Manhattan Place in the list of Historic-Cultural Monuments.

Recommendations for Council action:

1. ADOPT the Findings of the Cultural Heritage Commission as the Findings of the Council.
2. APPROVE the recommendation of the Cultural Heritage Commission (CHC) relative to inclusion of the B. H. Hiss House located at 215 South Manhattan Place in the list of Historic-Cultural Monuments.

CHC 2005-6039 HCM

Applicant: Anna D. Hunt, Trustee of Anna D. Hunt Living Trust

Fiscal Impact Statement: The CHC reports that such designation in and of itself has no fiscal impact. Future applications for permits may cause minimal administrative costs.

ITEM NO. (20) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS

05-0664

CD 2 PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to inclusion of La Casa Sueno De Lewis Stone Ranch at 5700 North Rhodes Avenue in the list of Historic-Cultural Monuments.

Recommendations for Council action:

1. ADOPT the Findings of the Cultural Heritage Commission as the Findings of the Council.
2. APPROVE the recommendation of the Cultural Heritage Commission (CHC) relative to inclusion of La Casa Sueno De Lewis Stone Ranch at 5700 North Rhodes Avenue in the list of Historic-Cultural Monuments.

Applicant: Gregory and Giovanna Melton

CHC 2005-732 HCM

Fiscal Impact Statement: The CHC reports that such designation in and of itself has no fiscal impact. Future applications for permits may cause minimal administrative costs.

ITEM NO. (21) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS

05-0665

CD 1 PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to inclusion of the Carolyn-Bumiller-Hickey House at 1049 South Elden Avenue in the list of Historic-Cultural Monuments.

Recommendations for Council action:

1. ADOPT the Findings of the Cultural Heritage Commission as the Findings of the Council.
2. APPROVE the recommendation of the Cultural Heritage Commission (CHC) relative to inclusion of the Carolyn-Bumiller-Hickey House at 1049 South Elden Avenue in the list of Historic-Cultural Monuments.

Applicant: John T. Kelley and James P. Grace

CHC 2005-734 HCM

Fiscal Impact Statement: The CHC reports that such designation in and of itself has no fiscal impact. Future applications for permits may cause minimal administrative costs.

ITEM NO. (22) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS

05-0666

CD 9 PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to inclusion of the Santa Fe Inbound Freight House at 355 South Santa Fe in the list of Historic-Cultural Monuments.

Recommendations for Council action:

1. ADOPT the Findings of the Cultural Heritage Commission as the Findings of the Council.
2. APPROVE the recommendation of the Cultural Heritage Commission (CHC) relative to inclusion of the Santa Fe Inbound Freight House at 355 South Santa Fe in the list of Historic-Cultural Monuments.

Applicant: Greg Fischer

CHC 2004-5669 HCM

Fiscal Impact Statement: The CHC reports that such designation in and of itself has no fiscal impact. Future applications for permits may cause minimal administrative costs.

ITEM NO. (23) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS

05-0667

CD 10

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to inclusion of the Jacobson Duplex at 1200-02 South Highland Avenue in the list of Historic-Cultural Monuments.

Recommendations for Council action:

1. ADOPT the Findings of the Cultural Heritage Commission as the Findings of the Council.
2. APPROVE the recommendation of the Cultural Heritage Commission (CHC) relative to inclusion of the Jacobson Duplex at 1200-02 South Highland Avenue in the list of Historic-Cultural Monuments.

Applicant: Charles J. Fisher

CHC 2004-5869 HCM

Fiscal Impact Statement: The CHC reports that such designation in and of itself has no fiscal impact. Future applications for permits may cause minimal administrative costs.

ITEM NO. (24) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS

05-0668

CD 11

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to inclusion of the Hamma House at 12401 Deerbrook Lane in the list of Historic-Cultural Monuments.

Recommendations for Council action:

1. ADOPT the Findings of the Cultural Heritage Commission as the Findings of the Council.

2. APPROVE the recommendation of the Cultural Heritage Commission (CHC) relative to inclusion of the Hamma House located at 12401 Deerbrook Lane in the list of Historic-Cultural Monuments.

Applicant: Evelyn Stern, Trustee of the Evelyn Stern Trust CHC 2004-7299 HCM

Fiscal Impact Statement: The CHC reports that such designation in and of itself has no fiscal impact. Future applications for permits may cause minimal administrative costs.

ITEM NO. (25) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS

Roll Call #6 - Motion (Miscikowski - Perry) Adopted, Ayes (14); Absent: Weiss (1)

05-0002-S31

PUBLIC SAFETY COMMITTEE REPORT relative to the City's position in connection with federal budget cuts to eliminate U.S. Department of Justice Office of Community Oriented Policing Services (COPS) Program funding.

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

RESOLVE that the City include in its 2005-06 Federal Legislative Program OPPOSITION to the proposed federal budget cuts that eliminate COPS program funding.

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

ITEM NO. (26) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #7 - Motion (LaBonge - Hahn) to Adopt as Amended, Ayes (14); Absent: Weiss (1)

04-0579

ARTS, PARKS, HEALTH AND AGING and PERSONNEL COMMITTEES' REPORTS relative to the feasibility of establishing a prescription drug bulk purchasing consortium.

A. ARTS, PARKS, HEALTH AND AGING COMMITTEE

Recommendations for Council action, as initiated by Motion (Villaraigosa - Cardenas - et al.):

1. AUTHORIZE the Personnel Department to convene a steering committee and provide technical and administrative assistance in the evaluation, development, and review of a proposed Request for Proposal for a new prescription drug program for all City residents, the City's prescription drug purchasing for employees on workers' compensation, the County of Los Angeles, and other governmental entities.

2. INSTRUCT the Personnel Department to include the following members in the aforementioned steering committee: Employee Benefits Division, Personnel Department; Risk Management, City Administrative Officer; City Attorney; Department of Aging; two health care experts, one with expertise in pharmacy and one from the Los Angeles County Health Services Department; a health plan consultant with expertise in Pharmacy Benefit Management; and one consumer advocate.

B. PERSONNEL COMMITTEE

Recommendations for Council action, as initiated by Motion (Villaraigosa - Cardenas, et al.):

1. AUTHORIZE the Personnel Department to convene a steering committee and provide technical and administrative assistance in the evaluation, development and review of a proposed Request for Proposal (RFP) for a new prescription drug program for all City residents, the City's prescription drug purchasing for employees on workers' compensation, the County of Los Angeles and other governmental entities.
2. INSTRUCT the Personnel Department to include the following members in the steering committee: Employee Benefits Division, Personnel Department; Risk Management, City Administrative Officer; City Attorney; two health care experts, one with expertise in pharmacy and one from the Los Angeles County Health Services Department; a health plan consultant with expertise in Pharmacy Benefit Management; and one consumer advocate.

Fiscal Impact Statement: The Personnel Department reports that the total impact is unknown at this time because further study is needed. Initially, \$25,000 for consulting services will be needed to implement the RFP. Upon review of the submission, additional staff resources will be needed to staff the project.

ADOPTED

AMENDING MOTION (VILLARAIGOSA - SMITH)

Recommendation for Council action:

REQUIRE that the steering committee be convened in 30 days; REQUIRE that a status report be provided 60 days after the committee is convened; and REQUIRE the steering committee to provide a final report and Request for Proposal, on a new prescription drug purchasing program, within 120 days of convening.

ADOPTED

AMENDING MOTION (VILLARAIGOSA - CARDENAS)

Recommendation for Council action:

REQUIRE the steering committee member from the Department of Aging to be an expert in medicine and prescription drug issues for seniors; and REQUIRE that one member be an expert in purchasing drugs and health care policy; and further, that the committee report on the fiscal requirements and on-going costs to the City.

ITEM NO. (27) - RECEIVED AND FILED

Roll Call #8 - Motion (Perry - Miscikowski) Adopted to Receive and File, Ayes (14);
Absent: Weiss (1)

03-2748

CONTINUED CONSIDERATION OF BUDGET AND FINANCE and ARTS, PARKS, HEALTH AND AGING COMMITTEES' REPORTS relative to the Los Angeles Theatre Center (LATC).

A. BUDGET AND FINANCE COMMITTEE

Recommendations for Council action:

1. RECEIVE and FILE the Cultural Affairs Department (CAD) reports dated April 28, 2004 and October 28, 2004, relative to an operator for the LATC and REJECT all proposals received in response to the Request for Proposal issued by the CAD in May 2003, inasmuch as due to a change in circumstances, it is in the City's best interest to identify a new process to select an operator for the LATC.
2. RECEIVE and FILE the Chief Legislative Analyst report dated September 23, 2004 relative to the LATC inasmuch as the report is submitted for information only and no Council action is necessary.

B. ARTS, PARKS, HEALTH AND AGING COMMITTEE

Recommendation for Council action:

RECEIVE and FILE:

- a. Motion (Perry - Villaraigosa), relative to the City entering into a contract with Gilmore & Associates for the operation of the Los Angeles Theatre Center, inasmuch as the proposed relationship between Gilmore & Associates, Will & Company, and the Latino Theatre Company is no longer feasible and no Council action is necessary.
- b. Cultural Affairs Department (CAD) report dated April 5, 2004, inasmuch as the report is submitted for information only and no Council action is necessary.

- c. CAD report dated April 28, 2004, inasmuch as the report is submitted for information only and no Council action is necessary.
- d. Chief Legislative Analyst report dated September 23, 2004, 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 April 13, 2005)

Items for Which Public Hearings Have Not Been Held - Items 28-50

(10 Votes Required for Consideration)

Roll Call #2 - Motion (Miscikowski - Zine) Adopted, Ayes (12); Absent: Ludlow, Villaraigosa and Weiss (3)
(Item Nos. 28-34)

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

[04-2153](#)

CD 9

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of SAN JULIAN AND 12TH STREETS 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 October 18, 2004.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JULY 6, 2005 as the hearing date for the maintenance of San Julian and 12th Streets Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$541.59 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: June 27, 2005)

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

[04-2154](#)

CD 14

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of COLORADO BOULEVARD AND GENEVIEVE 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 October 18, 2004.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JULY 6, 2005 as the hearing date for the maintenance of Colorado Boulevard and Genevieve 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, \$303.49 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: June 27, 2005)

ITEM NO. (30) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

04-2155

CD 2

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of FOOTHILL BOULEVARD AND APPERSON STREET LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated October 18, 2004.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JULY 6, 2005 as the hearing date for the maintenance of Foothill Boulevard and Apperson Street 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, \$1,052.19 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: June 27, 2005)

ITEM NO. (31) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

04-2157

CD 6

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of LAUREL CANYON BOULEVARD AND WENTWORTH STREET NO. 1 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 October 18, 2004.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JULY 6, 2005 as the hearing date for the maintenance of Laurel Canyon Boulevard and Wentworth Street No. 1 Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$3,189.31 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: June 27, 2005)

ITEM NO. (32) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

04-2158

CD 5

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of COLDWATER CANYON AVENUE AND LA MAIDA STREET LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated October 18, 2004.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JULY 6, 2005 as the hearing date for the maintenance of Coldwater Canyon Avenue and La Maida Street Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$979.20 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: June 27, 2005)

ITEM NO. (33) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

04-2159

CD 7

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of WOODMAN AVENUE AND CEDROS COURT 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 October 18, 2004.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JULY 6, 2005 as the hearing date for the maintenance of Woodman Avenue and Cedros Court 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, \$136.47 will be collected annually and dedicated to a street lighting maintenance assessment account for the operation and maintenance of this street lighting system. An initial collection of \$272.94 will be collected in 2005-06 for the Fiscal Years 2004-05 and 2005-06.

(Board of Public Works Hearing Date: June 27, 2005)

ITEM NO. (34) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

03-1358

CD 2

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION establishing a date for hearing protests against the proposed sewer improvement for the project entitled, "QUINTON LANE (NEAR MARCUS AVENUE) IMPROVEMENT NO. A'11-SZC11327" (Assessment Sewer Improvement).

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

1. ADOPT the Director, Bureau of Street Lighting Report recommending the sewer improvement on Quinton Lane between Marcus Avenue and approximately 75 feet east of Haines Canyon Avenue with mainline sewer, house connection sewers (lateral), appurtenant structures, and related work.
2. ADOPT Map A-20952.
3. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting JULY 1, 2005, as the date for hearing protests against the above sewer improvement under the 1911 Act and pursuant to Section 6.1 to 6.15 of the Los Angeles Administrative Code and conducting an assessment ballot proceedings in accordance with Proposition 218, Article XIII D of the California Constitution and Government Code Section 53753; and advising that public funds shall be allocated.
4. INSTRUCT the Board of Public Works to advertise for bids to be received before the hearing date for ordering the work.

Fiscal Impact Statement: The cost of this improvement in the estimated amount of \$165,603 will be funded through Assessment Bonds to be paid by property owners in the proposed assessment district. Estimated Sewer Capital Fund in the amount of \$31,179 will be the City's contribution for this project. It will be available in the entitled Assessment Act Sewers Account of Fund No. 761, Dept. 50 and FY-06.

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

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

05-0065-S1

CD 1 CONTINUED CONSIDERATION OF COMMUNICATION FROM THE CITY ATTORNEY relative to Lacy Street Hospitality SVCS. DBA Blue Zebra v. City of Los Angeles, Los Angeles Superior Court Case No. BS 084476; Court of Appeal Case No. B 170716.

Recommendation for Council action:

SET ASIDE AND VACATE, as ordered by the California Court of Appeal, Second District, the June 13, 2003, Council action (Council file No. 99-0235), relative to the operation of the adult entertainment use known as the Blue Zebra at 2662 Lacy Street. (DIR 98-0210 RV PA1)

(Court of Appeal remanded the appeal back to the City Council)

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.

(Planning and Land Use Management Committee waived consideration of the above matter)

(Continued from Council meeting of April 13, 2005)

ITEM NO. (36) - ADOPTED

Roll Call #2 - Motion (Miscikowski - Zine) Adopted, Ayes (12); Absent: Ludlow, Villaraigosa and Weiss (3)

05-0005-S118

CD 6 RESOLUTION removing the property at 11949-57 1/2 West Runnymede Street from the Rent Escrow Account Program [REAP], (Case No. 8037), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance No. 173810, and ADOPT the Findings contained in the Los Angeles Housing Department's report of April 27, 2005. Assessor I.D. No. 2317-013-042
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 22, 2005)

ITEM NO. (37) - CONTINUED TO MAY 11, 2005

Roll Call #9 - Motion (Cardenas - Parks) Adopted to Continue, Unanimous Vote (13);
Absent: Villaraigosa and Weiss (2)

04-1141

COMMUNICATION FROM CHAIR and MEMBER, PUBLIC SAFETY COMMITTEE relative to the establishment of an Animal Cruelty Task Force.

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

1. APPROVE the establishment of an Animal Cruelty Task Force to include, but not limited to, the Animal Services Department (ASD) and the Los Angeles Police Department (LAPD), to expand of the City's law enforcement role in the investigation of animal abuse and "blood-sport" animal fighting and to investigate the possibility of establishing an Animal Cruelty Unit within the City.
2. INSTRUCT the Task Force to accept assistance from any available public or private entity in these matters.
3. INSTRUCT the ASD and LAPD to report back in six months on the status of the Task Force.

Fiscal Impact Statement: The ASD reports that there is no fiscal impact at this time.

Roll Call #2 - Motion (Miscikowski - Zine) Adopted, Ayes (12); Absent: Ludlow, Villaraigosa and Weiss (3)
(Item Nos. 38-50)

ITEM NO. (38) - ADOPTED

03-2267-S2

CONSIDERATION OF MOTION (SMITH - ZINE) relative to the use of \$1,000,000 of Vehicle License Fee Gap Loan Financing proceeds for police overtime.

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

1. TRANSFER \$1,000,000 from the Reserve Fund to the LAPD Fund 100, Department 70, Account No. 1092, Sworn Overtime account, to fund two months of overtime from May 1, 2005 to June 30, 2005.
2. AUTHORIZE the Los Angeles Police Department to prepare Controller instructions for any technical adjustments, subject to the approval of the City Administrative Officer, and AUTHORIZE the Controller to implement the instructions.

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

ITEM NO. (39) - ADOPTED

04-2573-S1

CD 7 MOTION (PADILLA - SMITH) relative to declaring the Mission Area Police Station Dedication on April 30, 2005 a Special Event (fees and costs absorbed by the City = \$1,326).

Recommendation for Council action:

DECLARE the Mission Area Police Station Dedication, sponsored by the Los Angeles Police Department on April 30, 2005, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, INCLUDING insurance.

ITEM NO. (40) - ADOPTED

04-0778-S1

CD 9 MOTION (PERRY - WEISS) relative to declaring Denim Day in Los Angeles on April 27, 2005 a Special Event (fees and costs absorbed by the City = \$250).

Recommendation for Council action:

DECLARE Denim Day in Los Angeles, sponsored by the Los Angeles Commission on Assaults Against Women on April 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.

ITEM NO. (41) - ADOPTED

02-0647

CD 8 MOTION (PARKS - PERRY) relative to declaring the 12th Annual Revlon Run/Walk For Women on May 7, 2005 a Special Event (fees and costs absorbed by the City = \$20,000).

Recommendation for Council action:

DECLARE the 12th Annual Revlon Run/Walk for Women, sponsored by the Entertainment Industry Foundation 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. (42) - ADOPTED

04-0386

CD 8 MOTION (PARKS - PERRY) relative to declaring Neighborhood Pride Day on June 11, 2005 a Special Event (fees and costs absorbed by the City = \$500).

Recommendation for Council action:

DECLARE Neighborhood Pride Day, sponsored by Los Angeles Neighborhood Services on June 11, 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. (43) - ADOPTED

04-0276

CD 4 MOTION (LABONGE - GREUEL) relative to declaring the 13th Annual NoHo Theater and Arts Festival and Carnival 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 Theater and Arts Festival and Carnival , 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. (44) - ADOPTED

05-0837

CD 4 MOTION (LABONGE - GARCETTI) relative to declaring the 14th Annual Los Feliz Village Street Fair on June 5, 2005 a Special Event (fees and costs absorbed by the City = \$5,919).

Recommendation for Council action:

DECLARE the 14th Annual Los Feliz Village Street Fair, sponsored by the Los Feliz Business Improvement District on June 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. (45) - ADOPTED

05-0836

CD 11 MOTION (MISCIKOWSKI - HAHN) relative to declaring the Venice Disaster Preparedness Expo on April 23, 2005 a Special Event (fees and costs absorbed by the City = \$1,226).

Recommendation for Council action:

DECLARE the Venice Disaster Preparedness Expo, sponsored by the Vera Davis McClendon YFC 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 AND application requirements.

ITEM NO. (46) - ADOPTED

05-0834

CD 15 MOTION (HAHN - MISCIKOWSKI) relative to declaring the Wilmington Cinco de Mayo on April 30 - May 1, 2005 a Special Event (fees and costs absorbed by the City = \$19,538).

Recommendation for Council action:

DECLARE the Wilmington Cinco de Mayo, sponsored by the Wilmington Chamber of Commerce on April 30 - 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 AND application requirements.

ITEM NO. (47) - ADOPTED

05-0838

MOTION (PERRY - REYES) relative to a request for an exemption from the Convention Center fee waiver policy for the Los Angeles (LA) River Master Plan Evaluation Committee Interviews and Presentations event on May 11-12, 2005.

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

1. FIND that the LA River Master Plan Evaluation Committee Interviews and Presentations event, sponsored by the Department of Public Works Bureau of Engineering serves a public purpose in that it will provide 100 community members to comment on the LA River Master Plan.
2. AUTHORIZE the General Manager, Convention Center, to make an exception to the Council's Convention Center waiver policy by waiving a maximum of \$981.40 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. (48) - ADOPTED

05-0830

CD 12 MOTION (SMITH - PARKS) relative to partial funding to support community programs and groups in Council District 12.

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

1. UNENCUMBER the prior year General City Purposes Funds (GCP) indicated below, REVERT funds to the Reserve Fund, TRANSFER funds therefrom to the Unappropriated Balance Fund No. 100-58 and RE-APPROPRIATE therefrom to the GCP Fund No. 100-56, Account No. 0712 (CD-12 Community Services) for further support of Council District 12 community services efforts.

<u>Fiscal Year</u>	<u>Fund</u>	<u>Acct.</u>	<u>Title</u>	<u>Encumbered Amount</u>
2001	100-56	0712	CD-12 Community Service	\$ 3,145.93
2002	100-56	0712	CD-12 Community Service	8,640.00
2003	100-56	0712	CD-12 Community Service	3,116.00
2003	100-56	0713	CD-12 Neighborhood & Community Services	9,860.00
2004	100-56	0712	CD-12 Community Service	<u>2,100.00</u>
Total				\$26,861.93

2. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above fund transfer instructions in order to effectuate the intent of this motion.

ITEM NO. (49) - ADOPTED

04-2540

CD 11 MOTION (MISCIKOWSKI - HAHN) relative to providing funding for community programs in Council District 11.

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

TRANSFER \$5,000 in the Council District 11 Real Property Trust Fund No. 693 to the General City Purposes Fund No. 100-56, Account No. 0711 (CD 11 Community Services) to provide funding to support community programs and groups in Council District 11.

ITEM NO. (50) - ADOPTED

04-0691

RESOLUTION (REYES - PERRY - SMITH) relative to submitting applications for Proposition 50, Chapter 8 planning grant funds.

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

1. AUTHORIZE the Director of the Bureau of Sanitation, or designee, working with the Department of Water and Power to make application for \$500,000 of funding on behalf of the Upper Los Angeles River Watershed for Proposition 50 Chapter 8 Integrated Regional Water Management Plans to further develop and integrate the goals of the plans developed thus far.
2. TRANSFER \$125,000 from Fund 511, Account V182, titled "Bureau of Sanitation" to Fund 511, Department 50, Account V520, titled "Bacteria TMDL" to satisfy the 25 percent match requirement, if the grant is awarded.
3. AUTHORIZE the Director of the Bureau of Sanitation, or designee, to negotiate, execute and submit all necessary documents, including but not limited to, applications, agreements, amendments, subject to the approval of the City Attorney as to form and legality, to carry out the purposes of this resolution.

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

05-0882

MOTION (ZINE - GREUEL) relative to declaring the Bagno Park Dedication on May 22, 2005 a Special Event (fees and costs absorbed by the City = \$1,118).

01-0399

MOTION (ZINE - GREUEL) relative to declaring the Largest Mother's Day Event in the World on May 8, 2005 a Special Event (fees and costs absorbed by the City = \$1,670).

05-0883

MOTION (SMITH - ZINE) relative to declaring the St. John Baptist de la Salle's 18th Annual International Festival on May 14-15, 2005 a Special Event (fees and costs absorbed by the City = \$6,147).

04-0855

MOTION (SMITH - ZINE) relative to declaring the American Cancer Society, Relay for Life on June 4-5, 2005 a Special Event (fees and costs absorbed by the City = \$1,472).

04-0858

MOTION (GARCETTI - GREUEL) relative to declaring the 95th Anniversary and 2005 Parish Fiesta on May 15, 2005 a Special Event (fees and costs absorbed by the City = \$4,003).

05-0884

MOTION (ZINE - SMITH) relative to declaring the Barry Wolfe Grand Prix on May 29, 2005 a Special Event (fees and costs absorbed by the City = \$9,036).

05-0885

MOTION (ZINE - SMITH) relative to declaring the United States Postal Service and the National Association of Letter Carriers Fourth Annual Dog Bite Prevention Awareness Event on May 15, 2005 a Special Event (fees and costs absorbed by the City = \$1,731).

02-0798

MOTION (PERRY - PARKS) relative to declaring the National Police Week Memorial Ceremony on May 19, 2005 a Special Event (fees and costs absorbed by the City = \$2,060).

05-0887

MOTION (PERRY - REYES) relative to declaring the Arts Festival on May 28, 2005 a Special Event (fees and costs absorbed by the City = \$7,439).

05-0888

MOTION (PERRY - ZINE) relative to declaring the Tenth Annual Los Angeles Public Library Awards Dinner on May 19, 2005 a Special Event (fees and costs absorbed by the City = \$2,490).

05-0889

MOTION (PERRY - ZINE) relative to declaring the Electronic Entertainment, Expo E3 on May 18-20, 2005 a Special Event (fees and costs absorbed by the City = \$18,206).

02-0928

MOTION (MISCIKOWSKI - CARDENAS) relative to declaring the Mount Saint Mary College Graduation on May 14, 2005 a Special Event (fees and costs absorbed by the City = \$1,226).

04-1333

MOTION (MISCIKOWSKI - CARDENAS) relative to declaring the Second Annual Block Party on July 30, 2005 a Special Event (fees and costs absorbed by the City = \$1,226).

02-0464

MOTION (MISCIKOWSKI - LABONGE) relative to declaring the Pacific Palisades Health Fair on May 15, 2005 a Special Event (fees and costs absorbed by the City = \$1,226).

04-1042

MOTION (MISCIKOWSKI - LABONGE) relative to declaring the Emerson Block Party on May 29, 2005 a Special Event (fees and costs absorbed by the City = \$1,226).

02-0510

MOTION (MISCIKOWSKI - LABONGE) relative to declaring the 26th Annual Venice Art Walk on May 21-22, 2005 a Special Event (fees and costs absorbed by the City = \$14,886).

02-0901

MOTION (LUDLOW - LABONGE) relative to declaring the Berendo Baptist Mission Bazaar 2005 on May 7, 2005 a Special Event (fees and costs absorbed by the City = \$2,018).

05-0890

MOTION (LUDLOW - LABONGE) relative to declaring the Saint Vincent Medical Center Korean Family Health Fair on May 7, 2005 a Special Event (fees and costs absorbed by the City = \$1,226).

05-0891

MOTION (HAHN - LABONGE) relative to declaring the Concert in the Park on May 6, 2005 a Special Event (fees and costs absorbed by the City = \$4,886).

05-0892

MOTION (HAHN - LABONGE) relative to declaring the Second Annual YWCA Women's Health Screening and Safety Awareness Day on May 10, 2005 a Special Event (fees and costs absorbed by the City = \$1,226).

04-0010-S41

MOTION (PERRY - PARKS) relative to reinstating the reward offer in the death of Ignacio Meza for an additional 60 days.

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

05-0886

RESOLUTION (GREUEL - LABONGE) relative to declaring May 2005 as Reflex Sympathetic Dystrophy Syndrome Awareness Month.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Motion (Garcetti - LaBonge) unanimously adopted to excuse Councilmember Cardenas from Council session of Friday, May 13, 2005 due to personal business.

Motion (Perry - Ludlow) unanimously adopted to excuse Councilmember Parks from Council sessions of Tuesday and Wednesday, May 24-25, 2005 due to City business.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

05-0574 - Kristine Okimoto	(Smith - LaBonge)
Jeff Nelson	(Smith - LaBonge)
Nicholas R. Montano III	(Smith - LaBonge)
Thomas E. Kelly	(Zine - Smith)
Bernard J. Zapor	(Zine - Smith)
Robert L. Corso	(Zine - Smith)
Gary Allen Meisner	(Zine - All Councilmembers)
Laurie Dager	(Smith - LaBonge)
Jim Ladd	(Garcetti - LaBonge)

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

05-0573 - Daniel Caldwell	(LaBonge)
Jerry Malloy	(LaBonge - Parks)

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

Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL