

Los Angeles City Council, Journal/Council Proceedings
Tuesday, May 17, 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, LaBonge, Miscikowski, Parks, Perry, Reyes, Smith, and President Padilla (10); Absent: Hahn, Ludlow, Villaraigosa, Weiss and Zine (5).

SALUTE TO THE FLAG

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
MAY 11, 2005

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 16

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

Roll Call #1 - Motion (Miscikowski - Cardenas) Adopted, Ayes (10); Absent: Hahn, Ludlow, Villaraigosa, Weiss and Zine (5)
(Item Nos. 1-2)

ITEM NO. (1) - PUBLIC HEARING CLOSED - NO PROTESTS - CITY ENGINEER INSTRUCTED TO
PROCEED

[04-1276](#)

CD 10 HEARING PROTESTS against the proposed vacation of an alley northeasterly of Pico
Boulevard between Third and Fourth Avenues. VAC-E1400903

(Public Works Committee report adopted on April 26, 2005)

ITEM NO. (2) - PUBLIC HEARING CLOSED - NO PROTESTS - CITY ENGINEER INSTRUCTED TO
PROCEED

[04-1922](#)

CD 6 HEARING PROTESTS against the proposed vacation of a 20-foot emergency access
easement northerly of Arminta Street from Nollan Place to 355 feet easterly thereof.
VAC-E1400925

(Public Works Committee report adopted on April 26, 2005)

Items for Which Public Hearings Have Been Held - Items 3-8

Roll Call #2 - Motion (Parks - LaBonge) Adopted, Ayes (10); Absent: Hahn, Ludlow, Villaraigosa, Weiss and Zine (5)
(Item Nos. 3-5)

ITEM NO. (3) - REPORT ADOPTED - ORDINANCE OVER ONE WEEK TO MAY 24, 2005

05-0555

PERSONNEL COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to sick leave benefits of employees killed in the performance of job-related duties.

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

PRESENT and ADOPT the accompanying ORDINANCE amending Section 4.126(b) of the Los Angeles Administrative Code to permit appointing authorities to authorize cash payment to the legal beneficiaries of any City employee killed during the performance of job-related duties.

Fiscal Impact Statement: The Personnel Department reports that there is no fiscal impact.

ITEM NO. (4) - ADOPTED

03-2748

BUDGET AND FINANCE and ARTS, PARKS, HEALTH AND AGING COMMITTEES' REPORT relative to an expedited solicitation process for an operator for the Los Angeles Theater Center (LATC).

Recommendations for Council action:

1. APPROVE in concept leasing the LATC to an outside operator for a period of at least 20 years in exchange for making necessary capital improvements and a long-term commitment of funds to operate and maintain the facility.
2. AUTHORIZE the Chief Legislative Analyst (CLA), with the assistance of the Cultural Affairs Department (CAD), Department of General Services (GSD), and other departments as appropriate, to enter into negotiations with the Latino Theater Company/Latino Museum, and any other interested parties including but not limited to Will and Company/Gilmore and Associates, and conduct the necessary due diligence to determine the feasibility of their proposals.
3. INSTRUCT the CLA, with the assistance of the CAD, GSD and other departments as appropriate, to conduct an expedited solicitation of interest to determine whether there are other entities which have the willingness and resources to operate the LATC under the terms outlined in the CLA report attached to the Council file.

4. INSTRUCT the CLA to report back in 30 days with results and recommendations. The report should additionally address issues raised during the Budget and Finance Committee's public testimony of possible improprieties and/or misinformation relative to the solicitation for the Proposition 40 grant funds.
5. INSTRUCT the CAD and CLA, with the assistance of other departments as necessary, and with input from neighborhood councils and other local arts associations, to report back with a comprehensive plan for addressing operations and maintenance needs in all of the City's performance and cultural facilities, including but not limited to leasing those facilities to operators who can provide funding for capital improvements and operations and maintenance obligations which are currently the responsibility of the City.
6. INSTRUCT the CLA to contact Mr. Jason Waters, Board member of the Downtown Los Angeles Neighborhood Council, relative to his offer during the Budget and Finance Committee's public testimony, to provide input on structuring a model for the successful operation of the LATC that is community inclusive.

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

ITEM NO. (5) - ADOPTED

05-0561

COMMERCE, ENERGY AND NATURAL RESOURCES COMMITTEE REPORT relative to a proposed Agreement Regarding Assignment of Lease for Lease BL-1359 for property at 970 North Main Street, Bishop, Inyo County, California.

Recommendation for Council action:

CONCUR with Resolution No. 005-192 as adopted by the Board of Water and Power Commissioners' (Board) on March 22, 2005, APPROVE Resolution No. 005-192 and AUTHORIZE the General Manager of the Department of Water and Power and the Board Secretary to execute the Agreement Regarding Assignment of Lease for Lease BL-1359 to Martin C. and Bette C. West, Matthew C. West, Storey Five, Incorporated, and Inez O. Avitia covering .72 acres at 970 North Main Street, Bishop, Inyo County, California and used as a site for a restaurant and parking lot with a term from May 1, 1998 through April 30, 2013.

Fiscal Impact Statement: The Board reports that there is no fiscal impact due to the Assignment of Lease BL-1359.

ITEM NO. (6) - ADOPTED

Roll Call #5 - Motion (Cardenas - Miscikowski) Adopted, Ayes (11); Absent: Hahn, Ludlow, Villaraigosa and Zine (4)

05-0749

COMMERCE, ENERGY AND NATURAL RESOURCES COMMITTEE REPORT relative to proposed Settlement Agreement and Mutual Release with Fleishman-Hillard (Fleishman-Hillard), Incorporated in the case of City of Los Angeles etc. v. Fleishman-Hillard, Inc., et al. (Ventura County Superior Court Case No. CIV232647).

Recommendations for Council action:

1. APPROVE Resolution No. 005-224 as adopted by the Board of Water and Power Commissioners (Board) on April 19, 2005 and AUTHORIZE the City Attorney, Board President or designee, and Board Secretary to execute the Settlement Agreement and Mutual Release between the parties in City of Los Angeles, acting by and through the Los Angeles Department of Water and Power, the Los Angeles Harbor Department, and the Los Angeles Department of Airports v. Fleishman-Hillard, Inc., Douglas R. Dowie, et al., Ventura County Superior Court Case No. CIV232647 (formerly Los Angeles County Superior Court Case No. 318539).
2. REQUEST the City Attorney, Controller, and other relevant City departments to report to the Council relative to general City audit policies and procedures of City departments and individual vendors.

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

TIME LIMIT FILE - MAY 17, 2005

(LAST DAY FOR COUNCIL ACTION - MAY 17, 2005)

(Pursuant to adoption of Motion [Cardenas - Padilla] on April 26, 2005 asserting jurisdiction [Charter Section 245] over the April 19, 2005 Board of Water and Power Commissioners' action)

Roll Call #2 - Motion (Parks - LaBonge) Adopted, Ayes (10); Absent: Hahn, Ludlow, Villaraigosa, Weiss and Zine (5)
(Item Nos. 7-8)

ITEM NO. (7) - ADOPTED

05-0686

CD 9 INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT relative to negotiating and preparing a Memorandum of Understanding (MOU) with the Go For Broke Education Foundation.

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

INSTRUCT the Chief Legislative Analyst (CLA), with the assistance of the City Attorney, Department of General Services, Bureau of Engineering, and other departments as necessary, to negotiate and prepare an MOU between the City and the Go for Broke Education Foundation to locate an Interpretive Center at the Temple Street Art Park site (between Judge John Aiso and Alameda Streets), and to submit this document for Council consideration and approval.

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

ITEM NO. (8) - ADOPTED

05-0697

PERSONNEL COMMITTEE REPORT relative to authorizing the execution of Department of Water and Power (DWP) health plan agreements.

Recommendations for Council action:

1. CONCUR with the Board of Water and Power Commissioners (Board) action on April 5, 2005, and APPROVE eight Resolutions, approved as to form and legality by the City Attorney, which authorize the execution of various DWP health plan agreements, as follows:

Resolution No.

- | | |
|---------|--|
| 005-211 | Blue Shield of California, Agreements Nos. 47407-5 (Retired Preferred Provider Organization); 47410-5 (Retired Out-of-Area); and 47409-5 (Blue Shield Plan B). |
| 005-212 | Blue Shield of Owens Valley, Agreement No. 47408-5 (Active). |
| 005-213 | CIGNA HealthCare of California, Inc., Agreements Nos. 47411-5 (Active) and 47412-5 (Retired). |
| 005-214 | Delta Dental Plan of California, Agreement No. 47413-5 (Active). |
| 005-215 | Health Plan of Nevada, Inc., Agreement No. 47414-5 (Active and Retired). |
| 005-216 | Kaiser Foundation Health Plan, Inc., Agreement No. 47415-5 (Active and Retired). |
| 005-217 | Kaiser Foundation Health Plan, Inc., For Senior Advantage, Agreement No. 47416-5 (Retired). |
| 005-218 | PacifiCare of California, Inc., and PacifiCare of California for Secure Horizons, Agreements Nos. 47417-5 (Active) and 47418-5 (Retired). |

2. CONCUR with the Board action on April 19, 2005, and APPROVE Resolution No. 005-236, approved as to form and legality by the City Attorney, which authorizes execution of CIGNA HealthCare of California, Inc., Agreement No. 47411-5 (Active and Retired) and CIGNA HealthCare of Arizona, Inc., Agreement No. 47412-5 (Retired). This Resolution amends Resolution No. 005-213, listed in Recommendation No. 1, above.

Fiscal Impact Statement: The Board reports that costs are drawn from both the Water (35 percent) and Power Revenue Funds (65 percent). There is no impact to the General Fund.

TIME LIMIT FILE - JUNE 10, 2005

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

Items for Which Public Hearings Have Not Been Held - Items 9-29 (10 Votes Required for Consideration)

ITEM NO. (9) - ADOPTED

Roll Call #3 - Motion (Cardenas - Miscikowski) Adopted, Ayes (10); Absent: Hahn, Ludlow, Villaraigosa, Weiss and Zine (5)

05-0072

RESOLUTION relative to the Declaration of Local Emergency by the Mayor, dated January 12, 2005, and ratified by the Council on January 18, February 1 and 15, March 1, 9, and 23, and April 5 and 19, and May 3, 2005 due to the occurrence of severe and repeated rain storms which caused significant damage to a number of properties within the City of Los Angeles, pursuant to the provisions of the Los Angeles Administrative Code (LAAC) Section 8.27.

Recommendation for Council action:

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

(Pursuant to Section 8.27 of the LAAC, Council approval of the existence of a local emergency and need for continuing state of local emergency is required within seven days from the original declaration by the Mayor and every 14 days thereafter until terminated.)

ITEM NO. (10) - ADOPTED - TO THE MAYOR FORTHWITH

Roll Call #6 - Motion (Padilla - Cardenas) Adopted, Ayes (12); Absent: Hahn, Ludlow and Villaraigosa (3)

05-0895

CONSIDERATION OF RESOLUTION (PADILLA - CARDENAS) relative to college preparatory course work, more commonly known as the A-G course sequence.

Recommendation for Council action, pursuant to Resolution (Padilla - Cardenas), SUBJECT TO THE CONCURRENCE OF THE MAYOR:

RESOLVE to urge the Los Angeles Unified School District (LAUSD) Board of Education and the Superintendent to implement a rigorous and relevant course sequence that satisfies the A-G requirements as part of the graduation requirements from LAUSD schools, with the goal of implementing these requirements beginning with students entering the ninth grade in 2008 and thereafter.

(Education and Neighborhoods Committee waived consideration of the above matter)

Roll Call #3 - Motion (Cardenas - Miscikowski) Adopted, Ayes (10); Absent: Hahn, Ludlow, Villaraigosa, Weiss and Zine (5)
(Item Nos. 11-23)

ITEM NO. (11) - ADOPTED

03-0799

CD 8 MOTION (PARKS - PERRY) relative to declaring the Peace on Streets Rally on May 7, 2005 a Special Event (fees and costs absorbed by the City = \$500).

Recommendation for Council action:

DECLARE the Peace on Streets Rally, sponsored by the New Ground Harvest Church 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. (12) - ADOPTED

05-0953

CD 1 MOTION (REYES - SMITH) relative to declaring the Pico Union Health Street Fair on May 21-22, 2005 a Special Event (fees and costs absorbed by the City = \$6,000).

Recommendation for Council action:

DECLARE the Pico Union Health Street, sponsored by the Guatemalan Unity Information Agency on May 21-22, 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. (13) - ADOPTED

04-0701

CD 11 MOTION (MISCIKOWSKI - GREUEL) relative to declaring the St. Mark's Carnival on May 7, 2005 a Special Event (fees and costs absorbed by the City = \$2,447).

Recommendation for Council action:

DECLARE the St. Mark's Carnival, sponsored by St. Mark's School 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 AND application requirements.

ITEM NO. (14) - ADOPTED

05-0952

CD 11 MOTION (MISCIKOWSKI - GREUEL) relative to declaring the 79th Street Block Party on May 30, 2005 a Special Event (fees and costs absorbed by the City = \$1,226).

Recommendation for Council action:

DECLARE the 79th Street Block Party, sponsored by the residents of 79th Street on May 30, 2005 a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.

ITEM NO. (15) - ADOPTED

05-0950

CD 3 MOTION (ZINE - PERRY) relative to declaring the Warner Center Ridefest on June 9, 2005 a Special Event (fees and costs absorbed by the City = \$1,226).

Recommendation for Council action:

DECLARE the Warner Center Ridefest, sponsored by Council District Three, the City of Los Angeles Department of Transportation, Northrop-Grumman and Warner Center TMO on June 9, 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. (16) - ADOPTED

04-1106

CD 3 MOTION (ZINE - PERRY) relative to declaring the Valley Cultural Center's Sixth Annual Food, Wine and Micro Brew Festival on June 2, 2005 a Special Event (fees and costs absorbed by the City = \$1,404).

Recommendation for Council action:

DECLARE the Valley Cultural Center's Sixth Annual Food, Wine and Micro Brew Festival, sponsored by the Valley Cultural Center, Council District Three, A-Rental Collection, Westfield Shoppingtown, and Duke of Bourbon on June 2, 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. (17) - ADOPTED

05-0949

CD 3 MOTION (ZINE - PERRY) relative to declaring the 2005 South Valley Butterfly Festival and Street Fair on May 21-22, 2005 a Special Event (fees and costs absorbed by the City = \$21,015).

Recommendation for Council action:

DECLARE the 2005 South Valley Butterfly Festival and Street Fair, sponsored by the Reseda and Tarzana Neighborhood Councils and the Reseda and Tarzana Chambers of Commerce on May 21-22, 2005 a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.

ITEM NO. (18) - ADOPTED

05-0948

CD 3 MOTION (ZINE - PERRY) relative to declaring the Reseda High School Graduation Ceremony on June 23, 2005 a Special Event (fees and costs absorbed by the City = \$1,226).

Recommendation for Council action:

DECLARE the Reseda High School Graduation Ceremony, sponsored by Reseda High School on June 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. (19) - ADOPTED

05-0947

CD 9 MOTION (PERRY - REYES) relative to declaring the Opening Exhibition on June 3, 2005 a Special Event (fees and costs absorbed by the City = \$1,424).

Recommendation for Council action:

DECLARE the Opening Exhibition, sponsored by the MOCA and the Redcat Gallery on June 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. (20) - ADOPTED

02-0739

CD 9 MOTION (PERRY - PARKS) relative to declaring the Annual Mother's Day Celebration on May 7, 2005 a Special Event (fees and costs absorbed by the City = none submitted).

Recommendation for Council action:

DECLARE the Annual Mother's Day Celebration, sponsored by the 51st Street Block Club 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. (21) - ADOPTED

04-0816

CD 9 MOTION (PERRY - PARKS) relative to declaring the Country Fair on May 14, 2005 a Special Event (fees and costs absorbed by the City = \$1,188).

Recommendation for Council action:

DECLARE the Country Fair, sponsored by the Victory Baptist Church on May 14, 2005, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.

ITEM NO. (22) - ADOPTED

04-0942

CD 13 MOTION (GARCETTI - GREUEL) relative to declaring the May Fair on May 6-7, 2005 a Special Event (fees and costs absorbed by the City = \$1,188).

Recommendation for Council action:

DECLARE the May Fair, sponsored by Our Lady of Loretto Church on May 6-7, 2005, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.

ITEM NO. (23) - ADOPTED

05-0945

CD 4 MOTION (GARCETTI - GREUEL) relative to declaring the Elim Church Festival on May 21, 2005 a Special Event (fees and costs absorbed by the City = \$180).

Recommendation for Council action:

DECLARE the Elim Church Festival, sponsored by the Elim Church on May 21, 2005 a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.

ITEM NO. (24) - ADOPTED

Roll Call #7 - Motion (Miscikowski - Greuel) Adopted, Ayes (12); Absent: Hahn, Ludlow and Villaraigosa (3)

05-0951

CD 11 MOTION (MISCIKOWSKI - GREUEL) relative to partial funding for the Los Angeles Police Foundation's implementation of a security video camera system at various locations in Council District 11.

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

1. TRANSFER \$185,431 from 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 for any aspect of the Los Angeles Police Foundation efforts for the implementation of security video camera systems at various locations including the Oakwood Recreation Center, the Del Rey Lagoon and the Venice Boardwalk in the Los Angeles Police Department, Pacific Division, including purchase and installation of equipment, ongoing maintenance and related expenses.
2. DIRECT the City Clerk to prepare any necessary contract of other document(s) with the Los Angeles Police Foundation, or any other agency or organization, as appropriate, in the above amount for the above purpose, subject to the approval of the City Attorney as to form and legality.
3. AUTHORIZE the Councilmember of the District to execute the document(s) on behalf of the City.

ITEM NO. (25) - ADOPTED

Roll Call #8 - Motion (Reyes - Smith) Adopted, Ayes (11); Absent: Hahn, Ludlow, Villaraigosa and President Padilla (4)

05-1073-S10

CD 1 MOTION (REYES - SMITH) relative to providing funding for the restoration of the "Chicano Time Trip" mural located in Lincoln Heights.

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

1. TRANSFER \$25,000 in the Council District One portion of the Street Furniture Revenue Fund No, 43D, Department 50 to the General City Purposes Fund No. 100-56, Account No. 0701 (CD 1 - Community Services) to provide funding for any aspect of the restoration of the "Chicano Time Trip" mural located at the corner of North Broadway and Daly Street in Lincoln Heights.
2. DIRECT the City Clerk to prepare the necessary agreement or other document(s) with East Los Streetscapers, or any other agency or organization, as appropriate, in the above amount, for the above purpose, subject to the approval of the City Attorney as to form and legality, and AUTHORIZE the Councilmember of the District to execute the agreement or other document (s) on behalf of the City.

Roll Call #3 - Motion (Cardenas - Miscikowski) Adopted, Ayes (10); Absent: Hahn, Ludlow, Villaraigosa, Weiss and Zine (5)
(Item Nos. 26-29)

ITEM NO. (26) - ADOPTED

05-0794

CD 8 MOTION (PARKS -PERRY) relative to amending a previous Council action regarding the "Dance with my Father" concert series in Leimert Park Village.

Recommendation for Council action:

AMEND previous Council action of April 29, 2005 relative to the "Dance with my Father" concert series in Leimert Park Village, to reflect the following dates for the event:

- Saturday, June 4, 2005
- Saturday, June 11, 2005
- Saturday, June 18, 2005
- Sunday, June 19, 2005
- Saturday, June 25, 2005

ITEM NO. (27) - ADOPTED

05-0946

MOTION (ZINE - SMITH) relative to authorizing use of a City vehicle for attendance at the National League of Cities Public Safety and Crime Prevention Steering Committee in Reno, Nevada.

Recommendation for Council action:

AUTHORIZE Councilmember Dennis P. Zine to use his assigned City vehicle, or any other City vehicle, in conjunction with attendance at the National League of Cities Public Safety and Crime Prevention Steering Committee in Reno, Nevada on May 12, 2005 through May 15, 2005, or any other dates to which this meeting may be rescheduled.

ITEM NO. (28) - ADOPTED

05-0944

RESOLUTION (GREUEL - LABONGE) relative to declaring May 2005 as Celiac Disease Awareness Month.

Recommendation for Council action:

RESOLVE to DECLARE May 2005 as Celiac Disease Awareness Month in the City of Los Angeles.

ITEM NO. (29) - MAP APPROVED - CITY ENGINEER REPORT ADOPTED

05-0969

CD 11 FINAL MAP OF TRACT NO. 60623 lying southwesterly of Brockton Avenue and northeasterly of Texas Avenue.
(Approve Subdivision Improvement Agreement and Contract with attached security documents)
(ADOPT City Engineer Report)
(ADOPT Bond No. C-108045)
(Quimby Fee: \$42,016)
(Less Dwelling Unit Construction Tax: \$3,200)
Applicants: Dariush Khakshouri
Engles Shen

Items for Which Public Hearings Have Not Been Held - Items 30-31
(10 Votes Required for Consideration)

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

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

05-0449

CONTINUED CONSIDERATION OF COMMUNICATION FROM CHAIR, AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE relative to the Controller's verification of the condition of all City funds in the City Treasury.

Recommendation for Council action:

NOTE and FILE the Controller's report, dated March 8, 2005, relative to the results of the Controller's verification of the condition of all City funds in the City Treasury as of June 30, 2003 and June 30, 2004, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

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

Roll Call #9 - Motion (Smith - Perry) Adopted, Ayes (11); Absent: Hahn, Ludlow, Villaraigosa and President Padilla (4)

03-1802

CDs 9
& 14

CONTINUED CONSIDERATION OF COMMUNICATION FROM CITY ADMINISTRATIVE OFFICER (CAO) relative to a proposed contract amendment with Fluor A&E Services, Inc. for the Emergency Operations Center/Police Operations Center/Fire Dispatch (EOC/POC/Fire Dispatch).

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

1. APPROVE the proposed contract amendment to Contract No. C-105641 with Fluor A&E Services, Inc. to increase compensation by \$228,640 from \$8,240,000 to a maximum compensation total of \$8,468,640 for architectural and engineering design services on the EOC/POC/Fire Dispatch project, subject to City Attorney approval.
2. AUTHORIZE the President of the Board of Public Works to execute the first amendment to said contract.
3. AUTHORIZE a \$314,100 loan, which is to be repaid when funding is provided for the new permanent Medical Services Division, from Fiscal Year 2004-05 Capital Improvement Expenditure Program (CIEP), Fund No. 100/54, Account No. W404, Building Renovations and TRANSFER said loan to Account No. XXXX, Medical Services Facility.

Fiscal Impact Statement: The CAO reports that the net change to the cost of said contract is \$228,640. Of this amount, Proposition Q will realize an \$85,460 savings due to the reduction in services that are eligible to be paid by Proposition Q. The \$314,100 increase for the Medical Services Division facility is not eligible for Proposition Q funding. However, funds are available in the Fiscal Year 2004-05 CIEP as a temporary loan, to be repaid when full funding for this project is provided by the Mayor and the Council, for these costs. At this time, there is no impact to the General Fund.

(Public Works Committee waived consideration of the above matter)

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

01-1031

MOTION (GARCETTI - GREUEL) relative to declaring the Atwater Village Street Festival on June 12, 2005 a Special Event (fees and costs absorbed by the City = \$1,572).

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).

05-0965

MOTION (MISCIKOWSKI - LABONGE) relative to declaring the Berkeley Hall School Country Fair on May 14, 2005 a Special Event (fees and costs absorbed by the City = \$777).

02-0830

MOTION (WEISS - SMITH) relative to declaring the Castle Heights Place Block Party on May 22, 2005 a Special Event (fees and costs absorbed by the City = \$1,188).

05-0966

MOTION (SMITH - PERRY) relative to initiating street vacation proceedings for a portion of the northwesterly side of Park Drive southwesterly of Duane Street from approximately 118 feet to approximately 269 feet southwesterly thereof.

05-0968

MOTION (SMITH - PERRY) relative to initiating street vacation proceedings for a portion of the north-south alley easterly of Douglas Street from Colton Street to approximately 175 feet southerly thereof.

02-0797

MOTION (SMITH - PERRY) relative to initiating street vacation proceedings for Avenue 21 from North Main Street to its southerly terminus.

05-1008

MOTION (SMITH - PERRY) relative to initiating street vacation proceedings for a portion of the northwesterly side of Alvarado Street from approximately 50 feet to approximately 100 feet northeasterly of Baxter Street.

04-1250-S82

MOTION (PARKS - MISCIKOWSKI) relative to authorizing two Project Coordinator positions for the Human Relations Commission to provide training and intervention services to public middle and high schools in the City of Los Angeles.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon his request, and without objections, Councilmember Zine was excused from Council session of Wednesday, July 13, 2005 and Friday, July 15, 2005 due to City business.

Upon his request, and without objections, Councilmember LaBonge was excused from Council session of Tuesday, May 31, 2005 due to City business.

Motion (Weiss - LaBonge) unanimously adopted to excuse Councilmember Garcetti to leave at 11:30 a.m. from Council session of Friday, May 20, 2005 and at 11:15 a.m. from Council session of Tuesday, May 24, 2005 due to City business.

Motion (Garcetti - Greuel) unanimously adopted to excuse Councilmember Miscikowski to leave at 11:30 a.m. on Friday, May 20, 2005 due to City business.

Motion (Miscikowski - Perry) unanimously adopted to excuse President Padilla from Council session of Friday, May 27, 2005 due to personal business.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

05-0574 - Marianne King	(Zine - All Councilmembers)
David Torres	(Zine - All Councilmembers)
Jeffrey Jonas	(Zine - All Councilmembers)
Michael Camacho	(Zine - All Councilmembers)
Patricia Neal	(Garcetti - LaBonge)

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

Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL