Los Angeles City Council, Journal/Council Proceedings  
Wednesday, June 8, 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, Ludlow, Miscikowski, Parks, Smith, Villaraigosa, Weiss, Zine and President Padilla (12); Absent: Hahn, Perry and Reyes (3).

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF JUNE 3, 2005

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 27

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 1-6

Roll Call #1 - Motion (Greuel - Miscikowski) Adopted to Continue, Unanimous Vote (12); Absent: Hahn, Perry and Reyes (3) (Item Nos. 1-2)

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

02-2139 CD 2  
HEARING PROTESTS against the proposed installation, improvement and maintenance of the MORELLA AVENUE AND ERWIN STREET LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed installation, improvement and maintenance of Morella Avenue and Erwin Street Lighting District, in accordance with Sections 6.1-6.15 and 6.95-6.127 of the Los Angeles Administrative Code, Municipal Improvement Act of 1913 and Proposition 218.

(Ordinance of Intention adopted on April 6, 2005 - Continue hearing and present Ordinance on JUNE 29, 2005 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)
ITEM NO. (2) - PUBLIC HEARING HELD - ORDINANCE TO BE PRESENTED ON JUNE 29, 2005

04-2007 CD 2 HEARING PROTESTS against the proposed improvement and maintenance of the BROMONT AVENUE AND SHELDON STREET LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Bromont Avenue and Sheldon Street Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on April 6, 2005 - Continue hearing and present Ordinance on JUNE 29, 2005 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (3) - PUBLIC HEARING HELD - ORDINANCE TO BE PRESENTED ON JUNE 29, 2005

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

04-1976 CD 11 HEARING PROTESTS against the proposed improvement and maintenance of the DISCOVERY CREEK AND CELEDON CREEK (P.V.) LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Discovery Creek and Celedon Creek (P.V.) Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on April 6, 2005 - Continue hearing and present Ordinance on JUNE 29, 2005 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (4) - PUBLIC HEARING CLOSED - NO PROTESTS - CITY ENGINEER INSTRUCTED TO PROCEED

Roll Call #2 - Motion (Garcetti - Smith) Adopted, Ayes (12); Absent: Hahn, Perry and Reyes (3)

04-0904 CD 13 HEARING PROTESTS against the proposed vacation of the walk southwesterly of Filion Street from Filion Street to its southwesterly terminus.

(Public Works Committee Report adopted on May 20, 2005)
ITEM NO. (5) - MOTION ADOPTED TO GRANT APPLICATION

05-1030 CD 14

HEARING COMMENTS relative to application for determination of “Public Convenience or Necessity" for alcohol sales for off-site consumption located at 1855 Industrial Street (Toy Factory Market/Joe’s Downtown Market, mini-market).

Recommendations for Council action:

1. DETERMINE that the issuance of a liquor license at Toy Factory Market/Joe’s Downtown Market, mini-market located at 1855 Industrial Street will serve the “Public Convenience or Necessity” and will not tend to create a law enforcement problem.

2. GRANT the Application for Determination of “Public Convenience or Necessity" for the sale of alcoholic beverages for off-site consumption located at 1855 Industrial Street.

3. INSTRUCT the City Clerk to transmit this determination to the State Department of Alcoholic Beverage Control as the required findings under Business and Professions Code Section 23958.4.

Applicant: Chadeh Abboud/Yasser Alraies

TIME LIMIT FILE - JULY 5, 2005

(LAST DAY FOR COUNCIL ACTION - JULY 5, 2005)

ITEM NO. (6) - MOTION ADOPTED TO GRANT APPLICATION

05-1031 CD 14

HEARING COMMENTS relative to application for determination of “Public Convenience or Necessity" for alcohol sales for off-site consumption located at 4590 Huntington Drive North (Shell Service Station, gas station/mini-mart).

Recommendations for Council action:

1. DETERMINE that the issuance of a liquor license at 4590 Huntington Drive North, (Shell Service Station, gas station/mini-mart) will serve the “Public Convenience or Necessity” and will not tend to create a law enforcement problem.

2. GRANT the Application for Determination of “Public Convenience or Necessity" for the sale of alcoholic beverages for off-site consumption located at 4590 Huntington Drive North.
3. INSTRUCT the City Clerk to transmit this determination to the State Department of Alcoholic Beverage Control as the required findings under Business and Professions Code Section 23958.4.

Applicant: Samuil and Polina Preys

TIME LIMIT FILE - JULY 5, 2005
(LAST DAY FOR COUNCIL ACTION - JULY 5, 2005)

Items for Which Public Hearings Have Been Held - Items 7-27

ITEM NO. (7) - CONTINUED TO JUNE 10, 2005

Roll Call #4 - Motion (Villaraigosa - Smith) Adopted to Continue, Unanimous Vote (12); Absent: Hahn, Perry and Reyes (3)

03-0353 CD 4 GENERAL EXEMPTION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION imposing interim regulations on the issuance of building permits for automobile-related uses on properties located along Burbank, Cahuenga, Chandler, Lankershim and Magnolia Boulevards and Tujunga and Vineland Avenues within the North Hollywood-Valley Village Community Plan Area.

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

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

2. ADOPT the October 9, 2003 FINDINGS of the Director of Planning.

3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning imposing interim regulations on the issuance of building permits for automobile-related uses on properties located along Burbank, Cahuenga, Chandler, Lankershim and Magnolia Boulevards, and Tujunga and Vineland Avenues located within the North Hollywood-Valley Village Community Plan Area.

Fiscal Impact Statement: The Planning Department reports that there is no General Fund impact, as administrative costs are recovered through fees.
ITEM NO. (8) - ADOPTED

05-0454 CD 6

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change for property at 7338 Balboa 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 is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the lead agency City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 05-0454 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 2003-5104 MND] filed on October 10, 2004.

2. ADOPT the June 2, 2005 FINDINGS of the Director of Planning as the Findings of the Council.

3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, effecting the zone change from R1-1 to (T)(Q)RD1.5-1, incident to subdivision, for the proposed subdivision for a maximum 9-unit condominium project on a 0.32 net acre lot located at 7338 Balboa Boulevard, subject to a new Q Condition No. 4 and revised Q Condition No. 19 to read as follows:

   Condition No. 4  No balconies shall be constructed along the northerly and easterly side of the proposed building

   Condition No. 19  All open areas not used for buildings, driveways, parking areas, recreational facilities or walks shall be attractively landscaped and maintained in accordance with a landscape plan, including an automatic irrigation plan, prepared by a licensed landscape architect for approval by the Planning Department after consultation with the applicable Council District Office.

Applicant: Alireza Dargah/The Arpen Group

APCSV 2003-5103 ZC

Said rezoning shall be subject to the "Q" Qualified classification zone limitations substantially as shown on the sheet(s) attached to the Committee report.

4. REMOVE the (T) Tentative classification as described in detail on the sheet(s) attached to the Committee report.
5. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.

6. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.

7. NOT PRESENT and ORDER FILED Ordinance approved by the South Valley Area Planning Commission on November 18, 2004.

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

TIME LIMIT FILE - JUNE 13, 2005
(LAST DAY FOR COUNCIL ACTION - JUNE 10, 2005)

ITEM NO. (9) - ADOPTED

05-0343 CD 15 ORDINANCE SECOND CONSIDERATION levying the assessments and ordering the maintenance of DOWNTOWN SAN PEDRO (SEVENTH AND MESA STREETS) LIGHTING DISTRICT, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

ITEM NO. (10) - ADOPTED

05-0804 ORDINANCE SECOND CONSIDERATION amending Article 2, Chapter 2, Division 11 of the Los Angeles Administrative Code relative to revising the procedures for posting and acceptance of all bonds, contracts of indemnity, and insurance policies.

(Budget and Finance Committee Report adopted on June 1, 2005)

ITEM NO. (11) - ADOPTED

05-0839 CD 7 ORDINANCE SECOND CONSIDERATION, approved by the North Valley Area Planning Commission, effecting the zone change, incident to a subdivision, from RA-1 to (T)(Q)RD1.5-1, for the proposed subdivision and maximum 16-unit condominium project on 0.59 net acre lot at 8745 Cedros Avenue relative to a zone change at 8745 Cedros Avenue.

(Planning and Land Use Management Committee Report adopted on June 1, 2005)
ITEM NO. (12) - ADOPTED

05-0913
CD 7 ORDINANCE SECOND CONSIDERATION, approved by the North Valley Area Planning Commission, effecting the zone change from A1-1 to (T)(Q)R1-1, for the proposed development of eight single family dwellings on eight single family lots, with one and two-story homes, on 1.39 net acres of vacant land at 13232 Wheeler Avenue.

(Planning and Land Use Management Committee Report adopted on June 1, 2005)

ITEM NO. (13) - ADOPTED

04-2506
CD 11 ORDINANCE OF INTENTION SECOND CONSIDERATION setting the date of AUGUST 3, 2005 as the hearing date for the maintenance of Tramonto and Los Liones Drives Lighting District, in accordance with Proposition 218, Articles XIIIIC and XIIID of the California Constitution and Government Code Section 53753.

(Communication from the Bureau of Street Lighting adopted on June 1, 2005)

ITEM NO. (14) - ADOPTED

04-2507
CD 12 ORDINANCE OF INTENTION SECOND CONSIDERATION setting the date of AUGUST 3, 2005 as the hearing date for the maintenance of MTA - Lindley Avenue and Oxnard Street Lighting District, in accordance with Proposition 218, Articles XIIIIC and XIIID of the California Constitution and Government Code Section 53753.

(Communication from the Bureau of Street Lighting adopted on June 1, 2005)

ITEM NO. (15) - ADOPTED

04-2482
CD 12 ORDINANCE OF INTENTION SECOND CONSIDERATION setting the date of AUGUST 3, 2005 as the hearing date for the maintenance of Independence Avenue and Chase Street Lighting District, in accordance with Proposition 218, Articles XIIIIC and XIIID of the California Constitution and Government Code Section 53753.

(Communication from the Bureau of Street Lighting adopted on June 1, 2005)
ITEM NO. (16) - ADOPTED

03-2230-S1
CD 6  ORDINANCE OF INTENTION SECOND CONSIDERATION setting the date of AUGUST 3, 2005 as the hearing date for the maintenance of Vose Street and Burnet Avenue No. 1 Lighting District, in accordance with Proposition 218, Articles XIIIC and XIIID of the California Constitution and Government Code Section 53753.

(Communication from the Bureau of Street Lighting adopted on June 1, 2005)

ITEM NO. (17) - ADOPTED - TO THE MAYOR FORTHWITH

04-2400
CD 2  ORDINANCE SECOND CONSIDERATION implementing the recommended meter rate change from $1.00 per hour to $0.50 per hour in Sub-Zone II of the Studio City Parking Meter Zone.

(Communication from the Department of Transportation adopted on June 1, 2005)

ITEM NO. (18) - ADOPTED

Roll Call #11 - Motion (Parks - Miscikowski) Adopted, Ayes (13); Absent: Perry and Reyes (2)

05-0721  COMMERCE, ENERGY AND NATURAL RESOURCES COMMITTEE REPORT relative to proposed Agreement No. 47393-5 with KPMG, LLP (KPMG) to provide independent certified public accounting services for the Department of Water and Power (DWP).

Recommendation for Council action:

DISAPPROVE Resolution No. 005-201 as adopted by the Board of Water and Power Commissioners (Board) on May 3, 2005 and DISAPPROVE Agreement No. 47393-5 with KPMG to provide independent certified public accounting services, inasmuch as the DWP will re-evaluate the proposal for independent certified public accounting services and submit a new proposed Agreement.

Fiscal Impact Statement: The Board reports that expenditures that may not exceed $4,500,000 are budgeted in the 2006-08 fiscal years out of the Power Revenue Fund.

TIME LIMIT FILE - JUNE 12, 2005

(LAST DAY FOR COUNCIL ACTION - JUNE 10, 2005)
ITEM NO. (19) - MOTION ADOPTED TO APPROVE COMMITTEES' REPORTS
RECOMMENDATION - SEE FOLLOWING

ADOPTED

ENVIRONMENTAL QUALITY AND WASTE MANAGEMENT COMMITTEE REPORT
relative to a five-year agreement to provide a line of credit for the City’s Wastewater
System Commercial Paper Program.

Recommendation for Council action:

AUTHORIZE the City Administrative Officer (CAO) to negotiate and execute a five-year
line of credit agreement with the bank group comprised of West LB AG (50 percent), State
Street Global Markets LLC (25 percent), and California State Teachers’ Retirement
System (25 percent) for the City’s Wastewater System Commercial Paper program.

Fiscal Impact Statement: The CAO reports that there is no impact on the General Fund
as a result of the recommended actions. Line of credit fees for said Program are paid
from the Sewer Construction and Maintenance (SCM) Fund. The SCM Fund will realize
annual savings of approximately $75,000 as a result of the recommended actions.

Debt Impact Statement: The CAO reports that there will be no change in the amount
debt issued by the City’s Wastewater System as a result of the recommended actions.
Debt service on Wastewater System obligation is paid from the SCM Fund.

(Budget and Finance Committee report to be submitted in Council. If public hearing is not
held in Committee, an opportunity for public comment will be provided.)

ADOPTED

BUDGET AND FINANCE COMMITTEE REPORT relative to a five-year agreement to
provide a line of credit for the City’s Wastewater System Commercial Paper Program.

Recommendation for Council action:

CONCUR with the recommendation of the Environmental Quality and Waste
Management Committee relative to authorizing the City Administrative Officer to
negotiate and execute a five-year line of credit agreement with the bank group
comprised of West LB AG (50 percent), State Street Global Markets LLC (25 percent),
and California State Teachers’ Retirement System (25 percent) for the City’s
Wastewater System Commercial Paper program.

Fiscal Impact Statement: The CAO reports that there is no impact on the General Fund
as a result of the recommended actions. Line of credit fees for said Program are paid
from the Sewer Construction and Maintenance (SCM) Fund. The SCM Fund will realize
annual savings of approximately $75,000 as a result of the recommended actions.
Debt Impact Statement: The CAO reports that there will be no change in the amount of debt issued by the City’s Wastewater System as a result of the recommended actions. Debt service on Wastewater System obligation is paid from the SCM Fund.

ITEM NO. (20) - ADOPTED

03-2365 CD 6 INFORMATON TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT relative to the continuation of the Marvin Braude Van Nuys Constituent Service Center Wireless Fidelity (WiFi) Pilot Project.

Recommendation for Council action:

INSTRUCT the Information Technology Agency (ITA) to:

a. Continue the WiFi Pilot Project at the Marvin Braude Van Nuys Constituent Service Center for an additional six months.

b. Enter into agreements with Aiirmesh Communications, LLC and other project partners needed to continue the WiFi Pilot Project at the Marvin Braude Van Nuys Constituent Service Center for an additional six months, subject to the review of the City Attorney as to form and legality.

Fiscal Impact Statement: The ITA reports that the Wireless Internet Service Providers for this project have agreed to continue providing WiFi service and internet access at the Marvin Braude Van Nuys Constituent Service Center for an additional six months at no cost to the City. The cost to link the WiFi network to the internet for an additional six months is $1,500. The ITA further reports that it has sufficient funding in its Telecommunications Fund 342, Account 018A for this purpose.

ITEM NO. (21) - CONTINUED TO JUNE 15, 2005

Roll Call #5 - Motion (Parks - Smith) Adopted to Continue, Unanimous Vote (12); Absent: Hahn, Perry and Reyes (3)

05-0520 CD 1 CONTINUED CONSIDERATION OF PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to inclusion of the Church of the Epiphany at 2808 North Altura Street in the list of Historic-Cultural Monuments.

Recommendations for Council action:

1. ADOPT the FINDINGS of the Planning and Land Use Management Committee as the Findings of the Council as attached to the Committee report.

2. APPROVE the recommendation of the Cultural Heritage Commission (CHC) relative to inclusion of the Church of the Epiphany, at 2808 North Altura Street in the list of Historic-Cultural Monuments.
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.

(Continued from Council meeting of June 1, 2005)

Roll Call #6 - Motion (Cardenas - Parks) Adopted, Ayes (12); Absent: Hahn, Perry and Reyes (3)
(Item Nos. 22-24)

ITEM NO. (22) - ADOPTED

04-0036 CD 10 NEGATIVE DECLARATION and PUBLIC WORKS COMMITTEE REPORT relative to vacating the alley from Regent Street to approximately 113.5 feet northerly thereof.

Recommendations for Council action:

1. FIND that Negative Declaration No. W.O. E170068B filed with the City Clerk on August 7, 2002 pursuant to the City of Los Angeles Environmental Guidelines complies with the California Environmental Quality Act of 1970 for said vacation.

2. ADOPT the FINDINGS of the City Engineer dated July 8, 2004, as the Findings of the Council.

3. ADOPT the accompanying City Engineer report dated July 8, 2004 to approve the vacation.

4. WAIVE the fees for said vacation proceeding in accordance with Section 7.46 of the Los Angeles Administrative Code (LAAC).

5. INSTRUCT the City Clerk to set a public hearing date for JULY 6, 2005.

Fiscal Impact Statement: The City Engineer reports that an estimated $4,006.39 has been expended for the investigation and processing of this proceeding, and approximately $6,000 will be required from the General Fund to complete the process. Since LAAC Section 7.46 exempts all governmental agencies from payment of fees, the Bureau of Engineering will absorb the cost of processing this request. Maintenance of the public easement by City forces will be eliminated.

ITEM NO. (23) - ADOPTED

04-1233 CD 5 PUBLIC WORKS COMMITTEE REPORT relative to vacating Haskell Avenue (portion of westerly side) southerly of Addison Street.

Recommendation for Council action:
DENY the request to vacate Haskell Avenue (portion of westerly side) southerly of Addison Street adjoining Lot 25, Tract No. 4249, inasmuch as the existing right-of-way must be preserved to accommodate any revision in the traffic circulation pattern in conjunction with the California Department of Transportation’s proposal to possibly close the existing eastbound off-ramp of the Ventura Freeway at Haskell Avenue.

**Fiscal Impact Statement:** The City Engineer reports that pursuant to Section 7.42 of the Los Angeles Administrative Code, the petitioner paid $6,540 for the investigation of this vacation request.

**ITEM NO. (24) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS 04-1281**

PUBLIC WORKS COMMITTEE REPORT relative to fund transfers from the Los Angeles Department of Transportation (LADOT) budget to the Bureau of Street Services (BOSS) budget for the construction of street humps.

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

1. TRANSFER and APPROPRIATE $63,600 from the LADOT Fund No. 100/94, Account No. 3040, Contractual Services (Speed Humps) to the Subvention and Grants Fund No. 305/50, Account No. W507, and REAPPROPRIATE therefrom to the BOSS Fund No. 100/86 to the accounts and amounts as follows:

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<th>Account</th>
<th>Title</th>
<th>Amount</th>
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</thead>
<tbody>
<tr>
<td>1090</td>
<td>Salaries, Overtime</td>
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<tr>
<td>3030</td>
<td>Construction Materials</td>
<td>2,250</td>
</tr>
<tr>
<td>6020</td>
<td>Operating Supplies and Expense</td>
<td>23,850</td>
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<tr>
<td>Total</td>
<td></td>
<td>$63,600</td>
</tr>
</tbody>
</table>

2. TRANSFER and APPROPRIATE $12,060 from the LADOT Fund No. 100/94, Account No. 3040, Contractual Services, Subaccount No. C77, Speed Humps Program, to the accounts and amounts as follows:

<table>
<thead>
<tr>
<th>Account</th>
<th>Title</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>1090</td>
<td>Salaries, Overtime</td>
<td>$5,238</td>
</tr>
<tr>
<td>3350/E38</td>
<td>Paint &amp; Sign, New Speed Humps</td>
<td>6,822</td>
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<tr>
<td>Total</td>
<td></td>
<td>$12,060</td>
</tr>
</tbody>
</table>

**Fiscal Impact Statement:** The Board of Public Works reports that there is no fiscal impact as funds are available in the LADOT's budget for Fiscal Year 2004-05.
ITEM NO. (25) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATION

Roll Call #12 - Motion (Smith - LaBonge) Adopted, Ayes (13); Absent: Perry and Reyes (2)

04-2040

PUBLIC WORKS COMMITTEE REPORT relative to assigning the responsibility of repairing gutters within 20 feet of storm drains to the Bureau of Sanitation (BOS).

Recommendation for Council action:

RECEIVE and FILE the Bureau of Street Services (BOSS) report submitted in response to Motion (LaBonge - Hahn) relative to assigning the responsibility of repairing gutters within 20 feet of storm drains to the BOS, inasmuch as the BOSS has funds budgeted to repair concrete gutters within 50 feet of storm drains and has the construction expertise to perform said repairs and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

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

Roll Call #13 - Motion (Parks - Villaraigosa) to Adopt as Amended, Ayes (13); Absent: Perry and Reyes (2)

05-0881

TRANSPORTATION COMMITTEE REPORT relative to the appointment of 9, & 10 Councilmembers as City representatives to Exposition Metro Line Construction Authority.

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

1. APPROVE the appointment of the Councilmembers from Council Districts Eight and Ten *Eight and Nine as the City’s representatives and the Councilmember from Council District 9 *Ten as an alternative member on the Exposition Metro Line Construction Authority to oversee the award and oversight of all design and construction contracts for the completion of the Exposition Light Rail Line, pursuant to Public Utilities Code, Chapter 7 Section 132615. *(Parks - Greuel)

2. DIRECT the City Legislative Analyst (CLA) to communicate with the Metropolitan Transportation Authority in regard to the appointment of the Councilmembers from Council Districts Eight, Nine and Ten to the Exposition Metro Line Construction Authority.

Fiscal Impact Statement: Neither the City Administrative Officer nor the CLA has completed a financial analysis of this report.
ITEM NO. (27) - MOTION ADOPTED TO APPROVE COMMUNICATION AND COMMITTEE REPORT RECOMMENDATIONS

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

04-2206 BUDGET AND FINANCE COMMITTEE REPORT and COMMUNICATION FROM CHAIR, AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE relative to a proposed plan for implementing the Special Fund for Efficiency Projects and Police Hiring (Special Fund).

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

1. TRANSFER $240,000 from the Productivity Incentive Revolving Fund, Department 10, Fund No. 105, to the Special Fund, Efficiency Projects Account.

2. TRANSFER $2,760,000 from the Capital Finance Administration Fund, No. 100/53, to the Special Fund, Efficiency Projects Account.

3. ADOPT the Rules and Regulations Implementing the Special Fund.

4. INSTRUCT the Oversight Committee to report back in six months on the Special Fund’s operation.

Fiscal Impact Statement: The City Administrative Officer and the Chief Legislative Analyst report that a total of $3.0 million is recommended for transfer from the Productivity Incentive Revolving Fund and the Capital Finance Administration Fund to the Special Fund. Monies will finance department projects with the potential to generate efficiency savings or revenues that will be used to hire additional police officers above the maintenance of effort level of 9,228 officers.

Items for Which Public Hearings Have Not Been Held - Items 28-48
(10 Votes Required for Consideration)

ITEM NO. (28) - ADOPTED

Roll Call #7 - Motion (LaBonge - Zine) Adopted, Ayes (12); Absent: Hahn, Perry and Reyes (3)

05-0005-S144

CD 13 RESOLUTION removing the property at 719 North Heliotrope Drive from the Rent Escrow Account Program [REAP], (Case No. 4380), 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 173810, and ADOPT the Findings contained in the Los Angeles Housing Department’s report of June 1, 2005.

Assessor I.D. No. 5538-016-026 Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was released on April 1, 2002)
ITEM NO. (29) - ADOPTED

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

05-0005-S145
CD 14 RESOLUTION removing the property at 1529-31 Tremont Street from the Rent Escrow Account Program [REAP], (Case No. 6041), 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 173810, and ADOPT the Findings contained in the Los Angeles Housing Department’s report of June 1, 2005.
Assessor I.D. No. 5202-016-018
Registration No. None
(Notice of Acceptance into the REAP/Rent Reduction Program was released on January 9, 2003)

Roll Call #7 - Motion (LaBonge - Zine) Adopted, Ayes (12); Absent: Hahn, Perry and Reyes (3)
(Item Nos. 30-44)

ITEM NO. (30) - ADOPTED

05-0005-S146
CD 9 RESOLUTION removing the property at 4419-21 South Stanford Avenue from the Rent Escrow Account Program [REAP], (Case No. 6073), 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 173810, and ADOPT the Findings contained in the Los Angeles Housing Department’s report of June 1, 2005.
Assessor I.D. No. 5108-001-009
Registration No. 7224082
(Notice of Acceptance into the REAP/Rent Reduction Program was released on December 16, 2002)

ITEM NO. (31) - ADOPTED

05-0005-S147
CD 9 RESOLUTION removing the property at 3710 South Maple Avenue from the Rent Escrow Account Program [REAP], (Case No. 6183), 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 173810, and ADOPT the Findings contained in the Los Angeles Housing Department’s report of June 1, 2005.
Assessor I.D. No. 5121-023-020
Registration No. None
(Notice of Acceptance into the REAP/Rent Reduction Program was released on January 2, 2003)
ITEM NO. (32) - ADOPTED

05-0005-S148
CD 3  RESOLUTION removing the property at 22849-49 3/4 Burbank Boulevard from the Rent Escrow Account Program [REAP], (Case No. 6618), 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 173810, and ADOPT the Findings contained in the Los Angeles Housing Department’s report of June 1, 2005.

Assessor I.D. No. 2041-013-011
Registration No. 7209224

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

ITEM NO. (33) - ADOPTED

05-0005-S149
CD 8  RESOLUTION removing the property at 136-36 1/2 East 102nd Street from the Rent Escrow Account Program [REAP], (Case No. 7478), 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 173810, and ADOPT the Findings contained in the Los Angeles Housing Department’s report of June 1, 2005.

Assessor I.D. No. 6063-009-011
Registration No. None

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

ITEM NO. (34) - ADOPTED

05-0005-S150
CD 8  RESOLUTION removing the property at 8905 South Normandie Avenue from the Rent Escrow Account Program [REAP], (Case No. 7482), 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 173810, and ADOPT the Findings contained in the Los Angeles Housing Department’s report of June 1, 2005.

Assessor I.D. No. 6037-019-014
Registration No. None

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

ITEM NO. (35) - ADOPTED

05-0005-S151
CD 15 RESOLUTION removing the property at 800-02 East 120th Street a.k.a. 12010 South McKinley Avenue from the Rent Escrow Account Program [REAP], (Case No. 7688), 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 173810, and ADOPT the Findings contained in the Los Angeles Housing Department’s report of June 1, 2005.

Assessor I.D. No. 6086-029-001
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was released on September 23, 2004)

ITEM NO. (36) - ADOPTED

05-0005-S152
CD 1  RESOLUTION removing the property at 713-15 Solano Avenue a.k.a. 714 Academy Road from the Rent Escrow Account Program [REAP], (Case No. 7701), 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 173810, and ADOPT the Findings contained in the Los Angeles Housing Department’s report of June 1, 2005.

Assessor I.D. No. 5415-024-025
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was released on September 7, 2004)

ITEM NO. (37) - ADOPTED

05-0005-S153
CD 8  RESOLUTION removing the property at 6515-19 Menlo Avenue from the Rent Escrow Account Program [REAP], (Case No. 7725), 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 173810, and ADOPT the Findings contained in the Los Angeles Housing Department’s report of June 1, 2005.

Assessor I.D. No. 6013-011-016
Registration No. 0615591

(Notice of Acceptance into the REAP/Rent Reduction Program was released on November 3, 2004)

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

05-0766
CD 9  CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for 2010 South Griffith Avenue.

Recommendations for Council action:

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

3. ADOPT the City Engineer report dated March 4, 2005, and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offers of Dedication of land located at 2010 South Griffith Avenue.

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

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

**ITEM NO. (39) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS**

05-0767 CD 9  

**CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for 417 South Hill Street.**

Recommendations for Council action:

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

2. FIND that this acceptance of the irrevocable offer of dedication is in substantial conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.

3. ADOPT the City Engineer report dated March 4, 2005, and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offers of Dedication of land located at 417 South Hill Street.

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

**Fiscal Impact Statement:** The City Engineer reports that the applicant has paid a Dedication Fee in the amount of $1,807.23 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of $1,689 and a seven percent surcharge in the amount of $118.23 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.
ITEM NO. (40) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

05-0768
CD 9

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for 721 East 12th Street.

Recommendations for Council action:

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

2. FIND that this acceptance of the irrevocable offer of dedication is in substantial conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.

3. ADOPT the City Engineer report dated March 3, 2005, and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offers of Dedication of land located at 721 East 12th Street.

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

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

ITEM NO. (41) - ADOPTED

05-1099
CD 13

MOTION (GARCETTI - LABONGE) relative to declaring the George Lucas Lifetime Achievement Award on June 9, 2005 a Special Event (fees and costs absorbed by the City = $5,200).

Recommendation for Council action:

DECLARE the George Lucas Lifetime Achievement Award, sponsored by the American Film Institute 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.
ITEM NO. (42) - ADOPTED

02-1141 CD 8

MOTION (PARKS - SMITH) relative to declaring the Fourth Annual Juneteenth Jamboree Community Celebration on June 18, 2005 a Special Event (fees and costs absorbed by the City = $1,000).

Recommendation for Council action:

DECLARE the Fourth Annual Juneteenth Jamboree Community Celebration, sponsored by the Hyde Park Block Club on June 18, 2005, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.

ITEM NO. (43) - ADOPTED

05-1098 CD 14

MOTION (SMITH for VILLARAIGOSA - WEISS) relative to declaring the Sunrise Elementary 20th Anniversary Celebration on June 21-23, 2005 a Special Event (fees and costs absorbed by the City = $2,246).

Recommendation for Council action:

DECLARE the Sunrise Elementary 20th Anniversary Celebration , sponsored by the Sunrise Elementary School on June 21-23, 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. (44) - ADOPTED

05-1095 CD 15

MOTION (HAHN - LABONGE) relative to declaring the Tenth Annual Wilmington Family Picnic on June 11, 2005 a Special Event (fees and costs absorbed by the City = $1,226).

Recommendation for Council action:

DECLARE the Tenth Annual Wilmington Family Picnic, sponsored by Council District 15 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, INCLUDING insurance. The event sponsor shall meet the application requirements of the City.
ITEM NO. (45) - ADOPTED

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

05-1097

MOTION (PARKS for PERRY - LABONGE) relative to a reception for the Los Angeles African American Women's Public Policy Institute (LAAAWPPI) in the Tom Bradley Room on June 13, 2005.

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

TRANSFER $351 from the Reserve Fund to the Unappropriated Balance Fund No. 100-58 and APPROPRIATE therefrom to the General Services Fund No. 100-40, Account No. 1090 (Salaries-Overtime) for services in connection with the June 13, 2005 Council District Nine special reception in the City Hall Tom Bradley Room for the LAAAWPPI - said funds to be reimbursed to the General Fund by the LAAAWPPI.

Roll Call #7 - Motion (LaBonge - Zine) Adopted, Ayes (12); Absent: Hahn, Perry and Reyes (3) (Item Nos. 46-48)

ITEM NO. (46) - ADOPTED

05-1096

RESOLUTION (GREUEL for VILLARAIGOSA - LUDLOW) relative to declaring June 8, 2005 as "Bishop Charles E. Blake Day."

Recommendation for Council action:

RESOLVE to DECLARE June 8, 2005 as "Bishop Charles E. Blake Day" in the City of Los Angeles.

ITEM NO. (47) - MAP APPROVED - CITY ENGINEER REPORT ADOPTED

05-1105

CD 10

FINAL MAP OF TRACT NO. 54426 for property lying southerly of Sixth Street and easterly of Wilton Place.
(Approve Subdivision Improvement Agreement and Contract with attached security documents)
(ADOPT City Engineer Report)
(Quimby Fee: $33,912)
Applicants: David Eum Iacobellis & Associates, Inc.
ITEM NO. (48) - MAP APPROVED - CITY ENGINEER REPORT ADOPTED

05-1106
CD 10  FINAL MAP OF TRACT NO. 61306 for property lying easterly of Manhattan Place and southerly of Ninth Street.
(Approve Subdivision Improvement Agreement and Contract with attached security documents)
(ADOPT City Engineer Report)
(Quimby Fee: $30,792)
Applicants: Esquire Development, Inc.
Thomas Iacobellis

Closed Sessions - Items 49-52

ITEM NO. (49) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - TO THE MAYOR FORTHWITH - SEE FOLLOWING

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

05-0759
The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to settlement in the case entitled Jose G. Gutierrez v. City of Los Angeles, Los Angeles Superior Court Case No. BC 312679.
(This matter involves an incident that occurred on April 2, 2003, at the Lincoln Park Recreation Center.)

(Budget and Finance Committee considered the above matter in Closed Session on May 31, 2005)

ADOPTED IN OPEN SESSION

MOTION (PARKS - SMITH)

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

1. NOTE and FILE the City Attorney report No. R05-0147, relative to a recommendation to reject plaintiff’s written offer to settle and compromise his action against the City for the sum of $249,000, inasmuch as a settlement agreement has been reached.

2. AUTHORIZE the City Attorney to expend $200,000 in settlement of the case entitled Jose G. Gutierrez v. City of Los Angeles, Los Angeles Superior Court Case No. BC 312679, from the Liability Claims Account No. 9770, Fund 100, Department 59.

3. AUTHORIZE the City Attorney to draw a demand thereon in said amount payable to the Law Offices of Juan J. Dominguez and Jose G. Gutierrez.
This matter was approved by the Budget and Finance Committee (Parks - Cardenas - Garcetti - Smith “yes”) at its meeting of May 31, 2005, in Closed Session as permitted by Government Code Section 54956.9(a).

ITEM NO. (50) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - TO THE MAYOR FORTHWITH - SEE FOLLOWING

Roll Call #15 - Motion (Parks - Smith) Adopted in Open Session, Ayes (11); Absent: Hahn, Perry, Reyes and Villaraigosa (4)

05-0905

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to settlement in the case entitled Gelzhiser et al., v. City of Los Angeles, Los Angeles Superior Court Case No. BC318914. (This action arises out of a blocked City sewer line which resulted in a backup of sewage into Plaintiff’s restaurant.)

(Budget and Finance Committee considered the above matter in Closed Session on May 24, 2005 - Continued from Council meeting of June 1, 2005)

ADOPTED IN OPEN SESSION

MOTION (PARKS - SMITH)

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

1. APPROVE the proposed settlement in the case entitled Gelzhiser et al., v. City of Los Angeles, Los Angeles Superior Court Case No. BC318914.

2. AUTHORIZE the City Attorney to expend $125,000 in settlement of the case entitled Gelzhiser et al., v. City of Los Angeles, Los Angeles Superior Court Case No. BC318914, from the Sewer Construction & Maintenance Fund, Account No. 282, Fund 760, Department 50.

3. AUTHORIZE the City Attorney to draw a demand thereon in said amount payable to Girardi & Keese Client Trust Account.

This matter was approved by the Budget and Finance Committee (Miscikowski - Smith - Garcetti “yes”) at its meeting of May 24, 2005, in Closed Session as permitted by Government Code Section 54956.9(a).
ITEM NO. (51) - MEETING HELD - ACTION TAKEN IN CLOSED SESSION

05-1022

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to the case entitled Jonathon Goode and Linda Thompson v. City of Los Angeles, et al., Los Angeles Superior Court Case No. BC 313473. (Plaintiffs allege race harassment, race discrimination, sex discrimination, disability discrimination, retaliation, whistleblower retaliation, and failure to take corrective action.)

(Budget and Finance Committee considered the above matter in Closed Session on May 31, 2005)

ITEM NO. (52) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - TO THE MAYOR FORTHWITH - SEE FOLLOWING

Roll Call #16 - Motion (Parks - Smith) Adopted in Open Session, Ayes (11); Absent: Hahn, Perry, Reyes and Villaraigosa (4)

05-1032

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to settlement in the case entitled Nathan Horwitz v. City of Los Angeles, Los Angeles Superior Court Case No. SC 082933. (This action arises out of a bicycle accident which occurred on November 1, 2003, on eastbound Gateway, one-half block west of Barrington.)

(Budget and Finance Committee considered the above matter in Closed Session on May 31, 2005)

ADOPTED IN OPEN SESSION

MOTION (PARKS - SMITH)

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

1. AUTHORIZE the City Attorney to expend $225,000 in settlement of the case entitled Nathan Horwitz v. City of Los Angeles, Los Angeles Superior Court Case No. SC 082933, from the Liability Claims Account No. 9770, Fund 100, Department 59.

2. AUTHORIZE the City Attorney to draw a demand thereon in said amount payable to Michael I. Sidley, Sidley Law Group, and Nathan Horwitz.

This matter was approved by the Budget and Finance Committee (Parks - Cardenas - Smith “yes”) at its meeting of May 31, 2005, in Closed Session as permitted by Government Code Section 54956.9(a).
RECONSIDERED ITEM FROM THE COUNCIL MEETING OF JUNE 7, 2005

Roll Call #9 - Motion (Parks - Miscikowski) Adopted to Reconsider, Ayes (12);
   Absent: Hahn, Perry and Reyes (3)
Roll Call #10 - Motion (Parks - Miscikowski) Adopted, Ayes (12);
   Absent: Hahn, Perry and Reyes (3)

ITEM NO. (1) - ADOPTED - TO THE MAYOR FORTHWITH

04-0600-S55
ENVIRONMENTAL QUALITY AND WASTE MANAGEMENT and BUDGET AND FINANCE COMMITTEES’ REPORT, RESOLUTION and ORDINANCE FIRST CONSIDERATION relative to a $55 million bond issuance from the Sanitation Equipment Charge (SEC) Special Revenue Fund to acquire equipment and to perform infrastructure and facilities improvements.

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

1. PRESENT and ADOPT the accompanying ORDINANCE to create a fund for the SEC Revenue Bonds Issuance, Series 2005-A.

2. ADOPT the accompanying RESOLUTION to approving certain documents, including the preparation and distribution of a Preliminary Official Statement, and requesting bids in an approximate amount of $55 million for the SEC Revenue Bonds Issuance, Series 2005-A.

3. INSTRUCT the City Clerk to place on the Council Agenda on JUNE 15, 2005, or on an alternate date as specified by the City Administrative Officer (CAO), the adoption of a RESOLUTION for final approval of documents and award to the lowest bidder of the sale of bonds, in an amount not to exceed $55 million for the SEC Revenue Bonds Issuance, Series 2005-A.

4. AUTHORIZE the CAO to receive and open bids on the published date and to award the bonds to the bidder with the lowest true interest cost on behalf of the City, if there is no Council quorum or no meeting in City Hall, as described in the Notice Inviting Bids for the Bonds.

Fiscal Impact Statement: The CAO reports that there is no impact on the General Fund during Fiscal Year 2004-05 as a result of the said proposed bond issuance because the average annual debt service of $5 million will begin until Fiscal Year 2005-06 and will be paid from the SEC Special Revenue Fund.

Debt Impact Statement: The CAO reports that said bond issuance will not cause the City’s debt service payments to exceed 15 percent of Total Direct Debt to General Fund Revenues for both voter approved and non-voter approved debt as established in the City’s Financial Policies, Debt Management Section, because the debt service on these bonds will be paid from the SEC Special Revenue Fund.
MOTIONS PRESENTED PURSUANT TO RULE NO. 16 - TO BE PLACED ON THE NEXT AVAILABLE AGENDA

01-1237 MOTION (PADILLA - MISCIKOWSKI) relative to declaring the Mayoral Inauguration and Oath of Office Ceremony for Elected Officials on July 1, 2005 a Special Event (fees and costs absorbed by the City = $28,960).

05-1171 MOTION (SMITH - ZINE) relative to declaring the 2005 Summer Festival on June 17-19, 2005 a Special Event (fees and costs absorbed by the City = $7,827).

05-1170 MOTION (MISCIKOWSKI - LABONGE) relative to declaring the Annual Caswell Fourth of July Block Party on July 4, 2005 a Special Event (fees and costs absorbed by the City = $1,226).

05-1169 MOTION (MISCIKOWSKI - LABONGE) relative to declaring the Goddard Avenue Block Party on June 4, 2005 a Special Event (fees and costs absorbed by the City = $1,226).

04-1062 MOTION (LABONGE - GARCETTI) relative to declaring the Beastly Ball on June 18, 2005 a Special Event (Fire Inspector fees absorbed by the City not to exceed $500).

05-1168 MOTION (LABONGE - GARCETTI) relative to declaring the 2005 Playboy Jazz Festival on June 11-12, 2005 a Special Event (fees and costs absorbed by the City = $2,000).

05-1167 MOTION (WEISS - ZINE) relative to declaring the Prosser Avenue Block Party on July 23, 2005 a Special Event (fees and costs absorbed by the City = $312).

02-1216 MOTION (WEISS - ZINE) relative to declaring the Thayer Avenue Fourth of July Block Party on July 4, 2005 a Special Event (fees and costs absorbed by the City = $312).

03-1102 MOTION (WEISS - ZINE) relative to declaring the L.A. Film Festival on June 16-26, 2005 a Special Event (fees and costs absorbed by the City = $11,501).

05-1166 MOTION (LUDLOW - ZINE) relative to declaring the Koreatown Eighth Street Substation Reopening on June 9, 2005 a Special Event (fees and costs absorbed by the City = $1,226).

05-1165 MOTION (LUDLOW - ZINE) relative to declaring the Community Unity Day Street Festival and 5K Walk/Run on June 11, 2005 a Special Event (fees and costs absorbed by the City = $5,889).
03-1320
MOTION (LUDLOW - ZINE) relative to declaring the Edgehill Drive Block Party on June 18, 2005 a Special Event (fees and costs absorbed by the City = $1,226).

05-1172
MOTION (PADILLA - MISCIKOWSKI) relative to changing the starting time of the City Council meeting for Friday, July 1, 2005 to accommodate the Mayoral Inauguration.

05-1073-S11
MOTION (GREUEL - LABONGE) relative to rescinding a previous Council action in connection with the construction of a median strip on Lankershim Boulevard in Council District Two.

03-0539
MOTION (SMITH for REYES - ZINE) relative to the design and installation of a traffic signal at the intersection of Albany Street and Olympic Boulevard in Council District One.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Motion (Villaraigosa - Parks) unanimously adopted to excuse Councilmember Cardenas to leave at 12:15 p.m. from Council session of Tuesday, June 14, 2005 due to City business.

Upon his request, and without objections, Councilmember Smith was excused from Council sessions of Tuesday, Wednesday and Friday, July 26, 27 and 29, 2005 due to City business.

Upon his request, and without objections, Councilmember LaBonge was excused to arrive at 11:30 a.m. to Council session of Wednesday, June 15, 2005 due to City business.

COMMENDATORY RESOLUTION ADOPTED IN HONOR OF:

05-0574 - L.A. City View Channel 35 (Garcetti - Parks)

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

05-0573 - Bill Dearth (Cardenas)
Anne Bancroft (LaBonge)
Clarence William Jackson (Parks)
Ayes, Cardenas, Garcetti, Greuel, LaBonge, Ludlow, Miscikowski, Parks, Smith, Weiss, Zine and President Padilla (11); Absent: Hahn, Perry, Reyes and Villaraigosa (4).

Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk             PRESIDENT OF THE CITY COUNCIL