Los Angeles City Council, Journal/Council Proceedings
Tuesday, July 12, 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: Garcetti, Greuel, Hahn, LaBonge, Parks, Perry, Smith, Weiss, Zine and President Padilla (10); Absent: Cardenas, Reyes and Rosendahl (3); Vacant: Council District 10 and Council District 14.

SALUTE TO THE FLAG

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF JULY 6, 2005

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 20

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 - Perry) Adopted to Continue, Unanimous Vote (10);
Absent: Cardenas, Reyes and Rosendahl (3)
(Item Nos. 1-5)

ITEM NO. (1) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED ON AUGUST 2, 2005

04-2296
CD 11 HEARING PROTESTS against the proposed improvement and maintenance of the PICO BOULEVARD AND PURDUE AVENUE LIGHTING DISTRICT.

Recommendation for Council action:

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

(Ordinance of Intention adopted on May 11, 2005 - Continue hearing and present Ordinance on AUGUST 2, 2005 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (2) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED ON AUGUST 2, 2005

04-2156
CD 2 HEARING PROTESTS against the proposed improvement and maintenance of the VAN NUYS BOULEVARD AND HATTERAS STREET LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Van Nuys Boulevard and Hatteras 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 May 11, 2005 - Continue hearing and present Ordinance on AUGUST 2, 2005 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (3) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED ON AUGUST 2, 2005

04-2295
CD 3 HEARING PROTESTS against the proposed improvement and maintenance of the ARMINTA STREET AND CANBY AVENUE LIGHTING DISTRICT.

Recommendation for Council action:

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

(Ordinance of Intention adopted on May 11, 2005 - Continue hearing and present Ordinance on AUGUST 2, 2005 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (4) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED ON AUGUST 2, 2005

04-2297
CD 7 HEARING PROTESTS against the proposed improvement and maintenance of the NOBLE AVENUE AND TUPPER STREET LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Noble Avenue and Tupper 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 May 11, 2005 - Continue hearing and present Ordinance on AUGUST 2, 2005 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (5) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED ON AUGUST 2, 2005

04-2294
CD 9 HEARING PROTESTS against the proposed improvement and maintenance of the SECOND STREET AND SANTA FE AVENUE LIGHTING DISTRICT.

Recommendation for Council action:

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

(Ordinance of Intention adopted on May 11, 2005 - Continue hearing and present Ordinance on AUGUST 2, 2005 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (6) - PUBLIC HEARING CLOSED - NO APPEALS - ASSESSMENTS CONFIRMED

Roll Call #2 - Motion (Greuel - Garcetti) Adopted, Ayes (10); Absent: Cardenas, Reyes and Rosendahl (3)

02-1092
CD 6 HEARING APPEALS against the annual confirmation of assessments for the maintenance of the sidewalk of "VAN NUYS AND VICTORY BOULEVARDS (AND OTHER STREETS) SIDEWALK MAINTENANCE DISTRICT." W.O. EXX71822

Items for Which Public Hearings Have Been Held - Items 7-18

ITEM NO. (7) - CONTINUED TO JULY 13, 2005

Roll Call #10 - Motion (Cardenas - Rosendahl) Adopted to Continue, Unanimous Vote (11); Absent: Reyes and President Padilla (2)

05-1188
CD 11 ADMINISTRATIVE EXEMPTION, COMMERCE, ENERGY AND NATURAL RESOURCES COMMITTEE REPORT AND ORDINANCE FIRST CONSIDERATION relative to utilizing a competitive sealed-bid proposal method to procure construction contracts for in-line baggage screening systems.

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

1. FIND that Resolution No. 22718 to utilize a competitive sealed-bid proposal method to procure construction contracts for in-line baggage screening systems at the Los Angeles International (LAX) and the Ontario International (ONT) Airports is exempt from the requirements of the California Environmental Quality Act (CEQA) as provided by Article II, Section 2.f of the Los Angeles City CEQA Guidelines, as amended by the City Council on July 31, 2002.

2. CONCUR with Resolution No. 22718 as adopted by the Board of Airport Commissioners on June 6, 2005, APPROVE Resolution No. 22718 approving the advertisement and utilization of a competitive sealed proposal method to procure the construction contracts for the program entitled "Security Program - In-Line Baggage Screening System" at the LAX and the ONT; and the project entitled "Tom Bradley International Terminal Interior Improvements and Baggage Screening Facilities" at the LAX pursuant to Section 371(b).

3. PRESENT and ADOPT the accompanying ORDINANCE authorizing the LAWA to award contracts pursuant to a competitive sealed proposal method, to establish criteria, evaluate proposals, and conduct interviews relating to the procurement of construction contracts for the "Security Program - In-Line Baggage Screening Systems" and the "Tom Bradley International Terminal Interior Improvement and Baggage Screening Facilities" Projects at the LAX and the ONT.

Fiscal Impact Statement: The City Administrative Officer reports that there is no impact on the General Fund. The minimum Airport Revenue Fund share of the estimated project cost of $256,467,000 is 25 percent, or $64,116,750. However, in the event that the remaining $82,350,250 of the $192,350,250 anticipated from the US Homeland Security Transportation Security Administration is not received, the total cost to the Airport Revenue Fund could be $146,467,000. No allocation of funds is required at this time.

10 VOTES REQUIRED
PURSUANT TO CHARTER SECTION 371(b)

ITEM NO. (8) - ADOPTED

Roll Call #5 - Motion (Perry - Reyes) Adopted, Ayes (13)

01-2324

EXEMPTION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION amending the Los Angeles Municipal Code (LAMC) to add regulations governing recycling collection and buyback centers and to add recycling centers and used car lots into an Annual Inspection Program combined with the Vehicle Establishment Inspection Program.

Recommendations for Council action, as initiated by Motion (Perry - Reyes), SUBJECT TO THE APPROVAL OF THE MAYOR:

1. FIND that this action is exempt from the California Environmental Quality Act (CEQA), pursuant to Article III, Section 2(m) of the City's Guidelines.

2. ADOPT the April 11, 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, amending Sections 12.03, 12.21, 12.26, 80.01.1, 80.73.1 and 98.0402(f)2 of the LAMC to add regulations governing recycling collection and buyback centers and to add recycling centers and used car lots into an Annual Inspection Program combined with the Vehicle Establishment Inspection Program.

4. INSTRUCT the City Administrative Officer (CAO) and the Chief Legislative Analyst (CLA), in consultation with the Los Angeles Department of Building and Safety (LADBS), to request position authority for implementation of the program.

5. INSTRUCT the CAO and CLA, in consultation with LADBS to identify funding sources for the first six months of the program.

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

Roll Call #3 - Motion (Reyes - Zine) Adopted, Ayes (12); Absent: Cardenas (1)
(Item Nos. 9-14)

ITEM NO. (9) - ADOPTED

05-0736
CD 3 MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change at 7125-35 Glade Avenue.

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. 05-0736 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 filed on January 23, 2004 [ENV 2003-9022 MND].

2. ADOPT the June 30, 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)RD2-1, incident to subdivision, for the proposed subdivision for a maximum 21-unit residential condominium at 7125 and 7135 Glade Avenue, subject to revised "Q" Conditions Nos. 1 and 3a, and added Conditions Nos. 3j and 6a, as follows:

a. Revised "Q" Condition No. 1/Use	Limit the proposed residential condominium development to 18 units.
b. Revised "Q" Condition No 3a.	12 foot front, rear and side yard setbacks, with exception to unit No. 9 which shall observe a six-foot rear yard set back in order to be consistent with the tract map decision letter and pending Zoning Administrator case.
c. Added "Q" Condition No. 3j.	Air conditioning condenser units for lots Nos. 10-14 shall be located on the side of each unit instead of in the rear yard.
d. Added "Q" Condition No. 6a.	Landscaping, such as climbing vines, shall be planted along the wall in the alley to prevent graffiti.

Applicant: Glade, LLC - Montage Development, Owner, Chuck Francouer
APCSV 2003-9045

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. NOT PRESENT and ORDER FILED Ordinance approved by the South Valley Area Planning Commission on January 27, 2005.

7. ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.

8. 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.

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

TIME LIMIT FILE - JULY 19, 2005

(LAST DAY FOR COUNCIL ACTION - JULY 19, 2005)

ITEM NO. (10) - ADOPTED

05-1074
CD 15 MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change at 716 West 164th Street.

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. 05-1074 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 filed on August 15, 2003 [ENV 2003-4181 MND].

2. ADOPT the FINDINGS of the Harbor Area Planning Commission (APC) as the Findings of the Council.

3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Harbor APC, effecting the zone change from R2-1 to (T)(Q)RD2-1, incident to Tentative Tract No. 54393, for the proposed subdivision for a maximum four-unit detached residential condominium project on a 0.30 net acre lot, subject to conditions of approval, for property at 716 West 164th Street.

   Applicant: Steve Stapakis APCH 2003-4179 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.

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

TIME LIMIT FILE - AUGUST 24, 2005

(LAST DAY FOR COUNCIL ACTION - AUGUST 19, 2005)

ITEM NO. (11) - ADOPTED

05-1291
CD 4 MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change at 417 South Westmoreland Avenue.

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. 05-1291 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 filed on October 21, 2004 [ENV 2004-5604 MND].

2. ADOPT the FINDINGS of the Central Area Planning Commission (APC) as the Findings of the Council.

3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Central APC, effecting the zone change from R1-1 to (T)(Q)R4-1, for the proposed construction of a new 16 unit condo project, subject to conditions of approval, for property at 417 South Westmoreland Avenue.

   Applicant: Sue Choi, Eun H. Kim & Seoung Sook APCC 2004-5603 ZC ZV ZAA

   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 California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.

7. 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.

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

TIME LIMIT FILE - SEPTEMBER 19, 2005

(LAST DAY FOR COUNCIL ACTION - SEPTEMBER 16, 2005)

ITEM NO. (12) - ADOPTED

05-0002-S137

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to the City's position in connection with legislation which would provide grants to high risk, under-served populations for the screening, education, and evidence-based medical treatment of diabetic foot complications that may lead to lower extremity amputations.

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

RESOLVE to establish a position of SUPPORT in the City's 2005-06 Legislative Program for House of Representatives Bill (HR) 1719 (Baker), the Diabetic Foot Complication and Lower Extremity Amputation Reduction Act of 2005, which would provide grants to high risk, under-served populations for the screening, education, and evidence-based medical treatment of diabetic foot complications that may lead to lower extremity amputations.

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

ITEM NO. (13) - ADOPTED

05-0916

CD 12 ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to a proposed lease agreement with ONEgeneration, a California non-profit corporation, for the use of the Mark Taper Intergenerational Center (MTIC).

Recommendation for Council action:

APPROVE and AUTHORIZE the Secretary, Board of Recreation and Park Commissioners, to execute the proposed lease agreement with ONEgeneration, a California non-profit corporation, for the use of the MTIC, substantially as attached to the City Administrative Officer (CAO) report dated April 26, 2005 (attached to the Council file), subject to the review of the City Attorney as to form and legality.

Fiscal Impact Statement: The CAO reports that there is no impact on the General Fund. ONEgeneration will operate and maintain the MTIC at no cost to the City and will be solely responsible for its maintenance, repair, and all utility costs related thereto.

ITEM NO. (14) - ADOPTED

05-1015
CD 3 ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to a proposed lease agreement with ONEgeneration, a California non-profit corporation, for the use of the Reseda Multipurpose Center (RMC).

Recommendation for Council action:

APPROVE and AUTHORIZE the Secretary, Board of Recreation and Park Commissioners, to execute the proposed lease agreement with ONEgeneration, a California non-profit corporation, for the use of the RMC, substantially as attached to the City Administrative Officer (CAO) report dated May 9, 2005 (attached to the Council file), subject to the review of the City Attorney as to form and legality.

Fiscal Impact Statement: The CAO reports that there is no impact on the General Fund. ONEgeneration will operate and maintain the RMC at no cost to the City and will be solely responsible for its maintenance, repair, and all utility costs related thereto.

ITEM NO. (15) - ADOPTED, AS AMENDED - TO THE MAYOR FORTHWITH - SEE FOLLOWING

Roll Call #11 - Motion (Garcetti - LaBonge) to Adopt as Amended, Ayes (10); Absent: Cardenas, Reyes and President Padilla (3)

05-0002-S146
HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the City's position in connection with the United States Department of Housing and Urban Development's (HUD) Revisions to the Public Housing Operating Fund Program.

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

RESOLVE to include in the City's 2005-06 Federal Legislative Program OPPOSITION to HUD's Revisions to the Public Housing Operating Fund Program, and REQUEST that HUD implement the proposed rule developed by the 2004 Negotiated Rulemaking Committee; and, should this not occur, REQUEST that a new negotiated rulemaking committee be formed and a full re-opening of all issues related to the Operating Cost Study and the Operating Fund formula.

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

ADOPTED

AMENDING MOTION (HAHN - GARCETTI)

Recommendation for Council action:

REQUEST that the Los Angeles Congressional delegation be contacted to communicate the City's opposition to the revisions.

Roll Call #3 - Motion (Reyes - Zine) Adopted, Ayes (12); Absent: Cardenas (1)
(Item Nos. 16-17)

ITEM NO. (16) - ADOPTED

02-1560

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to amending the Los Angeles Municipal Code by adding regulations governing the locations and sizes of recycling collection and buyback centers that are typically transient and located near grocery markets.

Recommendation for Council action:

RECEIVE and FILE the Motion (Perry - Reyes) requesting that an ordinance(s) be drafted to establish annual inspections by the Department of Building and Safety of the following business: recycling areas or rooms; mobile recycling centers; recycling center operators or junk dealers; recycling collection or buyback centers; recycling materials processing facilities; recycling materials sorting facilities; and, used automobile and trailer sales areas to ensure such uses are in compliance with City regulations and to reduce blight and urban decay in the community inasmuch as this is a duplicate request and the proposed ordinance addressing Motion (Perry - Reyes) is contained in Council file No. 01-2324.

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

ITEM NO. (17) - ADOPTED

03-0317

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to amending the Los Angeles Municipal Code (LAMC) for the feasibility of using a quasi-judicial administrative process to determine whether a business has lost its deemed approved status regarding recycling centers uses of land.

Recommendation for Council action:

RECEIVE and FILE the Motion (Perry - Reyes) requesting that the City Attorney and the Planning Department report relative to the feasibility of using a quasi-judicial administrative process to determine whether a business, in accordance with federal, state, or municipal law, has lost its deemed approved status, said process to include further authority to abate any nuisance that emanate from a recycling center, imposition of conditions, and the suspension or revocation of the use's deemed to be approved status; and, requests for the City Attorney to prepare ordinance to sunset within three years all existing recycling centers uses of land, not located within an M2 zone, and to amend Section 12.21 A 18 of the LAMC to require all recycling centers, regardless of their "deemed to be approved status," to be subject to all laws and conditions, notwithstanding Section 12.24 L inasmuch as this is a duplicate request and the proposed ordinance addressing Motion (Perry - Reyes) is contained in Council file No. 01-2324.

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

ITEM NO. (18) - ADOPTED

Roll Call #6 - Motion (Reyes - Perry) Adopted, Ayes (13)

05-0973

CD 14 CATEGORICAL EXEMPTION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to imposing conditions on the operation of a hotel (Ford Hotel) at 1000 East Seventh Street.

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

1. FIND that this action is categorically exempt from California Environmental Quality Act, pursuant to Article VII, Section 1, Class 21(2) of the City's Environmental Guidelines.

2. ADOPT the FINDINGS of the Zoning Administrator as the Findings of the Council.

3. RESOLVE TO DENY APPEAL filed by Kumar Koneru (Harold Greenberg, Representative), from the determination of the Zoning Administrator in modifying previously imposed conditions on the operation of a hotel in order to mitigate adverse impacts on the surrounding community, subject to conditions of approval, and further modify Condition No. 6 to require a minimum of three armed State registered security guards at the site, as recommended by the Committee for the use known as the Ford Hotel at 1000 East Seventh Street.

   Applicant: City of Los Angeles, Office of Zoning Administration

   DIR 99-0340 RV PA2

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

TIME LIMIT FILE - JULY 26, 2005

(LAST DAY FOR COUNCIL ACTION - JULY 26, 2005)

Items for Which Public Hearings Have Not Been Held - Items 19-24

(10 Votes Required for Consideration)

ITEM NO. (19) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS, AS AMENDED - SEE FOLLOWING

Roll Call #4 - Motion (Hahn - LaBonge) Adopted, Ayes (13)

04-2530
CD 15 CONTINUED CONSIDERATION OF COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of DODGE AVENUE AND 255TH 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 December 10, 2004.

2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of ~~AUGUST 12, 2005~~ *SEPTEMBER 13, 2005 as the hearing date for the maintenance of Dodge Avenue and 255th Street Lighting District, in accordance with Proposition 218, Articles XIIIC and XIIID of the California Constitution and Government Code Section 53753. *(Hahn - LaBonge)

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, $2,982.03 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: September 7, 2005)

(Continued from Council meeting of June 10, 2005)

ITEM NO. (20) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

Roll Call #7 - Motion (LaBonge - Hahn) Adopted, Ayes (12); Absent: Parks (1)

03-2062-S1

COMMUNICATION FROM CHAIR, ARTS, PARKS, HEALTH AND AGING COMMITTEE relative to the status of the consolidation of Park Ranger functions into the overall City security services function.

Recommendation for Council action, pursuant to Motion (LaBonge - Hahn):

INSTRUCT the City Administrative Officer (CAO) to report to the Arts, Parks, Health and Aging Committee relative to the status of consolidation of Park Ranger functions into the overall City security services function and what long and short term impact this may have on park safety for the public, including the level of staffing for the 390 parks in the City.

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

Roll Call #4 - Motion (Hahn - LaBonge) Adopted, Ayes (13)
(Item Nos. 21-24)

ITEM NO. (21) - ADOPTED

05-1409

CD 1 MOTION (REYES - PERRY) relative to declaring the Kite Hills Residents First Annual Neighborhood Block Party on July 3, 2005 a Special Event (fees and costs absorbed by the City = $2,000).

Recommendation for Council action:

DECLARE the Kite Hills Residents First Annual Neighborhood Block Party , sponsored by the Council District One and Kite Hill residents on July 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.

ITEM NO. (22) - ADOPTED

05-0010-S22

MOTION (HAHN - GREUEL) relative to reinstating the reward offer in the death of James Wiggins for an additional 60 days.

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

REAFFIRM Council's findings and REINSTATE the reward offer relative to the death of James Wiggins (Council action of May 10, 2005, Council file No. 05-0010-S22) for an additional period of 60 days from the publication of the offer of reward by the Office of the City Clerk and, further, that the sum of $50,000 shall be the aggregate maximum sum of any payment or payments of a City reward in this instance.

ITEM NO. (23) - ADOPTED

05-1073-S19

CD 1 MOTION (REYES - PERRY) relative to the installation of a traffic signal at Mission Road and Selig Street in Council District One.

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

1. INSTRUCT the Department of Transportation to install a traffic signal at Mission Road and Selig Street in Council District One.

2. TRANSFER $48,000 from the Council District One portion of the Street Furniture Revenue Fund No. 43D, Department 50, to the following funds and accounts:

Fund No. 100/94 (Transportation)

Account	Title	Amount
1090	Salaries-Overtime	$34,000
3040	Contractual Services	$14,000

Fund No. 100/84(PW/Street Lighting)

Account	Title	Amount
1090	Salaries-Overtime	$2,000

ITEM NO. (24) - MAP APPROVED - CITY ENGINEER REPORT ADOPTED

05-1410
CD 4 PARCEL MAP L.A. NO. AA-2004-0851-PMLA lying easterly of Riverside Drive on the south side of Hortense Street.
(ADOPT City Engineer Report)
(Quimby Fee: $3,760)
Applicants: Jerome Olguin
Lanco Engineering

Items for Which Public Hearings Have Been Held - Items 25-27

ITEM NO. (25) - ADOPTED - TO THE MAYOR FORTHWITH

Roll Call #8 - Motion (Garcetti - Perry) Adopted, Ayes (11); Absent: Parks and Smith (2)

05-0002-S120
CONTINUED CONSIDERATION OF ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT and RESOLUTION relative to establishing a City position on legislation which would provide equal marriage rights to same-sex couples.

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

1. RECEIVE and FILE Resolution (Garcetti - Perry), relative to establishing a position of SUPPORT in the City's 2005-06 Legislative Program for Assembly Bill (AB) 19, the Religious Freedom and Civil Marriage Protection Act, which would provide equal marriage rights to same-sex couples, inasmuch as AB 19 failed to pass the Assembly and no Council action is necessary.

2. ADOPT the accompanying RESOLUTION thereby establishing a position of SUPPORT in the City's 2005-06 Legislative Program for any legislation or administrative action which would provide equal marriage rights to same-sex couples.

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

Community Impact Statement: In May, the Silver Lake NC unanimously resolved support for marriage equality for same sex couples. The SLNC commends Councilmembers Garcetti and Perry their support of our action, and their courage in defending the rights of all Angelenos. We thank CMs LaBonge and Padilla for their wisdom and foresight in broadening the motion beyond AB-19. We urge you to support any legislative or administrative action in any legislative session which would create equal marriage rights for same sex couples in California. As leaders of California's largest city, we urge you to speak with one voice in support of absolute equality.

(Continued from Council meeting of July 8, 2005)

Roll Call #9 - Motion (Rosendahl - Parks) Adopted, Ayes (11); Absent: Reyes and President Padilla (2)
(Item Nos. 26-27)

ITEM NO. (26) - ADOPTED

04-1218

CONTINUED CONSIDERATION OF PUBLIC SAFETY COMMITTEE REPORT relative to maintenance and repairs for the 77th Street Police Station.

Recommendation for Council action:

NOTE and FILE the Department of General Services reports dated September 30, 2004 and March 21, 2005 relative to the maintenance and repairs for the 77th Street Police Station, inasmuch as the reports are submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

(Continued from Council meeting of July 8, 2005)

ITEM NO. (27) - ADOPTED

05-1196

CONTINUED CONSIDERATION OF PUBLIC SAFETY COMMITTEE REPORT relative to maintenance and repairs for the 77th Street Police Station.

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

1. INSTRUCT the Bureau of Engineering to work with the City Administrative Officer (CAO) to identify funding for an independent top-to-bottom evaluation of the 77th Street Police Station facility and report back to the Budget and Finance Committee.

2. AUTHORIZE the City Engineer, after funding has been identified, to conduct a study and report back to the Public Safety Committee with the results of the study, prior to implementation of any additional repairs. The study shall also include a comparison with other police stations that were built at approximately the same time.

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

(Continued from Council meeting of July 8, 2005)

Closed Session - Item 28

ITEM NO. (28) - MEETING HELD - NO ACTION TAKEN

05-1436

The City Council shall recess to Closed Session, pursuant to Government Code Section 54957, for a briefing from the Los Angeles Police Department relative to anti-terrorism and security issues for Los Angeles in light of the recent terrorist attacks in London.

(Pursuant to Council action of July 8, 2005)

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

05-1461

MOTION (WEISS - ZINE) relative to declaring the Walk of Stars on July 31, 2005 a Special Event (fees and costs absorbed by the City = $1,188).

04-1431

MOTION (LABONGE - GARCETTI) relative to declaring the Angel Awards 2005 Gala on August 20, 2005 a Special Event (fees and costs absorbed by the City = $3,500).

05-1460

MOTION (HAHN - CARDENAS) relative to declaring the Dana Strand Groundbreaking on July 18, 2005 a Special Event (fees and costs absorbed by the City = $1,226).

05-1459

MOTION (HAHN - LABONGE) relative to declaring the Harbor Station Demolition Party on July 15, 2005 a Special Event (fees and costs absorbed by the City = $2,870).

05-1458

MOTION (HAHN - LABONGE) relative to declaring the First Annual Fiesta Corazon del Puerto on July 22-24, 2005 a Special Event (fees and costs absorbed by the City = $4,731).

01-1870

MOTION (GREUEL - HAHN) relative to declaring the Seventh Annual Ovarian Cancer Walk on September 11, 2005 a Special Event (fees and costs absorbed by the City = $5,555).

04-1519

MOTION (PARKS - SMITH) relative to declaring the University of Southern California's Pakistani Independence Day Festival on August 6, 2005 a Special Event (fees and costs absorbed by the City = $2,500).

02-1799

MOTION (PARKS - SMITH) relative to declaring the Wilton-Grammercy Place Neighborhood Watch's Annual Block Party on August 13, 2005 a Special Event (fees and costs absorbed by the City = $312).

02-1294

MOTION (PARKS - SMITH) relative to declaring the Annual Block Celebration on August 13, 2005 a Special Event (fees and costs absorbed by the City = $312).

05-1462

MOTION (GREUEL - GARCETTI) relative to declaring the Outfest Film Festival on July 7, 2005 a Special Event (event sponsor to reimburse the City for all fees and cost incurred). The event sponsor shall meet the insurance requirements of the City.

04-2280

MOTION (SMITH - PERRY) relative to a contract amendment with Serco Management Services for parking meter revenue collection.

05-1073-S21

MOTION (PERRY - PARKS) relative to funding to assist the Clean Up Programs of the South Los Angeles Beautification Team.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Motion (LaBonge - Hahn) unanimously adopted to excuse Councilmember Cardenas to leave at 12:15 p.m. from Council session of Tuesday, July 19, 2005 due to City business.

Motion (LaBonge - Hahn) unanimously adopted to excuse Councilmember Cardenas to leave at 12:15 p.m. from Council session of Tuesday, July 26, 2005 due to City business.

Motion (Zine - Rosendahl) unanimously adopted to excuse Councilmember Garcetti from Council session of Friday, August 5, 2005 due to personal business and from Council sessions of Wednesday and Friday, August 17 and 19, 2005 due to City business.

Motion (Perry - Smith) unanimously adopted to excuse Councilmember Parks to arrive at 11:30 a.m. to Council session of Wednesday, July 13, 2005 due to City business.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

05-1402 - Prime Minister Jose' Maria Pereira Neves (Perry - Parks)

Ron Carter (Perry - Parks)

Dr. Ernest Miller (Perry - Parks)

Arthur R. Thomas (Perry - Parks)

TUGNET and the Northridge Chapter of Kiwanis Clubs International (Zine - All Councilmember)

Priya Sridharan (Greuel - Garcetti - Perry)

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

05-1403 - Charles Blisten (Greuel)

Susie Lopez (Parks - All Councilmembers)

Ayes, Garcetti, Greuel, Hahn, LaBonge, Parks, Perry, Rosendahl, Smith, Weiss and Zine (10); Absent: Cardenas, Reyes and President Padilla (3); Vacant: Council District 10 and Council District 14.

Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk PRESIDENT OF THE CITY COUNCIL