ROLL CALL - Members present: Cardenas, Greuel, Huizar, LaBonge, Padilla, Parks, Perry, Rosendahl, Smith, Weiss, Wesson, Zine and President Garcetti (13); Absent: Hahn and Reyes (2).


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

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

Items Noticed for Public Hearing - Items 1-2

ITEM NO. (1) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED ON FEBRUARY 7, 2006

Roll Call #1 - Motion (Huizar - Smith) Adopted to Continue, Unanimous Vote (13); Absent: Hahn and Reyes (2)

05-2134
CD 14

HEARING PROTESTS against the proposed improvement and maintenance of the INDUSTRIAL AND MATEO STREETS LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Industrial and Mateo Streets Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on November 2, 2005 - Continue hearing and present Ordinance on FEBRUARY 7, 2006 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)
ITEM NO. (2) - CONTINUED TO FEBRUARY 7, 2006

Roll Call #2 - Motion (Rosendahl - Perry) Adopted to Continue, Unanimous Vote (13);
Absent: Hahn and Reyes (2)

05-2284
CD 11

CONSIDERATION OF APPEAL filed by Eric Mathis/Kathleen O’Prey Truman, Kelly Lytton & Vann, LLP (representative), from the entire decision of the West Los Angeles Area Planning Commission as follows: (1) approve a Specific Plan Exception with a maximum height of 35-feet; (2) approve an Adjustment; (3) disapprove a Coastal Development Permit; (4) disapprove a Project Permit Compliance with the Venice Coastal Zone Specific Plan; and, (5) approve a Mello Act Compliance, for the proposed demolition of an existing garage and construction of a second dwelling unit having three-stories, with a maximum height of 50-feet, 4-inches in height (in lieu of the maximum 30 feet permitted), with a variable height roof as measured from the Third Avenue frontage on a sloping lot, (height measured within five-feet of the building will be 30-feet), and having a three car garage and two carports on the first level, and living quarters on the second and third levels on 6,186 square foot lot for property at 212 Third Street.

APCW 2005-1755 SPE ZAA CDP MEL

Applicant: Eric Mathis/Kathleen O’Prey Truman
Kelly Kytton & Vann, LLP (Representative)

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

Roll Call #3 - Motion (Weiss - Greuel) Adopted, Ayes (13); Absent: Hahn and Reyes (2)
(Item Nos. 3-8)

ITEM NO. (3) - ADOPTED

05-2771
CD 5

CATEGORICAL EXEMPTION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an appeal on a haul route for the export of 6,100 cubic yards of earth at 3906-18 North Oakfield Drive.

Recommendations for Council action:

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

2. ADOPT the FINDINGS of the Board of Building and Safety Commissioners as the Findings of the Council.
3. RESOLVE TO GRANT IN PART APPEAL filed by John Reed from the determination of the Board of Building and Safety Commissioners and THEREBY APPROVE a haul route application to export 6,100 cubic yards of earth for the project at 3906-18 North Oakfield Drive, Tract 9426; Lot: 176-177, subject to Conditions of Approval as modified, and as attached to the Council file.

Applicant: Arkady Shamisov

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

TIME LIMIT FILE - JANUARY 17, 2006
(LAST DAY FOR COUNCIL ACTION - JANUARY 17, 2006)

ITEM NO. (4) - ADOPTED

05-2844
CD 15

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to Tentative Tract Map appeal (TT 62655) for property at 815 South Grand Avenue.

Recommendations for Council action:

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and 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. 05-2844 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 2005-2543 MND] filed on June 24, 2005.

2. ADOPT the FINDINGS of the Deputy Advisory Agency as the FINDINGS of the Council.

3. RESOLVE TO DENY APPEAL filed by Sue and Carlos Castillo, Frank O'Brien, from the decision of the Deputy Advisory Agency in part, THEREBY APPROVE Tentative Tract No. 62655 for the proposed one-lot subdivision, and a 12-unit maximum condominium with 27 parking spaces on a 9,003 net square-foot site in the C2-1 zone, for property at 815 South Grand Avenue. (At its meeting on December 6, 2005, the Harbor Area Planning Commission failed to act within the required time to hear the appeal.)
Fiscal Impact Statement: None submitted by the Planning Department. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

TIME LIMIT FILE - JANUARY 17, 2006
(LAST DAY FOR COUNCIL ACTION - JANUARY 17, 2006)

ITEM NO. (5) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATION
04-1219-S1
PUBLIC SAFETY COMMITTEE REPORT relative to the approval of equipment donation from the California Counter Drug Procurement Program to the Los Angeles Police Department (LAPD).

Recommendation for Council action:

AUTHORIZE the LAPD to accept equipment valued at $100,862.41 from the California Counter Drug Procurement Program.

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

ITEM NO. (6) - ADOPTED
05-0337-S15

Recommendation for Council action:

NOTE and FILE the Los Angeles Police Commission communication on the staffing of the OIG, inasmuch as the communication, which provided a listing of the authorized positions and current vacancies in the OIG, was submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (7) - ADOPTED
04-2151
TRANSPORTATION COMMITTEE REPORT relative to a proposed contract with Safe Moves for the operation of the School Bicycle Safety and Transit Education Program.
Recommendation for Council action:

AUTHORIZE the General Manager of the Department of Transportation (LADOT) to negotiate and execute a three-year contract, with two one-year contract extensions with Safe Moves for the operation of the School Bicycle and Transit Education Program.

Fiscal Impact Statement: The LADOT reports that there is no fiscal impact on the City General Fund. The proposed contract will be funded from future appropriations of the Proposition A Local Transportation Assistance, Proposition C Local Transportation Assistance and Transportation Development Act Article 3 funds.

ITEM NO. (8) - ADOPTED

04-0165

PUBLIC SAFETY and BUDGET AND FINANCE COMMITTEES’ REPORT relative to the locations and scope of Domestic Violence Response Teams (DART) within the Los Angeles Police Department (LAPD).

Recommendation for Council action:

NOTE and FILE the LAPD report relative to the locations and scope of DART within the LAPD, inasmuch the LAPD report was submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

Items for Which Public Hearings Have Not Been Held - Items 9-21
(10 Votes Required for Consideration)

Roll Call #4 - Motion (Zine - Cardenas) Adopted, Ayes (13); Absent: Hahn and Reyes (2)
(Item Nos. 9-21)

ITEM NO. (9) - ADOPTED

06-0005-S3

CD 10

RESOLUTION removing the property at 615 South Virgil Avenue from the Rent Escrow Account Program [REAP], (Case No. 2367), 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 January 10, 2006.

Assessor I.D. No. 5077-008-003
Registration No. 5078761

(Notice of Acceptance into the REAP/Rent Reduction Program was released on May 28, 1998)
ITEM NO. (10) - ADOPTED

06-0005-S10
CD 8  RESOLUTION removing the property at 729-31 1/2 West 83rd Street from the Rent Escrow Account Program [REAP], (Case No. 4196), 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 January 10, 2006.

Assessor I.D. No. 6032-022-005
Registration No. 0155093

(Notice of Acceptance into the REAP/Rent Reduction Program was released on May 30, 2002)

ITEM NO. (11) - ADOPTED

06-0005-S11
CD 15 RESOLUTION removing the property at 11832 South Main Street from the Rent Escrow Account Program [REAP], (Case No. 4201), 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 January 10, 2006.

Assessor I.D. No. 6083-018-005
Registration No. 0626325

(Notice of Acceptance into the REAP/Rent Reduction Program was released on November 8, 2001)

ITEM NO. (12) - ADOPTED

06-0005-S12
CD 13 RESOLUTION removing the property at 1426-26 3/4 Glendale Boulevard from the Rent Escrow Account Program [REAP], (Case No. 4725), 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 January 10, 2006.

Assessor I.D. No. 5419-020-009
Registration No. 0506030

(Notice of Acceptance into the REAP/Rent Reduction Program was released on December 12, 2001)
ITEM NO. (13) - ADOPTED

06-0005-S13
CD 8   RESOLUTION removing the property at 1165-67 West 39th Place from the Rent Escrow Account Program [REAP], (Case No. 4751), 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 January 10, 2006.

Assessor I.D. No. 5037-008-017
Registration No. 7003924

(Notice of Acceptance into the REAP/Rent Reduction Program was released on March 14, 2002)

ITEM NO. (14) - ADOPTED

06-0005-S14
CD 8   RESOLUTION removing the property at 6920-26 South Figueroa Street a.k.a. 443 West 70th Street from the Rent Escrow Account Program [REAP], (Case No. 4921), 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 January 10, 2006.

Assessor I.D. No. 6013-027-001
Registration No. 9204231

(Notice of Acceptance into the REAP/Rent Reduction Program was released on February 25, 2002)

ITEM NO. (15) - ADOPTED

06-0005-S15
CD 8   RESOLUTION removing the property at 5828-30 Second Avenue from the Rent Escrow Account Program [REAP], (Case No. 4940), 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 January 10, 2006.

Assessor I.D. No. 4005-025-013
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was released on April 25, 2002)
ITEM NO. (16) - ADOPTED

**06-0005-S16**

CD 13  RESOLUTION removing the property at 201-03 South Virgil Avenue a.k.a. 3306-08 West Second Street from the Rent Escrow Account Program [REAP], (Case No. 5621), 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 January 10, 2006.

Assessor I.D. No. 5501-020-003
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was released on July 30, 2002)

ITEM NO. (17) - ADOPTED

**06-0005-S17**

CD 13  RESOLUTION removing the property at 327-29 North Normandie Place from the Rent Escrow Account Program [REAP], (Case No. 5727), 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 January 10, 2006.

Assessor I.D. No. 5521-034-014
Registration No. 5103783

(Notice of Acceptance into the REAP/Rent Reduction Program was released on October 8, 2002)

ITEM NO. (18) - ADOPTED

**06-0005-S18**

CD 15  RESOLUTION removing the property at 1548 Torrance Boulevard from the Rent Escrow Account Program [REAP], (Case No. 6812), 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 January 10, 2006.

Assessor I.D. No. 7351-026-002
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was released on October 2, 2003)
ITEM NO. (19) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

COMMUNICATION FROM CHAIR, AD HOC COMMITTEE ON GANG VIOLENCE AND YOUTH DEVELOPMENT relative to a Community Development Department (CDD) report on LA Bridges I gang prevention program activities and accomplishments.

Recommendation for Council action:

NOTE and FILE the CDD report, in response to Motion (Perry - Parks) relative to LA Bridges I gang prevention program activities and accomplishments, inasmuch as the CDD report was submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

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

COMMUNICATION FROM CHAIR and VICE-CHAIR, BUDGET AND FINANCE COMMITTEE relative to a request for waiver of administrative costs, interest and other charges in the amount of $72,522.19 on the assessment lien at 426 South Union Drive.

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

1. FIND that the Meta Housing Project will provide a public benefit.

2. APPROVE the waiver of $62,522.19 in fees and interest, retaining $10,000 of the interest which is needed to reimburse the Street Lighting Maintenance Assessment Fund for the Bureau of Street Lighting work on the lien.

3. APPROVE the retention of $54,000 of the original lien amount for the cost of demolition.

Fiscal Impact Statement: The Bureau of Street Lighting and City Engineer report that if the Council waives all administrative fees and interest, except $10,000, the Street Lighting Maintenance Assessment Fund would be fully reimbursed.

ITEM NO. (21) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

COMMUNICATION FROM THE MAYOR relative to an exempt Deputy General Manager Airports position for the Los Angeles World Airports.

Recommendation for Council action:

APPROVE the exemption of one position of Deputy General Manager Airports for the Los Angeles World Airports, from the Civil Service Provisions of the City Charter, pursuant to City Charter Section 1001 (b) (1).
Fiscal Impact Statement: None submitted by the Mayor. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

PURSUANT TO CITY CHARTER SECTION 1001 (b) (1), WHICH STATES: "WITHIN TEN COUNCIL MEETING DAYS FROM RECEIPT OF THE RECOMMENDATION, THE COUNCIL MAY BY TWO-THIRDS VOTE DISAPPROVE THE MAYOR’S RECOMMENDATION FOR THE EXEMPTION. IF THE COUNCIL DOES NOT ACT ON THE RECOMMENDATION WITHIN THE SPECIFIED TIME PERIOD, THE RECOMMENDATION SHALL BE DEEMED APPROVED."

TIME LIMIT FILE - JANUARY 18, 2006
(LAST DAY FOR COUNCIL ACTION - JANUARY 18, 2006)

Item for Which Public Hearing Has Been Held - Item 22

ITEM NO. (22) - MEETING HELD IN CLOSED SESSION - CONTINUED TO JANUARY 18, 2006

Roll Call #5 - Motion (Zine - Smith) Adopted to Continue, Unanimous Vote (13);
Absent: Hahn and Reyes (2)

04-1943
CONTINUED CONSIDERATION OF AN APPEAL of the Mayor’s removal of Mr. Guerdon H. Stuckey as General Manager, Department of Animal Services, on December 15, 2005, pursuant to Charter Section 508(e).

TIME LIMIT FILE - FEBRUARY 1, 2006
(LAST DAY FOR COUNCIL ACTION - FEBRUARY 1, 2006)
10 VOTES REQUIRED TO REINSTATE, PURSUANT TO CHARTER SECTION 508(e)
[Public hearing closed on January 13, 2006 - Continued pursuant to Charter Section 508(e)]

Item for Which Public Hearing Has Not Been Held - Item 23
(10 Votes Required for Consideration)

ITEM NO. (23) - ADOPTED

Roll Call #6 - Motion (Greuel - Parks) Adopted, Ayes (13); Absent: Hahn and Reyes (2)

06-0113
RESOLUTION (GARCETTI - GREUEL) relative to the reorganization of the City Council’s committees and committee structure.
Recommendations for Council action:

1. RESOLVE, pursuant to Section 242 (b) of the Los Angeles City Charter, that the City Council is hereby organized into the following committees overseeing the functions of the government as described in the resolution, and the President of the City Council is authorized to appoint up to five members for each committee:

   a. Arts, Parks, Health and Aging  
   b. Audits and Governmental Efficiency  
   c. Budget and Finance  
   d. Education and Neighborhoods  
   e. Energy and Environment  
   f. Housing, Community and Economic Development  
   g. Information Technology and General Services  
   h. Intergovernmental Relations  
   i. Personnel  
   j. Planning and Land Use Management  
   k. Public Safety  
   l. Public Works  
   m. Rules and Elections  
   n. Trade, Commerce, and Tourism  
   o. Transportation

2. RESOLVE that the Ad Hoc Business Tax Reform Committee; the Ad Hoc Stadium Committee; the Ad Hoc Committee on Homelessness; the Ad Hoc Committee on Recovering Energy, Natural Resources and Economic Benefit from Waste for Los Angeles; the Ad Hoc Committee on Gang Violence and Youth Development and the Ad Hoc River Committee are hereby re-authorized.

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

05-0114
MOTION (HAHN - LABONGE) relative to declaring the Dr. King Day 2006 on January 19, 2006 a Special Event (fees and costs absorbed by the City = $670).

06-0117
MOTION (HAHN - LABONGE) relative to declaring the Kalmia Street Block Party on January 28, 2006 a Special Event (fees and costs absorbed by the City = $1,512).

06-0118
MOTION (PERRY - PARKS) relative to declaring the 36th Annual Dorothy B. Chandler Children’s Festival on April 4-6, 2006 a Special Event (fees and costs absorbed by the City = $5,042).
06-0078
MOTION (GARCETTI - LABONGE) relative to declaring the premiere of “Annapolis” at the El Capitan Theatre on January 23, 2006 a Special Event (event sponsor to reimburse the City for all fees and costs incurred).

05-1073-S42
MOTION (HAHN - PARKS) relative to Council District 15 utilizing Street Furniture Revenue Fund monies to hire staff to work on streetscape beautification and improved transit programs for its constituency.

03-2484-S3
MOTION (HAHN - PARKS) relative to unencumbering Council District 15 General City Purposes (GCP) Community Services funds and reappropriating them to the current year Council District 15 office budget to support community services efforts.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

   Motion (Weiss - Zine) unanimously adopted to excuse Councilmember Rosendahl from Council sessions of Wednesday and Friday, January 25 and 27, 2006 due to City business.

   Upon her request, and without objections, Councilmember Greuel was excused from Council sessions of Tuesday and Wednesday, February 7 and 8, 2006 due to City business.

   Upon his request, and without objections, Councilmember Smith was excused to leave at 11:15 a.m. from Council session of Friday, March 3, 2006 and at 11:30 a.m. from Council session of Wednesday, April 19, 2006 due to City business.

   Upon his request, and without objections, Councilmember Zine was excused to arrive at 11:00 a.m. to Council sessions of Fridays, February 10 and 24, 2006 due to City business.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

06-0050 - Michael S. Kochmanski
   Mary Ann Gonzales
   Detective II Steven J. Sena
   (Zine - Smith) (Perry - Parks) (Perry - Parks)
At the conclusion of this day's Council Session
ADJOURNING MOTIONS WERE ADOPTED in tribute to the memory of:

06-0049 - Pedro Sanchez (Huizar)
Shelley Winters (LaBonge)
Ron Jessie (LaBonge)
William Matthew Byrne, Jr. (LaBonge - All Councilmembers)
Leonard J. South (LaBonge)
Linda Logan (Padilla)
Erich Ziebarth (Smith - All Councilmembers)

Ayes, Cardenas, Greuel, Huizar, LaBonge, Padilla, Parks, Perry, Rosendahl, Smith, Weiss, Wesson, Zine and President Garcetti (13); Absent: Hahn and Reyes (2).

Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk               PRESIDENT OF THE CITY COUNCIL