

Los Angeles City Council, Journal/Council Proceedings
Tuesday, January 31, 2006
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, Greuel, Hahn, Huizar, Perry, Reyes, Rosendahl, Smith, Weiss, Wesson, Zine and President Garcetti (12); Absent: LaBonge, Padilla and Parks (3).

SALUTE TO THE FLAG

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
JANUARY 25, 2006

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS -NONE

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

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

Roll Call #1 - Motion (Perry - Smith) Adopted, Ayes (12); Absent: LaBonge, Padilla and Parks (3)

[04-0978](#)

CD 9 HEARING PROTESTS against the proposed vacation of Grand Avenue (portion of
northwesterly side) from Temple Street to approximately 300 feet southwesterly of
Second Street. VAC-E1400906

(Communication from Chair, Public Works Committee, adopted on January 11, 2006)

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

Roll Call #2 - Motion (Smith - Rosendahl) Adopted, Ayes (12); Absent: LaBonge, Padilla and Parks (3)

05-1008

CD 13 CONTINUED CONSIDERATION OF HEARING PROTESTS against the vacation of Alvarado Street (portion of northwesterly side) from approximately 50 feet to approximately 100 feet northeasterly of Baxter Street. VAC-E1400949

(Public Works Committee report adopted on October 11, 2005 - continued from Council meeting of November 29, 2005)

Roll Call #3 - Motion (Zine - Smith) Adopted, Ayes (12); Absent: LaBonge, Padilla and Parks (3) (Item Nos. 3-6)

ITEM NO. (3) - PUBLIC HEARING CLOSED - PROTESTS DENIED - ORDINANCE ADOPTED

05-2111

CD 2 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the STRATHERN STREET AND COLDWATER CANYON AVENUE LIGHTING DISTRICT.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held January 11, 2006)

ITEM NO. (4) - PUBLIC HEARING CLOSED - PROTESTS DENIED - ORDINANCE ADOPTED

05-2118

CD 3 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the HESPERIA AVENUE AND SHERMAN WAY LIGHTING DISTRICT.

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

1. DENY the protests and confirm the assessments.

2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held January 11, 2006)

ITEM NO. (5) - PUBLIC HEARING CLOSED - PROTESTS DENIED - ORDINANCE ADOPTED

05-2132

CD 12

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the INDEPENDENCE AVENUE AND COMMUNITY STREET LIGHTING DISTRICT.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held January 11, 2006)

ITEM NO. (6) - PUBLIC HEARING CLOSED - ORDINANCE ADOPTED

05-2119

CD 2

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the WHEATLAND AVENUE AND COLEBROOK STREET LIGHTING DISTRICT.

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

1. FIND that a majority protest exists in the Street Lighting Maintenance Assessment District and therefore the proposed assessment cannot be enacted.
2. PRESENT and ADOPT the accompanying ORDINANCE abandoning all proceedings - relating to the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).
3. INSTRUCT the Director, Bureau of Street Lighting, to assure that the streetlights are not installed or are removed from service if previously installed.

(Public Hearing held January 11, 2006)

Items for Which Public Hearings Have Been Held - Items 7-16

ITEM NO. (7) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATION
- FORTHWITH

Roll Call #7 - Motion (Rosendahl - Greuel) Adopted, Ayes (13); Absent: LaBonge and Parks (2)

05-2836

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the Mayor's appointment of Mr. Alejandro Ortiz to the Community Redevelopment Agency (CRA) Board of Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Alejandro Ortiz to the CRA Board of Commissioners for the term ending November 4, 2009, to fill the vacancy to be created by the pending resignation of Mr. Shu Kwan Woo, is APPROVED and CONFIRMED. Mr. Ortiz resides in Council District 11. (New Commission gender composition: M=4; F=3)

Ethics Commission Review: Complete

Roll Call #4 - Motion (Smith - Reyes) Adopted, Ayes (12); Absent: LaBonge, Padilla and Parks (3)
(Item Nos. 8-9)

ITEM NO. (8) - ADOPTED

05-2425

CD 12 MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change for property at 18434 Vincennes 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 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. 05-2425 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 2005-0884 MND] filed on March 11, 2005.
2. ADOPT the January 11, 2006 FINDINGS of the Interim Director of Planning as the Findings of the Council.

3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Interim Director of Planning, effecting a zone change from RA-1L to (T)(Q)RD3-1L, for the proposed construction a 26-unit apartment building, 43 feet in height and having two residential stories over a parking garage with 57 parking spaces located at 18434 Vincennes Street, subject to Conditions of Approval and modified "Q" Condition No. 5 as shown in Council file No. 05-2425.

Applicant: Deborah and Abraham Young Kim

APCNV 2005 0883 ZC

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

4. REMOVE (T) Tentative classification as described in detail on the sheet(s) attached to this Committee report.
5. NOT PRESENT and ORDER FILED the Ordinance approved by the North Valley Area Planning Commission on September 15, 2005.
6. 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 - FEBRUARY 8, 2006

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 8, 2006)

ITEM NO. (9) - ADOPTED

[02-1250-S302](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to a request from the Department of General Services to exempt from the hiring freeze one Real Estate Officer II position in the Asset Management Division.

Recommendation for Council action:

RECEIVE and FILE the City Administrative Officer reports relative to a request from the Department of General Services to exempt from the hiring freeze one Real Estate Officer II position in the Asset Management Division, inasmuch as a prior Council action eliminated the hiring freeze in favor of the Managed Employment Process which was also eliminated with the adoption of the 2005-06 Budget, therefore no Council action is necessary.

Fiscal Impact Statement: Not applicable.

(Personnel Committee waived consideration of the above matter)

ITEM NO. (10) - ADOPTED

Roll Call #10 - Motion (Perry - Rosendahl) Adopted, Ayes (13); Absent: LaBonge and Parks (2)

05-0002-S199

ENVIRONMENTAL QUALITY AND WASTE MANAGEMENT COMMITTEE REPORT and RESOLUTION relative to a legislative proposal to expand representation on the South Coast Air Quality Management District (SCAQMD) Board.

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

ADOPT the accompanying RESOLUTION to include in the City's 2005-06 State Legislative Program SUPPORT of legislation that would expand the board membership of the SCAQMD Board to give greater representation to the cities in each county of the District, particularly a separate seat for the cities in the County of Los Angeles' western region, thereby securing the existing seat for the City of Los Angeles.

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

(Intergovernmental Relations Committee waived consideration of the above matter)

ITEM NO. (11) - ADOPTED, *AS AMENDED - SEE FOLLOWING

Roll Call #8 - Motion (Greuel - Reyes) to Adopt as Amended, Ayes (13); Absent: LaBonge and Parks (2)

02-2698

CD 2

CONTINUED CONSIDERATION OF PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to inclusion of the Sportsmen's Lodge Restaurant and Banquet Center located at 12833 Ventura Boulevard 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.
2. DISAPPROVE the December 4, 2002, recommendation of the Cultural Heritage Commission (CHC), and THEREBY DENY *WITHOUT PREJUDICE the application for the inclusion of the Sportsmen's Lodge Restaurant and Banquet Center at 12833 Ventura Boulevard in the list of Historic-Cultural Monuments. *(Greuel - Reyes)

Applicant: Teresa Grimes

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 January 25, 2006)

Roll Call #4 - Motion (Smith - Reyes) Adopted, Ayes (12); Absent: LaBonge, Padilla and Parks (3)
(Item Nos. 12-15)

ITEM NO. (12) - ADOPTED

03-2156

CD 10 GENERAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the renewal of Temporary Preferential Parking District (PPD) No. 77 on five blocks west of La Cienega Avenue near Culver City.

Recommendations for Council action:

1. FIND that the proposed renewal of existing Temporary Preferential Parking District No. 77, pursuant to Los Angeles Municipal Code (LAMC) Section 80.58.d, is exempt from the California Environmental Quality Act (CEQA) under the General Exemption (Article II, Section 1 of the City's CEQA Guidelines).
2. FIND that the parking problem that led to the establishment of Temporary PPD No. 77 near the businesses on Venice Boulevard and La Cienega Avenue and Max Leather Store on Washington Boulevard in Culver City still exists and that no permanent solution is available to be implemented at this time.
3. ADOPT the accompanying RESOLUTION renewing Temporary PPD No. 77, pursuant to Section 80.58.d of the LAMC for six more months, until July 31, 2006.
4. DIRECT the Department of Transportation (LADOT) to prepare a Notice of Exemption reflecting Council's actions under Recommendation No. 1 above and file such notice with the City and County Clerks within five working days of the City Council's action.

Fiscal Impact Statement: The LADOT reports that there are over 100 preferential parking districts Citywide that require a staff of approximately 19 LADOT employees to: (1) Process requests for new districts and modifications to existing districts; (2) install and maintain signs; and, (3) enforce the preferential parking restrictions. The total cost of the Preferential Parking Program during Fiscal Year 2004-05 is estimated at \$2.5 million. Approximately \$1.2 million in General Fund revenue is anticipated to be received from the annual sale of over 192,000 Preferential Parking Permits, which will reimburse the City for only 48 percent of the cost of implementation, enforcement and administration of the Preferential Parking Program Citywide. A proposal to increase preferential parking permit fees to a level sufficient to fully recover the costs of operating the Preferential Parking Program will be presented in a separate report.

If the Council approves the LADOT's proposed permit fee increases, the additional cost of implementing, enforcing and administering Preferential Parking District No. 77 will be covered by the revenue from the sale of permits for the District. Furthermore, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the District's parking restrictions.

ITEM NO. (13) - ADOPTED

04-1339

CD 11

GENERAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the renewal and boundary amendment of Temporary Preferential Parking District (PPD) No. 62 near the Brentwood Country Mart.

Recommendations for Council action:

1. FIND that the renewal and boundary revision of Temporary PPD No. 62, pursuant to Los Angeles Municipal Code (LAMC) Section 80.58.d, is exempt from the California Environmental Quality Act (CEQA) requirements under the General Exemption (Article II, Section 1 of the 2002 Los Angeles City CEQA Guidelines).
2. FIND that parking problem that led to the establishment of Temporary PPD No. 62 near the Brentwood Country Mart still exists and that no permanent solution has been found.
3. FIND that an adverse parking impact now exists, from which the residents deserve immediate relief, on Moreno Avenue between Brentwood Terrace and Baltic Street, adjacent Temporary PPD No. 62.
4. ADOPT the accompanying RESOLUTION amending the boundaries of Temporary PPD No. 62 and renewing Temporary PPD No. 62 for 12 more months, pursuant to Section 80.58(d) of the LAMC.
5. DIRECT the Department of Transportation (LADOT) to prepare a Notice of Exemption reflecting Council's actions under Recommendation No. 1 above and file such notice with the City and County Clerks within five working days of the City Council's action.

Fiscal Impact Statement: The LADOT reports that there are over 100 preferential parking districts Citywide that require a staff of approximately 19 LADOT employees to: (1) Process requests for new districts and modifications to existing districts; (2) install and maintain signs; and, (3) enforce the preferential parking restrictions. The total cost of the Preferential Parking Program during Fiscal Year 2004-05 is estimated at \$2.5 million. Approximately \$1.2 million in General Fund revenue is anticipated to be received from the annual sale of over 192,000 Preferential Parking Permits, which will reimburse the City for only 48 percent of the cost of implementation, enforcement and administration of the Preferential Parking Program Citywide. A proposal to increase preferential parking permit fees to a level sufficient to fully recover the costs of operating the Preferential Parking Program will be presented in a separate report.

If the Council approves the LADOT's proposed permit fee increases, the additional cost of implementing, enforcing and administering Preferential Parking District No. 62 will be covered by the revenue from the sale of permits for the District. Furthermore, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the District's parking restrictions.

ITEM NO. (14) - ADOPTED

06-0141

TRANSPORTATION COMMITTEE REPORT relative to an interim transfer of \$1,053,000 from various special fund accounts to the Department of Transportation's (LADOT) overtime account.

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

AUTHORIZE the LADOT to TRANSFER a total of \$1,053,000 from various special fund accounts, as specified below, to the LADOT, Fund No. 100/94, Salaries Overtime Account No. 1090, to cover projected overtime expenditures through Pay Period No. 19:

- a. \$190,000 from the Proposition C Fund 540/94, Account Y901
- b. \$208,000 from the Special Parking Revenue Fund 363/94, Account 0140
- c. \$395,000 from the Transportation Grant Fund (TGF) 655/94
- d. \$260,000 from the Proposition A Fund 385/94, Account Y901

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

ITEM NO. (15) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT AND COMMUNICATION RECOMMENDATION

03-0063-S6

AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE REPORT and COMMUNICATION FROM CHAIR, INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE relative to costs for construction of a new police headquarters at the "First and Alameda" site.

Recommendation for Council action:

RECEIVE and FILE the Controller report dated June 18, 2004, relative to observations and findings related to costs for construction of a new police headquarters at the "First and Alameda" site, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (16) - ADOPTED - FORTHWITH

Roll Call #9 - Motion (Hahn - Greuel) Adopted, Ayes (13); Absent: LaBonge and Parks (2)

02-0196

CONTINUED CONSIDERATION OF BUDGET AND FINANCE and EDUCATION AND NEIGHBORHOODS COMMITTEES' REPORTS relative to a proposed City policy on the naming/renaming of a community.

ADOPTED

A. BUDGET AND FINANCE COMMITTEE REPORT

Recommendations for Council action:

1. APPROVE the proposed policy on the naming/renaming of a community as detailed in the Chief Legislative Analyst (CLA) report, dated November 12, 2004, attached to the Committee report.
2. APPROVE a no-fee policy for submission of community naming/renaming applications, with the cost of fabrication and installation of new community name signs to be funded out of the Department of Transportation Paint and Sign Account.
3. INSTRUCT the CLA, concurrent with the Council's consideration of this matter, to report relative to the establishment of community outreach procedures by the Department of Neighborhood Empowerment, for communities for which a naming/renaming application has been submitted.

ADOPTED

B. EDUCATION AND NEIGHBORHOODS COMMITTEE REPORT

Recommendations for Council action:

1. APPROVE the proposed policy on the naming/renaming of a community as detailed in the Chief Legislative Analyst's November 12, 2004 report, attached to the Committee report.
2. EVALUATE the policy on naming/renaming of a community after one year for any necessary amendments and/or changes.

Fiscal Impact Statement: The City Administrative Officer reports that the costs of the proposed community renaming policy would be \$36,000 in Fiscal Year 2005-06, assuming 15 community name changes and an average of eight signs for each renaming. Adequate funds are available in the 2005-06 Budget for this purpose. The current practice of using budgeted Paint and Sign Account funds for this program is in compliance with the Financial Policies.

(Continued from Council meeting of January 24, 2006)

Items for Which Public Hearings Have Not Been Held - Items 17-41 (10 Votes Required for Consideration)

Roll Call #5 - Motion (Greuel - Hahn) Adopted, Ayes (12); Absent: LaBonge, Padilla and Parks (3)
(Item Nos. 17-28)

ITEM NO. (17) - ADOPTED

04-1134

CDs 9, 10, 11 & 15 ORDINANCE FIRST CONSIDERATION relative to granting to Golden State Water Company, a non-public utility pipeline franchise to install, retain, operate and maintain pipelines and their adjunct communication lines within the City of Los Angeles.

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

1. PRESENT and ADOPT the accompanying ORDINANCE granting to Golden State Water Company, a non-public utility pipeline franchise to install, retain, operate and maintain pipelines and their adjunct communication lines within the City of Los Angeles, as specified in the Ordinance, or which may be approved by the Council or the Board of Transportation Commissioners, subject to the condition that Golden State Water Company provides to the City written documentation to comply with all conditions and terms contained in the Ordinance.
2. INSTRUCT the Department of Transportation (LADOT) to refund the \$500 good faith deposit to Golden State Water Company upon approval of the faithful performance bond by the LADOT and the City Attorney, and upon publication of the Ordinance.

(Pursuant to Council action of January 11, 2006)

ITEM NO. (18) - ADOPTED

04-1344

CD 15 ORDINANCE FIRST CONSIDERATION relative to granting to Four Teams Oil Production and Exploration Company, Incorporated, a non-public utility pipeline franchise to install, retain, operate and maintain pipelines and their adjunct communication lines within the City of Los Angeles.

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

1. PRESENT and ADOPT the accompanying ORDINANCE granting to Four Teams Oil Production and Exploration Company, Incorporated, a non-public utility pipeline franchise to install, retain, operate and maintain pipelines and their adjunct communication lines within the City of Los Angeles, as specified in the Ordinance, or which may be approved by the Council or the Board of Transportation Commissioners, subject to the condition that Four Teams Oil Production and Exploration Company, Incorporated provides to the City written documentation to comply with all conditions and terms contained in the Ordinance.

2. INSTRUCT the Department of Transportation (LADOT) to refund the \$500 good faith deposit to Four Teams Oil Production and Exploration Company, Incorporated, upon approval of the faithful performance bond by the LADOT and the City Attorney, and upon publication of the Ordinance.

(Pursuant to Council action of January 11, 2006)

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

02-2884-S1

CD 4 EXEMPTION, COMMUNICATION FROM CHAIR, ARTS, PARKS, HEALTH AND AGING COMMITTEE, RESOLUTION and ORDINANCE FIRST CONSIDERATION relative to authorizing access by employees of the Zoo Department (Zoo) to state and local summary criminal history information.

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

1. FIND that adoption of the subject ordinance is exempt from the California Environmental Quality Act (CEQA) under the City's CEQA Guidelines, Article III, Section 1.
2. PRESENT and ADOPT the accompanying ORDINANCE thereby authorizing employees of the Zoo, designated by the General Manager, to have access to state and local summary criminal history information on all employees, unpaid volunteers, and docents who come into contact with children as part of their assignments at the Zoo.
3. ADOPT the accompanying RESOLUTION thereby stating that the City shall not consider a person who has been convicted of a felony or misdemeanor involving moral turpitude eligible for employment (including volunteers and contract employees), licensing, or certification purposes.

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. (20) - ADOPTED

06-0005-S38

CD 13 RESOLUTION removing the property at 752-52 1/2 North La Fayette Park Place a.k.a. 2716-20 Marathon Street from the Rent Escrow Account Program [REAP], (Case No. 4624), 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 24, 2006.

Assessor I.D. No. 5402-004-024
Registration No. 0482539

(Notice of Acceptance into the REAP/Rent Reduction Program was released on December 20, 2001)

ITEM NO. (21) - ADOPTED

06-0005-S38

CD 13 RESOLUTION removing the property at 752-52 1/2 North La Fayette Park Place a.k.a. 2716-20 Marathon Street from the Rent Escrow Account Program [REAP], (Case No. 7274), 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 24, 2006.

Assessor I.D. No. 5402-004-024
Registration No. 0482539

(Notice of Acceptance into the REAP/Rent Reduction Program was released on March 10, 2004)

ITEM NO. (22) - ADOPTED

06-0005-S39

CD 11 RESOLUTION removing the property at 8934-36 1/2 South Reading Avenue from the Rent Escrow Account Program [REAP], (Case No. 7093), 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 24, 2006.

Assessor I.D. No. 4125-017-001
Registration No. 5043633

(Notice of Acceptance into the REAP/Rent Reduction Program was released on August 12, 2004)

ITEM NO. (23) - ADOPTED

06-0005-S40

CD 8 RESOLUTION removing the property at 240-46 West 101st Street a.k.a. 10100 South Broadway from the Rent Escrow Account Program [REAP], (Case No. 7292), 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 24, 2006. Assessor I.D. No. 6053-025-008
Registration No. 0128322

(Notice of Acceptance into the REAP/Rent Reduction Program was released on June 8, 2004)

ITEM NO. (24) - ADOPTED

06-0005-S41

CD 8 RESOLUTION removing the property at 3230-30 ½ 43rd Place from the Rent Escrow Account Program [REAP], (Case No. 8559), 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 24, 2006. Assessor I.D. No. 5023-010-009
Registration No. 0319491

(Notice of Acceptance into the REAP/Rent Reduction Program was released on September 6, 2005)

ITEM NO. (25) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

03-0707-S1

CD 4 COMMUNICATION FROM CHAIR, ARTS, PARKS, HEALTH AND AGING COMMITTEE relative to the progress of the Griffith Park Master Plan Working Group.

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

INSTRUCT the General Manager, Department of Recreation and Parks, to provide a report to the Arts, Parks, Health and Aging Committee on the progress of the Griffith Park Master Plan Working Group.

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

ITEM NO. (26) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

03-0707-S2

CD 4 COMMUNICATION FROM CHAIR, ARTS, PARKS, HEALTH AND AGING COMMITTEE relative to the Griffith Park Master Plan requiring that the interior of Griffith Park remain as a “natural area” and be restricted from development.

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

INSTRUCT the Department of Recreation and Parks to include requirements in the final Griffith Park Master Plan that the interior of Griffith Park remain as a “natural area” and be restricted from any development.

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

ITEM NO. (27) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

05-2810

CD 4 COMMUNICATION FROM CHAIR, ARTS, PARKS, HEALTH AND AGING COMMITTEE relative to the status of the Griffith Observatory restoration and expansion and proposed traffic mitigation measures.

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

INSTRUCT the General Manager, Department of Recreation and Parks, and the Director, Griffith Observatory, to provide an update report to the Arts, Parks, Health and Aging Committee on:

- a. The progress of the restoration of the Griffith Observatory.
- b. Proposed measures for mitigation of traffic congestion and other impacts resulting from the restoration and expansion of the Griffith Observatory.

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

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

05-2667

COMMUNICATION FROM CHAIR, ARTS, PARKS, HEALTH AND AGING COMMITTEE relative to requiring commercial establishments to make restroom facilities available to the public, or at least to children and the elderly.

Recommendation for Council action, pursuant to Motion (Zine - Cardenas):

INSTRUCT the Chief Legislative Analyst (CLA) to report on:

- a. The legality and feasibility of requiring businesses in retail areas to allow children under the age of 12 who are accompanied by an adult, senior citizens, or disabled people to utilize their restroom facilities.
- b. How such a requirement could be implemented.
- c. What, if any, state laws currently exist regarding this subject.
- d. Any related pertinent information.

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

ITEM NO. (29) - ADOPTED - TO THE MAYOR FORTHWITH

Roll Call #11 - Motion (Rosendahl - Reyes) Adopted, Ayes (12); Absent: Hahn, LaBonge and Parks (3)

04-1568

CD 11 CONSIDERATION OF MOTION (ROSENDAHL - LABONGE) and ORDINANCE FIRST CONSIDERATION relative to amending the Los Angeles Municipal Code (LAMC) to prohibit vending on public beach lands and adjacent public properties and to impose regulations on expressive activities exempted from the ban.

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

1. PRESENT and ADOPT the accompanying ORDINANCE (attached to the Council file) which amends Section 42.15 of the LAMC to prohibit vending on public beach lands and adjacent public properties and to impose regulations on expressive activities exempted from the ban.
2. DECLARE Venice Beach's Ocean Front Walk, from the Santa Monica border to 17th Street, to be an officially recognized "Free Speech and Expression Zone."
3. INSTRUCT the Department of Recreation and Parks (DRP) to form a "Venice Beach Free Expression Protection Working Group" with the Grass Roots Venice Neighborhood Council and all relevant Venice Boardwalk stakeholders.
4. INSTRUCT the aforementioned working group to:
 - a. Monitor the effectiveness of the new ordinance and suggest improvements and modifications to the neighborhood council and the local Council office.
 - b. Study the Venice Beach "lottery" and other DRP programs governing the boardwalk and make suggestions whether to change, replace, or abolish them.
 - c. Recommend whether and how excessive noise can be curbed through a permit system for amplified sound.

5. INSTRUCT the DRP and the Los Angeles Police Department and REQUEST the City Attorney to conduct a public education campaign to educate all boardwalk stakeholders on the new Ordinance.

(Arts, Parks, Health and Aging Committee waived consideration of the above matter)

Roll Call #5 - Motion (Greuel - Hahn) Adopted, Ayes (12); Absent: LaBonge, Padilla and Parks (3)
(Item Nos. 30-38)

ITEM NO. (30) - ADOPTED

[05-2829](#)

CD 11 CONSIDERATION OF MOTION (ROSENDAHL-GREUEL) relative to a deviation from the adopted schedule for the systematic review and amendment of the General Plan, as it relates to the West Los Angeles geographic area and the development of a proposed residential project located at 11500 Tennessee Avenue.

Recommendation for Council action:

AUTHORIZE a deviation from the adopted schedule for the systematic review and amendment of the General Plan, as it relates to the West Los Angeles geographic area, to permit the filing and processing of a Zone Change and General Plan Amendment prior to April 1, 2006, relative to the development of a proposed residential project located at 11500 Tennessee Avenue.

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

ITEM NO. (31) - ADOPTED

[05-0852](#)

CD 1 MOTION (REYES - ROSENDAHL) relative to declaring the Sidewalk Sale in Lincoln Heights on February 3-5, 2006 a Special Event (fees and costs absorbed by the City = \$4,500).

Recommendation for Council action:

DECLARE the Sidewalk Sale in Lincoln Heights, sponsored by the Lincoln Heights Chamber of Commerce on February 3-5, 2006, 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. (32) - ADOPTED

[03-0169](#)

CD 1 MOTION (REYES - ROSENDAHL) relative to declaring the Chinese New Year Golden Dragon Parade on February 4, 2006 a Special Event (fees and costs absorbed by the City = \$3,000).

Recommendation for Council action:

DECLARE the Chinese New Year Golden Dragon Parade, sponsored by the Chinese Chamber of Commerce of Los Angeles on February 4, 2006, 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. (33) - ADOPTED

[05-0083-S1](#)

CD 1 MOTION (REYES - ROSENDAHL) relative to declaring the Chinese Chamber of Commerce Lunar New Year Festival on February 4-5, 2006 a Special Event (fees and costs absorbed by the City = \$3,000).

Recommendation for Council action:

DECLARE the Chinese Chamber of Commerce Lunar New Year Festival, sponsored by the Chinese Chamber of Commerce of Los Angeles on February 4-5, 2006, 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. (34) - ADOPTED

[06-0164](#)

CD 13 MOTION (GARCETTI - LABONGE) relative to declaring the VCAST Music Concert on February 6, 2006 a Special Event (fees and costs absorbed by the City = \$10,000).

Recommendation for Council action:

DECLARE the VCAST Music Concert, sponsored by Verizon Wireless on February 6, 2006, 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. (35) - ADOPTED

[06-0163](#)

CD 13 MOTION (GARCETTI - LABONGE) relative to declaring the One Year Memorial of the Metrolink Crash on January 26, 2006 a Special Event (fees and costs absorbed by the City = \$1,188).

Recommendations for Council action:

DECLARE the One Year Memorial of the Metrolink Crash a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, INCLUDING insurance.

ITEM NO. (36) - ADOPTED

06-0162

CD 13 MOTION (GARCETTI - LABONGE) relative to declaring the Otis/LA - Nine Decades of Los Angeles Art on January 22, 2006 a Special Event (fees and costs absorbed by the City = \$1,226).

Recommendation for Council action:

DECLARE the Otis/LA - Nine Decades of Los Angeles Art, sponsored by the Department of Cultural Affairs and Otis College of Art and Design on January 22, 2006, 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. (37) - ADOPTED

03-2210-S1

CD 9 MOTION (PERRY - HUIZAR) relative to declaring the Los Angeles Philharmonic 2006 Gala on September 28, 2006 a Special Event (fees and costs absorbed by the City = \$4,659).

Recommendation for Council action:

DECLARE the Los Angeles Philharmonic 2006 Gala, sponsored by the Los Angeles Philharmonic on September 28, 2006, 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. (38) - ADOPTED

06-0159

CD 4 MOTION (LABONGE - WESSON) relative to declaring the American Red Cross Blood Drive on January 13, 2006 a Special Event (fees and costs absorbed by the City = \$1,238).

Recommendation for Council action:

DECLARE the American Red Cross Blood Drive, sponsored by the American Red Cross and Cerrell and Associates on January 13, 2006, 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. (39) - ADOPTED

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

06-0161

CD 3 MOTION (ZINE - REYES) relative to the City of Los Angeles enforcing the cessation of the adult business activity of Dino's Victory Road House (a.k.a. Frisky Kitty).

Recommendations for Council action:

1. DIRECT the Department of Building and Safety and REQUEST the City Attorney to act immediately in taking the necessary steps to have the adult entertainment business operating at 18454 Oxnard Street stopped.
2. DIRECT the Department of Building and Safety and REQUEST the City Attorney to report to the City Council in 30 days on all action that has been taken in this regard.

ITEM NO. (40) - ADOPTED

Roll Call #5 - Motion (Greuel - Hahn) Adopted, Ayes (12); Absent: LaBonge, Padilla and Parks (3)

06-0160

MOTION (PERRY - REYES) relative to transferring funds to pay for necessary services for the reception hosted by Council District Nine for the Los Angeles Metro Chapter of the American Society of Public Administration (ASPA) in the Tom Bradley Room on January 31, 2006.

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

TRANSFER \$234.06 from the Reserve Fund to the Unappropriated Balance Fund No. 100-58 and APPROPRIATE therefrom to the General Services Fund No. 100-40, as follows: \$153.06 to Account No. 1090 (Salaries-Overtime) and \$81.00 to Account No. 1070 (As Needed), for services in connection with the January 31, 2006, Council District Nine ASPA reception in the City Hall Tom Bradley Room, with said funds to be reimbursed to the General Fund by ASPA.

ITEM NO. (41) - ADOPTED, AS AMENDED - TO THE MAYOR FORTHWITH

Roll Call #13 - Motion (Weiss - Greuel) to Adopt as Amended, Ayes (12); Absent: Hahn, LaBonge and Parks (3)

06-0167

MOTION (WEISS - GREUEL) relative to authorizing the Mayor's Office of Homeland Security and Public Safety to submit two grant applications to the California Office of Traffic Safety (OTS).

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

1. AUTHORIZE the Mayor's Office of Homeland Security and Public Safety to submit forthwith to the OTS on behalf of the City, two applications for 2007 funding for Driving Under the Influence (DUI) Prevention Program grant (\$862,160) and the Pedestrian Safety Program (\$1,140,160).
2. AUTHORIZE the Mayor's Office of Homeland Security and Public Safety to execute Grant Awards from the OTS, if awarded, for the period of October 1, 2006 to September 30, 2008, subject to the City Attorney as to form and legality.
3. AUTHORIZE the Mayor's Office of Homeland Security and Public Safety to release a Request for Proposal to solicit community-based organizations to provide DUI prevention and Pedestrian Safety services.
4. AUTHORIZE the Mayor's Office of Homeland Security and Public Safety to negotiate and execute contracts with community-based organizations for funding based on the above Request for Proposal process.

ADOPTED

AMENDING MOTION (WEISS - GREUEL)

Recommendation for Council action:

REQUIRE that the contracts be sent to the Public Safety Committee for consideration prior to execution.

Item for Which Public Hearing Has Been Held - Item 42

ITEM NO. (42) - ADOPTED - SEE FOLLOWING

Roll Call #14 - Motion (Garcetti - Cardenas) Adopted, Ayes (12); Absent: Hahn, LaBonge and Parks (3)

RECEIVED AND FILED

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)]

(Council may recess to Closed Session, pursuant to Government Code Section 54956.9(b)(3)(B) and/or 54956.9(b)(3)(D), to confer with its legal counsel regarding threatened litigation in relation to Mr. Stuckey's employment contract with the City)

ADOPTED

MOTION (GARCETTI - CARDENAS)

Recommendation for Council action:

RECEIVE and FILE the Appeal to the City Council of Mayor Villaraigosa's Termination of Guerdon H. Stuckey on December 15, 2005, inasmuch as Mr. Stuckey has submitted a formal request withdrawing his appeal of dismissal as General Manager of the Department of Animal Services; and further, REQUIRE that Mr. Stuckey's personnel records BE CLOSED.

Items for Which Public Hearings Have Not Been Held - Items 43-44
(10 Votes Required for Consideration)

Roll Call #6 - Motion (Wesson - Hahn) Adopted, Ayes (12); Absent: LaBonge, Padilla
and Parks (3)
(Item Nos. 43-44)

ITEM NO. (43) - ADOPTED

03-1543

CD 8 MOTION (PARKS - WESSON) relative to declaring the Greater True Light Missionary Baptist Church's 50th Jubilee Celebration on Sundays, from February 5, 2006 to February 26, 2006 a Special Event (fees and costs absorbed by the City = \$1,000).

Recommendation for Council action:

DECLARE the Greater True Light Missionary Baptist Church's 50th Jubilee Celebration, sponsored by the Greater True Light Missionary Baptist Church on Sundays, from February 5, 2006 to February 26, 2006, 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. (44) - ADOPTED

06-0187

CDs 8,9 & 10 MOTION (PARKS - HAHN for PERRY - WESSON) relative to declaring the African Heritage Month between January 13, 2006 and February 26, 2006 a Special Event (fees and costs absorbed by the City = \$9,398).

Recommendation for Council action:

DECLARE the African Heritage Month, sponsored by the Office of the Mayor, Council Districts Eight, Nine and Ten, the Cultural Affairs Department and the L.A. Central Library between January 13, 2006 and February 26, 2006 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. Participating organizations shall meet the insurance requirements of the City. The lead sponsor shall meet the application requirements of the City.

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

06-0212

MOTION (PADILLA - GREUEL) relative to declaring the San Fernando Valley Fair on June 8-11, 2006 a Special Event (fees and costs absorbed by the City = \$33,804).

06-0213

MOTION (ZINE - WEISS) relative to declaring the Temple Judea Purim Carnival on March 19, 2006 a Special Event (fees and costs absorbed by the City = \$5,199).

05-0083

MOTION (REYES - HUIZAR) relative to declaring the Chinese Chamber of Commerce Lunar New Year Car Show on February 4-5, 2006 a Special Event (fees and costs absorbed by the City = \$2,000).

02-0169

MOTION (REYES - HUIZAR) relative to declaring the Los Angeles Chinatown Firecracker 5k/10k Run on February 12, 2006 a Special Event (fees and costs absorbed by the City = \$4,000).

06-0215

MOTION (REYES - SMITH) relative to declaring the Cam Au Temple Lunar New Year Celebration on January 28, 2006 a Special Event (fees and costs absorbed by the City = \$2,000).

06-0219

MOTION (PERRY - WESSON) relative to declaring the Celebrating Black History on Central Avenue on February 11, 2006 a Special Event (fees and costs absorbed by the City = \$1,654).

06-0010-S2

MOTION (GARCETTI - HUIZAR) relative to an offer of reward for information leading to the identification, apprehension and conviction of the person(s) responsible for the death of Michael Romo on December 31, 2005.

04-0010-S20

MOTION (REYES - SMITH) relative to reinstating the reward offer in the death of Sean Williams for an additional 60 days.

06-0216

MOTION (ROSENDAHL - WESSON) relative to initiating street vacation proceedings for a portion of the northeasterly side of Bundy Drive from Wilshire Boulevard to approximately 110 feet northwesterly thereof.

06-0217

MOTION (ROSENDAHL - WESSON) relative to initiating street vacation proceedings for a portion of the northerly side of the alley southerly of Alcima Avenue and westerly of Muskingum Avenue.

06-0218

MOTION (ROSENDAHL - WESSON) relative to initiating street vacation proceedings for Lebanon Street from Venice Boulevard to approximately 165 feet southwesterly thereof.

06-0214

MOTION (GARCETTI - ZINE) relative to authorizing the Office of the City Clerk to use the City Hall Tom Bradley Room on April 27, 2006.

