

Los Angeles City Council, Journal/Council Proceedings
Friday, February 10, 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: Greuel, Hahn, Huizar, LaBonge, Padilla, Parks, Perry, Rosendahl, Smith, Weiss, Wesson and Zine (12); Absent: Cardenas, Reyes and President Garcetti (3).

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
FEBRUARY 7, 2006

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 16

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

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

ITEM NO. (1) - PUBLIC HEARING CLOSED - CONTINUED TO MARCH 3, 2006

Roll Call #7 - Motion (Huizar - Rosendahl) Adopted to Continue, Unanimous Vote (11);
Absent: Cardenas, Padilla, Weiss and President Garcetti (4)

[04-0621](#)

CD 14 HEARING PROTESTS relative to the proposed sewer improvement for the project entitled, JESSICA DRIVE (NEAR CLELAND AVENUE) - A'11-SZC11402 (Assessment Sewer Improvement).

Recommendation for Council action:

HEARING PROTESTS against the proposed sewer improvement under 1911 Act and the Los Angeles Administrative Code Sections 6.1-6.5 for the project entitled, Jessica Drive (Near Cleland Avenue) Improvement, in accordance with Proposition 218, Articles XIIC and XIID of the California Code and Government Code Sections 50078.6, 54954.6 and 54960.1.

(Ordinance of Intention adopted on December 14, 2005 - Continue to MARCH 3, 2006 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (2) - PUBLIC HEARING CLOSED - PROTESTS DENIED - ORDINANCE OVER TO
FEBRUARY 17, 2006

Roll Call #8 - Motion (Zine - Rosendahl) Adopted, Ayes (10); Absent: Cardenas, Huizar, Padilla,
Weiss and President Garcetti (5)

05-2133

CD 3 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST
CONSIDERATION relative to the improvement and maintenance of STAGG STREET AND
JUMILLA 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 20, 2006)

Roll Call #3 - Motion (Padilla - Rosendahl) Adopted, Ayes (12); Absent: Cardenas, Reyes
and President Garcetti (3)
(Item Nos. 3-6)

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

05-2135

CD 11 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST
CONSIDERATION relative to the improvement and maintenance of IOWA AND FEDERAL
AVENUES 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 20, 2006)

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

05-2219

CD 7 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of SAN FERNANDO ROAD AND POLK 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 20, 2006)

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

05-2299

CD 12 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of SESNON BOULEVARD AND LONGACRE 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 20, 2006)

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

05-0469

CD 7 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of NORDHOFF STREET AND COLUMBUS AVENUE 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 20, 2006)

Items for Which Public Hearings Have Been Held - Items 7-12

ITEM NO. (7) - CONTINUED TO FEBRUARY 15, 2006

Roll Call #1 - Motion (Wesson - Smith) Adopted to Continue, Unanimous Vote (11);
Absent: Cardenas, Huizar, Reyes and President Garcetti (4)

04-2264

COMMUNICATION FROM GENERAL MANAGER, LOS ANGELES HOUSING DEPARTMENT relative to the establishment of a New Housing Trust Fund Construction Supplemental Program II to provide up to a total of \$10 million in additional funding to projects meeting recommended program guidelines, and related actions. (Housing, Community and Economic Development Committee report to be submitted in Council. If a public hearing is not held in Committee, an opportunity for public comment will be provided.)

(For copies of related, staff-generated reports for this matter, please contact the Legislative Assistant for the Housing, Community and Economic Development Committee at 213-978-1080.)

Roll Call #4 - Motion (Wesson - Parks) Adopted, Ayes (11); Absent: Cardenas, Reyes, Weiss and President Garcetti (4)
(Item Nos. 8-11)

ITEM NO. (8) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS - TO THE MAYOR FORTHWITH - SEE FOLLOWING

05-0093-S8

COMMUNICATIONS FROM GENERAL MANAGER, LOS ANGELES HOUSING DEPARTMENT and CITY ADMINISTRATIVE OFFICER relative to revised 2004-05 and 2005-06 Consolidated Plan Budgets for HOME Investment Partnerships program funds.

(Housing, Community and Economic Development Committee report to be submitted in Council. If a public hearing is not held in Committee, an opportunity for public comment will be provided.)

(For copies of related, staff-generated reports for this matter, please contact the Legislative Assistant for the Housing, Community and Economic Development Committee at 213-978-1080.)

ADOPTED

HOUSING, COMMUNITY, AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to revised 2004-05 and 2005-06 Consolidated Plan Budgets for the HOME Investment Partnerships program funds.

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

1. AUTHORIZE the Controller to:

- a. Transfer funds in the amount of \$32,065,527 within the HOME Investment Partnerships Program Fund No. 561, Department No. 43 from the various accounts listed in the City Administrative Officer (CAO) report to the Mayor and Council dated February 3, 2006 (attached to the Council file), to:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
Y211	Housing Development	\$32,065,527

- b. Appropriate from HOME program income in excess of budget estimates for 2004-05 (30th Year) and from unbudgeted program income estimated to be received during 2005-06 (31st Year) to the following fund and appropriation accounts:

<u>Fund</u>	<u>Dept.</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
561	43	W211	Housing Development	\$ 3,095,800
561	43	Y211	Housing Development	\$16,675,000

- c. Transfer funds as follows:

	<u>Fund</u>	<u>Dept.</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
From:	587	22	Y317	Section 108 Loan Guarantee	\$1,211,450
To:	561	43	Y211	Housing Development	\$1,211,450

- 2. APPROVE the revised 30th Program Year (2004-05) Consolidated Plan Budget for HOME funds by increasing the Housing Development Account W211 by \$3,095,800.

3. APPROVE the revised 31st Program Year (2005-06) Consolidated Plan Budget for HOME by increasing the Los Angeles Housing Development (LAHD) Account Y211 by \$16,675,000.
4. AUTHORIZE the General Manager, Community Development Department, or designee, to submit revised 2004-05 (30th year) and 2005-06 (31st Year) Consolidated Plan budgets to the United States Department of Housing and Urban Development.
5. AUTHORIZE the General Manager, LAHD, or designee, to prepare Controller instructions and make any necessary technical adjustments, subject to the approval of the CAO; and, AUTHORIZE the Controller to implement these instructions.

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund. Funding involves the transfer of \$33,276,977, consisting of unused HOME Investment Partnerships Program appropriations from the 19th Program Year (1993-94) through 30th Program Year (2004-05) and projected 31st Program Year (2005-06) program income surpluses, to the LAHD program for the 31st Program Year (2005-06).

ITEM NO. (9) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATION - TO THE MAYOR FORTHWITH - SEE FOLLOWING

06-0196

CDs 1,4, 9 & 10, COMMUNICATION FROM GENERAL MANAGER, LOS ANGELES HOUSING DEPARTMENT relative to Tax Equity and Fiscal Responsibility Act of 1982 Resolution and Minutes for the Abbey Apartments at 625 South San Pedro Street, and the Concord Group-A and Concord Group-B Apartments Projects.

(Housing, Community and Economic Development Committee report to be submitted in Council. If a public hearing is not held in Committee, an opportunity for public comment will be provided.)

(For copies of related, staff-generated reports for this matter, please contact the Legislative Assistant for the Housing, Community and Economic Development Committee at 213-978-1080.)

ADOPTED

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTION relative to Tax Equity and Fiscal Responsibility Act of 1982 (TEFRA) Resolution and Minutes for the Abbey Apartments, and the Concord Group-A and Concord Group-B Apartments Projects.

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

ADOPT the accompanying RESOLUTION and Minutes (attached to the Council file), as required by TEFRA, for the Abbey Apartments at 625 South San Pedro Street, and the Concord Group-A and Concord Group-B Apartments Projects located at scattered sites.

Fiscal Impact Statement: The Los Angeles Housing Department reports that this action will not impact the General Fund.

ITEM NO. (10) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS

05-2209

CD 6 BUDGET AND FINANCE COMMITTEE REPORT and COMMUNICATION FROM CHAIR, PUBLIC WORKS COMMITTEE relative to the waiver of permit and inspection fees associated with the private improvement of the public property in front of 9748-90 San Fernando Road.

ADOPTED

A. BUDGET AND FINANCE COMMITTEE REPORT

Recommendations for Council action, as initiated by Motion (Cardenas - Parks):

1. AUTHORIZE the Board of Public Works, Office of Accounting, to issue payment in a total amount of \$25,000, to applicable City Departments or Bureaus, from the Council District 6 portion of the Street Furniture Revenue Fund No. 43D, Department 50, for permit and inspection fees associated with the private improvement of the public property in front of 9748-90 San Fernando Road, subject to such funds being fully reimbursed, as specified above, if in the future the Council adopts a policy for construction permit fee waivers/subsidies, for which this project would be eligible.
2. AUTHORIZE the Chief Legislative Analyst, or designee, to make technical corrections or clarification, as necessary, to implement the intent of this action.

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

RECEIVED AND FILED

B. COMMUNICATION FROM THE CHAIR, PUBLIC WORKS COMMITTEE

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

DIRECT the Bureau of Engineering and any other affected City agency to waive the required permit and inspection fees associated to the private improvement of the property in front of 9748-90 San Fernando Road.

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

ITEM NO. (11) - MOTION ADOPTED TO APPROVE COMMITTEES' REPORTS
RECOMMENDATIONS - TO THE MAYOR FORTHWITH

05-2026

PUBLIC SAFETY and PERSONNEL COMMITTEES' REPORT and BUDGET AND FINANCE COMMITTEE REPORT relative to the Law Enforcement Response to Human Trafficking Program grant award.

ADOPTED

A. PUBLIC SAFETY and PERSONNEL COMMITTEES' REPORT

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

1. AUTHORIZE the Chief of the Los Angeles Police Department (LAPD) to:

- a. Accept the \$450,000 grant award in Law Enforcement Response to Human Trafficking Program funds from the US Department of Justice for December 1, 2004 through November 30, 2007.
- b. Execute, on behalf of the City, the grant award agreement and submit all necessary documents relative to the grant award.
- c. Implement competitive bid processes for program outreach, community training, and a media campaign and negotiate and execute contracts with the selected agencies to provide these services.
- d. Receive grant funds into the LAPD Grant Fund No. 339 and expend grant funds from Fund No. 339 consistent with the grant award and grant budget.
- e. Expend funds budgeted within the LAPD General Fund Contractual Services Account No. 3040, not to exceed \$160,000, on contracts authorized pursuant to the grant agreement.
- f. Upon receipt of Law Enforcement Response to Human Trafficking Grant reimbursement funds from the Department of Justice, transfer funds from Fund No. 339/70 to the following accounts within Fund No. 100/70, not to exceed the following amounts:

Revenue Account No. 4674, Law Enforcement	\$290,000
Appropriation Account No. 3040, Contractual Services	\$160,000

- g. Prepare Controller instructions for any technical adjustments, subject to the City Administrative Officer (CAO) approval, and authorize the Controller to implement the changes.

2. RESOLVE that one position of Management Analyst, Code No. 9184, in the LAPD, subject to allocation by the Civil Service Commission and paygrade review by the CAO, Employee Relations Division, for July 1, 2005 through June 30, 2006 is APPROVED.
3. INSTRUCT the CAO to include the Management Analyst position in the Personnel Authority Resolution for Fiscal Years 2006-07 and 2007-08.

ADOPTED

B. BUDGET AND FINANCE COMMITTEE REPORT

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

1. CONCUR with the recommendations of the Public Safety and Personnel Committees to approve the City Administrative Officer's December 8, 2005 report recommendations.
2. REQUEST the Commission on the Status of Women and INSTRUCT the Los Angeles Police Department to report back to the Budget and Finance Committee in 30 days relative to how the two departments will collaborate on addressing human trafficking issues.

Fiscal Impact Statement: The CAO reports that the grant agreement would provide the City \$450,000 over three years and requires a local match totaling to \$150,000, which would be met using resources already budgeted within the LAPD's General Fund salary base. The CAO further reports that there is no additional impact on the General Fund and that its recommendations are compliant with the financial policies.

ITEM NO. (12) - CONTINUED TO FEBRUARY 17, 2006

Roll Call #2 - Motion (Perry - Parks) Adopted to Continue, Unanimous Vote (12);
Absent: Cardenas, Reyes and President Garcetti (3)

05-1179

CONTINUED CONSIDERATION OF BUDGET AND FINANCE and ENVIRONMENTAL QUALITY AND WASTE MANAGEMENT COMMITTEES' REPORTS and COMMUNICATION FROM THE CITY ATTORNEY relative to Amendment No. 2 to contract with Browning-Ferris Industries of California, Inc. (BFI), for continued disposal services at BFI Sunshine Canyon Landfill for an additional five-year term starting July 1, 2006 and ending June 30, 2011.

A. BUDGET AND FINANCE COMMITTEE REPORT

Recommendations for Council action:

1. AUTHORIZE the Bureau of Sanitation (BOS) to exercise a five-year renewal option to Contract Agreement No. C-93688, between the City and BFI, for disposal services for city solid waste, for an additional five year term starting July 1, 2006 and ending June 30, 2011.

2. INSTRUCT the BOS, in cooperation with the City Attorney, to bring forward a policy recommendation for the Council to adopt, that the City, working within the confines of the BFI contract, desires to divert from landfills as much solid waste as possible, to be used for alternative uses, i.e., green power, recycling, and reuse.
3. REQUEST the City Attorney to report back to the Budget and Finance Committee relative to recommendations on legal options the City may pursue during the five-year BFI contract extension and while abiding by the BFI contract, that will enable the City to develop more recyclables and to achieve greater diversion of solid waste from landfills to alternative uses.
4. INSTRUCT the BOS to report back to the Budget and Finance Committee every six months relative to the status of the development of options to divert more solid waste from landfills, goals for achieving greater diversion, new Request for Proposals, etc.

B. ENVIRONMENTAL QUALITY AND WASTE MANAGEMENT COMMITTEE REPORT

SUBMITS WITHOUT RECOMMENDATION the recommendations of the Bureau of Sanitation (BOS):

1. AUTHORIZE the BOS to exercise a second five-year renewal option to agreement No. C-93688 between the City and Browning-Ferris Industries of California, Inc. for disposal services for city waste.
2. AUTHORIZE the BOS to execute Amendment No. 2 of said agreement to extend the contract term from July 1, 2006 and ending June 30, 2011.

C. COMMUNICATION FROM THE CITY ATTORNEY

Recommendations for Council action:

1. AUTHORIZE the Bureau of Sanitation to issue a notification to BFI, Inc. of the City's intent to exercise a five-year renewal option to agreement C-93688 between the City and BFI, for disposal services of city waste, for the period starting July 1, 2006, and ending June 30, 2011.
2. AUTHORIZE the Board of Public Works to execute Amendment No. 2 to Contract Agreement C-93688, as amended by Council action.

Fiscal Impact Statement: The Board of Public Works reports that funds currently budgeted for Fiscal Years 2004-05 and 2005-06 under Fund No. 100/82, Account No. 6020, Operating Supplies and Expense, for disposal fees will be utilized to pay for the continuation of disposal services at BFI Sunshine Canyon Landfill. The estimated monthly expenditure for disposal services at BFI Sunshine Canyon Landfill is approximately \$1.9 million for Fiscal Year 2004-05. The tip fee for refuse disposal is \$24.08 per ton for refuse collection vehicles and \$23.56 per ton for transfer trailers.

(Continued from Council meeting of August 9, 2005)

Items for Which Public Hearings Have Not Been Held - Items 13-22
(10 Votes Required for Consideration)

Roll Call #6 - Motion (Reyes - Perry) Adopted, Ayes (12); Absent: Cardenas, Weiss and President Garcetti (3)
(Item Nos. 13-16)

ITEM NO. (13) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

04-1974

CD 2

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of TUXFORD PLACE AND SUNLAND BOULEVARD (REBALLOT) 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 November 16, 2005.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of APRIL 18, 2006 as the hearing date for the maintenance of Tuxford Place and Sunland Boulevard (reballot) Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$1,153.11 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: April 10, 2006)

ITEM NO. (14) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

05-2612

CD 5

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of OTSEGO STREET AND CHICOPEE AVENUE 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 November 21, 2005.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of APRIL 18, 2006 as the hearing date for the maintenance of Otsego Street and Chicopee Avenue Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$351.90 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: April 10, 2006)

ITEM NO. (15) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

03-2022-S1

CD 12 COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of RINALDI STREET AND DE SOTO AVENUE NO. 2 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 November 18, 2005.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of APRIL 18, 2006 as the hearing date for the maintenance of Rinaldi Street and De Soto Avenue No. 2 Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$1,939.83 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: April 10, 2006)

ITEM NO. (16) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

05-2611

CD 4 COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of CAMARILLO STREET AND DENNY AVENUE 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 November 21, 2005.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of APRIL 18, 2006 as the hearing date for the maintenance of Camarillo Street and Denny Avenue Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$1,111.43 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: April 10, 2006)

Roll Call #5 - Motion (Zine - LaBonge) Adopted, Ayes (11); Absent: Cardenas, Reyes, Weiss and President Garcetti (4)
(Item Nos. 17-20)

ITEM NO. (17) - ADOPTED

06-0274

CD 5 MOTION (WEISS - ZINE) relative to declaring the Cheviot Hills Pony Baseball 5K Run/Walk on April 2, 2006 a Special Event (fees and costs absorbed by the City = \$1,188).

Recommendation for Council action:

DECLARE the Cheviot Hills Pony Baseball 5K Run/Walk, sponsored by the Cheviot Hills Pony Baseball Association on April 2, 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. (18) - ADOPTED

06-0275

CD 5 MOTION (WEISS - ZINE) relative to declaring the Fire Station 83 Grand Opening on February 26, 2006 a Special Event (fees and costs absorbed by the City = \$1,188).

Recommendation for Council action:

DECLARE the Fire Station 83 Grand Opening, sponsored by the Los Angeles Fire Department on 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. (19) - ADOPTED

05-0837

CD 4 MOTION (LABONGE - GARCETTI) relative to declaring the 15th Annual Los Feliz Village Street Fair on June 11, 2006 a Special Event (fees and costs absorbed by the City = \$5,919).

Recommendation for Council action:

DECLARE the 15th Annual Los Feliz Village Street Fair, sponsored by the Los Feliz Business Improvement District on June 11, 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. (20) - ADOPTED - FORTHWITH

06-0277

CD 8 MOTION (ROSENDAHL for PARKS - HAHN) relative to a personal services contract with Deborah E. Beaver to provide services to the Eighth Council District.

Recommendations for Council action:

1. APPROVE the personal services contract with Deborah E. Beaver to provide services to the Eighth Council District from February 2, 2006 to February 1, 2007 in an amount not to exceed \$60,447.60 from funds available in the Council Office Budget.
2. AUTHORIZE the Councilmember of the Eighth Council District to execute said contract on behalf of the City.
3. INSTRUCT the City Clerk to encumber the necessary funds against the Contractual Services Account of the Council Fund for the Fiscal Year 2005-06.

ITEM NO. (21) - ADOPTED

Roll Call #9 - Motion (Hahn - Parks) Adopted, Ayes (10); Absent: Cardenas, Huizar, Padilla, Weiss and President Garcetti (5)

06-0278

MOTION (HAHN for PARKS - PADILLA) relative to authorizing the Los Angeles Police Department Commission Investigation Division to use the City Hall Tom Bradley Room on February 8, 2006.

Recommendation for Council action:

AUTHORIZE the Los Angeles Police Department Commission Investigation Division to use the City Hall Tom Bradley Room on February 8, 2006 from 11:00 am to 3:00 pm.

ITEM NO. (22) - ADOPTED

Roll Call #5 - Motion (Zine - LaBonge) Adopted, Ayes (11); Absent: Cardenas, Reyes, Weiss and President Garcetti (4)

06-0276

RESOLUTION (ROSENDAHL - PADILLA) relative to declaring the week of February 19-25, 2006 as National Engineers' Week in the City of Los Angeles.

Recommendation for Council action:

RESOLVE to DECLARE the week of February 19-25, 2006 as National Engineers' Week in the City of Los Angeles.

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

06-0324

MOTION (WEISS - PARKS) relative to waiving the attorney-client privilege with regards to a City Attorney advice letter.

05-2086

MOTION (HUIZAR - PADILLA) relative to declaring the Create Fixate Art Show on February 11, 2006 a Special Event (fees and costs absorbed by the City = \$845).

06-0322

MOTION (PARKS - LABONGE) relative to declaring the Louisiana to Los Angeles Organizing Committee's 18th Annual Festival and Parade on February 11-12, 2006 a Special Event (fees and costs absorbed by the City = \$3,000).

06-0323

MOTION (ROSENDAHL - SMITH) relative to declaring The Bow Wow Ween on October 30, 2005 a Special Event (fees and costs absorbed by the City = \$774).

02-0039

MOTION (ROSENDAHL - SMITH) relative to declaring the 2006 Nissan Open on February 13-19, 2006 a Special Event (fees and costs absorbed by the City = \$64,632).

06-0325

MOTION (REYES - ROSENDAHL) relative to declaring the Yale Terrace Groundbreaking on February 7, 2006 a Special Event (fees and costs absorbed by the City = \$500).

06-0326

MOTION (ROSENDAHL - REYES) relative to declaring The Annual Concert on February 11, 2006 a Special Event (fees and costs absorbed by the City = \$2,457).

05-0136

MOTION (PERRY - REYES) relative to a request for an exemption from the Convention Center fee waiver policy for the Urban Marketplace 2006 on March 15, 2006.

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

06-0002-S25

RESOLUTION (HAHN - WESSON) relative to the City's position in connection with the inclusion of adequate funding for port security and environmental mitigation needs in a State bond measure to be placed before the voters in the coming year.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon his request, and without objections, Councilmember Padilla requested to amend his previous request to be excused to leave early from Council session of Tuesday, February 14, 2006 to show him excused from the entire Council session for personal business.

Upon his request, and without objections, Councilmember Huizar was excused from Council session of Wednesday, March 1, 2006 due to City business.

Upon his request, and without objections, President Garcetti was excused to arrive at 10:45 a.m. to Council session of Friday, February 24, 2006 due to City business.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

- 06-0050 - Marilyn F. Solomon (Perry - Parks)
- Frances Kazuko Hashimoto (Perry - Parks)
- Thomas "Tommy the Clown" Johnson (Perry - Parks)

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

- 06-0049 - Henry Chesler (LaBonge - All Councilmembers)
- Pete Yoder (LaBonge)
- Dick Bass (LaBonge - Parks - Wesson)
- Frank Hayashi (Wesson)
- Frank J. Beeson (Zine)

Ayes, Greuel, Hahn, LaBonge, Parks, Perry, Reyes, Rosendahl, Smith, Wesson and Zine (10); Absent: Cardenas, Huizar, Padilla, Weiss and President Garcetti (5).

Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk

PRESIDENT PRO TEMPORE OF THE CITY COUNCIL