

Los Angeles City Council, Journal/Council Proceedings
Friday, February 24, 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, Huizar, Padilla, Parks, Perry, Reyes, Rosendahl, Smith, Weiss, Wesson, Zine and President Garcetti (13); Absent: Hahn and LaBonge (2).

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
FEBRUARY 17, 2006

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 36

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 Noticed for Public Hearing - Item 1

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

Roll Call #1 - Motion (Rosendahl - Smith) Adopted, Ayes (13); Absent: Hahn and LaBonge (2)

05-0041

CD 4 HEARING PROTESTS against the proposed vacation of the alley southerly of Beverly
Boulevard from Gardner Street to its westerly terminus.

(Public Works Committee report adopted on January 27, 2006)

Items for Which Public Hearings Have Been Held - Items 2-19

Roll Call #2 - Motion (Wesson - Huizar) Adopted, Ayes (13); Absent: Hahn and LaBonge (2)
(Item Nos. 2-4)

ITEM NO. (2) - ADOPTED, AS AMENDED - SEE FOLLOWING

02-2884-S2

AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE REPORT relative to a follow-up review of the report on the Greater Los Angeles Zoo Association (GLAZA).

Recommendations for Council action:

1. NOTE and FILE the Controller's report, dated August 24, 2005, relative to a follow-up review of the report on the GLAZA, inasmuch as the report is submitted for information only and no Council action is necessary.
2. REQUEST the City Attorney to submit a legal opinion relative to whether GLAZA should be required to pay the City \$1.5 million for excess concession administrative fees and \$5.8 million for excess membership revenues retained by GLAZA.

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

ADOPTED

AMENDING MOTION (PARKS - HUIZAR)

Recommendation for Council action:

REFER the report from the City Attorney to the Budget and Finance Committee as well as Audits and Governmental Efficiency Committee.

ITEM NO. (3) - ADOPTED

04-0226

AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE REPORT relative to follow-up reviews of the Youth Opportunity and Workforce Investment Grant Programs.

Recommendation for Council action:

NOTE and FILE the Controller's report, dated December 14, 2005, relative to follow-up reviews of the Youth Opportunity and Workforce Investment Grant Programs in the Community Development Department, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (4) - ADOPTED, *AS AMENDED - SEE FOLLOWING

04-2617

BUDGET AND FINANCE COMMITTEE REPORT relative to discerning whether there is a pattern or practice by firefighters and police officers of filing workers' compensation claims approximately one year preceding retirement, and related matters.

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

DIRECT the City Administrative Officer (CAO), City Attorney, Police Department, Fire Department, Department of Fire and Police Pensions, and the Personnel Department to report to the Budget and Finance *Committee* and Personnel Committees within 30 days on the following: *(Zine - Parks)

- a. Has there been a pattern or practice in the last few years of firefighters or police officers filing workers' compensation claims approximately one year preceding retirement.
- b. History of the growth of pension payments made to firefighters and police officers which is not attributable to normal cost of living increases and increases in the number of retirees receiving pension payments.
- c. Increases in the number of firefighters and police officers receiving disability retirement payments.
- d. Recommended changes to pursue in the Labor Code through the City's legislative program to eliminate or control such abuses.

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

ITEM NO. (5) - ADOPTED, *AS AMENDED - SEE FOLLOWING

Roll Call #6 - Motion (Wesson - Perry) to Adopt as Amended, Ayes (13);
Absent: Hahn and LaBonge (2)

06-0100

CONTINUED CONSIDERATION OF COMMUNICATIONS FROM THE MAYOR relative to the proposed budget in the amount of \$184,391,308 for the 32nd Program Year 2006-07 Housing and Community Development Consolidated Plan; and, COMMUNICATION FROM THE GENERAL MANAGER, COMMUNITY DEVELOPMENT DEPARTMENT relative to the Draft 32nd Year Action Plan and Application for Federal Assistance for the period April 1, 2006 through March 31, 2007.

(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.)

(Continued from Council meeting of February 17, 2006)

ADOPTED, *AS AMENDED

CATEGORICAL EXEMPTION and HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the proposed budget for the 32nd Program Year (PY) 2006-2007 Housing and Community Development Consolidated Plan.

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

1. APPROVE the reallocation of \$1,696,347 in available Community Development Block Grant (CDBG) funds to support the projects and corresponding funding amounts listed in Attachment D of the City Administrative Officer (CAO) and Chief Legislative Analyst (CLA) joint report to the Mayor and Council dated February 17, 2006 (attached to the Council file), subject to final verification by the Community Development Department (CDD) of eligibility and readiness of the projects; and, INSTRUCT the CDD to:
 - a. Identify the specific accounts from those included in Attachment C-1 of the joint CAO-CLA report.
 - b. Remove from Attachment C-1 of the joint CAO-CLA report the Chinatown Intermodal System - Account W725 \$599,800 as available for reprogramming.
2. APPROVE the reprogramming of \$50,533 from the Public Improvements Van Nuys - 29th Year (\$5,000), Van Nuys Commercial Facade Planning and Outreach - 29th Year (\$9,255), Housing Van Nuys - 28th Year (\$8,778), and Housing/Lake View Terrace - 27th Year (\$27,500) to the Van Nuys Neighborhood Block Grant Program for the facade construction project, and,
 - a. Authorize the General Manager, CDD, to:
 - 1) Prepare Controller's instructions and/or make technical adjustments that may be required and are consistent with this action.
 - 2) Amend the necessary Consolidated Plan to reflect this action.
 - 3) Authorize the Controller to implement these instructions, subject to approval of the City Administrative Officer.

- b. REQUEST that the Mayor's Office be requested to include this reprogramming in the upcoming CDBG Mid-Year Reprogramming Report.
- 3. APPROVE the reprogramming of \$78,039 in identified savings derived from Day Laborer Program activities to be used as follows:
 - a. To provide payment for the Downtown Day Laborer site for Fiscal Year 2005-06 activities.
 - b. \$53,566 to offset 32nd PY funding needs due to the reduction of the 32nd PY allocation.
- 4. APPROVE the Public Works, Bureau of Sanitation scope of work change to pay for as-needed salaries and operating supplies related to the Citywide Abandoned Bulky Item Pick-Up Program, identified in the 31st PY Consolidated Plan as Project ID No. PS1- Abandoned Bulky Item Pick-Up.
- 5. AUTHORIZE the General Manager, CDD, or designee, to:
 - a. Execute contracts where appropriate.
 - b. Prepare Controller's instructions and make technical adjustments that may be required and are consistent with the reprogramming recommendations.
 - c. Amend the necessary Consolidated Plan to reflect this action; and, authorize the Controller to implement these instructions, subject to approval of the CAO.
- 6. AUTHORIZE the Controller to:
 - a. Transfer appropriations within Community Development Trust Fund No. 424, Account Y373 Bulky Item Pick Up to account Y182 Public Works-Sanitation for \$250,000.
 - b. Appropriate from Community Development Trust Fund No. 424, Account Y182 Public Works-Sanitation to General Fund 100/82, as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1070	Salaries As-Needed	\$172,000
6020	Operating Supplies	\$78,000

- 7. DIRECT the CAO and CLA to meet with the Director of the Mayor's Office of Strategic Planning and Economic Development to review the Economic Development Administration (EDA) Matching Fund balances and report the status of projects, the feasibility of reprogramming the funds to be used as match to leverage other grants or activities.

8. APPROVE the reallocation of \$606,215 in available Los Angeles Homeless Services Authority (LAHSA) CDBG savings for homelessness funding as identified in Attachment E-2, to support the LAHSA projects and corresponding funding amounts listed in the same attachment, subject to final verification by CDD; and INSTRUCT CDD to identify the specific accounts for those included in Attachment E-2.

9. APPROVE the reallocation of \$663,720 in identified CDBG savings derived from prior year LAHSA Program activities to be forwarded and utilized to provide payment for outstanding invoices for the following program activity. (Payments must be processed prior to March 31, 2006 to avoid impact to the 32nd PY public services CAP):

LAHSA Homeless Family Respite Center	\$348,566
LAHSA Homeless Emergency Shelter and Services	\$ 30,078
LAHSA Year Round Shelter Hollywood	\$225,076
LAHSA Admin/Planning - Bring LA Home	\$ 60,000

10. INSTRUCT the General Manager, Los Angeles Housing Department (LAHD), or designee, to approve amendment of related contract agreements between the LAHD and LAHSA to effect the actions listed above, subject to the approval of the City Attorney as to form and legality.

11. SCHEDULE a hearing on the 32nd Year Consolidated Plan (2006-07) no later than February 16, 2006, or immediately upon adoption by the Council and Mayor, in order to meet the U.S. Department of Housing and Urban Development (HUD) submission deadline and comply with the 30-day public comment period.

12. FIND that the 32nd Consolidated Plan will not have a significant effect on the environment and is categorically exempt from the City's Environmental Guidelines, and is in compliance with the California Environmental Quality Act of 1970; that the Notice of Exemption and Notice of Determination reflect the independent judgment of the lead agency of the City of Los Angeles; that the documents constituting the record of proceedings in this matter attached to the Council File in the custody of the City Clerk.

*a. Adopt the Draft 32nd Year Action Plan and Application for Federal Assistance for the Period April 1, 2006 through March 31, 2007. *(Wesson - Perry)

13. APPROVE the 32nd Consolidated Plan and the related budgets for the CDBG, Home Investment Partnership Act (HOME) Program, HOPWA, and Emergency Shelter Grant Program (ESG), included as Attachments F, G, H, I and J to the joint CAO-CLA report, as amended herein.

14. AUTHORIZE the General Manager, Los Angeles Housing Department (LAHD), or designee, to sign, on behalf of the City of Los Angeles, the Applications for Federal Assistance for the HOME, HOPWA, ESG programs and the associated Grantee Certifications, subject to the approval of the City Attorney as to form and legality, and forward the documents to the CDD for further processing.

15. AUTHORIZE the General Manager, CDD, or designee, to sign, on behalf of the City, the Applications for Federal Assistance for CDBG and the associated Grantee Certifications, subject to the approval of the City Attorney as to form and legality.
16. AUTHORIZE the General Manager, CDD, or designee, to submit the final 2006-07 (32nd PY) Consolidated Plan to HUD.
17. AUTHORIZE the General Manager, CDD, or designee, upon receipt of the grant award agreements for the CDBG to execute said documents on behalf of the City, subject to the approval of the City Attorney as to form and legality, and to return the documents to HUD.
18. AUTHORIZE the General Manager, LAHD, or designee, upon receipt of the grant award agreements for the HOME, HOPWA and ESG program grants, to execute said documents on behalf of the City, subject to the City Attorney as to form and legality, and to return the documents to HUD.
19. INSTRUCT the General Manager, CDD, or designee, to provide written notice to all CDBG implementing departments and agencies to refrain from programming or expending CDBG savings as articulated in the CDBG Expenditure Policy and Guidelines adopted by Council.
20. INSTRUCT the General Manager, CDD, or designee, to:
 - a. Provide written notification to:
 - 1) Unsuccessful applicants for 2006-07 CDBG funding that they are not funded and notify effected Council Offices and advise them of the availability of current and forthcoming Request for Proposals (RFP) opportunities as available.
 - 2) Successful applicants, advise affected entities of the final award recommendation and advise them of the availability of current and forthcoming RFP opportunities.
 - 3) Agencies funded under the Community Based Development Organization (CBDO) category, advise affected entities that grant awards are contingent upon their successful certification as a CBDO.
 - b. Report in 30 days with a status of the CBDO certification process as it pertains to agencies listed under the CBDO category on Attachment F of the joint CAO-CLA report, and to report relative to whether any of the agencies listed under the Public Services category can be CBDO certified.
 - c. Notify all City departments with administrative responsibilities over activities funded under the Public Services and CBDO categories that future Request for Proposals should include, where appropriate, a requirement of CBDO eligibility as part of consideration through forthcoming competitive selection processes.

- d. Provide monthly CDBG balances to the CAO and CLA, including comments on unexpended balances, and, changes to the Proposed 32nd Consolidated Plan relative to eligibility and cap requirements.
21. APPROVE an exchange on a dollar-for-dollar basis of CDBG funds for General Funds allocated to the Affordable Housing Trust Fund for the funding requested for homeless programs that are subject to the public services cap and administrative cap, and identified in Attachment E-2 of the joint CAO-CLA report.
22. INSTRUCT the General Manager, LAHD, or designee, to:
- a. Provide monthly HOME, HOPWA, and ESG balances to the CAO and CLA, including comments on unexpended balances.
 - b. Report within 30 days, with the assistance of LAHSA, on the status of LAHSA account balances and possible prior CDBG Program Year savings that can be used to offset a decrease in funding to service the City homeless population.
 - c. Report on the status of the current negotiations between LAHSA and the County of Los Angeles regarding the contractual relationship between the City and LAHSA for approval of the Mayor and Council.
 - d. Report in 30 days, with the assistance of LAHSA, with options for securing a portion of the County allocation of funds for homeless services to finance the Year Round emergency shelters in Downtown, Hollywood, and the San Fernando Valley.
 - e. Prepare all necessary documents to effectuate the dollar-for-dollar exchange of CDBG funds for General Funds allocated to the Affordable Housing Trust Funds as stated above.
23. AUTHORIZE the various program implementing departments to negotiate and execute contracts, including the contractors and amounts identified in Attachments E-3 and E-4, except for those activities listed under the CBDO category or where a new competitive bidding process is required, and appropriate interdepartmental agreements for the contracts listed in the 32nd Consolidated Plan in an amount not to exceed that set forth in the Consolidated Plan, and in consultation with CDD or LAHD as appropriate, and in substantial conformance with the pro forma agreements for public services activities or for construction as provided in Council File 06-0100, subject to the approval of both the City Attorney as to form and legality, and the Bureau of Contract Administration, Department of Public Works, as to compliance with the City's contracting requirements, and as further described in the Fourth Year Action Plan of the Consolidated Plan for the program period from April 1 , 2006 through March 31, 2007, subject to federal approval of the 2006-07 Consolidated Plan, and receipt of grant funds.

24. AUTHORIZE the General Managers, CDD and LAHD, or designees, and other implementing departments, or designees, to prepare Controller instructions and to make any necessary technical adjustments and corrections relative to the Mayor and Council approved 32nd Consolidated Plan and subsequent amendments, subject to the approval of the CAO; and, REQUEST that the Controller implement the instructions.
25. INSTRUCT the General Manager, CDD, or designee, to report back relative to:
- a. In 30 days with a staffing plan to address continuing reductions to funding of all CDBG-funded activities, including a self-sufficiency plan for the Youth Opportunities Movement program.
 - b. At Mid-Year with a status on the future Day Laborer Program sites.
 - c. The status of the Individual Development Account Program and instruct CDD to negotiate a reduction in administrative costs up to 30 percent.
26. INSTRUCT the General Manager, CDD, or designee, with the assistance of the CAO and CLA, to report back on the status of projects with unspent funds through the 31st PY (Attachment C-2 of the joint CAO-CLA report) and to identify any other CDBG accounts supporting these projects, with those projects through the 30th Program Year, subject to review by the Mayor and Council, for possible forfeiture of funds in accordance with the Council policy.
27. REQUEST that the Neighborhood Block Grant (NBG) Director, or designee, to prepare a report within 30 days for Council consideration relative to:
- a. Justification for discontinuing the NBG program.
 - b. A list of all Phase I and Phase II projects with current status, funding levels, unencumbered funds, and unspent accounts.
 - c. A list of all suspended or unfunded projects.
 - d. All potential alternative funding opportunities and/or options for the 50 NBG projects that will be de-funded.
28. DIRECT the CAO and CLA to modify the last paragraph of their joint report to the Mayor and Council to reflect similar language stated above.
29. INSTRUCT all City departments with public service programs (e.g., Human Services Delivery System, Aging Delivery System, Domestic Violence Shelter Operations, AIDS Prevention, Homeless Continuum of Care, Youth Recreation and Nutrition Program, etc.) that will sustain funding reductions to report back to the Mayor and City Council within 30 days with recommendations for continuing programs beyond April 1, 2007, reports to include:

- a. Proposed spread of the funding reduction.
- b. The title of the program.
- c. Description of services provided.
- d. List of current service providers (contractor or city personnel).
- e. Site addresses of service delivery.
- f. The amount and type of other funding leveraged (e.g., Older Americans Act, CSBG, Proposition K).
- g. Applicable outcome measurements to be tracked.
- h. Information on the latest procurement processes conducted, if applicable.

~~30. REQUEST that the Mayor's Office and the CLA, with the assistance of the CAO, report back within 45 days with a process for reviewing the Block Grant Investment Fund policies.~~

*30. INSTRUCT the Block Grant Investment Fund (BGIF) Working Group to reconvene to review the current BGIF policy and report back to Council with recommendations to expedite and simplify the application and approval process, consider broadening the scope of BGIF to include other economic development needs and recommend a policy regarding the percentage of annual Section 108 repayment loan funds that should be backed by the BGIF reserve. *(Wesson - Perry)

~~31. REQUEST that the Mayor's Office and the CLA, with the assistance of the CAO, report back within 45 days with a process for reviewing and developing a plan for the 2006 Mid-Year Reprogramming of CDBG funds.~~

*31. INSTRUCT the CAO and CLA to review Attachment K (City Departments impacted by CDBG cuts) in conjunction with the Mayor's 2006 CDBG Midyear Reprogramming. *(Wesson - Perry)

32. INSTRUCT the General Managers, CDD and LAHD, or designees, to provide semi-annual reports to the Mayor, CAO and CLA on program income receipts for all Consolidated Plan sources.

33. AUTHORIZE the CLA and CAO to make any necessary technical adjustments to the documents included in this report to reflect Council action and to effectuate the approved 32nd Program Year Consolidated Plan.

34. INSTRUCT the Executive Director, LA's BEST, or designee, to report to Council within 45 days relative to:

- a. LA's BEST yearly Program Budgets since inception, with breakdowns of private and public funding, including all sources of funds.

- b. The status of private funding for PY 2006-07 and future projections.
 - c. Composition of Board of Directors and nexus between Board composition and private funding.
 - d. Options to enable LA's BEST to qualify as a CBDO.
 - e. A clarification of LA's Best historical mission and its goals for moving toward private funding.
35. INSTRUCT the CAO and CLA to report back within 30 days on the feasibility and advisability of the use of Urban Development Action Grant Miscellaneous Revenue and EDA unexpended accounts to offset CDBG funding decreases in the following program areas:

Girls Today, Women Tomorrow	\$ 249,999
Youth and Family Centers program	663,713
YO Charter High School	200,000
IDA Los Angeles	145,000
See - LA Farms	80,000
Lanark Pool repair	50,000
Mother Daughter Program (Families and Schools)	<u>25,000</u>
Total	\$1,413,712

36. INSTRUCT the CLA and CAO to replace Attachment E-2 in the CAO-CLA Report with Attachment E-2 contained in this amendment, and to make changes to Attachment F in the joint CAO-CLA Report to be consistent with the changes listed in amended Attachment F-1.
37. ADD Attachment Z, entitled "TNI/NBG Authorized Expenditures for Reprogramming of 31st PY and Allocation of 32nd PY."
38. REQUEST that the Mayor include in the City's 2005-06 Federal Legislative Program an effort to challenge decreases in Consolidated Plan funding made available for the City, and an effort to increase the City's allocation of CDBG funding, and to further REQUEST that Mayor report back on the Mayor's legislative strategy to raise the current 15 percent public services cap to the 25 percent level.

Fiscal Impact Statement: The CAO and CLA report that this action will not impact the General Fund. The above recommendations involve a total of \$179.1 million in federal funding: CDBG - \$107.7 million, HOME Investment Partnerships - \$57.0 million, ESG - \$3.1 million, and HOPWA- \$11.3 million. These recommendations also include technical approvals required to effectuate the reprogramming of CDBG funds derived from savings to cover one-time-only needs. All recommendations are subject to the funding of the grant funds. This action is in compliance with City financial policies which limit the use of grant funds to support projects that avoid commitments beyond available funding.

ADOPTED

AMENDING MOTION (PERRY - WESSON)

Recommendation for Council action:

ADOPT the accompanying RESOLUTION relative to a legislative position to reinstate the 25 percent cap for public services.

Roll Call #2 - Motion (Wesson - Huizar) Adopted, Ayes (13); Absent: Hahn and LaBonge (2)
(Item Nos. 6-12)

ITEM NO. (6) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATION

06-0052

INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT and RESOLUTION relative to the proposed destruction of certain obsolete records from the Personnel Department - Medical Services Division.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION authorizing the City Clerk to destroy certain obsolete records from the Personnel Department - Medical Division (Per/60 - 104 Boxes) for the period of January 1, 1988 - December 31, 1994.

Fiscal Impact Statement: The City Clerk reports that the retention of 104 records boxes beyond the required retention time period, based on industry commercial standard rates, will continue to cost the City the equivalent of a minimum of \$19.76 per month, or \$237.12 per year.

[These records will be retained for a period of 60 days after the City Council's action to authorize their destruction to allow for public inspection. Contact the Records Management Division at (213) 485-8783 or via e-mail at todd.gaydowski@lacity.org to arrange for inspection of records.]

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

06-0202

INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT and RESOLUTION relative to the proposed destruction of certain obsolete records from the Department of Water and Power's (DWP) Accounting Division.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION authorizing the City Clerk to destroy certain obsolete records from the DWP Accounting Division (DWP/11 - 1,225 Boxes) for the period of 1907 - 1998.

Fiscal Impact Statement: The City Clerk reports that the retention of 1,225 records boxes beyond the required retention time period, based on industry commercial standard rates, will continue to cost the City the equivalent of a minimum of \$191.10 per month, or \$2,293.20 per year.

[These records will be retained for a period of 60 days after the City Council's action to authorize their destruction to allow for public inspection. Contact the Records Management Division at (213) 485-8783 or via e-mail at todd.gaydowski@lacity.org to arrange for inspection of records.]

ITEM NO. (8) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATION

06-0203

INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT and RESOLUTION relative to the proposed destruction of certain obsolete records from the Department of Water and Power's (DWP) Internal Audit Division.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION authorizing the City Clerk to destroy certain obsolete records from the DWP Internal Audit Division (DWP/13 - 1,232 Boxes) for the period of 1901 - 1993.

Fiscal Impact Statement: The City Clerk reports that the retention of 1,232 records boxes beyond the required retention time period, based on industry commercial standard rates, will continue to cost the City the equivalent of a minimum of \$234.08 per month, or \$2,808.96 per year.

[These records will be retained for a period of 60 days after the City Council's action to authorize their destruction to allow for public inspection. Contact the Records Management Division at (213) 485-8783 or via e-mail at todd.gaydowski@lacity.org to arrange for inspection of records.]

ITEM NO. (9) - ADOPTED

04-0600-S6

PERSONNEL COMMITTEE REPORT relative to the role of the Personnel Department and the Commission on the Status of Women (CSW) on discrimination complaint investigations.

Recommendations for Council action:

1. NOTE and FILE the January 23, 2006 joint report from the Personnel Department and the CSW relative to their role on discrimination complaint investigations, inasmuch as the report is submitted for information only and no Council action is necessary.

2. INSTRUCT the Personnel Department to report back to the Personnel Committee in 30 days with the number of employees, by department, who are required to complete sexual harassment training, the percentage of current compliance and noncompliance rate, and the time frame to comply.

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

ITEM NO. (10) - ADOPTED

04-1847-S14

CD 4 PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an application for a hardship exemption from provisions of the City's Hancock Park Interim Control Ordinance (ICO) for the property at 141 North June Street.

Recommendations for Council action:

1. GRANT hardship exemption from the City's Hancock Park ICO (Ordinance No. 176228) as noted and as described in the application attached to Council file No. 04-1847-S14, for the proposed addition of a second story in the rear of the property at 141 North June Street consisting of 1,641.87 square feet for a new total of 5,745.4 square feet, to include a new family room, exercise room, master bedroom and master bath at the property.
2. ADVISE the applicant that this hardship exemption, if granted by the City Council, is not a permit or license and that any other approvals, permits and licenses required by law must be obtained from the proper agencies.

Applicant: Mr. and Mrs. Marquis (Rogerio Carualheiro, Representative)

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

ITEM NO. (11) - ADOPTED

04-1428

CD 15 CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to vacating F Street between Lakme Avenue and the alley easterly of Broad Avenue

Recommendations for Council action:

1. FIND that the vacation of F Street between Lakme Avenue and the alley easterly of Broad Avenue, is exempt from the California Environmental Quality Act of 1970, pursuant to Article VII, Class 5(3) of the City of Los Angeles Environmental Guidelines

2. ADOPT the FINDINGS of the City Engineer dated April 5, 2005, as the Findings of the Council.
3. ADOPT the accompanying City Engineer report dated April 5, 2005 to approve the vacation.
4. INSTRUCT the City Clerk to set a public hearing date for MARCH 22, 2006.

Fiscal Impact Statement: The City Engineer reports that the petitioner has paid a fee of \$6,540.00 for the investigation of this request pursuant to Section 7.42 of the Los Angeles Administrative Code (LAAC). Any deficit fee to recover the cost pursuant to LAAC Section 7.44 may be required of the petitioner. Maintenance of the public easement by City forces will be eliminated.

ITEM NO. (12) - ADOPTED

04-1820

CD 9 CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to nuisance alley vacation of the alley westerly of Central Avenue between 43rd Street and 43rd Place (VAC E1400950).

Recommendations for Council action:

1. FIND that the nuisance alley vacation of the alley westerly of Central Avenue between 43rd Street and 43rd Place, is exempt from the California Environmental Quality Act of 1970, pursuant to Article VII, Class 5(3) of the City of Los Angeles Environmental Guidelines.
2. WAIVE Nuisance Alley Vacation Criteria Nos. 1, 2, 3, and 5, as established by Council on January 10, 1972 under Council file No. 71-2971, and as modified on May 27, 1976.
3. ADOPT the FINDINGS of the City Engineer dated October 28, 2005, as the Findings of the Council.
4. ADOPT the accompanying City Engineer report dated October 28, 2005 to approve the vacation.
5. INSTRUCT the City Clerk to set a public hearing date for MARCH 22, 2006.

Fiscal Impact Statement: Nothing submitted by the City Engineer. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

ITEM NO. (13) - ADOPTED, *AS AMENDED - FORTHWITH - SEE FOLLOWING

Roll Call #7 - Motion (Parks - Perry) to Adopt as Amended, Ayes (13);
Absent: Hahn and LaBonge (2)

05-1154

RULES AND ELECTIONS COMMITTEE REPORT relative to developing a commission confirmation program for the Council commission confirmation process.

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

1. INSTRUCT the City Clerk to assemble an informational materials package for each commission appointed by the Mayor, including Mayor's appointment letter, the appointee's resume, the Mayor's appointment information form, the Council Policy on Commission Appointments, and the pre-confirmation Form 700, among other relevant materials.
2. APPROVE the revised City Council Policy on Commission Appointments to include revised language concerning Charter Sections 222 and 501(e) and the State Political Reform Act, attached to the Council file.
3. REQUEST the Ethics Commission to advise on the inclusion of appointee donation histories as part of the confirmation process.
4. DIRECT the Personnel Department to perform a background check analysis on all commission appointments subject to confirmation by the Council, and to submit said analysis before consideration by the Council; and further, DIRECT the City Clerk to maintain this information in a confidential manner, as required by law.
- *5. INSTRUCT the Chief Legislative Analyst (CLA) to review this new policy after one year from implementation for compliance and assessment. *(Parks - Padilla)
- *6. REQUEST the Ethics Commission with the assistance of the CLA and the City Attorney to develop a revised Code of Ethics for Appointed Commissioners, within the next six months, which includes, but is not limited to potential conflict of interest activities that must be monitored. *(Parks - Padilla)

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

Roll Call #2 - Motion (Wesson - Huizar) Adopted, Ayes (13); Absent: Hahn and LaBonge (2)
(Item Nos. 14-15)

ITEM NO. (14) - ADOPTED

05-1684

RULES AND ELECTIONS COMMITTEE REPORT relative to the feasibility and cost of translating City ordinances into Spanish and other relevant languages.

Recommendation for Council action, as initiated by Motion (Perry - Garcetti):

APPROVE the recommendation of the City Clerk that City ordinances be translated on an as-requested basis, as determined by the City Council at the time the City Attorney is requested to prepare an ordinance for Council consideration, with the appropriate language or languages to be determined at the time the Council action is taken.

Fiscal Impact Statement: The City Clerk reports that the cost to translate ordinances on an as-needed basis will be dependent on the number and length of those translated. For example, if ten percent of ordinances were translated into one language, the approximate cost per year would be \$13,000. If all ordinances were translated into six languages, the cost would exceed \$1,000,000 annually.

ITEM NO. (15) - ADOPTED, *AS AMENDED - SEE FOLLOWING

03-2445

TRANSPORTATION COMMITTEE REPORT relative to a proposed replacement new master contract with Affiliated Computer Services State and Local Solutions (ACS) for parking citation processing and collection.

Recommendations for Council action:

1. APPROVE the replacement new master contract with ACS for parking citation processing and collection.
2. DIRECT that a Taskforce be established, comprised of members of the Department of Transportation (LADOT), City Administrative Officer (CAO), Personnel Department, Information Technology Agency, Service Employees International Union Local 347 and any other relevant labor organizations to report back to the Transportation Committee in 90 days in regard to:
 - a. The feasibility for City forces to process parking citations *or a portion thereof. *(Greuel - Parks)
 - ~~b. The option of releasing a new Request for Proposals for parking citation processing in one year from approval of the contract with ACS as described in Recommendation No. 1.~~ *(Greuel - Parks)
- *3. DIRECT the LADOT, the CAO and the Chief Legislative Analyst (CLA) to evaluate within six months whether the contract should be terminated, pursuant to Article No. 6 of the contract, whether City employees should assume all or a portion of the contract and whether other options to provide the services are feasible, including, but not limited to, an issuance of a new Request for Proposal. *(Greuel - Parks)

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

(Council may recess to Closed Session, pursuant to Government Code Sections 54956.9(a) and/or (b), to confer with its legal counsel relative to the above matter)

ITEM NO. (16) - REFERRED BACK TO PUBLIC SAFETY COMMITTEE

Roll Call #3 - Motion (Weiss - Parks) Adopted to Refer, Unanimous Vote (13);
Absent: Hahn and LaBonge (2)

04-2414

PUBLIC SAFETY and COMMERCE, ENERGY AND NATURAL RESOURCES COMMITTEES' REPORT relative to the Los Angeles World Airports (LAWA) report on the review of information gathered on Airport Police Officers' dereliction of duties and corrective actions taken.

Recommendations for Council action:

1. NOTE and FILE the LAWA report in response to Motion (Zine - Cardenas - Weiss - Smith) on the review of information gathered on Airport Police Officers' dereliction of duties and corrective actions taken, inasmuch as the report is submitted for information only and no Council action is necessary.
2. REQUEST the LAWA to provide a status report to the Public Safety Committee within 60 days.

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

ITEM NO. (17) - ADOPTED

Roll Call #2 - Motion (Wesson - Huizar) Adopted, Ayes (13); Absent: Hahn and LaBonge (2)

04-1497

CD 9 TRANSPORTATION and BUDGET AND FINANCE COMMITTEES' REPORT relative to installing a smart crosswalk at the intersection of Normandie Avenue and 49th Street.

Recommendation for Council action:

NOTE and FILE the Motion (Perry - Rosendahl) relative to directing the Department of Transportation to report with recommendations to install a smart crosswalk at the intersection of Normandie Avenue and 49th Street, inasmuch as the Committee made no recommendations.

Fiscal Impact Statement: Not applicable.

ITEM NO. (18) - CONTINUED TO FEBRUARY 28, 2006 - ADDITIONAL MOTION ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #8 - Motion (Parks - Perry) Adopted to Continue, Unanimous Vote (12);
Absent: Hahn, LaBonge and Padilla (3)

Roll Call #9 - Motion (Garcetti - Smith) to Adopt Additional Motion, As Amended, Ayes (12);
Absent: Hahn, LaBonge and Padilla (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 February 17, 2006)

ADOPTED, AS AMENDED

ADDITIONAL MOTION (GARCETTI - SMITH - GREUEL - PARKS - CARDENAS)

Recommendations for Council action:

1. AUTHORIZE the President of the Board of Public Works, subject to the approval of the City Attorney as to form and legality, to exercise the City's option and execute said extension to City Contract No. C-93688, provided that the amendment contain the following provisions:
 - a. Permit the City, at its sole discretion and without penalty, to divert one wasteshed or the equivalent thereof that is consistent with the City's adopted policy (Council file No. 05-1354) of reducing the first year tonnage by 600 tons per day of the CITY CAPACITY (defined in the contract as the household refuse collected in the Western, West Valley, East Valley, North Central and South Los Angeles Refuse Collection Districts).
 - b. Permit the City to reduce the CITY CAPACITY, without penalty, if it is attributable to the City's use of facilities which transform, convert, recycle or reuse the waste through the use of any alternative technologies.
 - c. A "favored nations" clause which will ensure that the City is entitled to receive the lowest price charged by FBI to any third party customer with similar waste streams.

2. REQUEST that BFI make every reasonable effort to address and minimize the truck turnaround time at Sunshine Canyon, consistent with Section 4.1.5 of the current agreement which specifies a 25-minute period.
3. INSTRUCT the Bureau of Sanitation (BOS) report back to the Council on an implementation plan to achieve the reduction in tonnage over the subsequent four years, consistent with the City's adopted policy (Council file No. 05-1364), with particular emphasis on initiatives that reduce trash volume that is currently landfilled.
4. INSTRUCT the BOS to seek out BFI and any other waste disposal companies to develop partnerships to pursue any and all initiatives that are alternatives of the use of landfills.

ADOPTED

AMENDING MOTION (REYES - PERRY)

Recommendation for Council action:

INCLUDE language to protect other communities of the City, that may be zoned industrial, from potential waste disposal in the event that BFI does not accept the City's provisions.

ITEM NO. (19) - CONTINUED TO FEBRUARY 28, 2006

Roll Call #10 - Motion (Parks - Perry) Adopted to Continue, Ayes (12); Absent: Hahn, LaBonge and Padilla (3)

05-1179-S5

ENERGY AND ENVIRONMENT and BUDGET AND FINANCE COMMITTEES' REPORTS and CONSIDERATION OF OPTIONS relative to a review of solid waste disposal options.

A. ENERGY AND ENVIRONMENT COMMITTEE REPORT

SUBMITS WITHOUT RECOMMENDATION the following recommendation of the Board of Public Works:

APPROVE a final policy decision on the disposal of City-collected solid waste from the following three options, as detailed in the Bureau of Sanitation (BOS) report dated January 30, 2006:

- a. Option No. 1 - Existing Disposal System (Baseline) - Disposal at Browning-Ferris Industries (BFI) Sunshine Canyon Landfill (SCL), (all Wastesheds).
- b. Option No. 2A - Waste Management, Inc., El Sobrante Landfill, Corona, CA (North Central, South Los Angeles, and Harbor Wastesheds) / BFI SCL (at market gate rates, no acceptance guarantee - East Valley, West Valley, and West Los Angeles Wastesheds).

- c. Option No. 2B - Waste Management, Inc., El Sobrante Landfill, Corona, CA (North Central, South Los Angeles, and Harbor Wastesheds) / MDSI of LA, Avenal Landfill (East Valley, West Valley, and West Los Angeles Wastesheds).

B. BUDGET AND FINANCE COMMITTEE REPORT

SUBMITS WITHOUT RECOMMENDATION the following recommendation of the Board of Public Works:

APPROVE a final policy decision on the disposal of City-collected solid waste from the following three options, as detailed in the Bureau of Sanitation report dated January 30, 2006:

- a. Option No. 1 - Existing Disposal System (Baseline) - Disposal at BFI Sunshine Canyon Landfill (SCL), (all Wastesheds).
- b. Option No. 2A - Waste Management, Inc., El Sobrante Landfill, Corona, CA (North Central, South Los Angeles, and Harbor Wastesheds) / BFI SCL (at market gate rates, no acceptance guarantee - East Valley, West Valley, and West Los Angeles Wastesheds).
- c. Option No. 2B - Waste Management, Inc., El Sobrante Landfill, Corona, CA (North Central, South Los Angeles, and Harbor Wastesheds) / MDSI of LA, Avenal Landfill (East Valley, West Valley, and West Los Angeles Wastesheds).

Fiscal Impact Statement: The Board of Public Works reports that expenditures for solid waste disposal are paid through the General Fund, Fund 100, Account 6020 (Operating Supplies and Expense). The Sanitation Equipment Charge is allocated for capital projects, equipment purchases, and maintenance. There is no fee charged to residents for solid waste collection and disposal.

(Ad Hoc Committee on Recovering Energy, Natural Resources, and Economic Benefit from Waste for Los Angeles waived consideration of the above matter.)

C. CONSIDERATION OF WASTE DISPOSAL OPTIONS

Recommendation for Council action:

CONSIDER Waste Disposal Options, substantially as recommended by the Chief Legislative Analyst:

- a. Option 2C - Waste Management, Inc., MDSI and Sunshine Canyon Landfill (SCL) at SCL Gate Rate, CLARTS to Avenal (South Los Angeles and North Central), Carson Transfer Facility to El Sobrante (Harbor), 50 percent from SCD to Avenal and 50 percent direct to SCL (Western), Current at \$45 Gate Rate (East Valley and West Valley).

- b. Option 2D(1) Waste Management, Inc, MDSI and SCL at SCL Contract rate, CLARTS to El Sobrante (South Los Angeles and North Central), Carson Transfer Facility to El Sobrante (Harbor), 50 percent from SCD to Avenal and 50 percent direct to SCL (Western), Same as Current (East Valley and West Valley).
- c. Option 2D(1) Waste Management, Inc., MDSI and SCL at SCL Gate Rate, CLARTS to El Sobrante (South Los Angeles and North Central), Carson Transfer Facility to El Sobrante (Harbor), 50 percent from SCD to Avenal and 50 percent direct to SCL (Western)
- d. Option 2D(2) Waste Management, Inc., MDSI and SCL at SCL Contract rate, CLARTS to El Sobrante (South Los Angeles and North Central), Carson Transfer Facility to El Sobrante (Harbor), SCD to Avenal (Western), Same as Current (East Valley and West Valley).
- e. Option 2D(2) Waste Management, Inc., MDSI and SCL at SCL Gate Rate, CLARTS to El Sobrante (South Los Angeles and North Central), Carson Transfer Facility to El Sobrante (Harbor), SCD to Avenal (Western), Current at \$45 Gate Rate (East Valley and West Valley).
- f. Option 2E(1) Waste Management, Inc., MDSI and SCL at SCL Contract rate, CLARTS to El Sobrante (South Los Angeles and North Central), Carson Transfer Facility to El Sobrante (Harbor), 50 percent from SCD to SCL and 50 percent from CLARTS to El Sobrante (Western), Same as Current (East Valley and West Valley).
- g. Option 2E(2) Waste Management, MDSI and SCL at SCL Gate Rate, CLARTS to El Sobrante (South Los Angeles and North Central), Carson Transfer Facility to El Sobrante (Harbor), 50 percent from SCD to SCL and 50 percent from CLARTS to El Sobrante (Western), Current at \$45 Gate Rate (East Valley and West Valley).

(Pursuant to Council action of February 17, 2006)

Items for Which Public Hearings Have Not Been Held - Items 20-38

(10 Votes Required for Consideration)

Roll Call #5 - Motion (Rosendahl - Parks) Adopted, Ayes (13); Absent: Hahn and LaBonge (2)
(Item Nos. 20-34)

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

05-2688

CD 7

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of GLADSTONE AVENUE AND NEWTON STREET LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated November 30, 2005.

2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of APRIL 28, 2006 as the hearing date for the maintenance of Gladstone Avenue and Newton Street 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, \$153 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 19, 2006)

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

05-2689

CD 7

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of FOOTHILL BOULEVARD AND FILBERT STREET LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated November 30, 2005.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of APRIL 28, 2006 as the hearing date for the maintenance of Foothill Boulevard and Filbert Street 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, \$2,889.26 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 19, 2006)

ITEM NO. (22) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

05-2690

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 DEVONSHIRE STREET AND VARIEL 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 30, 2005.

2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of APRIL 28, 2006 as the hearing date for the maintenance of Devonshire Street and Variel Avenue Lighting District, in accordance with Proposition 218, Articles XIII C and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$215.73 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 19, 2006)

ITEM NO. (23) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION, *AS AMENDED - SEE FOLLOWING

04-0268-S1

COMMUNICATION FROM CHAIR, AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE relative to the status of the Non-Felony Want Stolen Vehicle Recovery Pilot Program.

Recommendations for Council action:

1. NOTE and FILE the Department of Transportation report, dated January 20, 2006, relative to the status of the Non-Felony Want Stolen Vehicle Recovery Pilot Program, inasmuch as the report is submitted for information only and no Council action is necessary.
- *2. INSTRUCT the City Administrative Officer and Chief Legislative Analyst to report to the Council in one year on the effectiveness of the program. *(Parks - Huizar)

Fiscal Impact Statement: Not applicable.

ITEM NO. (24) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

05-2532

CD 2

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for 8250 West Foothill Boulevard.

Recommendations for Council action:

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

3. ADOPT the City Engineer report dated November 16, 2005 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 8250 West Foothill Boulevard.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

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

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

05-2535

CD 9 CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for 732-52 South Pico Boulevard.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article VII, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the irrevocable offer of dedication of land is in substantial conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated November 17, 2005 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 732-52 South Pico Boulevard.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

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

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

05-2537

CD 2

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for 11230 West Moorpark Street.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article VII, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the irrevocable offer of dedication of land is in substantial conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated November 17, 2005 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 11230 West Moorpark Street.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

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

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

05-2539

CD 2

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for 15250 West Valleyheart Drive.

Recommendations for Council action:

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

3. ADOPT the City Engineer report dated November 17, 2005 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 15250 West Valleyheart Drive.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

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

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

05-2530

CD 14 CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for 5326 East Borland Road.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article VII, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the irrevocable offer of dedication of land is in substantial conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated November 16, 2005 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 5326 East Borland Road.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

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

ITEM NO. (29) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

05-2529

CD 14 CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for 4223 Sea View Lane.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article VII, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the irrevocable offer of dedication of land is in substantial conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated November 16, 2005 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 4223 Sea View Lane.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

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

ITEM NO. (30) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

05-2528

CD 14 CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for 3341-43 North Division Street.

Recommendations for Council action:

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

3. ADOPT the City Engineer report dated November 16, 2005 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 3341-43 North Division Street.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

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

ITEM NO. (31) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

05-2527

CD 4 CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for 3733 North Willow Crest Avenue.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article VII, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the irrevocable offer of dedication of land is in substantial conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated November 16, 2005 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 3733 North Willow Crest Avenue.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

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

ITEM NO. (32) - ADOPTED

02-0641

CD 11 MOTION (ROSENDAHL - SMITH) relative to declaring the 19th Annual Brentwood Spring Art Festival & West Side Health Fair on April 23, 2006 a Special Event (fees and costs absorbed by the City = \$3,443).

Recommendation for Council action:

DECLARE the 19th Annual Brentwood Spring Art Festival & West Side Health Fair , sponsored by the Brentwood Rotary Club on April 23, 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. (33) - ADOPTED

06-0357

CD 11 MOTION (ROSENDAHL - SMITH) relative to declaring The Annual Fiesta on April 23, 2006 a Special Event (fees and costs absorbed by the City = \$900).

Recommendation for Council action:

DECLARE The Annual Fiesta, sponsored by the Fiesta Canyon Charter School on April 23, 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. (34) - ADOPTED

06-0367

CD 12 MOTION (SMITH - ZINE) relative to declaring the Purim in the Circus on March 13, 2006 a Special Event (fees and costs absorbed by the City = \$1,575).

Recommendation for Council action:

DECLARE the Purim in the Circus, sponsored by the Chabad of Northridge on March 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. (35) - ADOPTED

Roll Call #11 - Motion (Parks - Huizar) Adopted, Ayes (11); Absent: Hahn, LaBonge, Padilla and Reyes (4)

06-0366

CD 8 MOTION (PARKS - HUIZAR) relative to declaring the Los Angeles Urban League Community Showcase on February 25, 2006 a Special Event (fees and costs absorbed by the City = \$1,000).

Recommendation for Council action:

DECLARE the Los Angeles Urban League Community Showcase, sponsored by the Los Angeles Urban League on February 25, 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. (36) - ADOPTED

Roll Call #5 - Motion (Rosendahl - Parks) Adopted, Ayes (13); Absent: Hahn and LaBonge (2)

03-0154

MOTION (PERRY - PARKS) relative to declaring the Black History Month Celebration with Assemblyman Mark Ridley-Thomas on February 25, 2006 a Special Event (fees and costs absorbed by the City = \$1,000).

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

1. DECLARE the Black History Month Celebration, sponsored by Council District Nine on February 25, 2006, a "Special Event."
2. 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.
3. TRANSFER \$1760.19 from the Reserve Fund to the Unappropriated Balance Fund No. 100-58 and APPROPRIATE therefrom to the General Services Fund No. 100-40, Account No. 1090 (Salaries-Overtime) for services in connection with the February 25, 2006, Council District Nine Black History Month Celebration, in the City Hall Tom Bradley Room, with said funds to be reimbursed to the General Fund by the Office of Assemblyman Mark Ridley-Thomas.

ITEM NO. (37) - RECEIVED AND FILED

Roll Call #4 - Motion (Huizar - Reyes) Adopted to Receive and File, Unanimous Vote (13);
Absent: Hahn and LaBonge (2)

06-0364

CD 14 MOTION (HUIZAR - GARCETTI) relative to installing street banners announcing the existence of the Lincoln Heights Neighborhood Council.

Recommendations for Council action:

1. APPROVE the Lincoln Heights Neighborhood Council street banner program as a City "Non-Event" street banner.
2. APPROVE the content and design of the street banners attached to the motion.

ITEM NO. (38) - ADOPTED

Roll Call #5 - Motion (Rosendahl - Parks) Adopted, Ayes (13); Absent: Hahn and LaBonge (2)

06-0365

MOTION (PARKS - HUIZAR) relative to a transfer of funds needed to pay for various services provided by the Department of General Services on March 1, 2006 for a reception hosted by Council District Eight for the Kiwanis Club of Crenshaw.

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

APPROPRIATE \$402.11 from the Unappropriated Balance Fund No. 100-58 to the General Services Fund 100-40, as follows: \$280.61 to Account No. 1090 (Salaries-Overtime) and \$121.50 to Account No. 1070 (Salaries - As Needed) for services in connection with the March 1, 2006, Council District Eight reception in the City Hall Tom Bradley Room for the Kiwanis Club of Crenshaw, Los Angeles. Said funds to be reimbursed to the General Fund by the Kiwanis Club of Crenshaw, Los Angeles.

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

04-0230

MOTION (PARKS - HUIZAR) relative to declaring the Slauson Western Youth Enrichment Program's 23rd Annual Black History Parade on February 26, 2006 a Special Event (fees and costs absorbed by the City = \$2,000).

03-0272

MOTION (REYES - ROSENDAHL) relative to declaring the 26th Annual Ceremony to Honor Cuauhtemoc on February 25, 2006 a Special Event (fees and costs absorbed by the City = \$1,500).

04-0234

MOTION (PERRY - REYES) relative to declaring the Guatemalan and Central American Communities Gathering on March 18-19, 2006 a Special Event (fees and costs absorbed by the City = \$2,170).

05-0396-S1

MOTION (CARDENAS - PADILLA) relative to declaring the Council District Six Community Clean Up on March 4, 2006 a Special Event (fees and costs absorbed by the City = \$1,050).

06-0408

MOTION (PERRY - REYES) relative to declaring the Ninth Annual Health, Resource, and Book Fair on March 25, 2006 a Special Event (fees and costs absorbed by the City = \$1,226).

06-0409

MOTION (WEISS - GREUEL) relative to declaring the Sixth Village at Sherman Oaks Annual Spring Festival on April 23, 2006 a Special Event (fees and costs absorbed by the City = \$3,802).

06-0401

MOTION (SMITH - ROSENDAHL) relative to declaring the Valley Greek Festival on May 27-29, 2006 a Special Event (fees and costs absorbed by the City = \$13,775).

05-0145

MOTION (PERRY - PADILLA) relative to a request for an exemption from the Convention Center fee waiver policy for the Los Angeles City Teachers' Mathematics Association's Mathematics Conference on March 24-25, 2006.

03-1176

MOTION (HUIZAR - PARKS) relative to a contract extension with Glassell Park Improvement Association.

05-1073-S46

MOTION (GARCETTI - HUIZAR) relative to a personal services contract with Deborah Murphy to provide a walk audit of the Hollywood Community Plan Area.

04-0010-S28

MOTION (PARKS - HUIZAR) relative to reinstating the reward offer in the deaths of Brian Butler and Melvin Knowles for an additional 60 days.

06-0010-S6

MOTION (PADILLA - WEISS) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Sofia Gomez.

06-0404

MOTION (ZINE - PERRY) relative to the banner program announcing the Reseda Neighborhood Council.

06-0405

MOTION (ROSENDAHL - REYES) relative to initiating street vacation proceedings for the alley turning area (northerly side) southerly of Parthenia Street and westerly of Valjean Avenue.

06-0406

MOTION (ROSENDAHL - REYES) relative to initiating street vacation proceedings for the alley northerly of Rochester Avenue and westerly of Federal Avenue.

06-0407

MOTION (ROSENDAHL - GARCETTI) relative to initiating street vacation proceedings for the five foot walk known as Brokaw Place between Carlton Way and Hollywood Boulevard.

06-0403

MOTION (ZINE - PERRY) relative to authorizing the Personnel Department to use the City Hall Rotunda on May 19, 2006.

03-0338

MOTION (ROSENDAHL - GARCETTI) relative to accepting \$20,603 from the Los Angeles Marathon, Inc. for street cleaning to be carried out by the Bureau of Street Services on March 19, 2006.

06-0410

MOTION (GARCETTI - REYES) relative to the City coordinating with state, federal and international relief agencies to assist recovery efforts in Southern Leyte, Phillippines.

04-2263

MOTION (WEISS - PERRY) relative to accepting a grant from the State to be applied by the Los Angeles Police Department to the Law Enforcement Specialized Units Program.

05-1635

MOTION (PERRY - PARKS) relative to Council directing the Advisory Agency and the Bureau of Engineering to authorize and permit revised tract maps submitted in connection with the LA Live project.

06-0397

MOTION (PERRY - ZINE) relative to asserting jurisdiction over the Board of Water and Power Commissioners' February 21, 2006 action to adopt the Rules and Regulations Governing the Election of the Three Contributing Members of the Water and Power Employees Retirement Plan to the Board of Administration.

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

05-0252

RESOLUTION (GREUEL - SMITH) relative to declaring March 24, 2006 as "Mediation Day 2006" in the City of Los Angeles.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Motion (Cardenas - Greuel) unanimously adopted to excuse Councilmember Huizar to leave at 11:30 a.m. from Council session of Wednesday, March 8, 2006 due to City business.

Upon his request, and without objections, Councilmember Zine was excused from Council session of Friday, March 31, 2006 due to personal business.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

06-0050 - Cora Handayan	(Perry - Wesson)
Jose Ferreira	(Perry - Parks)
Derrick Prude	(Perry - Parks)
Diana Ugalde	(Perry - Parks)
Larry Pratt	(Perry - Parks)
Bruce Wallace	(Perry - Parks)
Stephen J. Ruda	(Perry - LaBonge)
Michelle Soria	(Perry - Wesson)
David Nunez	(Perry - Parks)
Los Angeles Police Academy Magnet Program	(Zine - All Councilmembers)
Fred Tredy	(Zine - All Councilmembers)
Walter W. "Bill" Noce, Jr.	(Garcetti - LaBonge)

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

06-0049 - Dennis Kroeplin	(Greuel)
Fred Jaegle	(Greuel)
Eli Jay Segal	(Greuel - All Councilmembers)

Leonardo Litimco Mamaril	(Huizar)
Jessie W. Rhetta	(Parks)
Catalina Torralba	(Perry)
Officer Earl Scott	(Zine)

Ayes, Cardenas, Greuel, Huizar, Parks, Perry, Rosendahl, Smith, Weiss, Wesson, Zine and President Garcetti (11); Absent: Hahn, LaBonge, Padilla and Reyes (4).

Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL