Los Angeles City Council, Journal/Council Proceedings
Tuesday, March 28, 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, LaBonge, Perry, Reyes, Rosendahl, Smith, Weiss, Wesson, Zine and President Garcetti (12); Absent: Hahn, Padilla and Parks (3).


SALUTE TO THE FLAG

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 21

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

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

Items Noticed for Public Hearing - Items 1-2

ITEM NO. (1) - PUBLIC HEARING HELD - HEARING CONTINUED TO AND ORDINANCE TO BE PRESENTED ON APRIL 18, 2006

Roll Call #3 - Motion (Rosendahl - Huizar) Adopted to Continue for Ballot Tabulation, Unanimous Vote (12); Absent: Hahn, Padilla and Parks (3)

05-2299-S1
CD 12 HEARING PROTESTS against the proposed improvement and maintenance of the SESNON BOULEVARD AND LONGACRE AVENUE NO. 2 LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Sesnon Avenue and Longacre Avenue No. 2 Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.
(Ordinance of Intention adopted on January 24, 2006 - Continue hearing and present Ordinance on APRIL 18, 2006 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (2) - CONTINUED TO MARCH 31, 2006

Roll Call #9 - Motion (Hahn - Reyes) Adopted to Continue, Unanimous Vote (14); Absent: Parks (1)

06-0382 CD 15

HEARING COMMENTS relative to application for determination of “Public Convenience or Necessity” for alcohol sales for off-site consumption at 1515 East Pacific Coast Highway (Food Mart).

Recommendations for Council action:

1. DETERMINE that the “Public Convenience or Necessity” WILL NOT be served by the sale and dispensing of off-site consumption at 1515 East Pacific Coast Highway (Food Mart), inasmuch as the site is located in a high crime reporting district, with community opposition, inaccurate information on the application (the store is not currently operating) and is run down.

2. DENY the application for Determination of “Public Convenience or Necessity” for the sale and dispensing of alcohol at 1515 East Pacific Coast Highway, based upon the above findings and the negative influence associated with the sale of alcohol in the concerned community.

3. INSTRUCT the City Clerk to transmit this determination to the State Department of Alcoholic Beverage Control as the required findings under Business and Professions Code Section 23958.4.

Application filed by: Chul Hyuk Kim (Wil Nieves, Representative)

TIME LIMIT FILE - APRIL 3, 2006

(LAST DAY FOR COUNCIL ACTION - MARCH 31, 2006)

Items for Which Public Hearings Have Been Held - Items 3-10

ITEM NO. (3) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATION - SEE FOLLOWING - FORTHWITH

Roll Call #7 - Motion (Padilla - Rosendahl) Adopted, Ayes (14); Absent: Parks (1)

06-0417

COMMUNICATION FROM THE MAYOR relative to the appointment of Dr. Paule Cruz Takash to the Human Relations Commission.

Recommendation for Council action:
RESOLVE that the Mayor’s appointment of Dr. Paule Cruz Takash to the Human Relations Commission for the term ending June 30, 2006, is APPROVED and CONFIRMED. Dr. Takash resides in Council District 11. (Current Commission gender composition: M=6; F=4; Vacancy=1)

TIME LIMIT FILE - APRIL 10, 2006

(LAST DAY FOR COUNCIL ACTION - APRIL 7, 2006)

(Education and Neighborhoods Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comments will be provided.)

(For background reports and materials related to this matter, please contact the Legislative Assistant for the Education and Neighborhoods Committee at 213-978-1074)

ADOPTED

EDUCATION AND NEIGHBORHOODS COMMITTEE REPORT relative to the appointment of Dr. Paule Cruz Takash to the Human Relations Commission.

Recommendation for Council action:

RESOLVE that the Mayor’s appointment of Dr. Paule Cruz Takash to the Human Relations Commission, for the term ending June 30, 2006, is APPROVED and CONFIRMED. Dr. Takash will fill a vacancy on the Commission. Dr. Takash resides in Council District 11. (Current Commission gender composition: M=6; F=4; Vacancy=1)

Ethics Commission Review: Pending

TIME LIMIT FILE - APRIL 10, 2006

(LAST DAY FOR COUNCIL ACTION - APRIL 7, 2006)

Roll Call #4 - Motion (Weiss - Reyes) Adopted, Ayes (13); Absent: Hahn and Parks (2)

(ITEM NO. 4 - ADOPTED)

ITEM NO. (4) - ADOPTED

06-0209

CD 6 MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change and appeal for property at 9582 Haddon Avenue, 12810-16 Montague Street and 12661 Branford Street.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:
1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the lead agency City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 06-0209 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV 2004-4890 MND] filed on August 27, 2004.

2. ADOPT the March 20, 2006, FINDINGS of the Director of Planning, as the Findings of the Council.

3. GRANT APPEAL IN PART filed by Brandford 150, Mark Handel, MWH Development Corporation, (Mark Searcy, Representative), from the decision of the City Planning Commission, THEREBY APPROVING the zone change from RA-1 to (T)(Q)RD5-1 and (T)(Q)RD2-1, for the proposed construction of not more than 57 dwelling units in the (T)(Q)RD5-1 Zone and not more than 68 dwelling units in the (T)(Q)RD2-1 Zone for property at 9582 Haddon Avenue, 12810-16 Montague Street and 12661 Brandford Street, subject Conditions of Approval, as modified, and attached to this Committee report. (The Committee modified "Q" Conditions Nos. A.2 and A.7)

4. PRESENT and ADOPT the accompanying ORDINANCE, disapproved by the Director of Planning, effecting a zone change from RA-1 to (T)(Q)RD5-1 and (T)(Q)RD2-1 for property at 9582 Haddon Avenue, 12810-16 Montague Street and 12661 Brandford Street for the proposed construction of not more than 57 dwelling units in the (T)(Q)RD5-1 Zone and not more than 68 dwelling units in the (T)(Q)RD2-1 Zone, subject to Conditions of Approval, as modified, and attached to the Committee report.

Applicant: Brandford 150, Mark Handel, MWH Development Corporation
(Rob Searcy, Representative) CPC 2004-5919 ZC-ZAA-ZAD-SPR

Said rezoning shall be subject to the "Q" Qualified classification zone limitations substantially as shown on the sheet(s) attached to the Committee report.

5. REMOVE the (T) Tentative classification as described in detail on the sheet(s) attached to the Committee report.

6. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.

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

8. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.
9. NOT PRESENT and ORDER FILED the ordinance approved by City Planning Commission on November 17, 2005.

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

TIME LIMIT FILE - MAY 1, 2006

(LAST DAY FOR COUNCIL ACTION - APRIL 28, 2006)

ITEM NO. (5) - ADOPTED

05-0600-S24

(Planning and Land Use Management and Budget and Finance Committees' report adopted on March 21, 2006)

ITEM NO. (6) - ADOPTED

06-0055 CD 15
ORDINANCE SECOND CONSIDERATION effectuating the dedication, acceptance and establishment of the City-owned real property lying on 253rd Street, Frampton Avenue, and alley north of 253rd Street as public street and alley.

(Communication from the City Engineer adopted on March 21, 2006)

ITEM NO. (7) - ADOPTED

05-1944
PUBLIC SAFETY COMMITTEE REPORT relative to a DNA Expansion Demonstration Program (Program) Grant award from the United States Department of Justice, National Institute of Justice (NIJ).

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

1. REQUEST the Chief of Police to request a revised grant award letter from the NIJ, clearly stating that this grant will be funded on a reimbursement basis.

2. AUTHORIZE the Chief of Police to:

   a. Accept the Program Grant award upon receipt of the revised award letter from the NIJ.
b. Negotiate and execute the Program Grant in the form of an Interagency Agreement on behalf of the City and submit all necessary documents relative to the grant award, subject to the review of the City Attorney as to form and legality.

c. Negotiate and execute any contracts and/or agreements that may be necessary to meet the requirements set forth in the Program Grant, subject to the review of the City Attorney as to form and legality.

d. Purchase any necessary equipment and services required to meet the mandates of the Program Grant.

3. AUTHORIZE the Los Angeles Police Department (LAPD) to:

a. Establish Account Y616 in the Police Grant Fund 339 for the purpose of making expenditures and depositing revenue.

b. Receive and expend the current grant funds for grant program purposes, consistent with the Program Grant award and Program Grant budget, and deposit those funds in Fund 339 for expenditure or reimbursement to the General Fund.

c. Prepare Controller instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer (CAO); and authorize the Controller to implement the instructions.

4. AUTHORIZE the Controller to TRANSFER $236,077 from the Reserve Fund to the Unappropriated Balance, and TRANSFER therefrom to Fund 339/70, Account Y616. (This amount shall be a reserve fund loan, to be repaid upon reimbursement of grant expenditures.)

Fiscal Impact Statement: The CAO reports that this Grant will provide the City with $436,077 to fund expansion of the LAPD’s DNA collection in cases relating to property crime. There is no impact on the General Fund. The recommended action is consistent with the City’s Financial Policies.

ITEM NO. (8) - ADOPTED

Roll Call #10 - Motion (Hahn - Rosendahl) Adopted, Ayes (12); Noes: Cardenas (1); Absent: LaBonge and Parks (2)

TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to an award of contract with FMC Technologies (FMC) for maintenance and repair of the baggage conveyor systems, passenger loading bridges and all other mechanical systems in Terminal 3 at the Los Angeles International Airport (LAX).

Recommendations for Council action:

1. VETO the Board of Airport Commissioners (Board) action of February 21, 2006 to approve the award of contract to FMC, Resolution No. 22908, for maintenance and repair of the baggage conveyor systems and passenger loading bridges in Terminal 3 at the LAX.
2. REQUEST that the Board reconsider this matter and to consider rejecting all bids, continuing the existing service provider on a month-to-month basis until a new Request for Proposals can be prepared and issued in order to allow all qualified firms to compete in an open and transparent forum and until the Board can make a new award of contract.

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

TIME LIMIT FILE - MARCH 28, 2006

(LAST DAY FOR COUNCIL ACTION - MARCH 28, 2006)

(10 VOTES REQUIRED, PURSUANT TO CHARTER SECTION 245)

(COUNCIL ASSERTED JURISDICTION ON MARCH 7, 2006)

Roll Call #4 - Motion (Weiss - Reyes) Adopted, Ayes (13); Absent: Hahn and Parks (2)
(Item Nos. 9-10)

ITEM NO. (9) - ADOPTED

06-0446
CD 11

ADMINISTRATIVE EXEMPTION and TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to a five-year replacement lease with the Runway Two Five Corporation (R25) to operate the Proud Bird restaurant located at 11022 Aviation Boulevard at the Los Angeles International Airport (LAX).

Recommendations for Council action:

1. FIND that the five-year replacement lease with R25 to operate the Proud Bird restaurant at the LAX is administratively exempt from the requirements of the California Environmental Quality Act (CEQA), as provided by Article III, Class 1 (31) of the Los Angeles City CEQA Guidelines.

2. APPROVE the five-year replacement lease with R25, with a commencement date 30 days after Council approval and expiration date five years from the effective date; and CONCUR with the Board of Airport Commissioners' action on February 22, 2006, Board Order No. AO-5000, authorizing the Executive Director of the Los Angeles World Airports (LAWA) to execute said five-year replacement lease.

Fiscal Impact Statement: The City Administrative Officer reports that there will be no General Fund impact. Since the LAW is only bound by the City Debt Management Policies, the City Financial Policies are not applicable. The minimum revenue to the Airport Revenue Fund will total $205,200 annually. The minimum revenue to be paid to the Department over the five-year period will total at least $1,026,000.

TIME LIMIT FILE - MARCH 31, 2006

(LAST DAY FOR COUNCIL ACTION - MARCH 31, 2006)
ADMINISTRATIVE EXEMPTION and TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to Second Amendment to a contract with Parsons Constructors, Inc. to provide administration of the Project Labor Agreement for the Tom Bradley International Terminal Interior Improvements and Baggage Screening System Program at the Los Angeles International Airport (LAX).

Recommendations for Council action:

1. FIND that the Second Amendment to the contract with Parsons Constructors, Inc. to provide administration of the Project Labor Agreement for the Tom Bradley International Terminal Interior Improvements and Baggage Screening System Program at the LAX is administratively exempt from the requirements of the California Environmental Quality Act (CEQA), as provided by Article II, Section 2(f) of the Los Angeles City CEQA Guidelines.

2. APPROVE the Second Amendment to the contract with Parsons Constructors, Inc., with a commencement date of April 1, 2006 and an expiration date of April 1, 2010; and CONCUR with the Board of Airport Commissioners’ action on March 6, 2006, Resolution 22928, authorizing the Executive Director of the Los Angeles World Airports (LAWA) to execute said amendment.

Fiscal Impact Statement: The City Administrative Officer reports that funds for the Second Contract Amendment in the amount of $2,350,382 will be allocated from the Airport Revenue Fund. Approval of the proposed Second Amendment will have no impact on the General Fund. Since the LAW A is only bound by the City Debt Management Policies, and the proposed Second Amendment will not impact the General Fund, the City Financial Policies are not applicable.

TIME LIMIT FILE - MAY 9, 2006

(LAST DAY FOR COUNCIL ACTION - MAY 9, 2006)
RESOLVE that the Mayor's appointment of Ms. M. Teresa Villegas to the Environmental Affairs Commission for the term ending June 30, 2007, to fill the vacancy created by Mr. Samuel J. Hill, is APPROVED and CONFIRMED. Ms. Villegas resides in Council District One. (Current Board gender composition: M=2; F=3)

Ethics Commission Review: Pending

TIME LIMIT FILE - APRIL 10, 2006

(LAST DAY FOR COUNCIL ACTION - APRIL 7, 2006)

Roll Call #5 - Motion (Perry - LaBonge) Adopted, Ayes (13); Absent: Hahn and Parks (2)  
(Item Nos. 12-26)

ITEM NO. (12) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

05-2797  
COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of PEORIA STREET AND GLENOAKS BOULEVARD LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated December 9, 2005.

2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of MAY 30, 2006 as the hearing date for the maintenance of Peoria Street and Glenoaks Boulevard Lighting District, in accordance with Proposition 218, Articles XIIIC and XIIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, $1,509.19 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: May 22, 2006)

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

05-2798  
COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of TELFAIR AVENUE AND WICKS STREET LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated December 9, 2005.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of MAY 30, 2006 as the hearing date for the maintenance of Telfair Avenue and Wicks Street Lighting District, in accordance with Proposition 218, Articles XIIIC and XIIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, $336.60 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: May 22, 2006)

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

05-2799 CD 6

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

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated December 9, 2005.

2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of MAY 30, 2006 as the hearing date for the maintenance of Laurel Canyon Boulevard and Wentworth Street Lighting District, in accordance with Proposition 218, Articles XIIIC and XIIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, $63.46 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: May 22, 2006)

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

05-2814 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 SYLMAR AVENUE AND PLUMMER STREET LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated December 14, 2005.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of MAY 30, 2006 as the hearing date for the maintenance of Sylmar Avenue and Plummer Street Lighting District, in accordance with Proposition 218, Articles XIIIC and XIIID of the California Constitution and Government Code Section 53753.

**Fiscal Impact Statement:** The Bureau of Street Lighting reports that if adopted, $91.92 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: May 22, 2006)

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

**05-2817 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 RIVERSIDE DRIVE AND KATHERINE 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 December 16, 2005.

2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of MAY 30, 2006 as the hearing date for the maintenance of Riverside Drive and Katherine Avenue Lighting District, in accordance with Proposition 218, Articles XIIIC and XIIID of the California Constitution and Government Code Section 53753.

**Fiscal Impact Statement:** The Bureau of Street Lighting reports that if adopted, $376.65 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: May 22, 2006)

ITEM NO. (17) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

**05-2818 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 LEMONA AVENUE AND PLUMMER STREET LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated December 16, 2005.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of MAY 30, 2006 as the hearing date for the maintenance of Lemona Avenue and Plummer Street Lighting District, in accordance with Proposition 218, Articles XIIIIC and XIIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, $1,289.79 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: May 22, 2006)

ITEM NO. (18) - ADOPTED

06-0005-S89
CD 9 RESOLUTION removing the property at 4260-70 South Grand Avenue from the Rent Escrow Account Program [REAP], (Case No. 4017), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the Los Angeles Housing Department’s report of March 21, 2006.

Assessor I.D. No. 5111-008-011
Registration No. 0314377

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

ITEM NO. (19) - ADOPTED

06-0005-S90
CD 9 RESOLUTION removing the property at 5138-44 South Main Street from the Rent Escrow Account Program [REAP], (Case No. 6254 CR), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the Los Angeles Housing Department’s report of March 21, 2006.

Assessor I.D. No. 5109-005-002
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 18, 2006)
ITEM NO. (20) - ADOPTED

06-0005-S91
CD 8 RESOLUTION removing the property at 633-35 East 107th Street from the Rent Escrow Account Program [REAP], (Case No. 6876), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the Los Angeles Housing Department’s report of March 21, 2006.

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 27, 2003)

ITEM NO. (21) - ADOPTED

06-0005-S92
CD 4 RESOLUTION removing the property at 3234-36 North Barham Boulevard from the Rent Escrow Account Program [REAP], (Case No. 7766), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the Los Angeles Housing Department’s report of March 21, 2006.

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on October 6, 2004)

ITEM NO. (22) - ADOPTED

06-0005-S93
CD 9 RESOLUTION removing the property at 1227-27 1/2 East 50th Street from the Rent Escrow Account Program [REAP], (Case No. 8077), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the Los Angeles Housing Department’s report of March 21, 2006.

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 28, 2005)
ITEM NO. (23) - ADOPTED

06-0005-S94
CD 12 RESOLUTION removing the property at 18407 Roscoe Boulevard from the Rent Escrow Account Program [REAP], (Case No. 8574), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the Los Angeles Housing Department’s report of March 21, 2006.

Assessor I.D. No.2786-022-027
Registration No. 0217521

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 10, 2005)

ITEM NO. (24) - ADOPTED

06-0005-S95
CD 7 RESOLUTION removing the property at 12672-74 North Ralston Avenue from the Rent Escrow Account Program [REAP], (Case No. 9650 CR), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the Los Angeles Housing Department’s report of March 21, 2006.

Assessor I.D. No.2506-032-007
Registration No. 7219116

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on December 15, 2005)

ITEM NO. (25) - ADOPTED

06-0005-S96
CD 1 RESOLUTION removing the property at 5653-55 East Irvington Place from the Rent Escrow Account Program [REAP], (Case No. 9764 CR), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the Los Angeles Housing Department’s report of March 21, 2006.

Assessor I.D. No.5478-032-013
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 20, 2006)
ITEM NO. (26) - ADOPTED

06-0005-S97 CD 5
RESOLUTION removing the property at 621 South Midvale Avenue from the Rent Escrow Account Program [REAP], (Case No. 10367 CR), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the Los Angeles Housing Department’s report of March 21, 2006.
Assessor I.D. No.4363-014-016 Registration No. 0381301
(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 3, 2006)

ITEM NO. (27) - CONTINUED TO MARCH 29, 2006

Roll Call #1 - Motion (Zine - Wesson) Adopted to Continue, Unanimous Vote (12);
Absent: Hahn, Padilla and Parks (3)

06-0158
COMMUNICATION FROM CHAIR AND MEMBER, PUBLIC SAFETY COMMITTEE relative to allegations of non-compliance by the City Attorney with request(s) made by the federal court relative to litigation involving the Notorious BIG case.

Recommendation for Council action:

RECEIVE and FILE Motion (Zine - Garcetti) which requests the City Attorney to respond to allegations of non-compliance (by the City Attorney) relative to request(s) made by the federal court in regards to litigation involving the Notorious BIG case, Estate of Christopher G. L. Wallace v. City of Los Angeles, CV 02-02929 (FMC), inasmuch as the City Attorney has complied with the subject Motion and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

Roll Call #5 - Motion (Perry - LaBonge) Adopted, Ayes (13); Absent: Hahn and Parks (2)
(Item Nos. 28-34)

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

06-0002-S31
COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST relative to the City’s position on AB 2076 (Laird) which would authorize a public entity that receives General Fund money from the State Department of Health Services for HIV prevention and education to use that money to support clean needle and syringe exchange projects.

Recommendation for Council action, SUBJECT TO THE CONCURRENCE OF THE MAYOR:
RESOLVE to include in the City's 2005-06 Legislative Program, SUPPORT for AB 2076 (Laird) which would authorize a public entity that receives General Fund money from the State Department of Health Services for HIV prevention and education to use that money to support clean needle and syringe exchange projects, as recommended by the Department on Disability, AIDS Coordinator's Office.

(Intergovernmental Relations Committee waived consideration of the above matter)

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

06-0638  
COMMUNICATION FROM THE EXECUTIVE EMPLOYEE RELATIONS COMMITTEE (EERC) relative to a request for authority to provide relocation expenses.

Recommendation for Council action:

APPROVE the Zoo Department's request to provide relocation expenses for the Chief Veterinarian, approved by the EERC at its meeting on February 28, 2006.

Fiscal Impact Statement: The City Administrative Officer reports that there is no fiscal impact due to approving this request. The Department has sufficient funds to cover this cost.

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

06-0029 CD 9  
CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for 234-40 East Florence Avenue.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970, pursuant to Article III, 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 December 27, 2005 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 234-40 East Florence 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. (31) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS**

**06-0045**
**CD 9**

**CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION** relative to dedicating land for public street purposes for 4520 South Figueroa Street.

**Recommendations for Council action:**

1. **FIND** that this project is categorically exempt from the California Environmental Quality Act of 1970, pursuant to Article III, 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 December 27, 2005 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 4520 South Figueroa Street.

4. **AUTHORIZED** 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) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS**

**06-0240**
**CD 9**

**CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION** relative to dedicating land for public street purposes for 752 East 12th Street.

**Recommendations for Council action:**
1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970, pursuant to Article III, 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 January 31, 2006 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 752 East 12th 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. (33) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

06-0242 CD 2  CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for 4156 North Sunswept Drive.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970, pursuant to Article III, 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 January 31, 2006 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 4156 North Sunswept 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. (34) - ADOPTED

06-0010-S9

MOTION (HUIZAR- CARDENAS) relative to an offer of reward for information leading to the identification, apprehension and conviction of the person(s) responsible for the death of Javier Reyes on June 26, 2005.

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

1. PROVIDE an offer of reward in the amount of $50,000 for information leading to the identification, apprehension and conviction of the person(s) responsible for the death of Javier Reyes on June 26, 2005.

2. FIND that the subject reward complies with the provisions of Chapter 12, Article 1, Division 19, of the Los Angeles Administrative Code.

3. DIRECT the City Clerk to publish the required notices and/or advertisements to effectuate this reward.

ITEM NO. (35) - CONTINUED TO MARCH 31, 2006

Roll Call #2 - Motion (Perry - LaBonge) Adopted to Continue, Unanimous Vote (12)
Absent: Hahn, Padilla and Parks (3)

06-0010-S8

MOTION (PARKS - GREUEL) relative to an offer of reward for information leading to the identification, apprehension and conviction of the person(s) responsible for the death of Melvin Green on August 30, 2005.

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

1. PROVIDE an offer of reward in the amount of $50,000 for information leading to the identification, apprehension and conviction of the person(s) responsible for the death of Melvin Green on August 30, 2005.

2. FIND that the subject reward complies with the provisions of Chapter 12, Article 1, Division 19, of the Los Angeles Administrative Code.

3. DIRECT the City Clerk to publish the required notices and/or advertisements to effectuate this reward.
Item for Which Public Hearing Has Not Been Held - Item 36
(10 Votes Required for Consideration)

ITEM NO. (36) - ADOPTED

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

06-0687
MOTION (REYES - GARCETTI) relative to the Council asserting jurisdiction over the March 14, 2006 decision of the Central Area Planning Commission regarding the property at 1521 West Pico Boulevard.

Recommendations for Council action:

1. ASSERT jurisdiction over the Central Area Planning Commission’s March 14, 2006 action to permit an affordable mixed-use/self-storage use project, relative to Item 3 of its Agenda (ZA 2005-7838-CU-ZV-SPR-1A), and to deny a self-storage facility for household goods, relative to Item 4 of its Agenda (ZA-2005-624-CU-ZAD-ZV-SPR-1A), for the property at 1521 West Pico Boulevard.

2. REFER this matter to the Planning and Land Use Committee for further action upon assertion of jurisdiction.

TIME LIMIT FILE - MARCH 28, 2006
(LAST DAY FOR COUNCIL ACTION - MARCH 28, 2006)

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

04-0758
MOTION (CARDENAS - REYES) relative to declaring the St. Elisabeth’s Community Festival and Fair on May 4-7, 2006 a Special Event (fees and costs absorbed by the City = $578).

05-0010-S1
MOTION (REYES - ROSENDAHL) relative to reinstating the reward offer in the deaths of Veronica and Cynthia Ulteras for an additional 60 days.

04-0549-S1
MOTION (HUIZAR - CARDENAS) relative to relative to installing street banners announcing the Feria de los Ninos Festival on April 22-23, 2006.

06-0703
MOTION (ROSENDAHL - WEISS) relative to initiating street vacation proceedings for a portion of the easterly side of Oakstone Way from Lookout Mountain Avenue to approximately 95 feet northerly thereof.
MOTION (CARDENAS - GARCETTI) relative to the establishment of an Ad Hoc Committee on Public Debt, Bonds and Financing.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon her request, and without objections, Councilmember Greuel was excused to leave at 12:00 p.m. from the Council session of Tuesday, May 23, 2006 due to personal business.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

06-0050 - Rabbi Leonard Beerman (Rosendahl - All Councilmembers)

Dr. J. Eugene Grigsby, III (Wesson - Perry)

Ayes, Cardenas, Greuel, Hahn, Huizar, Padilla, Perry, Reyes, Rosendahl, Smith, Weiss, Zine and President Garcetti (12); Absent: LaBonge, Parks and Wesson (3).

Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk PRESIDENT OF THE CITY COUNCIL