

Los Angeles City Council, Journal/Council Proceedings  
Tuesday, May 2, 2006  
John Ferraro Council Chamber, Room 340, City Hall - 10 am

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

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

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF  
APRIL 26, 2006

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 23

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

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

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### Items for Which Public Hearings Have Been Held - Items 1-10

Roll Call #4 - Motion (Huizar - Perry) Adopted, Ayes (12); Absent: Parks, Weiss and Zine (3)  
(Item Nos. 1-3)

ITEM NO. (1) - ADOPTED - FORTHWITH

06-0639

AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE REPORT relative to the appointment of Mr. Gerard McCallum II to the Quality and Productivity Commission.

Recommendation for Council action:

RESOLVE that the Council President's appointment of Mr. Gerard McCallum II to the Quality and Productivity Commission, for the term ending May 24, 2008, is APPROVED and CONFIRMED. Mr. McCallum resides in Council District Eight. (Current Commission gender composition: M = 7; F = 7; Vacancy = 1)

Ethics Commission Review: Pending

TIME LIMIT FILE - MAY 6, 2006

(LAST DAY FOR COUNCIL ACTION - MAY 5, 2006)

ITEM NO. (2) - ADOPTED - FORTHWITH

06-0766

PUBLIC SAFETY COMMITTEE REPORT relative to the appointment of Mr. Rickey M. Gelb to the Police Permit Review Panel.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Rickey M. Gelb to the Police Permit Review Panel for the term ending June 30, 2006, to fill the vacancy created by the removal of Mr. Steve Zand, is APPROVED and CONFIRMED. Mr. Gelb resides in Council District Five. (Current Commission gender composition: M=6; F=1)

Ethics Commission Review: Pending

TIME LIMIT FILE - MAY 20, 2006

(LAST DAY FOR COUNCIL ACTION - MAY 19, 2006)

ITEM NO. (3) - ADOPTED - FORTHWITH

06-0700

PUBLIC SAFETY COMMITTEE REPORT relative to the appointment of Mr. William O. Kil to the Police Permit Review Panel.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. William O. Kil to the Police Permit Review Panel for the term ending June 30, 2009, to fill the vacancy created by the removal of Mr. Gene H. Kim, is APPROVED and CONFIRMED. Mr. Kil resides in Council District 14. (Current Commission gender composition: M=6; F=1)

Ethics Commission Review: Pending

TIME LIMIT FILE - MAY 12, 2006

(LAST DAY FOR COUNCIL ACTION - MAY 12, 2006)

Roll Call #2 - Motion (Reyes - Rosendahl) Adopted, Ayes (12); Absent: Parks, Weiss and Zine (3)  
(Item Nos. 4-7)

ITEM NO. (4) - ADOPTED

05-0302

CD 4

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change for property at 5600 Wilshire Boulevard.

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

1. ADOPT the April 12, 2006 FINDINGS of the Director of Planning as the Findings of the Council.
2. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, to delete "Q" Condition No. A.5 and to modify "Q" Conditions B1 thru 4 of Ordinance No. 177360 to establish the (T)(Q)C2-2 Zone for property at 5600 Wilshire Boulevard, within the Wilshire Community Plan Area.

CPC 2004-4131 VZC ZAA 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.

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

(Mitigated Negative Declaration adopted by Council on March 23, 2005)

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

#### ITEM NO. (5) - ADOPTED

06-0334  
CD 3

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change for property at 18550 Strathern 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. 06-0334 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV 2005-4499 MND] filed on August 5, 2005.
2. ADOPT the April 20, 2006 FINDINGS of the Director of Planning as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, effecting the Zone Change from RA-1 to (T)(Q)RD6-1 for the proposed development of seven detached condominium units, two stories, 23 feet, five inches in height, providing two parking spaces within an enclosed garage for each dwelling unit, for a total of 14 parking spaces, on a 43,526 square foot lot at 18550 Strathern Street, subject to revised "Q" Condition No. 1 to read as follows:

Plan: The use and development of the property shall be in substantial conformance with the plot plan submitted with the application and marked Exhibit "E-3", dated November 10, 2005. Prior to the issuance of any permits, site plans, including landscaping and irrigation plans, shall be submitted for review by the appropriate Council District Office and approved by the Planning Department."

Applicant: David Glasberg, Strathern Development LP APCSV 2005-4567 ZC

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

4. REMOVE the (T) Tentative classification as described in detail on the sheet(s) attached to the Committee report.
5. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.
6. 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.
7. 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.
8. NOT PRESENT and ORDER FILED the ordinance approved by South Valley Area Planning Commission on November 10, 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 15, 2006

(LAST DAY FOR COUNCIL ACTION - MAY 12, 2006)

ITEM NO. (6) - ADOPTED

06-0437

CD 12

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change for property at 20812-16 Community 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. 06-0437 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV 2005-2848 MND] filed on June 10, 2005.
2. ADOPT the April 20, 2006 FINDINGS of the Director of Planning as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, effecting the Zone Change from RA-1 to (T)(Q)R1-1 for the proposed construction of six new single-family residences with twelve residential parking spaces for property located at 20812-16 Community Street, subject to revised "Q" Condition No. A2 to read as follows:

Density. Not more than five lots and one dwelling unit, per lot, may be constructed on the subject property.

Applicant: Margaret Makanui APCNV 2005-5143 ZC

Said rezoning shall be subject to the "Q" Qualified classification zone limitations substantially as shown on the sheet(s) attached to the Committee report.
4. REMOVE the (T) Tentative classification as described in detail on the sheet(s) attached to the Committee report.
5. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.
6. 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.
7. 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.
8. NOT PRESENT and ORDER FILED the ordinance approved by North Valley Area Planning Commission on January 5, 2006.

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 30, 2006

(LAST DAY FOR COUNCIL ACTION - MAY 30, 2006)

ITEM NO. (7) - ADOPTED

06-0826

INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT relative to a contract with Granicus, Inc. for archived video streaming services for Council meetings.

Recommendations for Council action, as initiated by Motion (Parks - Garcetti), SUBJECT TO THE APPROVAL OF THE MAYOR:

1. FIND, in accordance with Charter Section No. 1022, that the work to be performed during implementation of the video streaming indexed archive solution can be performed more feasibly by independent contractors, rather than by City employees, in view that the work is of limited scope and short-term duration and requires services of an expert and technological nature.
2. FIND, in accordance with Charter Section No. 371(e), that a competitive bid process is undesirable, impractical or impossible due to the exclusive patented software and solutions provided by Granicus and that the services provided by Granicus are of professional, scientific, expert, and technical nature.
3. AUTHORIZE the Controller to TRANSFER \$65,000 from Fund No. 100/14, Account No. 1010, Salaries General, to Fund No. 100/14, Account No. 7300 for the purchase of hardware related to this project.
4. APPROVE and AUTHORIZE the City Clerk to execute a contract with Granicus, Inc. for the period of June 1, 2006 to May 31, 2009 in an amount not to exceed \$300,000 appropriated in the budget for Electronic Council File Support (Account No. 3040). The contract will provide one-time funding in the amount of \$63,615 for Enterprise licensing for City-wide Department use, software, hardware, integration and training services for a period not to exceed three months to facilitate the development of an integrated video streaming solution; a monthly subscription fee of \$3,500; and to cover additional costs for peripherals and corresponding expenditures anticipated by other Departments who have expressed interest in expanding this service to Commission or other community meetings.
5. AUTHORIZE the City Clerk to prepare any necessary Controller's instructions or technical corrections as required.

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

(Budget and Finance Committee waived consideration of the above matter)

ITEM NO. (8) - ADOPTED

Roll Call #5 - Motion (Reyes - Perry) Adopted, Ayes (12); Absent: Parks, Weiss and Zine (3)

04-0074

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to incorporating rooftop green spaces as an energy efficiency mechanism.

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

1. DIRECT the Bureau of Engineering (BOE), in conjunction with the Environmental Affairs Department (EAD), Los Angeles Department of Building and Safety (LADBS), Department of City Planning (DCP), Los Angeles Department of Water and Power (LADWP), Bureau of Sanitation (BOS), Department of General Services (GSD), City Administrative Officer and other appropriate departments, to prepare a proposal for a pilot program to demonstrate Green Roof technology on City buildings. Departments shall report back to the Council in 90 days for approval of the pilot program with the following information:
  - a. One or more options for new City projects that could incorporate a green roof that is designed for environmental benefits rather than public access.
  - b. An estimate of related additional costs of design, construction, and operation and maintenance of the green roof.
  - c. A set of procedures to collect and record specific data from the pilot program, including but not limited to actual energy costs/savings, stormwater retention data, and related factors.
  - d. A plan to identify potential opportunities to fund the pilot project and the data collection efforts.

Based on the 90-day report by the BOE, and upon Council approval, a lead department will be designated to conduct the Green Roof Pilot Program and report back to the Council at six-month intervals on the progress of the program with status information and appropriate recommendations.

2. APPROVE the Green Roofs Resource Guide "Green Roofs - Cooling Los Angeles" developed by the EAD and AUTHORIZE City Departments to use and distribute the Guide as administrative guidance and background information to further the goals of the Green Roofs Program.
3. DIRECT the EAD, in coordination with the BOE, LADBS, DCP, LADWP, BOS, and GSD to address the need for education and outreach on Green Roofs, for both City staff and members of the public, to encourage the development of green roof projects in the City of Los Angeles

Fiscal Impact Statement: The EAD reports that there is no anticipated impact on the General Fund.

ITEM NO. (9) - MOTION ADOPTED TO APPROVE COMMUNICATION AND COMMITTEE  
REPORT RECOMMENDATIONS

Roll Call #2 - Motion (Reyes - Rosendahl) Adopted, Ayes (12); Absent: Parks, Weiss and Zine (3)

06-0307

BUDGET AND FINANCE COMMITTEE REPORT AND COMMUNICATION FROM CHAIR, PUBLIC SAFETY COMMITTEE relative to a proposed Memorandum of Understanding (MOU) between the Los Angeles Police Department (LAPD) and the Los Angeles County Sheriff's Department (LACSD) for the transportation, custody, and release of LAPD prisoners.

A. COMMUNICATION FROM CHAIR, PUBLIC SAFETY COMMITTEE

Recommendations for Council action:

1. APPROVE the proposed MOU between the LAPD and the LACSD, for the transportation, custody, and release of LAPD prisoners by the LACSD, substantially as attached to the Board of Police Commissioners report dated February 3, 2006 (attached to the Council file), subject to the review of the City Attorney as to form and legality.
2. AUTHORIZE the Chief of Police, LAPD, to execute the proposed contract.

B. BUDGET AND FINANCE COMMITTEE REPORT

Recommendations for Council action:

1. CONCUR with the recommendations of the Public Safety Committee relative to an MOU between the LAPD and the LACSD for the transportation, custody, and release of LAPD prisoners by the LACSD.
2. INSTRUCT the City Administrative Officer (CAO) and Chief Legislative Analyst to report back to the Budget and Finance Committee relative to whether it would be cost effective, due to the escalating cost of the MOU, for the City to assume these custody related responsibilities.

Fiscal Impact Statement: The CAO reports that the proposed MOU authorizes payment of approximately \$3,000,000 annually to the County. This amount is already budgeted within the LAPD's Contractual Services account. There is no additional impact on the General Fund. The CAO further reports that the recommendations above comply with the City's Financial Policies in that budgeted ongoing revenue will support the ongoing costs.



ITEM NO. (10) - CONTINUED TO MAY 3, 2006

Roll Call #1 - Motion (Smith - Greuel) Adopted to Continue, Unanimous Vote (12);  
Absent: Parks, Weiss and Zine (3)

06-0308

BUDGET AND FINANCE COMMITTEE REPORT and COMMUNICATION FROM CHAIR, PUBLIC SAFETY COMMITTEE relative to a proposed contract for lead maintenance at three Los Angeles Police Department (LAPD) firearms training range sites.

A. BUDGET AND FINANCE COMMITTEE

Recommendations for Council action:

1. APPROVE the proposed contract, attached to the Council file, between the City and Marcor Remediation, Inc., for lead management, lead mining and disposal services at three LAPD firearms training range sites, for a maximum annual amount of \$1,111,485.
2. AUTHORIZE the Chief of Police to execute the proposed contract between the City and Marcor Remediation, Inc., upon approval by the Council.

B. COMMUNICATION FROM CHAIR, PUBLIC SAFETY COMMITTEE

Recommendations for Council action:

1. APPROVE the proposed contract between the City and Marcor Remediation, Inc., for lead abatement, lead mining, and lead disposal services at three Los Angeles Police Department (LAPD) firearms training range sites, substantially as attached to the Board of Police Commissioners (Board) report dated January 23, 2006 (attached to the Council file), subject to the review of the City Attorney as to form and legality.
2. AUTHORIZE the Chief of Police, LAPD, to execute the proposed contract.
3. APPROVE any budgetary transfers or appropriations of funds for this contract that may be recommended by the City Administrative Officer (CAO) in a future Fiscal Year 2005-06 Financial Status Report or Budget Adjustment Report.

Fiscal Impact Statement: The CAO reports that approval of this proposed contract between the City and Marcor Remediation, Inc., for lead abatement, lead mining, and lead disposal services at three LAPD firearms training range sites may require a small additional appropriation or inter-account transfer of funds in the amount of \$54,600 to the LAPD 2005-06 Contractual Services account. Funding for this additional appropriation, if needed, will be identified from savings in other Fiscal Year 2005-06 budgetary line items or from the Reserve Fund. CAO recommendations for this one-time appropriation or transfer will be included in a future Financial Status Report or Budget Adjustment Report, if needed. The CAO further reports that the above recommendations comply with the City's Financial Policies in that a one-time additional cost will be addressed through transfer or appropriation of one-time available revenue. Future ongoing costs of this contract will be funded with ongoing annual revenues.

Items for Which Public Hearings Have Not Been Held - Items 11-45  
(10 Votes Required for Consideration)

Roll Call #3 - Motion (Smith - LaBonge) Adopted, Ayes (12); Absent: Parks, Weiss and Zine (3)  
(Item Nos. 11-13)

ITEM NO. (11) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS -  
SET FOR HEARING JULY 5, 2006

06-0573

CD 11

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of GOSHEN AND WESTGATE AVENUES NO. 2 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 March 14, 2006.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JULY 5, 2006 as the hearing date for the maintenance of Goshen and Westgate Avenues No. 2 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, \$93.62 will be collected annually starting with tax year 2006-07 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: June 28, 2006)

ITEM NO. (12) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS -  
SET FOR HEARING JULY 5, 2006

06-0589

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 NOBLE AVENUE AND RAYEN 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 March 16, 2006.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JULY 5, 2006 as the hearing date for the maintenance of Noble Avenue and Rayen 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, \$1,073.75 will be collected annually starting with tax year 2006-07 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: June 28, 2006)

ITEM NO. (13) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS - SET FOR HEARING JULY 5, 2006

06-0590

CD 10

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of OXFORD AVENUE AND HOBART BOULEVARD 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 March 16, 2006.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JULY 5, 2006 as the hearing date for the maintenance of Oxford Avenue and Hobart Boulevard 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, \$2,130.63 will be collected annually starting with tax year 2006-07 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: June 28, 2006)

ITEM NO. (14) - ADOPTED

Roll Call #6 - Motion (Wesson - Smith) Adopted, Ayes (12); Absent: Parks, Weiss and Zine (3)

06-0005-S138

CD 9

RESOLUTION removing the property at 6717 South San Pedro Street from the Rent Escrow Account Program [REAP], (Case No. 6531), 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 April 25, 2006.

Assessor I.D. No. 6011-003-057  
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on September 4, 2003)

Roll Call #3 - Motion (Smith - LaBonge) Adopted, Ayes (12); Absent: Parks, Weiss and Zine (3)  
(Item Nos. 15-35)

ITEM NO. (15) - ADOPTED

06-0005-S139

CD 13 RESOLUTION removing the property at 2500-02 Lake View Avenue from the Rent Escrow Account Program [REAP], (Case No. 7444), 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 April 25, 2006.

Assessor I.D. No. 5438-008-029  
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 19, 2004)

ITEM NO. (16) - ADOPTED

06-0005-S140

CD 5 RESOLUTION removing the property at 1945-49 South Overland Avenue from the Rent Escrow Account Program [REAP], (Case No. 7608), 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 April 25, 2006.

Assessor I.D. No. 4321-010-039  
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on March 24, 2005)

ITEM NO. (17) - ADOPTED

06-0005-S141

CD 13 RESOLUTION removing the property at 220 South Berendo Street from the Rent Escrow Account Program [REAP], (Case No. 7900), 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 April 25, 2006.

Assessor I.D. No. 5518-029-007  
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on March 8, 2005)

ITEM NO. (18) - ADOPTED

06-0005-S142

CD 9 RESOLUTION removing the property at 605-05 1/2 West 43rd Street from the Rent Escrow Account Program [REAP], (Case No. 8092), 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 April 25, 2006.

Assessor I.D. No. 5019-014-005  
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 25, 2005)

ITEM NO. (19) - ADOPTED

06-0005-S143

CD 15 RESOLUTION removing the property at 1412-14 South Averill Avenue from the Rent Escrow Account Program [REAP], (Case No. 8163), 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 April 25, 2006.

Assessor I.D. No. 7459-013-005  
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 7, 2005)

ITEM NO. (20) - ADOPTED

06-0005-S144

CD 1 RESOLUTION removing the property at 3317-17 1/2 North Jeffries Avenue from the Rent Escrow Account Program [REAP], (Case No. 8216), 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 April 25, 2006.

Assessor I.D. No. 5446-006-008  
Registration No. None

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

ITEM NO. (21) - ADOPTED

06-0005-S145

CD 10 RESOLUTION removing the property at 2874-76 Edgehill Drive from the Rent Escrow Account Program [REAP], (Case No. 8521), 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 April 25, 2006.

Assessor I.D. No. 5051-024-008  
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 23, 2005)

ITEM NO. (22) - ADOPTED

06-0005-S146

CD 11 RESOLUTION removing the property at 3904-06 Pacific Avenue from the Rent Escrow Account Program [REAP], (Case No. 8542), 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 April 25, 2006.

Assessor I.D. No. 4225-010-027  
Registration No. 0244657

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 16, 2005)

ITEM NO. (23) - ADOPTED

06-0005-S147

CD 9 RESOLUTION removing the property at 444 East 49th Street from the Rent Escrow Account Program [REAP], (Case No. 8550), 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 April 25, 2006.

Assessor I.D. No. 5109-021-006  
Registration No. 7009731

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 3, 2005)

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

03-1015

CD 11

COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION TO VACATE relative to Westwind Court (portion of southeasterly turnaround) northeasterly of Via Donte - VAC-E1400856.

Recommendations for Council action:

1. REAFFIRM the FINDINGS of June 7, 2005, that this vacation is in substantial conformance with the General Plan pursuant to Section 556 of the Los Angeles City Charter (subject to the conditions contained therein).
2. ADOPT the accompanying RESOLUTION TO VACATE No. 06-1400856 for Westwind Court (portion of southeasterly turnaround) northeasterly of Via Donte.
3. APPROVE the City Engineer report dated April 12, 2006 for the vacation.
4. INSTRUCT the Department of Public Works, Bureau of Engineering, Land Development Group, to record the Resolution with the Los Angeles County Recorder.

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

ENVIRONMENTAL WORK COMPLETED FOR THIS PROJECT

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

06-0564

CD 7

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for 10874-74A North Sutter 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 March 2, 2006 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 10874-74A North Sutter 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. (26) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

06-0583

CD 13

CATEGORICAL EXEMPTION and COMMUNICATION FROM THE CITY ENGINEER relative to an offer to dedicate easement for storm drain purpose on Ewing Street between Rockford Road and Apex Avenue - Right of Way No. 36000-1591.

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(19) of the City's Environmental Guidelines.
2. ADOPT the City Engineer report dated March 13, 2006 to dedicate easement for storm drain purpose on Ewing Street between Rockford Road and Apex Avenue - Right of Way No. 36000-1591.
3. AUTHORIZE the Board of Public Works to acquire the dedication.

Fiscal Impact Statement: The City Engineer reports that a fee of \$1,284 was paid for processing this request pursuant to Sections 7.3 and 7.41.1 of the Los Angeles Administrative Code. No additional City Funds are needed.

ITEM NO. (27) - ADOPTED, \*AS AMENDED - SEE FOLLOWING

05-1244

CD 5

CONSIDERATION OF MOTION (WEISS - ROSENDAHL) relative to depositing \$2,000 from the developer into Department of Transportation (LADOT) Trust Fund 840/94 in connection with The 2000 Avenue of the Stars Project.

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

AUTHORIZE the LADOT to deposit the check for \$2,000 from the developer of The 2000 Avenue of the Stars Project in the LADOT Trust Fund 840/94 and TRANSFER the actual cost, \*not to exceed \$2,000, incurred on said project to Fund 100/94, Revenue Source No. 4852 (Additional Interfund Operating from Other Fund) and APPROPRIATE therefrom as follows: \*(Greuel - LaBonge)

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1090	Salaries - Overtime	Actual costs

(Transportation Committee waived consideration of the above matter)



ITEM NO. (28) - ADOPTED

04-0798

CD 13 MOTION (GARCETTI - REYES) relative to declaring the Festival of Childhood on April 29, 2006 a Special Event (fees and costs absorbed by the City = \$4,890).

Recommendation for Council action:

DECLARE the Festival of Childhood, sponsored by the Center for Non Violent Education and Parenting on April 29, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.

ITEM NO. (29) - ADOPTED

06-0614

CD 1 MOTION (REYES - ROSENDAHL) relative to declaring the Cinco de Mayo Parade on May 6, 2006 a Special Event (fees and costs absorbed by the City = \$2,000).

Recommendation for Council action:

DECLARE the Cinco de Mayo Parade, sponsored by the Greater Cypress Park Neighborhood Council on May 6, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.

ITEM NO. (30) - ADOPTED

06-0928

CD 1 MOTION (REYES - ROSENDAHL) relative to declaring the Career Day Festival on April 28, 2006 a Special Event (fees and costs absorbed by the City = \$1,000).

Recommendation for Council action:

DECLARE the Career Day Festival, sponsored by the First Council District on April 28, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.

ITEM NO. (31) - ADOPTED

06-0274

CD 5 MOTION (WEISS - ROSENDAHL) relative to declaring the Cheviot Hills Pony Baseball 5K Run/Walk on May 21, 2006 a Special Event (fees and costs absorbed by the City = \$1,188).

Recommendation for Council action:

DECLARE the Cheviot Hills Pony Baseball 5K Run/Walk, sponsored by the Cheviot Hills Pony Baseball Association on May 21, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.

ITEM NO. (32) - ADOPTED

05-0583

CD 15 MOTION (HAHN - PERRY) relative to declaring the 2006 Grand Grunion Gala on May 13, 2006 a Special Event (fees and costs absorbed by the City = \$806).

Recommendation for Council action:

DECLARE the Grand Grunion Gala, sponsored by Council District 15 and the Cabrillo Marine Aquarium on May 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 AND fees and costs that may be associated with facilities under the jurisdiction of the Board of Recreation and Park Commissioners.

ITEM NO. (33) - ADOPTED

05-0708

CD 15 MOTION (HAHN - PERRY) relative to declaring the 15th Annual Cinco de Mayo Fiesta on May 4, 2006 a Special Event (fees and costs absorbed by the City = \$3,500).

Recommendation for Council action:

DECLARE the 15th Annual Cinco de Mayo Fiesta, sponsored by the Parents of Watts on May 4, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.

ITEM NO. (34) - ADOPTED

02-0642

CD 15 MOTION (HAHN - HUIZAR) relative to declaring the 14th Annual Watts Cinco de Mayo Fiesta on May 6, 2006 a Special Event (fees and costs absorbed by the City = \$4,000).

Recommendation for Council action:

DECLARE the 14th Annual Watts Cinco de Mayo Fiesta, sponsored by the Watts Century Latino Organization, the Cultural Affairs Department and the Community Redevelopment Agency on May 6, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.

ITEM NO. (35) - ADOPTED

06-0929

CD 15 MOTION (HAHN - LABONGE) relative to declaring the 40th Annual Palos Verdes Marathon, Half Marathon and 5K Community Run and Walk on May 20, 2006 a Special Event (fees and costs absorbed by the City = \$3,656).

Recommendation for Council action:

DECLARE the 40th Annual Palos Verdes Marathon, Half Marathon and 5K Community Run and Walk, sponsored by the Kiwanis Club of Rolling Hills Estates on May 20, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.

ITEM NO. (36) - ADOPTED

Roll Call #7 - Motion (Perry - Padilla) Adopted, Ayes (12); Absent: Parks, Weiss and Zine (3)

06-0927

CD 9 MOTION (PERRY - GARCETTI) relative to declaring the Caltrans Traffic Safety Training on May 18-19, 2006 a Special Event (fees and costs absorbed by the City = \$2,980).

Recommendation for Council action:

DECLARE the Caltrans Traffic Safety Training, sponsored by the Department of Transportation on May 18-19, 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.

Roll Call #3 - Motion (Smith - LaBonge) Adopted, Ayes (12); Absent: Parks, Weiss and Zine (3)  
(Item Nos. 37-45)

ITEM NO. (37) - ADOPTED

04-0652

CD 9 MOTION (PERRY - GARCETTI) relative to declaring the Mother's Day Banquet on May 14, 2006 a Special Event (fees and costs absorbed by the City = \$2,828).

Recommendation for Council action:

DECLARE the Mother's Day Banquet, sponsored by the Fred Jordan Missions on May 14, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.

ITEM NO. (38) - ADOPTED

06-0931

CD 9 MOTION (PERRY - GARCETTI) relative to declaring the Eighth Annual San Tai San Youth Basketball Tournament on May 13, 2006 a Special Event (fees and costs absorbed by the City = \$3,863).

Recommendation for Council action:

DECLARE the Eighth Annual San Tai San Youth Basketball Tournament, sponsored by the Little Tokyo Service Center CDC on May 13, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.

ITEM NO. (39) - ADOPTED

06-0932

CD 8 MOTION (PERRY for PARKS - HUIZAR) relative to declaring the High School Automotive Career Day on April 26, 2006 a Special Event (fees and costs absorbed by the City = \$614).

Recommendation for Council action:

DECLARE the High School Automotive Career Day, sponsored by the Los Angeles Urban League's Automotive Training Center on April 26, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.

ITEM NO. (40) - ADOPTED

05-0965

CD 11 MOTION (ROSENDAHL - SMITH) relative to declaring the Berkeley Hall School Country Fair on May 6, 2006 a Special Event (fees and costs absorbed by the City = \$2,046).

Recommendation for Council action:

DECLARE the Berkeley Hall School Country Fair, sponsored by the Country Fair Mothers Club on May 6, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.

ITEM NO. (41) - ADOPTED

06-0933

CD 11 MOTION (ROSENDAHL - HAHN) relative to declaring the Spring Fling Two on April 30, 2006 a Special Event (fees and costs absorbed by the City = \$2,390).

Recommendation for Council action:

DECLARE the Spring Fling Two, sponsored by the LTPA on April 30, 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. (42) - ADOPTED

06-0934

CD 8 MOTION (PERRY for PARKS - HUIZAR) relative to declaring the First Annual Trike-a-Thon on April 29, 2006 a Special Event (fees and costs absorbed by the City = \$312).

Recommendation for Council action:

DECLARE the First Annual Trike-a-Thon, sponsored by the Greater New Bethel Church of God in Christ and the Scotch Child Care Center on April 29, 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. (43) - ADOPTED

06-0935

CD 11 MOTION (ROSENDAHL - SMITH) relative to declaring the Brentwood Centennial on May 28, 2006 a Special Event (fees and costs absorbed by the City = \$5,296).

Recommendation for Council action:

DECLARE the Brentwood Centennial, sponsored by the Brentwood Centennial Committee on May 28, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.

ITEM NO. (44) - ADOPTED

04-2216

CD 11 MOTION (ROSENDAHL - SMITH ) relative to declaring the Second Annual 5K Family Walk-A-Thon on April 22, 2006 a Special Event (fees and costs absorbed by the City = \$1,624).

Recommendation for Council action:

DECLARE the Second Annual 5K Family Walk-A-Thon, sponsored by Healthy Start on April 22, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.

ITEM NO. (45) - ADOPTED

06-0936

CD 2 MOTION (GREUEL - WEISS) relative to declaring the Sherman Oaks Band Review on May 6, 2006 a Special Event (fees and costs absorbed by the City = \$4,689).

Recommendation for Council action:

DECLARE the Sherman Oaks Band Review, sponsored by Notre Dame High School on May 6, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.

## Item for Which Public Hearing Has Been Held - Item 46

ITEM NO. (46) - MEETING HELD - ACTION TAKEN IN CLOSED SESSION

06-0943

CONSIDERATION OF MOTION (GARCETTI - ROSENDAHL) relative to a ruling by the United States Court of Appeals, Ninth Circuit in the case of Jones v. City of Los Angeles, U.S.C.A. 9th, No. 04-55324.

Recommendation for Council action:

REQUEST the City Attorney to brief the Council in Closed Session relative to potential actions that may be taken on behalf of the City in response to the ruling of the United States Court of Appeals, Ninth Circuit in the case of Jones v. City of Los Angeles relative to the City's enforcement of an Ordinance that prohibits sitting, lying, or sleeping on public streets and sidewalks at all times (Chapter 4, Article 1, Section 41.18 of the Los Angeles Municipal Code).

(Public Safety Committee waived consideration of the above matter)

[Council shall recess to Closed Session, pursuant to Government Code Section 54956.9 (a), to confer with its legal counsel relative to the above matter]

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

02-1427

MOTION (GARCETTI - LABONGE) relative to declaring the 14th Annual Espy Awards on July 12, 2006 a Special Event (fees and costs absorbed by the City = \$6,500).

02-0647

MOTION (PERRY for PARKS - GREUEL) relative to declaring the 13th Annual Revlon Run/Walk for Women on May 13, 2006 a Special Event (fees and costs absorbed by the City = \$20,000).

04-0276

MOTION (LABONGE - GREUEL) relative to declaring the 14th Annual NoHo Theatre and Arts Festival on May 19-21, 2006 a Special Event (fees and costs absorbed by the City = \$18,197).

06-1000

MOTION (LABONGE - GREUEL) relative to declaring the Senior Health Fair and Medicare Part D Enrollment Fair on May 7, 2006 a Special Event (fees and costs absorbed by the City = \$1,220).

05-1073-S52

MOTION (GREUEL - LABONGE - GARCETTI) relative to providing financial assistance for beautification projects that will benefit Council Districts Two and Four.

## COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Motion (LaBonge -Smith ) unanimously adopted to excuse Councilmember Rosendahl from the Council session of May 5, 2006 due to personal business and upon his request, and without objections, Councilmember Rosendahl was excused from the Council session of May 9, 2006 due to personal business.

Upon his request, and without objections, Councilmember Weiss was excused from the Council Sessions of June 13, 14 & 16, 2006 due to personal business and upon his request, and without objections, Councilmember Weiss was excused from the Council Sessions of August 15, 16 & 18 due to personal business.

## COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

06-0777 - Chief Gary Bowie

(Smith - All Councilmembers)

Willie L. Bradford

(Garcetti - All Councilmembers)

Rick Angel and Jerry Amiot  
Chatsworth Florist

(Smith - Padilla)

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

06-0776 - Irene Colella

(Smith)

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

Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL