

Los Angeles City Council, Journal/Council Proceedings
Friday, May 5, 2006
Van Nuys City Hall, 14410 Sylvan Street, Van Nuys, CA 91401 - 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, Padilla, Parks, Reyes, Smith, Weiss, Wesson and President Garcetti (11); Absent: LaBonge, Perry, Rosendahl and Zine (4).

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
MAY 2, 2006

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - NONE

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

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

Items Noticed for Public Hearing - Items 1-6

Roll Call #1 - Motion (Smith - Huizar) Adopted to Continue for Ballot Tabulation Results,
Unanimous Vote (11); Absent: LaBonge, Perry, Rosendahl and Zine (4)
(Item Nos. 1-6)

ITEM NO. (1) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE
PRESENTED ON MAY 26, 2006

05-2713

CD 12 HEARING PROTESTS against the proposed improvement and maintenance of the
PARTHENIA STREET AND LURLINE AVENUE LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Parthenia
Street and Lurline Avenue Lighting District, in accordance with Sections 6.95-6.127 of the
Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on March 1, 2006 - Continue hearing and present
Ordinance on MAY 26, 2006 to consider report of protests to be submitted as a result of
balloting, pursuant to Proposition 218)

ITEM NO. (2) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED ON MAY 26, 2006

05-2712

CD 9 HEARING PROTESTS against the proposed improvement and maintenance of the 12TH AND SAN PEDRO STREETS LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of 12th and San Pedro Streets Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on March 1, 2006 - Continue hearing and present Ordinance on MAY 26, 2006 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (3) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED ON MAY 26, 2006

05-2711

CD 12 HEARING PROTESTS against the proposed improvement and maintenance of the KINGSBURY STREET AND NORTHRIDGE HILL DRIVE LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Kingsbury Street and Northridge Hill Drive Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on March 1, 2006 - Continue hearing and present Ordinance on MAY 26, 2006 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (4) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED ON MAY 26, 2006

05-2709

CD 14 HEARING PROTESTS against the proposed improvement and maintenance of the LOS ANGELES AND ARCADIA STREETS LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Los Angeles and Arcadia Streets Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on March 1, 2006 - Continue hearing and present Ordinance on MAY 26, 2006 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (5) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED ON MAY 26, 2006

04-1975

CD 6

HEARING PROTESTS against the proposed improvement and maintenance of the TROOST AVENUE AND CANTARA STREET (REBALLOT) LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Troost Avenue and Cantara Street (Reballot) Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on March 1, 2006 - Continue hearing and present Ordinance on MAY 26, 2006 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (6) - PUBLIC HEARING HELD - HEARING CONTINUED AND ORDINANCE TO BE PRESENTED ON MAY 26, 2006

05-2796

CD 2

HEARING PROTESTS against the proposed improvement and maintenance of the LEDGE AVENUE AND LA TUNA CANYON ROAD LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Ledge Avenue and La Tuna Canyon Road Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on March 1, 2006 - Continue hearing and present Ordinance on MAY 26, 2006 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

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

ITEM NO. (7) - ADOPTED - FORTHWITH

Roll Call #5 - Motion (Parks - Padilla) Adopted, Ayes (11); Absent: LaBonge, Perry, Rosendahl and Zine (4)

06-0873-S1

CDs 8&9 AD HOC STADIUM COMMITTEE REPORT relative to negotiating with the Memorial Coliseum Commission and other parties of interest regarding necessary and appropriate land use and cooperation agreements setting forth terms of public participation for the rehabilitation and use of the Los Angeles Memorial Coliseum as a venue for a professional football team.

Recommendations for Council action:

1. AUTHORIZE the Chief Legislative Analyst (CLA), with the cooperation and assistance of the Community Redevelopment Agency, Planning Department, and the City Attorney, to continue negotiations with the Memorial Coliseum Commission and other parties of interest relative to necessary and appropriate land use and cooperation agreements setting forth the terms of any public participation relative to the use of the Los Angeles Memorial Coliseum as a National Football League (NFL) venue.
2. REQUEST that the Memorial Coliseum Commission report to the Council relative to the general guidelines for employment and job opportunities associated with and resulting from the rehabilitation and use of the Los Angeles Memorial Coliseum for professional football.

Fiscal Impact Statement: The CLA reports that this action does not impact the General Fund. Revenues associated with any public participation are to be generated solely by tax increment funds produced by the increase of Coliseum property valuation as a result of NFL investments in the rehabilitation/renovation of the Coliseum and cannot be used for Coliseum construction per State Assembly Bill 2805 and prior Council action.

ITEM NO. (8) - SUBSTITUTE MOTION ADOPTED IN LIEU OF COMMITTEE REPORT - SEE FOLLOWING

Roll Call #6 - Motion (Wesson - Garcetti) to Adopt Substitute Motion, Ayes (11)
Absent: LaBonge, Perry, Rosendahl and Zine (4)

06-0100

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the continuation of various public service programs funded under the 2006-07 Community Development Block Grant (CDBG), and related contracts and contract extensions with program agencies.

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

RECEIVED AND FILED

1. AUTHORIZE the General Manager, Community Development Department (CDD), or designee, to:
 - a. Negotiate and execute amendments to city agreements with Family Development Network (FDN) contractors listed in Attachment A of the CDD report to the Mayor dated March 17, 2006 (attached to the Council file) for the four-month period April 1, 2006 through July 31, 2006, each amendment for an amount(s) not to exceed that indicated for the contractor in Attachment A, subject to review by the CDD of the Community Based Development Organization (CBDO) status of the FDN, and approval by the City Attorney as to form and legality.
 - b. Negotiate and execute amendments to city agreements with Neighborhood Action Program (NAP) contractors listed in Attachment A to the report for the one-year period April 1, 2006 through March 31, 2007, each amendment for an amount(s) not to exceed that indicated for the contractor in Attachment A of the CDD report, subject to review by the CDD for CBDO status where indicated, and the approval of the City Attorney as to form and legality.
 - c. Negotiate and execute amendments to city agreements for the Day Laborer Program contractors as indicated in Attachment B of the CDD report for the one-year period April 1, 2006 through March 31, 2007, each amendment for an amount(s) not to exceed that indicated for the contractor in Attachment B, subject to review by the CDD as to CBDO status, and approval of the City Attorney as to form and legality.
 - d. Negotiate and execute a city agreement with The Children's Collective, Inc., for an amount not to exceed \$969,612 to support certain operations at the Rita Walters Learning Complex for which funding is provided in the 2006-07 Consolidated Plan for the period April 1, 2006 through March 31, 2007, subject to review by the CDD as to CBDO status, and approval by the City Attorney as to form and legality.
 - e. Negotiate and execute an amendment to City Contract No. 101313 with Central City Neighborhood Partners (CCNP) for an amount not to exceed \$500,000, i.e., using \$200,000 in CDBG-Public Services funding to support the continued operation of the Healthy Lifestyles program and using up to \$300,000 in CDBG-CBDO funding for other economic development activities yet to be negotiated, for the one-year period April 1, 2006 through March 31, 2007, subject to review by the CDD as to CBDO status, and approval of the City Attorney as to form and legality.
2. INSTRUCT the General Manager, CDD, or designee, to:
 - a. Report back no later than May 15, 2006, to the Mayor and Council with recommendations for the selection of contractors for the FDN program as a result of the 2006 FDN RFP process currently underway.
 - b. Report back by June 30, 2006, to the Mayor and Council with recommended policies for an RFP process for the NAP to be conducted before the end of calendar year 2006.

3. APPROVE the reduced funding proposed for the Human Services Delivery System for the 2006-07 Program Year to implement a 3 percent reduction in annual funding available for the FDN program and a 10.53 percent reduction in annual funding available for NAP.

4. AUTHORIZE the Controller to:

- a. Establish an account within Fund 428 Community Services Block Grant (CSBG) for NAP for the 6-month period from April to December 2006.

<u>Account</u>	<u>Title</u>	<u>Amount</u>
Y401	Human Services Delivery System-NAP	\$4,066,016

- b. Appropriate \$329,734 from the General City Purposes (GCP) Fund to CDD's General Fund-Variou s Program Fund 551, Account A600 titled Day Laborer Program upon approval of CDD's request for GCP funding by Mayor and Council.

- c. Transfer cash in the amount of \$329,734 from the GCP Fund to CDD's General Fund-Variou s Program Fund 551 upon approval of the request for funding by Mayor and Council.

- d. Transfer appropriations within the Community Development Trust Fund No. 424 as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
From: W309	CBDO-Day Laborer	\$53,566

<u>Account</u>	<u>Title</u>	<u>Amount</u>
To: A309	CBDO-Day Laborer	\$53,566

- e. Expend funds upon proper demand of the General Manager, CDD as follows:

<u>Fund</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
428	Y401	Human Services Delivery System	\$ 4,066,016
	- NAP		
424	A309	CBDO-Day Laborer	1,260,038
424	A301	Public Services-Human Services Delivery System	1,321,790
424	A302	CBDO-Human Services Delivery System Part 1	3,213,437
424	A307	CBDO-Central City Neighborhood Partners	300,000
424	A308	Public Services-Central City Neighborhood Partners	200,000
424	A413	CBDO-Rita Walters	969,612
45C	Y045	Traffic Safety Education Program	96,000
551	A600	Day Laborer	<u>329,734</u>

Total: \$11,756,627

5. AUTHORIZE the General Manager CDD, or designee, to prepare any Controller's instructions needed to implement this action, and/or to make necessary technical adjustments, subject to the approval of the City Administrative Officer (CAO); and, further, AUTHORIZE the Controller to implement the instructions.
6. AUTHORIZE the General Managers, or designees, of implementing departments to negotiate and execute City Agreements and contract extensions with those agencies funded under CBDO category in the 32nd Year Consolidated Plan upon receipt of a letter from CDD determining that the agency's activities are eligible and a letter from the agency stating that they will make changes to their by-laws pending HUD's guidance on CBDO eligibility requirements.

Fiscal Impact Statement: The CDD reports that funding for projects specified in this transmittal comes from the 2006-07 CDBG and, also, from the CSBG (which include allocations from the actual 2006 and projected 2007 awards), except for part of the Day Laborer Program. An application for GCP funds for the Day Laborer Program was submitted and the annual program budget shown in Attachment B of the CDD report includes a projected \$329,734 in 2006-07 GCP funds. Actual allocation of 2006-07 GCP funds is not known at this time. If GCP funds are not allocated to the Day Laborer program, the CDD will report back to the Mayor and Council for direction on applying the funding reduction to the entire program.

Similarly, should anticipated 2007 CSBG funding to support the Human Services Delivery System be reduced or eliminated, CDD will report back to the Mayor and Council for direction on the scope and application of the reduction to the Human Services Delivery System. City agreements that would be amended pursuant to actions recommended in this transmittal contain language stating that funding for all periods of the agreement is subject to the continuing availability of federal funds for the program to the City.

Funding for the projects specified in this transmittal come from the 32nd Year Consolidated Plan. This action will not impact the General Fund.

ADOPTED

SUBSTITUTE MOTION (WESSON - GARCETTI)

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

1. APPROVE the reduced funding proposed for the Human Services Delivery System (HSDS) for the 2006-07 Program Year to implement a three percent reduction in annual funding available for the Family Development Network (FDN) program and a 10.53 percent reduction in annual funding available for the Neighborhood Action Program (NAP).
2. AUTHORIZE the General Manager, Community Development Department (CDD) to:

- a. Negotiate and execute, subject to review and approval by the CDD as to Community-Based Development Organization (CBDO) certification for those agencies receiving CBDO funding [as an interim action to mitigate a disruption in services, CDD is instructed to provide a letter of eligibility to agencies with qualifying activities, and agencies to provide CDD with a letter stating intent to modify by-laws and/or other organizational documents to meet CBDO eligibility, pending additional U.S. Department of Housing and Urban Development (HUD) guidance on this matter]; substantially in form to the pro-forma agreements included in Council file No. 06-0100, and subject to review by the City Attorney as to form and legality and the Department of Public Works, Bureau of Contract Administration, as to compliance with City contracting requirements:
- 1) Amendments to City Agreements with FDN contractors listed in the attachment to the CDD transmittal dated March 17, 2006 for a period of four months, April 1, 2006 through July 31, 2006, in amounts for each agency not to exceed those specified in the transmittal, reflecting a collective amount of \$3,135,336 in Community Development Block Grant (CDBG)/CBDO and Office of Traffic Safety funds.
 - 2) Amendments to City Agreements with NAP contractors listed in the attachment to the CDD transmittal dated March 17, 2006, for a period of one year, April 1, 2006 through March 31, 2007, in amounts for each agency not to exceed those specified in the transmittal, reflecting a collective amount of \$6,942,872 in CDBG/Public Services and Community Services Block Grant (CSBG) funds, and incorporating restrictions for the expenditure of \$1,80,965 in 2007 CSBG funds until such time that the City has provided written notice to contractors for authority to expend these funds.
 - 3) Amendments to City Agreements for Day Laborer Program contractors listed in the attachment to CDD's transmittal dated March 17, 2006, for a period of one year, April 1, 2006 through March 31, 2007, in amounts not to exceed those considered in connection with the 2006-07 Consolidated Plan approvals (CF 06-0100) and anticipated in the 2006-07 Proposed Budget, including \$1,260,038 in CDBG and \$320,784 in General City Purposes (GCP) funds, reflecting a collective amount of \$1,580,822, and incorporating restrictions for the expenditure of \$230,993 GCP funds until such time that the City has provided written notice to contractors for authority to expend these funds.
 - 4) A City Agreement with The Children's Collective, Inc. for a period of one year, April 1, 2006 through March 31, 2007, in an amount not to exceed \$969,612 to support operations at the Rita Walters Learning Complex for which funding is provided in the 2006-07 Consolidated Plan (Project ID CB3219).
 - 5) An amendment to City Agreement No. 101313 with Central City Neighborhood Partners (CCNP) for a period of one year, April 1, 2006 through March 31, 2007, in an amount not to exceed \$200,000 (Public Services component), to support continued operation of the agency's Health Lifestyles program.

- b. Prepare Controller instructions and/or make any technical adjustments that may be required and are consistent with the action on the above matter, subject to approval of the City Administrative Officer, and authorize the Controller to implement these instructions.
- c. Report no later than May 15, 2006 with recommendations for the selection of contractors for the FDN program as a result of the 2006 FDN Request for Proposals (RFP) process currently underway; and on the status of a CDBO eligibility determination for CCNP, including any necessary implementing instructions.
- d. Report no later than June 30, 2006 with recommended policies for a RFP process or the NAP program to be conducted before the end of calendar year 2006.

3. AUTHORIZE the Controller to:

- a. Establish an account and appropriate within Fund 428, Community Services Block Grant (CSBG), for the NAP for a six-month period, April 2006 to December 2006, utilizing grant funding from the 2006 CSBG award to the City (CF 06-0076) from the State Department of Community Services and Department, as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
Y401	Human Services Delivery System-NAP	\$4,066,016

- b. Transfer appropriations within the Community Development Trust Fund, Fund No. 424, as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
From: W309	CBDO-Day Laborer	\$53,566
To: A309	CBDO-Day Laborer	\$53,566

- c. Expend amounts up to, upon proper demand of the General Manager, CDD, as follows:

<u>Fund</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
428	Y401	HSDS - NAP	\$ 4,066,016
424	A309	CBDO-Day Laborer	1,260,038
424	A301	Public Services-HSDS	1,321,790
424	A302	CBDO-HSDS Part 1	3,213,437
424	A308	Public Services-CCNP	200,000
424	A413	CBDO-Rita Walters	969,612
45C	Y045	Traffic Safety Education Program	<u>96,000</u>
Total			\$11,126,893

4. Instruct the City Clerk to schedule for Council consideration on or after July 1, 2006, the following recommendations:

That the Council, subject to the approval of the Mayor, and contingent on approval of no less than \$329,734 in General City Purposes (GCP) funding for the Day laborer Program in the 2006-07 Adopted Budget authorize the Controller to:

- a. Appropriate \$329,734 from the GCP Fund to General Fund - Various Programs Fund, Fund No. 551, Account A600, titled Day Laborer Program.
- b. Transfer cash in the amount of \$329,734 from the GCP to General Fund - Various Programs Fund, Fund No. 551.
- c. Expend funds from Fund No. 551, Account A600, Day Laborer Program, upon proper demand of the General Manager, CDD.

ITEM NO. (9) - REFERRED BACK TO THE INTERGOVERNMENTAL RELATIONS COMMITTEE

Roll Call #2 - Motion (Smith - Wesson) Adopted to Refer, Ayes (11); Absent: LaBonge, Perry, Rosendahl and Zine (4)

05-0002-S104

INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT relative to the City's position on AB 1688 (Niello) or any other legislation that would give street service investigators the power to arrest those found to be illegally dumping and others committing misdemeanors in the investigators presence and offer additional civil liability protection to those investigators.

Recommendation for Council action, pursuant to Resolution (Rosendahl - Reyes - Garcetti), SUBJECT TO THE CONCURRENCE OF THE MAYOR:

RESOLVE to include in the City's 2005-06 State Legislative Program, SUPPORT for AB 1688 (Niello) or any other legislation that would give street service investigators the power to arrest those found to be illegally dumping and others committing misdemeanors in the investigators presence and offer additional civil liability protection to those investigators.

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

Roll Call #3 - Motion (Parks - Padilla) Adopted, Ayes (11); Absent: LaBonge, Perry, Rosendahl and Zine (4)
(Item Nos. 10-12)

ITEM NO. (10) - ADOPTED

06-0002-S13

INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT relative to the City's position on AB 167 (Cohn - Saratoga) which would amend the definition of Penal Code Section 653 (m), the illegal repeated communication with the intent to annoy and the application of that definition.

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

RESOLVE to include in the City's 2005-06 State Legislative Program, SUPPORT for AB 167 (Cohn - Saratoga) which would amend the definition of Penal Code Section 653 (m), the illegal repeated communication with the intent to annoy and the application of that definition.

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

ITEM NO. (11) - ADOPTED

06-0002-S55

INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT relative to the City's position on SB 1627 (Kehoe) regarding wireless telecommunication facilities.

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

RESOLVE to include in the City's 2005-06 State Legislative Program, OPPOSITION to SB 1627 (Kehoe), which would require all jurisdictions, including charter cities, to administratively approve application for collocation of wireless antennas and facilities.

Fiscal Impact Statement: The Chief Legislative Analyst reports there is no impact to the General Fund resulting from this action.

ITEM NO. (12) - ADOPTED

06-0002-S70

INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT relative to the City's position on legislation to authorize a local ordinance to regulate the use of bicycles in pedestrian crosswalks at intersections.

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

RESOLVE to include in the City's 2005-06 State Legislative Program, SPONSORSHIP or SUPPORT of legislation to amend the Vehicle Code to authorize the operation of bicycles in crosswalks subject to local ordinances, as recommended by the Department of Transportation and the California Bicycle Advisory Committee.

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

Items for Which Public Hearings Have Not Been Held - Items 13-34 (10 Votes Required for Consideration)

Roll Call #4 - Motion (Greuel - Cardenas) Adopted, Ayes (11); Absent: LaBonge, Perry, Rosendahl and Zine (4)
(Item Nos. 13-17)

ITEM NO. (13) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS - ORDINANCE OVER ONE WEEK TO MAY 12, 2006

06-0586
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 MOORPARK STREET AND GREENBUSH AVENUE 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 15, 2006.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JULY 14, 2006 as the hearing date for the maintenance of Moorpark Street and Greenbush Avenue 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, \$252.81 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: July 7, 2006)

ITEM NO. (14) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS -
ORDINANCE OVER ONE WEEK TO MAY 12, 2006

06-0587
CD 3

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of BLYTHE STREET AND YOLANDA AVENUE 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 15, 2006.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JULY 14, 2006 as the hearing date for the maintenance of Blythe Street and Yolanda Avenue 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, \$673.20 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: July 7, 2006)

ITEM NO. (15) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS -
ORDINANCE OVER ONE WEEK TO MAY 12, 2006

06-0588
CD 4

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of BEACHWOOD DRIVE AND FRANKLIN AVENUE 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 14, 2006 as the hearing date for the maintenance of Beachwood Drive and Franklin Avenue 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, \$560.90 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: July 7, 2006)

ITEM NO. (16) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS -
ORDINANCE OVER ONE WEEK TO MAY 12, 2006

06-0591
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 CHATSWORTH STREET AND AQUEDUCT AVENUE 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 14, 2006 as the hearing date for the maintenance of Chatsworth Street and Aqueduct Avenue 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, \$839.97 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: July 7, 2006)

ITEM NO. (17) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS -
ORDINANCE OVER ONE WEEK TO MAY 12, 2006

06-0631
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 RAYEN STREET AND DARBY AVENUE 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 17, 2006.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JULY 14, 2006 as the hearing date for the maintenance of Rayen Street and Darby Avenue 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, \$187.32 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: July 7, 2006)

ITEM NO. (18) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

Roll Call #7 - Motion (Smith - Weiss) Adopted, Ayes (11); Absent: LaBonge, Perry, Rosendahl and Zine (4)

06-0002-S59

COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST relative to the City's position on AB 2210 (Goldberg) which would recast existing provisions regulating the operation of tow truck service or tow truck drivers by local authorities.

Recommendation for Council action, pursuant to Resolution (Zine - Smith), SUBJECT TO THE CONCURRENCE OF THE MAYOR:

RESOLVE that the City include in its 2005-06 State Legislative Program, SUPPORT for AB 2210 (Goldberg) which would recast the law governing towing of vehicles to permit local authorities to require specific written authorization from the property owner or the lessee prior to removal of any vehicle, require towing companies to provide a photocopy of the written authorization to the vehicle owner or an agent of that owner prior to receipt of payment for towing and storage fees, prohibit towing companies from removing or commencing the removal of a vehicle unless the towing company has made a good faith inquiry to determine the statutory restrictions regarding the removal of the vehicle from certain records and to make violation of any of these provisions a misdemeanor and subject to civil action for up to four times the amount of the towing and storage charges.

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

(Intergovernmental Relations Committee waived consideration of the above matter)

Roll Call #4 - Motion (Greuel - Cardenas) Adopted, Ayes (11); Absent: Labonge, Perry, Rosendahl and Zine (4)
(Item Nos. 19-34)

ITEM NO. (19) - ADOPTED

03-1454

CD 4 MOTION (LABONGE - HAHN) relative to declaring the Bastille Day Festival on July 16, 2006 a Special Event (fees and costs absorbed by the City = \$2,987).

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

1. DECLARE the Bastille Day 2006, sponsored by the Passions Production on July 16, 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 \$480 from the Unappropriated Balance Fund No. 100-58 to the General Services Department 40 Fund No. 100-40, to Account No. 1090 (Overtime Account) for Fleet Services for costs associated with the "Bastille Day Festival 2006" for the use of the mobile stage to be reimbursed by the Event Sponsor.

ITEM NO. (20) - ADOPTED

06-0972

CD 1 MOTION (REYES - LABONGE) relative to declaring the We Are America March and Rally on May 1, 2006 a Special Event (fees and costs absorbed by the City = \$8,830).

Recommendation for Council action:

DECLARE the We Are America March and Rally, sponsored by We Are America, a coalition of 125 labor, business and Roman Catholic groups on May 1, 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. (21) - SUBSTITUTE MOTION ADOPTED IN LIEU OF ORIGINAL MOTION -
SEE FOLLOWING

05-0638

CD 13 MOTION (GARCETTI - GREUEL) relative to declaring the 27th Annual Benefit Art Auction on May 17, 2006 a Special Event (fees and costs absorbed by the City = none submitted).

Recommendation for Council action:

DECLARE the 27th Annual Benefit Art Auction, sponsored by the Los Angeles Contemporary Exhibitions on May 17, 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 in connection with this event INCLUDING parking fees at City Lot 742 located at 1633 N. Wilcox Avenue during the hours of the event.

ADOPTED

SUBSTITUTE MOTION (GARCETTI - HUIZAR):

Recommendation for Council action:

DECLARE the 27th Annual Benefit Art Auction, sponsored by the Los Angeles Contemporary Exhibitions on May 17, 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 in connection with this event INCLUDING parking fees at City Lot 742 located at 1633 N. Wilcox Avenue during the hours of the event.

ITEM NO. (22) - ADOPTED

06-0974

CD 4 MOTION (LABONGE - HAHN) relative to declaring the United Armenian Congregational Church 37th Annual Picnic on June 11, 2006 a Special Event (fees and costs absorbed by the City = \$1,025).

Recommendation for Council action:

DECLARE the United Armenian Congregational Church 37th Annual Picnic, sponsored by the United Armenian Congregational Church on June 11, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.

ITEM NO. (23) - ADOPTED

06-0973

CD 9 MOTION (PERRY - PARKS) relative to declaring the First Annual Community Beautification Block Party on May 13, 2006 a Special Event (fees and costs absorbed by the City = \$1,480).

Recommendation for Council action:

DECLARE the First Annual Community Beautification Block Party, sponsored by the South Central Neighborhood Council 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. (24) - ADOPTED

02-0739

CD 5 MOTION (PERRY - PARKS) relative to declaring the Annual Mother's Day Celebration on May 13, 2006 a Special Event (fees and costs absorbed by the City = \$2,420).

Recommendation for Council action:

DECLARE the Annual Mother's Day Celebration, sponsored by the 51st Block Club 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. (25) - ADOPTED

06-0959

CD 9 MOTION (PERRY - PARKS) relative to declaring the Second Annual Father's Day Event on June 17, 2006 a Special Event (fees and costs absorbed by the City = \$2,315).

Recommendation for Council action:

DECLARE the Second Annual Father's Day Event, sponsored by the United Father for Life on June 17, 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. (26) - ADOPTED

06-0962

CD 8 MOTION (PARKS - CARDENAS) relative to declaring the 30th Anniversary Alumni Awards and Scholarship Benefit Gala on April 29, 2006 a Special Event (fees and costs absorbed by the City = \$500).

Recommendation for Council action:

DECLARE the 30th Anniversary Alumni Awards and Scholarship Benefit Gala, sponsored by the University of Southern California Black Alumni Association 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. (27) - ADOPTED

04-0718

CD 2 MOTION (GREUEL - WEISS) relative to declaring the Saint Francis de Sales 2006 School Fair on May 5-7, 2006 a Special Event (fees and costs absorbed by the City = \$3,447).

Recommendation for Council action:

DECLARE the Saint Francis de Sales 2006 School Fair, sponsored by the Saint Francis de Sales School on May 5-7, 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. (28) - SUBSTITUTE MOTION ADOPTED IN LIEU OF ORIGINAL MOTION -
SEE FOLLOWING

06-0961

CD 9

MOTION (PERRY - PARKS) relative to declaring the Museum of Contemporary Art Gala on May 19, 2006 a Special Event (event sponsor to reimburse the City for all fees and costs incurred).

Recommendation for Council action:

DECLARE the Museum of Contemporary Art Gala, sponsored by the Museum of Contemporary Art on May 19, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion

ADOPTED

SUBSTITUTE MOTION (PARKS FOR PERRY - GARCETTI):

Recommendation for Council action:

DECLARE the Museum of Contemporary Art Gala, sponsored by the Museum of Contemporary Art on May 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.

ITEM NO. (29) - ADOPTED

04-0739

CD 5

MOTION (WEISS - ROSENDAHL) relative to declaring the Los Angeles Times Festival of Books on April 29-30, 2006, a Special Event (fees and costs incurred by the city = \$17,000; event sponsors to reimburse the City \$6,500).

Recommendation for Council action:

DECLARE the Los Angeles Times Festival of Books, sponsored by the Los Angeles Times in association with the University of California Los Angeles on May 19, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion.

ITEM NO. (30) - ADOPTED

06-0963

CD 6

MOTION (CARDENAS - PARKS) relative to declaring the Van Nuys Airport Rockin' AirFest 2006 on June 11, 2006, a Special Event.

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

1. DECLARE the Van Nuys Airport Rockin' AirFest 2006 on June 11, 2006 a Special Event.
2. AUTHORIZE the Department of Transportation (LADOT) to bill and receive payment from the Los Angeles World Airports no more than \$30,000 for engineering and traffic management services and deposit those monies into LADOT Trust Fund No. 840 to be transferred to LADOT Fund No. 100/94 and Accounts Nos. 1090 (Salaries, Overtime) and 3090 (Field Equipment Expense) as needed to perform such services as detailed in the Motion.
3. REQUEST the Los Angeles Police Department to provide the necessary officers.
4. REQUEST the Los Angeles Fire Department to alert any personnel or equipment deemed necessary for public safety.
5. REQUEST the Bureau of Street Maintenance to provide and deliver 500 barricades at the Rockin' AirFest 2006 site on June 1, 2006 for public safety and provide and deliver barricades to restrict street access to the Bull Creek neighborhood and the neighborhoods west of the site during the event as deemed necessary by Van Nuys Airport Police and LADOT staff.
6. REQUEST the Department on Disability to provide the necessary sign language interpreters, assistive listening devices and other required services.

ITEM NO. (31) - ADOPTED

06-0964
CD 13

MOTION (GARCETTI - REYES - ROSENDAHL) relative to authorizing the Bureau of Street Services (BOSS) to perform work associated with Northeast Trees, Inc. (NET) project at the intersection of Blake and Oros Streets.

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

1. AUTHORIZE the Director, BOSS, to perform the work associated with the NET project at the intersection of Blake and Oros Streets.
2. AUTHORIZE the Controller to DEPOSIT a check in the amount of \$45,000 received from NET into the Subventions and Grants Fund, Fund No. 305, Department 50, into a project account entitled 'Blake St at Oros St Phase 1, Intersection Remediation" and TRANSFER and APPROPRIATE therefrom to the Department of Public Works, Bureau of Street Services, Department 86, Fund 100, into the following accounts:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1090	Salaries-Overtime	\$20,439
1110	Hiring Hall-Salaries	2,851
1120	Hiring Hall-Benefits	1,425
3030	Construction Materials	6,013
3040	Contractual Services	9,272
6020	Operating Supplies	<u>5,000</u>
	Total	\$45,000

3. AUTHORIZE the Controller, Director, BOSS, Chief Legislative Analyst, or their designees, to make technical corrections or clarifications to the above transfer instructions in order to implement the intent of this motion.

ITEM NO. (32) - ADOPTED

06-0970

RESOLUTION (REYES - PERRY) relative to declaring April 29, 2006 as Arbor Day in the City of Los Angeles.

Recommendation for Council action:

RESOLVE to DECLARE April 29, 2006 as Arbor Day in the City of Los Angeles.

ITEM NO. (33) - ADOPTED

06-0971

RESOLUTION (GREUEL - GARCETTI) relative to declaring May 2006 as "Neurofibromatosis Awareness Month" in the City of Los Angeles.

Recommendation for Council action:

RESOLVE to DECLARE May 2006 as "Neurofibromatosis Awareness Month" in the City of Los Angeles.

ITEM NO. (34) - ADOPTED

02-0786

RESOLUTION (PERRY - ROSENDAHL) relative to declaring May 2006 as "Teenage Pregnancy Awareness Month" in the City of Los Angeles.

Recommendation for Council action:

RESOLVE to DECLARE May 2006 as "Teenage Pregnancy Awareness Month" in the City of Los Angeles.

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

05-1316-S1

CD 13 MOTION (GARCETTI - HUIZAR) relative to declaring the Thai Jazz Festival on May 21, 2006 a Special Event (fees and costs absorbed by the City = none submitted).

06-1053

CD 1 MOTION (REYES - SMITH) relative to declaring the Big Sunday Community Pride Event on May 7, 2006 a Special Event (fees and costs absorbed by the City = \$1,000).

06-1054

CD 7 MOTION (PADILLA - CARDENAS) relative to declaring the Verizon Wireless/Black Eyed Peas Concert on May 11, 2006 a Special Event (fees and costs absorbed by the City = \$972).

06-0878-S1

MOTION (HUIZAR - WESSON) relative to amending Council action of April 28, 2006 (Council file No. 06-0878) regarding the special event declaration for Big Sunday.

06-0976-S1

MOTION (CARDENAS for PERRY - SMITH) relative to Council asserting jurisdiction over the May 2, 2006 action taken by the Board of Water and Power Commissioners regarding increasing pole attachment and anchor fees.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon his request, and without objections, Councilmember Rosendahl was excused to leave at 11:30 a.m. from the Council session of Tuesday, May 23, 2006 due to City business.

Motion (Greuel - Huizar) unanimously adopted to excuse Councilmember Perry to arrive late to the Council session of Tuesday, May 9, 2006 due to City business.

Upon his request, and without objections, Councilmember Smith was excused from the Council session of Wednesday, May 31, 2006 due to City business.

Upon his request, and without objections, Councilmember LaBonge was excused to leave at 12:30 p.m. from the Council session of Friday, May 26, 2006 due to City business.

Motion (Hahn -Huizar) unanimously adopted to excuse Councilmember Weiss from the Council session of Friday, June 2, 2006 due to personal business.

Upon his request, and without objections, Councilmember Weiss was excused to arrive at 10:30 a.m. to the Council session of Wednesday, May 10, 2006 due to City business.

Motion (Smith - Huizar) unanimously adopted to excuse Councilmember Wesson to leave at 11:00 a.m. from the Council session of Tuesday, May 9, 2006 due to City business.

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

Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL