

Los Angeles City Council, Journal/Council Proceedings
Friday, April 21, 2006
John Ferraro Council Chamber, Room 340, City Hall - 9 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, Perry, Reyes, Rosendahl, Weiss, Wesson, Zine and President Garcetti (13); Absent: LaBonge and Smith (2).

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
APRIL 18, 2006

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 31

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 1-17

ITEM NO. (1) - PUBLIC HEARING CLOSED - PROTESTS DENIED - ORDINANCE ADOPTED

Roll Call #9 - Motion (Rosendahl - Parks) Adopted, Ayes (13); Absent: LaBonge and Smith (2)

[04-0683-S1](#)

CD 11 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST
CONSIDERATION relative to the improvement and maintenance of DARLINGTON AND
WESTGATE AVENUES NO. 2 LIGHTING DISTRICT.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held March 31, 2006)

Roll Call #3 - Motion (Zine - Reyes) Adopted, Ayes (13); Absent: LaBonge and Smith (2)
(Item Nos. 2-4)

ITEM NO. (2) - PUBLIC HEARING CLOSED - NO PROTESTS - ORDINANCE ADOPTED

04-1870-S1

CD 11 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of BUTLER AND MISSISSIPPI AVENUES NO. 2 LIGHTING DISTRICT.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held March 31, 2006)

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

05-2450

CD 6 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of VALERIO STREET AND FORBES AVENUE LIGHTING DISTRICT.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held March 31, 2006)

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

05-2451

CD 3 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of CORBIN AVENUE AND VANOWEN STREET NO. 1 LIGHTING DISTRICT.

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

1. DENY the protests and confirm the assessments.

2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held March 31, 2006)

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

Roll Call #10 - Motion (Rosendahl - Reyes) Adopted, Ayes (13); Absent: LaBonge and Smith (2)

05-2517

CD 4

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of BLOOMFIELD STREET AND LANKERSHIM BOULEVARD LIGHTING DISTRICT.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held March 31, 2006)

Roll Call #3 - Motion (Zine - Reyes) Adopted, Ayes (13); Absent: LaBonge and Smith (2)
(Item Nos. 6-7)

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

05-2520

CD 2

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of BURBANK BOULEVARD AND SYLMAR AVENUE LIGHTING DISTRICT.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held March 31, 2006)

ITEM NO. (7) - PUBLIC HEARING CLOSED - NO PROTESTS - ORDINANCE ADOPTED

05-2521

CD 1 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of WILSHIRE BOULEVARD AND BIXEL STREET LIGHTING DISTRICT.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held March 31, 2006)

ITEM NO. (8) - PUBLIC HEARING CLOSED - ORDINANCE ADOPTED

Roll Call #11 - Motion (Rosendahl - Huizar) Adopted, Ayes (13); Absent: LaBonge and Smith (2)

05-2455

CD 11 CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of GRANVILLE AND IOWA AVENUES LIGHTING DISTRICT.

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

1. FIND that a majority protest exists in the Street Lighting Maintenance Assessment District and therefore the proposed assessment cannot be enacted.
2. PRESENT and ADOPT the accompanying ORDINANCE abandoning all proceedings relating to the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).
3. INSTRUCT the Director, Bureau of Street Lighting, to assure that the streetlight(s) are not installed or are removed from service if previously installed.

(Public Hearing held March 31, 2006)

Roll Call #4 - Motion (Greuel - Hahn) Adopted to Continue for Ballot Tabulation Results,
Unanimous Vote (13); Absent: Labonge and Smith (2)
(Item Nos. 9-17)

ITEM NO. (9) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE
PRESENTED ON MAY 12, 2006

00-1800-S1

CD 3 HEARING PROTESTS against the proposed improvement and maintenance of the
VENTURA BOULEVARD AND SAN FELICIANO DRIVE NO. 1 LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Ventura
Boulevard and San Feliciano Drive No. 1 Lighting District, in accordance with Sections
6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on February 15, 2006 - Continue hearing and present
Ordinance on MAY 12, 2006 to consider report of protests to be submitted as a result of
balloting, pursuant to Proposition 218)

ITEM NO. (10) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE
PRESENTED ON MAY 12, 2006

00-2082-S1

CD 2 HEARING PROTESTS against the proposed improvement and maintenance of the
FULTON AVENUE AND LANDALE STREET NO. 1 LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Fulton Avenue
and Landale Street No. 1 Lighting District, in accordance with Sections 6.95-6.127 of the
Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on February 15, 2006 - Continue hearing and present
Ordinance on MAY 12, 2006 to consider report of protests to be submitted as a result of
balloting, pursuant to Proposition 218)

ITEM NO. (11) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE
PRESENTED ON MAY 12, 2006

05-2613

CD 15 HEARING PROTESTS against the proposed improvement and maintenance of the
EIGHTH AND MESA STREETS LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Eighth and Mesa 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 February 15, 2006 - Continue hearing and present Ordinance on MAY 12, 2006 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (12) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED ON MAY 12, 2006

05-2614

CD 6

HEARING PROTESTS against the proposed improvement and maintenance of the STRATHERN STREET AND RADFORD AVENUE LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Strathern Street and Radford 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 February 15, 2006 - Continue hearing and present Ordinance on MAY 12, 2006 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (13) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED ON MAY 12, 2006

05-2615

CD 2

HEARING PROTESTS against the proposed improvement and maintenance of the WHITSETT AVENUE AND MOORPARK STREET LIGHTING DISTRICT.

Recommendation for Council action:

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

(Ordinance of Intention adopted on February 15, 2006 - Continue hearing and present Ordinance on MAY 12, 2006 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (14) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED ON MAY 12, 2006

05-2616

CD 11 HEARING PROTESTS against the proposed improvement and maintenance of the GLENCOE AND BEACH AVENUES NO. 2 LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Glencoe and Beach Avenues No. 2 Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on February 15, 2006 - Continue hearing and present Ordinance on MAY 12, 2006 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (15) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED ON MAY 12, 2006

05-2617

CD 1 HEARING PROTESTS against the proposed improvement and maintenance of the TAYLOR YARD PARK LIGHTING DISTRICT.

Recommendation for Council action:

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

(Ordinance of Intention adopted on February 15, 2006 - Continue hearing and present Ordinance on MAY 12, 2006 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (16) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED ON MAY 12, 2006

05-2618

CD 2 HEARING PROTESTS against the proposed improvement and maintenance of the WHITSETT AVENUE AND VALLEY SPRING LANE LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Whitsett Avenue and Valley Spring Lane Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on February 15, 2006 - Continue hearing and present Ordinance on MAY 12, 2006 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (17) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED ON MAY 12, 2006

05-2619

CD 5 HEARING PROTESTS against the proposed improvement and maintenance of the WHITSETT AVENUE AND OTSEGO STREET LIGHTING DISTRICT.

Recommendation for Council action:

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

(Ordinance of Intention adopted on February 15, 2006 - Continue hearing and present Ordinance on MAY 12, 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 18-36

ITEM NO. (18) - CONTINUED TO APRIL 28, 2006

Roll Call #1 - Motion (Huizar - Zine) Adopted to Continue, Unanimous Vote (13);
Absent: LaBonge and Smith (2)

06-0636

COMMUNICATION FROM THE COUNCIL PRESIDENT relative to the reappointment of Ms. Julie Butcher to the Quality and Productivity Commission.

Recommendation for Council action:

RESOLVE that the City Council President's reappointment of Ms. Julie Butcher to the Quality and Productivity Commission for the new term ending May 30, 2008, is APPROVED and CONFIRMED. Ms. Butcher resides in Council District 14. (Current Commission gender composition: M=7; F=7; Vacant=1)

Ethics Commission Review: Pending

TIME LIMIT FILE - MAY 6, 2006

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

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

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

Roll Call #5 - Motion (Reyes - Perry) Adopted, Ayes (13); Absent: LaBonge and Smith (2)
(Item Nos. 19-21)

ITEM NO. (19) - ADOPTED

06-0495

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to amending the Los Angeles Municipal Code (LAMC) to establish the operating hours of various parks.

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

PRESENT and ADOPT the accompanying ORDINANCE amending the LAMC to establish the operating hours of various parks.

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

ITEM NO. (20) - ADOPTED

03-2414

CD 15

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change for property at 255 West Fifth 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. 03-2414 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 2005-8629 MND] filed on December 21, 2005.
2. ADOPT the FINDINGS of the City Planning Commission as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the City Planning Commission, effecting the Zone Change from C2-2 and [T][Q]C2-2 to [T][Q]C2-2, for the proposed development of a new, 16-story, 170-foot high, 318-unit residential condominium building and a five-level, 60 foot high parking structure located at 255 West Fifth Street, subject to Conditions of Approval. (City Planning Commission also approved the Area Adjustment and Site Plan Review findings for this project.)

Applicant: Carlyle/Galaxy San Pedro, L.P.

CPC 2005-8628 ZC 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.

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.

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

TIME LIMIT FILE - JUNE 7, 2006

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

ITEM NO. (21) - ADOPTED

06-0379
CD 6

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change for property at 9835 North Telfair Avenue.

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. 06-0379 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV 2004-5983 MND] filed on November 8, 2004.
2. ADOPT the FINDINGS of the North Valley Area Planning Commission (NVAPC) as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the NVAPC, effecting the Zone Change from RA-1 to (T)(Q)R1-1, incident to subdivision, for the proposed project of a maximum new two parcel single-family development on a 0.26 acre lot located at 9835 North Telfair Avenue, subject to Conditions of Approval.

Applicant: Francisca Barajas

APCNV 2005-0458 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.

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 23, 2006

(LAST DAY FOR COUNCIL ACTION - MAY 23, 2006)

ITEM NO. (22) - CONTINUED TO APRIL 26, 2006

Roll Call #8 - Motion (Zine - Wesson) Adopted to Continue, Unanimous Vote (13);
Absent: LaBonge and Smith (2)

06-0380

CD 3

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change for property at 20302 West Stagg 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. 06-0380 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 2005-5710 MND] filed on November 4, 2005.
2. ADOPT the FINDINGS of the South Valley Area Planning Commission (SVAPC) as the Findings of the Council.

3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the SVAPC, effecting the Zone Change from RA-1 to (T)(Q)R1-1, for the proposed demolition of an existing single family dwelling for the construction of four new single family dwellings on four separate parcels located at 20302 West Stagg Street, subject to Conditions of Approval. (A Yard Adjustment was also approved for this project.)

Applicant: Robert Friedman

APCSV 2005-7267 ZC ZAA

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.

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 23, 2006

(LAST DAY FOR COUNCIL ACTION - MAY 23, 2006)

Roll Call #5 - Motion (Reyes - Perry) Adopted, Ayes (13); Absent: LaBonge and Smith (2)
(Item Nos. 23-35)

ITEM NO. (23) - ADOPTED - TO THE MAYOR FORTHWITH

06-0393

CD 13

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change for property at 3901 North Eagle Rock Boulevard.

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. 06-0393 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 2005-4590 MND] filed on August 22, 2005.
2. ADOPT the FINDINGS of the City Planning Commission as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the City Planning Commission, effecting the Zone Change from [Q]C2-1VL and PF-1 to [T][Q] RAS3-1VL, for the proposed construction, use and maintenance of approximately 152,000 square foot mixed-use development consisting of 114 residential condominium units, and 12,000 square feet of ground floor commercial (retail/restaurant uses). The project will consist of four, 50-foot buildings with a total of 326 on-site parking spaces on approximately a 2.4 net acre site at 3901 North Eagle Rock Boulevard, subject to Conditions of Approval.

Applicant: Eagle Rock Boulevard Partners

CPC 2005-4589 ZC ZV 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.

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.

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 25, 2006

(LAST DAY FOR COUNCIL ACTION - MAY 24, 2006)

ITEM NO. (24) - ADOPTED

06-0438

CD 2

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change for property at 7770-80 Varna Avenue.

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. 06-0438 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV 2004-2865 MND] filed on June 10, 2004.
2. ADOPT the FINDINGS of the North Valley Area Planning Commission (NVAPC) as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the NVAPC, effecting the Zone Change from RA-1 to (T)(Q)RS-1, incident to subdivision for the proposed development of a maximum five (5) detached single-family dwelling units on a 1.04 net acre lot 7770-80 Varna Avenue, subject to Conditions of Approval.

Applicant: Egidius Kavalyaukas (Power of Attorney)
Pavel Hanousek, Owner

APCNV 2004-2870 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.

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. (25) - ADOPTED

05-0297

CD 4

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to the designation of the "Adinah Solomon Reading Room" at the Fairfax Branch of the Los Angeles Public Library.

Recommendation for Council action, pursuant to Motion (LaBonge - Miscikowski):

REQUEST the Library Department to formally designate the "Adinah Solomon Reading Room" at the Fairfax Branch of the Los Angeles Public Library, located on Gardner Street.

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

ITEM NO. (26) - ADOPTED

06-0318

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to Department on Disability (DOD) semi-annual status report on implementation of the Americans with Disabilities Act (ADA) transition plan from January 1, 2005 through June 30, 2005.

Recommendation for Council action:

RECEIVE and FILE the Department on Disability semi-annual status report on implementation of the Americans with Disabilities Act transition plan from January 1, 2005 through June 30, 2005, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (27) - ADOPTED

06-0402

CD 2

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to requesting the City Attorney to prepare an ordinance to close the Valley Plaza Park (Whitsett Section) from sunset to sunrise.

Recommendation for Council action, pursuant to Motion (Greuel - LaBonge):

REQUEST the City Attorney to prepare and present an ordinance to close the Valley Plaza Park (Whitsett Section) from sunset to sunrise.

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

ITEM NO. (28) - ADOPTED

06-0571

CD 11 ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to a Shared Use Agreement with Calvary Church of Pacific Palisades, Inc. for the sports field located on a portion of the Santa Ynez Canyon Park.

Recommendation for Council action:

AUTHORIZE the President and Secretary of the Board of Recreation and Park Commissioners to execute the second amendment to the Shared Use Agreement with Calvary Church of Pacific Palisades, Inc. relative to the sports field located on a portion of the Santa Ynez Canyon Park, subject to the approval of the City Attorney, as to form and legality.

Fiscal Impact Statement: The City Administrative Officer reports that the Calvary Church of the Pacific Palisades, Inc. will pay the City a \$400 monthly fee for the use of a portion of Santa Ynez Canyon Park. There is no additional impact on the General Fund.

ITEM NO. (29) - ADOPTED

06-0599

CD 6 ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to a concession agreement with Monterey Concessions Group, Inc. for the operation of the Encino-Balboa golf course food service concession.

Recommendation for Council action:

AUTHORIZE the President and Secretary of the Board of Recreation and Park Commissioners to execute the agreement with Monterey Concessions Group, Inc. for the operation of the Encino-Balboa golf course food service concession, for a term of five years with one five-year renewal option, subject to the approval of the City Attorney, as to form and legality.

Fiscal Impact Statement: The City Administrative Officer (CAO) reports that the Monterey Concessions Group, Inc. will pay the City eight percent of gross receipts from food and beverage sales, 10.5 percent of gross receipts from bar sales and ten percent of gross receipts from banquet and vending sales. Additionally, Monterey Concessions Group, Inc. will pay the City a fixed monthly fee of \$950 for utilities and will be responsible for \$140,000 in capital improvements. The CAO also notes that revenues from this concession agreement would be deposited into the Department of Recreation and Parks operating fund. Finally, there is no additional impact on the General Fund.

ITEM NO. (30) - ADOPTED

02-0563-S8

ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to Bureau of Sanitation (BOS) bi-monthly status report for the Stormwater Program for October and November 2005.

Recommendation for Council action:

NOTE and FILE the BOS bi-monthly status report for the Stormwater Program for October and November 2005, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (31) - ADOPTED

02-0566

ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to a membership Memorandum of Understanding (MOU) with the Electric Power Research Institute, Inc. (EPRI).

Recommendations for Council action:

1. CONCUR in the Board of Water and Power Commissioners' action on March 7, 2006, Resolution No. 006-146, approved as to form and legality by the City Attorney, which authorizes execution of a membership MOU with the EPRI for membership in the 2006 and 2007 EPRI Section 316(a) and 316(b) Fish Protection Issues Target 54.
2. REQUEST the Department of Water and Power (DWP) to report back in six months on the status of compliance with the Federal Clean Water Act Section 316(b) Rule.

Fiscal Impact Statement: The City Administrative Officer reports that the approval of the draft resolution will not impact the City General Fund. The DWP Water Revenue Fund will finance the proposed total expenditure for an amount not to exceed \$403,000. Since the proposed agreements with EPRI will not negatively impact the City's General Fund, the City's Financial Policies are not applicable.

TIME LIMIT FILE - MAY 16, 2006

(LAST DAY FOR COUNCIL ACTION - MAY 16, 2006)

ITEM NO. (32) - ADOPTED

06-0374

MITIGATED NEGATIVE DECLARATION and ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to adoption of the mitigated declaration and approval of the proposed Venice Pumping Plant Sluice Gate Replacement Project.

Recommendations for Council action:

1. CONSIDER and ADOPT the Mitigated Negative Declaration (MND) (No. BE 925-05, filed on December 12, 2005), which is located in Council file no. 06-0374 in the custody of the City Clerk.
2. APPROVE the Venice Pumping Plant Sluice Gate Replacement Project as described in the MND.
3. CONSIDER and ADOPT the Mitigation Plan.

Fiscal Impact Statement: The Board of Public Works reports that funding for this project will be drawn from sewer construction maintenance funds.

ITEM NO. (33) - ADOPTED

04-1124

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the establishment of a re-use account for the State of California Building Equity and Growth in Neighborhoods (BEGIN) Purchase Assistance Program.

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

1. ESTABLISH a new fund, entitled "BEGIN Reuse Program Fund," for the receipt and disbursement of State Grant funds and repayment revenues from loan principal and interest by homebuyers to be administered by the Los Angeles Housing Department (LAHD); program funds shall be used in the home purchase and rehabilitation assistance for persons and families of low and moderate income.
2. ESTABLISH a new account and appropriate funds from the State grant fund under the BEGIN Reuse Program Fund No. XX, Department 43, as follows:

a.	<u>Fund</u> New	<u>Account</u> Y301	<u>Title</u> BEGIN State Mortgage Assistance	<u>Amount</u> \$6,000,000
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- b. Expend funds not to exceed \$6,000,000 from the BEGIN Fund No. XX, Account No. Y301, BEGIN State Mortgage Assistance, upon proper written demand of the General Manager, LAHD, or designee.

3. ESTABLISH a new account from repayments of loan principal and interest by homebuyers under the BEGIN Reuse Program Fund No. XX, Department 43, as follows:

- | | | | |
|----|--------------------|------------------------|---|
| a. | <u>Fund</u>
New | <u>Account</u>
Y302 | <u>Title</u>
BEGIN Purchase Assistance Reuse |
|----|--------------------|------------------------|---|
- b. Appropriate funds as received from repayments of loan and interest by homebuyers under BEGIN Fund No. XX, Department 43, Account No. Y302, BEGIN Purchase Assistance Reuse.
- c. Expend funds from the BEGIN Fund No. XX, Account Y302, BEGIN Purchase Assistance Reuse, upon proper written demand of the General Manager, LAHD, or designee.

4. AUTHORIZE the General Manager, LAHD, or designee, to prepare Controller instructions and make any necessary technical adjustments, subject to the approval of the City Administrative Officer (CAO); and, AUTHORIZE the Controller to implement these instructions.

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund. The BEGIN Purchase Assistance Program provides \$6,000,000 from State of California Proposition 46 funds. These funds allow the City to offer purchase assistance to first-time homebuyers of low- to moderate-incomes who are purchasing newly constructed homes in a BEGIN project. The above recommendations comply with City financial policies in that sufficient grant funds are provided to partially finance the purchase of homes by low- and moderate-income homebuyers.

ITEM NO. (34) - ADOPTED

06-0668

CD 13 HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to grant contract with the Los Angeles Center for Education Research (LACER) to pay lease payments for office space.

Recommendation for Council action:

CONCUR with the actions taken by the Community Redevelopment Agency Board of Commissioners at its meeting held March 16, 2006 relative to entering into a grant contract with LACER for an amount not to exceed \$70,000 to pay lease payments for their office at 1718 North Cherokee in the Hollywood Redevelopment Project Area.

Fiscal Impact Statement: The Chief Legislative Analyst reports that this action will not impact the General Fund. Source of funds is from the Community Benefit Program.

ITEM NO. (35) - ADOPTED

05-1663

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the status of Historic Preservation Overlay Zone (HPOZ) Work Program.

Recommendation for Council action:

NOTE and FILE the Director of Planning report dated March 10, 2006 relative to the status of HPOZ Work Program on all pending Council initiated HPOZ requests that discuss their initiation timeline and potential funding/staffing impacts, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (36) - MAJORITY REPORT ADOPTED, AS AMENDED - SEE FOLLOWING - FORTHWITH

Roll Call #12 - Motion (Hahn - Cardenas) Amending Motion Adopted, Ayes (12);
Absent: LaBonge, Smith and Weiss (3)

Roll Call #13 - Motion (Padilla - Hahn) to Adopt as Amended, Ayes (12);
Absent: LaBonge, Smith and Weiss (3)

05-0894

EDUCATION AND NEIGHBORHOODS COMMITTEE MAJORITY and MINORITY REPORTS relative to appointing a Commission to evaluate the system of Neighborhood Councils, pursuant to Section 912 of the City Charter.

ADOPTED, AS AMENDED

A. EDUCATION AND NEIGHBORHOOD COMMITTEE MAJORITY REPORT (Padilla - Huizar)

Recommendation for Council action, as initiated by Motion (Hahn - Zine):

REQUEST the City Attorney to draft an ordinance, prescribing the method for appointing the Commission to evaluate the system of Neighborhood Councils as required by Section 912 of the City Charter, that is reflective of the Discussion Draft submitted in the Education and Neighborhoods Committee on April 11, 2006 (attached to the Council file) , *except a amended by Council action of April 21, and include the following statement, expressing the spirit and intent of the Commission: "By adoption of this ordinance the Mayor and the City Council do hereby request that the recommendations that come from the Commission be intended to improve upon the Neighborhood Council system that has been established." *(Hahn - Cardenas)

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

Community Impact Statement: The Glassell Park Neighborhood Council supports Council file No. 05-0894 on the establishment of a Neighborhood Council Review Commission. In compliance with Charter section 912, this Commission should review and evaluate the Citywide System of NC's and the Department of Neighborhood Empowerment to ensure the efficacy of the system and its provisions therein. We also support that individual NC's be afforded the opportunity for input throughout the process and that the Commission not be limited or restricted on the issues it reviews.

RECEIVED AND FILED

B. EDUCATION AND NEIGHBORHOODS COMMITTEE MINORITY REPORT (Hahn)

Recommendation for Council action, as initiated by Motion (Hahn - Zine):

REQUEST the City Attorney to draft an ordinance, prescribing the method for appointing the Commission to evaluate the system of Neighborhood Councils as required by Section 912 of the City Charter, that is reflective of the Discussion Draft submitted in the Education and Neighborhoods Committee on April 11, 2006 (attached to the Council file), substituting the appointment process contained in the Discussion Draft to instead allow each Councilmember to appoint one member of the Commission and the Mayor to appoint seven members of the Commission from a pool of representatives chosen by each of the Neighborhood Councils.

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

ADOPTED, AS AMENDED - SEE FOLLOWING

AMENDING MOTION (HAHN - CARDENAS)

Recommendations for Council action:

AMEND the ~~Minority~~ Majority Report as follows:

- a. Each City Councilmember shall be allotted one nomination to the Neighborhood Council Review Commission, These nominations shall be subject to Council confirmation.
- b. The Mayor shall be allotted a total of 10 nominations to the Neighborhood Council Review Commission, seven of which will be based on recommendations from the Neighborhood Councils, These 10 nominations shall be subject to Council confirmation.
- c. One nominee shall be selected by Neighborhood Councils residing in each of the Area Planning Commission boundary areas, for a total of seven recommendations by the Neighborhood Councils. If for any reason, the Neighborhood Councils in a given Area Planning Commission area cannot agree on a nominee, each neighborhood council shall submit their own recommendation, which will be submitted into that Area Planning Commission area's pool of nominees, from which one shall be selected by the Mayor.

- d. Neighborhood Councils shall select their representatives to the Commission at the Congress of Neighborhoods on June 17, 2006. The Department of Neighborhood Empowerment will ensure that this matter is placed on the agenda for this Congress and provide all necessary accommodations.

ADOPTED, AS AMENDED - SEE FOLLOWING

AMENDING MOTION (PADILLA - HAHN)

Recommendations for Council action:

AMEND the Amending Motion (Hahn - Cardenas) as follows:

1. The Mayor shall be allotted a total of 14 nominations to the Neighborhood Council Review Commission. These seven nominations shall be subject to Council confirmation. The next seven will be based on recommendations from the Neighborhood Councils, as described below.
2. Recommendations from the Neighborhood Councils:
 - a. Two nominees shall be selected by Neighborhood Councils residing in each of the Area Planning Commission boundary areas, for a total of 14 recommendations. *Neighborhood Councils have the option to rank their nominees. *(Greuel - Padilla) The Mayor shall select seven from this pool of nominees.
 - b. Neighborhood Councils may select their representatives to the Commission at the Congress of Neighborhoods on June 17, 2006. The Department of Neighborhood Empowerment will ensure that this matter is placed on the agenda for this Congress and provide all necessary accommodations.
3. Establish the quorum for the 29 member commission at 15. *(Cardenas - Parks)

Items for Which Public Hearings Have Not Been Held - Items 37- 49 (10 Votes Required for Consideration)

Roll Call #6 - Motion (Perry - Reyes) Adopted, Ayes (13); Absent: LaBonge and Smith (2)
(Item Nos. 37-48)

ITEM NO. (37) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

06-0181

CD 6

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of REMICK AVENUE AND PEORIA 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 January 18, 2006.

2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JUNE 23, 2006 as the hearing date for the maintenance of Remick Avenue and Peoria Street Lighting District, in accordance with Proposition 218, Articles XIII C and XIII D of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$107.10 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 14, 2006)

ITEM NO. (38) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

04-0683-S2

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 DARLINGTON AND WESTGATE AVENUES 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 January 23, 2006.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JUNE 23, 2006 as the hearing date for the maintenance of Darlington and Westgate Avenues Lighting District, in accordance with Proposition 218, Articles XIII C and XIII D of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$188.50 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 14, 2006)

ITEM NO. (39) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

06-0183

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 TAMPA AVENUE AND CALIFA 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 January 18, 2006.

2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JUNE 23, 2006 as the hearing date for the maintenance of Tampa Avenue and Califa 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, \$244.80 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 14, 2006)

ITEM NO. (40) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

04-1871
CD 14

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of FIGUEROA STREET AND COLORADO BOULEVARD (REBALLOT) LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated January 18, 2006.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JUNE 23, 2006 as the hearing date for the maintenance of Figueroa Street and Colorado Boulevard (Reballot) Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$968.25 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 14, 2006)

ITEM NO. (41) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

06-0173
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 LOS FELIZ BOULEVARD AND OBSERVATORY AVENUE LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated January 23, 2006.

2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JUNE 23, 2006 as the hearing date for the maintenance of Los Feliz Boulevard and Observatory Avenue Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$155.58 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 14, 2006)

ITEM NO. (42) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

06-0175
CD 14

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of TEMPLE AND GAREY STREETS 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 January 23, 2006.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JUNE 23, 2006 as the hearing date for the maintenance of Temple and Garey Streets 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, \$1,312.51 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 14, 2006)

ITEM NO. (43) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

06-0176
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 KESTER AVENUE AND WEDDINGTON 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 January 23, 2006.

2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JUNE 23, 2006 as the hearing date for the maintenance of Kester Avenue and Weddington Street Lighting District, in accordance with Proposition 218, Articles XIII C and XIII D of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$1,719.52 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 14, 2006)

ITEM NO. (44) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

04-0691

COMMUNICATION FROM CHAIRS AND MEMBERS, ENERGY AND ENVIRONMENT and AD HOC RIVER COMMITTEES and RESOLUTION relative to authority to accept grant funding from the State Water Resources Control Board (SWRCB) and the California Department of Water Resources (DWR) for the Integrated Regional Water Management (IRWM) Grant.

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

1. ADOPT the accompanying RESOLUTION that authorizes the Director of the Bureau of Sanitation (BOS), or designee, to accept a grant from the IRWM Planning Grant Program of the SWRCB and the California DWR, through the Los Angeles County of Public Works.
2. AUTHORIZE the BOS to negotiate, execute, and submit all necessary documents on behalf of the City, subject to the City Attorney, to carry out the purposes of the Resolution.

Fiscal Impact Statement: The BOS and the Los Angeles Department of Water and Power report that prior Council actions authorized the BOS to use \$125,000 of storm water funding (Fund No. 511/50, Account No. V520) to satisfy the 25 percent matching requirement should the grant be awarded.

ITEM NO. (45) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

04-2172

CD 4

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for 1117 North Orange Drive.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article VII, Class 5(5) of the City's Environmental Guidelines.

2. FIND that this acceptance of the irrevocable offer of dedication of land is in substantial conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated September 29, 2004, and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 1117 North Orange Drive.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

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

ITEM NO. (46) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

06-0509

CD 4

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for 439 South Western 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 3, 2006 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 439 South Western 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. (47) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

06-0523

CD 4

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for 442 South Virgil 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 3, 2006 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 442 South Virgil 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. (48) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

06-0527

CD 9

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for 4101 South Broadway.

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 3, 2006 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 4101 South Broadway.

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. (49) - CONTINUED TO APRIL 25, 2006

Roll Call #2 - Motion (Perry - Parks) Adopted to Continue, Unanimous Vote (13);
Absent: LaBonge and Smith (2)

05-1179-S5

BUREAU OF SANITATION and CITY ATTORNEY TO REPORT relative to status of contracts in connection with diversion of solid waste from the Sunshine Canyon Landfill to El Sobrante Landfill and MDSI Landfill in Avenal, mitigation of environmental effects, and related matters.

(Pursuant to Council actions of March 10 and March 17, 2006)

Item for Which Public Hearing Has Been Held - Item 50

ITEM NO. (50) - ADOPTED

Roll Call #7 - Motion (Parks - Huizar) Adopted, Ayes (13); Absent: LaBonge and Smith (2)

05-0213

CONTINUED CONSIDERATION OF BUDGET AND FINANCE COMMITTEE REPORT relative to proposed legal services agreements for Workers' Compensation litigation.

Recommendation for Council action:

AUTHORIZE the City Attorney to supplement the existing outside counsel panel for workers' compensation litigation and advice, by entering into contracts with the firms identified in the City Attorney's report dated March 29, 2006, attached to the Council file.

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

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

04-1142

CD 6 MOTION (CARDENAS - HAHN) relative to declaring the Council District Six Community Clean Up on April 22, 2006 a Special Event (fees and costs absorbed by the City = \$1,500).

02-2002

CD 6 MOTION (CARDENAS - ROSENDAHL) relative to declaring the WorldFest 2006 on April 22, 2006 a Special Event (fees and costs absorbed by the City = \$1,000).

03-0799

CD 8 MOTION (PARKS - PERRY) relative to declaring the Peace on Streets Rally on May 21, 2006 a Special Event (fees and costs absorbed by the City = \$500).

06-0908

CD 13 MOTION (GARCETTI - HUIZAR) relative to declaring the 2006 Lemon Grove Recreation Center's Unity in the Community Event on April 29, 2006 a Special Event (fees and costs absorbed by the City = \$1,990).

03-1098-S1

CD 9 MOTION (PERRY - PARKS) relative to declaring the Newton Division Health Fair on April 29, 2006 a Special Event (fees and costs absorbed by the City = \$1,600).

03-0549

CD 9 MOTION (PERRY - PARKS) relative to declaring the Annual Easter Day Celebration on April 16, 2006 a Special Event (fees and costs absorbed by the City = \$2,288).

06-0905

CD 9 MOTION (PERRY - PARKS) relative to declaring the Annual School Fiesta on April 21-23, 2006 a Special Event (fees and costs absorbed by the City = \$1,300).

03-0833

CD 6 MOTION (CARDENAS - PERRY) relative to declaring the Israeli Independence Day Festival on May 7, 2006 a Special Event (fees and costs absorbed by the City = \$1,278).

05-1063-S1

CD 9 MOTION (PERRY - PARKS) relative to declaring the Arts District/Little Tokyo Farmers' Market on Saturdays from May 6, 2006 to November 4, 2007 a Special Event (fees and costs absorbed by the City = \$27,560).

06-0902

CD 2 MOTION (GREUEL - GARCETTI) relative to declaring Our Lady of Lourdes Family Fun Days on May 19-21, 2006 a Special Event (fees and costs absorbed by the City = \$2,187).

06-0910

CD 14 MOTION (HUIZAR - REYES) relative to declaring the Cinco de Mile Charity Run on April 30, 2006 a Special Event (event sponsor to reimburse the City for all fees and costs incurred).

03-0566

CDs 1, 9 & 14 MOTION (HUIZAR - REYES) relative to declaring Fiesta Broadway on April 30, 2006 a Special Event (estimated cost of the event \$209,951 of which fees and costs absorbed by the City = \$129,951, event sponsor to reimburse the City \$80,000).

04-0010-S20

MOTION (REYES - HUIZAR) relative to reinstating the reward offer in the death of Sean Williams for an additional 60 days.

06-0909

MOTION (REYES - HUIZAR) relative to a transfer of funds for services to be provided by the Department of General Services for a reception in the City Hall Rotunda on April 22, 2006.

02-2554

CD 9 MOTION (PERRY - GREUEL) relative to transferring funds to complete the parking facilities on the east side of Alameda Street between Temple and First Streets.

06-0904

MOTION (GARCETTI - WESSON) relative to incorporating financial literacy into the City's current outreach programs.

05-1638

MOTION (GARCETTI - GREUEL) relative to Council recessing into closed session to determine the status of the proposed purchase of the Florentine Gardens.

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

06-0906

RESOLUTION (GREUEL - PERRY) relative to declaring May 12, 2006 as Provider Appreciation Day in the City of Los Angeles.

06-0002-S74

RESOLUTION (PERRY - GARCETTI) relative to the City's position in connection with AB 3027 (Levine), which specifies minimum space requirements for elephant exhibits.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

06-0777 - Sergeant I+2, Richard Harper

(Hahn, All Councilmembers)

Sergeant Rene G. Taylor

(Hahn - All Councilmembers)

George T. Rakis

(Perry - Parks)

Councilmember Parks moved, seconded by Councilmember Perry, that the Council meeting adjourn, due to the lack of a quorum.

Ayes, Greuel, Hahn, Huizar, Padilla, Parks, Perry, Rosendahl, Wesson and President Garcetti (9); Absent: Cardenas, LaBonge, Reyes, Smith, Weiss and Zine (6).

Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL