



# AGENDA

## LOS ANGELES CITY COUNCIL

WEDNESDAY, MAY 24, 2006  
10:00 A.M.

JOHN FERRARO COUNCIL CHAMBER  
ROOM 340, CITY HALL  
200 NORTH SPRING STREET, LOS ANGELES, CA 90012

INTERNET: [www.lacity.org](http://www.lacity.org); click on Council file number for background documents

---

### President

ERIC GARCETTI, Thirteenth District

ED P. REYES, First District

DENNIS P. ZINE, Third District

### President Pro Tempore

WENDY GREUEL, Second District

TOM LABONGE, Fourth District

JACK WEISS, Fifth District

TONY CARDENAS, Sixth District

### Assistant President Pro Tempore

JAN PERRY, Ninth District

ALEX PADILLA, Seventh District

BERNARD C. PARKS, Eighth District

HERB J. WESSON, JR., Tenth District

BILL ROSENDAHL, Eleventh District

GREIG SMITH, Twelfth District

JOSE HUIZAR, Fourteenth District

JANICE HAHN, Fifteenth District

---

CITY COUNCIL MEETINGS ARE BROADCAST LIVE ON CABLE TELEVISION CHANNEL 35 AND ON THE INTERNET AT: [LACITY.ORG/CDVIDEO.HTM](http://LACITY.ORG/CDVIDEO.HTM). LIVE COUNCIL MEETINGS CAN ALSO BE HEARD AT: (213) 621-CITY (METRO), (818) 904-9450 (VALLEY), (310) 471-CITY (WESTSIDE) AND (310) 547-CITY (SAN PEDRO AREA)

ASSISTIVE LISTENING DEVICES ARE AVAILABLE AT THE MEETING; UPON 72 HOUR ADVANCE NOTICE, OTHER ACCOMMODATIONS, SUCH AS SIGN LANGUAGE INTERPRETATION, AND TRANSLATION SERVICES WILL BE PROVIDED, CONTACT THE CITY CLERK'S OFFICE AT (213) 978-1059. TDD AVAILABLE AT (213) 978-1055.

SE OFRECE UN SERVICIO DE TRADUCCIÓN AL ESPAÑOL EN TODAS LAS REUNIONES DEL CONCILIO DE LA CIUDAD

## BASIC CITY COUNCIL MEETING RULES

AGENDAS - The City Council meets Tuesday, Wednesday and Friday at 10:00 A.M. The agendas for City Council meetings contain a brief general description of those items to be considered at the meetings. Council Agendas are available in the Office of the City Clerk, Council and Public Services Division, Room 395, City Hall, 200 North Spring Street, Los Angeles, CA 90012, and on the City's World Wide Web Home Page site on the Internet at [www.lacity.org](http://www.lacity.org); click on "Council Calendar."

Ten (10) members of the Council constitute a quorum for the transaction of business. The Council may consider an item not listed on the Council Agenda only if it is determined by a two-thirds (10) vote that the need for action arose after the posting of an Agenda. Some items on the Agenda may be approved without any discussion, however any item may be called "special" by a Councilmember. If an item is called "special" it will be "held" until the remainder of the items on the Council agenda have been acted on by the Council. An item may also be called "special" if a member of the public has requested to speak on the item and a public hearing has not previously been held on the matter.

The City Clerk will announce the items to be considered by the Council, however items will be grouped. For example, all items for which required public hearings have not previously been held are listed in one section on the printed Agenda. The Council President will ask if any Councilmember or member of the public wishes to speak on one or more of these items. If anyone wishes to speak on an item, it will be called "special." The remaining items in this section will be voted on by Council with one roll call vote.

PUBLIC INPUT AT CITY COUNCIL MEETINGS - An opportunity for the public to address the Council on agenda items for which public hearings have not been provided will be provided before or during consideration of the item. Members of the public who wish to speak on any item are requested to complete a speaker card for each item they wish to address, and present the completed card(s) to the Sergeant-At-Arms. Speaker cards are available at the back of the Council Chamber.

The Council will also provide an opportunity for the public to speak on public interest items for a cumulative total of up to ten (10) minutes. Testimony shall be limited in content to matters which are within the subject matter jurisdiction of the Council. The City Council may not take any action on matters discussed during the public testimony period.

COUNCIL DISCUSSION AND TIME LIMITS - Councilmembers requesting to address the Council will be recognized by the Council President in the order requested. For any item, the Chairperson of the Committee, or the maker of the original motion, or the member calling a matter "special" shall have up to six (6) minutes to discuss the item. All other Councilmembers may speak up to three (3) minutes each on the matter. After all members desiring to speak on a question have had an opportunity to be heard once, the time for each Member desiring to speak again shall be limited to a maximum of three (3) minutes.

A motion calling the "previous question" may be introduced by any member during a Council debate. If adopted, this motion will terminate debate on a matter and the Chair will instruct the Clerk to call the roll on the matter.

VOTING AND DISPOSITION OF ITEMS - Most items require a majority vote of the entire membership of the Council (8 members). Items which have not been discussed in a Council Committee and have been placed directly on the Council Agenda will require 10 votes to consider. Once considered, these items will normally require eight (8) affirmative votes to be adopted. Ordinances require a unanimous vote (at least 12 members must be present) in order to be adopted on first consideration. If an ordinance does not receive the necessary unanimous vote, it is laid over one calendar week. The votes required for approval on second consideration vary and depend upon the type of ordinance, but a typical ordinance requires eight (8) affirmative votes upon second consideration.

When debate on an item is completed, the Chair will instruct the Clerk to "call the roll." Every member present must vote for or against each item; abstentions are not permitted. The Clerk will announce the votes on each item. Any member of Council may move to "reconsider" any vote on any item on the agenda, except to adjourn, suspend the Rules, or where an intervening event has deprived the Council of jurisdiction, providing that said member originally voted on the prevailing side of the item. The motion to "reconsider" shall only be in order once during the meeting, and once during the next regular meeting. The member requesting reconsideration shall identify for all members present the Agenda number, Council file number and subject matter previously voted upon. A motion to reconsider is not debatable and shall require an affirmative vote of eight members of the Council.

When the Council has failed by sufficient votes to approve or reject an item, and has not lost jurisdiction over the matter, or has not caused it to be continued beyond the next regular meeting, the issue is again placed on the next agenda for the following meeting for the purpose of allowing the Council to again vote on the matter.

The City Council rules provide that all items adopted by the Council will not be presented to the Mayor, or other designated officer by the City Clerk until the adjournment of the regular Council meeting following the date of the Council action. A motion to send an item "forthwith" if adopted by ten (10) votes, suspends these rules and requires the City Clerk to forward the matter to the Mayor, or other officer, without delay.

RULE 16 MOTIONS - Council Rule No. 16 allows a member to send an item directly to the Council without it having to go to a Council Committee first, by giving the City Clerk a motion (seconded by an additional member) during a Council session to be placed on the next regular available Council Agenda.

Los Angeles City Council Agenda  
Wednesday, May 24, 2006  
John Ferraro Council Chamber, Room 340, City Hall - 10 am

Roll Call

Approval of the Record of Proceedings of the Council Meeting of  
May 19, 2006

Commendatory Resolutions, Introductions and Presentations

Public Testimony on Non-agenda Items Within Jurisdiction of Council

Items Noticed for Public Hearing - Items 1-9

ITEM NO. (1) - Motion Required

[04-2296-S1](#)

CD 11 HEARING PROTESTS against the proposed improvement and maintenance of the PICO BOULEVARD AND PURDUE AVENUE NO. 2 LIGHTING DISTRICT.

Recommendation for Council action:

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

(Ordinance of Intention adopted on March 22, 2006 - Continue hearing and present Ordinance on JUNE 14, 2006 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (2) - Motion Required

[04-2525-S1](#)

CD 2 HEARING PROTESTS against the proposed improvement and maintenance of the WHITSETT AVENUE AND KLING STREET NO. 2 LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Whitsett Avenue and Kling Street 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 March 22, 2006 - Continue hearing and present Ordinance on JUNE 14, 2006 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (3) - Motion Required

05-2705

CD 2 HEARING PROTESTS against the proposed improvement and maintenance of the TUJUNGA CANYON BOULEVARD AND MARCUS AVENUE LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Tujunga Canyon Boulevard and Marcus 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 22, 2006 - Continue hearing and present Ordinance on JUNE 14, 2006 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (4) - Motion Required

05-2706

CD 5 HEARING PROTESTS against the proposed improvement and maintenance of the BALBOA BOULEVARD AND MOORPARK STREET LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Balboa Boulevard 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 March 22, 2006 - Continue hearing and present Ordinance on JUNE 14, 2006 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (5) - Motion Required

05-2707

CD 3 HEARING PROTESTS against the proposed improvement and maintenance of the BAIRD AVENUE AND SHERMAN WAY LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Baird Avenue and Sherman Way 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 22, 2006 - Continue hearing and present Ordinance on JUNE 14, 2006 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (6) - Motion Required

05-2708

CD 14 HEARING PROTESTS against the proposed improvement and maintenance of the BRIDEWELL AND HOUGH STREETS LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Bridewell and Hough 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 22, 2006 - Continue hearing and present Ordinance on JUNE 14, 2006 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (7) - Motion Required

05-2795

CD 6 HEARING PROTESTS against the proposed improvement and maintenance of the BEN AVENUE AND COHASSET STREET LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Ben Avenue and Cohasset 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 March 22, 2006 - Continue hearing and present Ordinance on JUNE 14, 2006 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (8) - Motion Required

05-2800

CD 14 HEARING PROTESTS against the proposed improvement and maintenance of the FAIR PARK AND COLLEGE VIEW AVENUES LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Fair Park and College View Avenues 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 22, 2006 - Continue hearing and present Ordinance on JUNE 14, 2006 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (9) - Motion Required

06-1098

CD 10 HEARING COMMENTS relative to an application for determination of "Public Convenience or Necessity" Alcohol Sales for off-site consumption at Long's Drugstore located at 1843 South La Cienega Boulevard.

Recommendations for Council action:

1. DETERMINE that the issuance of a liquor license at Long's Drugstore located at 1843 South La Cienega Boulevard will serve the "Public Convenience or Necessity" and will not tend to create a law enforcement problem.
2. GRANT the Application for Determination of "Public Convenience or Necessity" for the sale of alcoholic beverages for off-site consumption located at 1843 South La Cienega Boulevard.
3. INSTRUCT the City Clerk to transmit this determination to the State Department of Alcoholic Beverage Control as the required findings under Business and Professions Code Section 23958.4.

Applicant: Rubin Puchalski Properties, L.P.

TIME LIMIT FILE - JUNE 26, 2006

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

## Items for Which Public Hearings Have Been Held - Items 10-25

ITEM NO. (10)

02-1006

CD 12 HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to the Chatsworth Merchant-Based Business Improvement District (BID) Reconfirmation Procedure, and a contract with the Chatsworth Business Improvement District, Inc.

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

1. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION confirming the Chatsworth BID Annual Report and levying an annual assessment for the Chatsworth BID's fourth operating year, June 1, 2006 to May 31, 2007.

2. DIRECT the City Clerk to schedule, prepare, publish, and mail the public hearing notice, as required by the provisions of Section 36500 et seq. of the California Streets and Highways Code.
3. REQUEST the City Attorney, with the assistance of the City Clerk, to prepare an enabling Ordinance levying the special assessment for the Chatsworth BID's fourth operating period for the period June 1, 2006 to May 31, 2007.
4. AUTHORIZE the City Clerk, to prepare, execute, and administer a contract between the City and the Chatsworth Business Improvement District, Inc. to administer the Chatsworth BID, subject to the approval of the City Attorney as to form and legality, and further subject to Council's adoption of the BID reconfirmation Ordinance.
5. REQUEST the Controller to provide, if necessary and available, an advance against the Chatsworth BID 2006/2007 assessment revenue in the amount of \$22,937, representing 25 percent of the anticipated BID revenue receipts, to the Chatsworth Business Improvement District, Inc., if the Ordinance reconfirming the BID is adopted.

Fiscal Impact Statement: The City Clerk reports that this action will not impact the General Fund. City Clerk administrative expenses will be charged to the Chatsworth BID and will be recovered from assessments collected. The amount of recoverable costs for the BID's fourth operating year will be six percent of the BID's estimated assessment revenue. This is a merchant-based BID and there are no City-owned assessable properties located within the BID.

ITEM NO. (11)

02-2217

CD 5

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to the renewal of the Encino Commons Business Improvement District (BID).

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

1. FIND that the petitions submitted on behalf of the proponents of the proposed Encino Commons BID are signed by property owners who will pay more than 50 percent of the assessments proposed to be levied.
2. ADOPT the Preliminary Report of the City Clerk.
3. ADOPT the Management District Plan (attached to the Council file).
4. ADOPT the Engineer's Report (attached to the Council file).
5. FIND that all parcels that will have a special benefit conferred upon them and upon which an assessment would be imposed are those as identified in the Management District Plan.

6. FIND that, in accordance with Article XIID of the California Constitution and based on the facts and conclusions contained in the attached Engineer's Report:
  - a. The assessment levied on each parcel within the proposed BID is proportionate to the special benefit derived from the improvements and activities that are to be provided.
  - b. There are no general benefits to be separated from the special benefits conferred on each parcel within the proposed BID.
  - c. No assessment imposed on any parcel exceeds the reasonable cost of the proportional special benefit conferred on that parcel.
7. FIND that the services provided by the Owners' Association are in the nature of professional, expert, technical, or other special services, that the services are of a temporary and occasional character, and that the use of competitive bidding would be impractical, not advantageous, undesirable or where the common law otherwise excuses compliance with competitive bidding requirements.
8. APPROVE Encino Property Business Improvement District, Inc. to serve as the Owners' Association to administer the Encino Commons BID, and AUTHORIZE the City Clerk to prepare and execute a contract with Encino Property Business Improvement District, Inc. if the BID is renewed, subject to the approval of the City Attorney as to form and legality.
9. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION to renew the Encino Commons BID.
10. DIRECT the City Clerk to comply with the notice, protest, and hearing procedures prescribed in the Proposition 218 Omnibus Implementation Act (California Government Code, Section 53750 et seq.).
11. REQUEST the City Attorney, with the assistance of the City Clerk, to prepare an enabling ordinance renewing the Encino Commons BID for Council consideration at the conclusion of the required public hearing.

Fiscal Impact Statement: The City Clerk reports that its administrative expenses will be charged to the proposed BID and will be recovered from assessments collected. The amount of recoverable costs for the first year of the BID's operations is estimated to be \$3,718, representing three percent of the BID's estimated first-year assessment revenue. If BID assessments are not placed on the County's annual property tax rolls, an additional one percent for processing of direct billing by the City Clerk's office will apply.

ITEM NO. (12)

06-1072

CD 9

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to the establishment of the South Los Angeles Industrial Tract (Goodyear) Business Improvement District (BID).



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

1. FIND that the petitions submitted on behalf of the proponents of the proposed South Los Angeles Industrial Tract (Goodyear) BID are signed by property owners who will pay more than 30 percent of the assessments proposed to be levied.
2. ADOPT the Preliminary Report of the City Clerk.
3. ADOPT the Management District Plan (attached to the Council file).
4. ADOPT the Engineer's Report (attached to the Council file).
5. FIND that all parcels that will have a special benefit conferred upon them and upon which an assessment would be imposed are those as identified in the Management District Plan.
6. FIND that, in accordance with Article XIID of the California Constitution and based on the facts and conclusions contained in the attached Engineer's Report:
  - a. The assessment levied on each parcel within the proposed BID is proportionate to the special benefit derived from the improvements and activities that are to be provided.
  - b. There are no general benefits to be separated from the special benefits conferred on each parcel within the proposed BID.
  - c. No assessment imposed on any parcel exceeds the reasonable cost of the proportional special benefit conferred on that parcel.
7. AUTHORIZE the City Clerk, upon establishment of the BID, to prepare, execute, and administer a contract between the City of Los Angeles and a nonprofit corporation for the administration of BID programs.
8. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION to establish the South Los Angeles Industrial Tract (Goodyear) BID.
9. DIRECT the City Clerk to comply with the notice, protest, and hearing procedures prescribed in the Proposition 218 Omnibus Implementation Act (California Government Code, Section 53750 et seq.).
10. REQUEST the City Attorney, with the assistance of the City Clerk, to prepare an enabling ordinance establishing the South Los Angeles Industrial Tract (Goodyear) BID for Council consideration at the conclusion of the required public hearing.

Fiscal Impact Statement: The City Clerk reports that this action will not impact the General Fund. A portion of City Clerk administrative expenses will be charged to the proposed BID and will be recovered from assessments collected. The amount of recoverable costs for the first year of the proposed BID operations is estimated to be \$15,779.42 or two percent of the proposed BID's estimated first-year assessment revenue. If the BID's assessments are not placed on the County's annual property tax rolls in the first year, an additional one percent for processing of direct billing by the City Clerk's office will apply.

ITEM NO. (13)

06-1083

CDs 9  
& 14

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to the establishment of the Arts District Property-Based Business Improvement District (BID).

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

1. FIND that the petitions submitted on behalf of the proponents of the proposed Arts District BID are signed by property owners who will pay more than 50 percent of the assessments proposed to be levied.
2. ADOPT the Preliminary Report of the City Clerk.
3. ADOPT the Management District Plan (attached to the Council file).
4. ADOPT the Engineer's Report (attached to the Council file).
5. FIND that all parcels that will have a special benefit conferred upon them and upon which an assessment would be imposed are those as identified in the Management District Plan.
6. FIND that, in accordance with Article XIID of the California Constitution and based on the facts and conclusions contained in the attached Engineer's Report:
  - a. The assessment levied on each parcel within the proposed BID is proportionate to the special benefit derived from the improvements and activities that are to be provided.
  - b. There are no general benefits to be separated from the special benefits conferred on each parcel within the proposed BID.
  - c. No assessment imposed on any parcel exceeds the reasonable cost of the proportional special benefit conferred on that parcel.
7. FIND that the services provided by the Owners' Association are in the nature of professional, expert, technical, or other special services, that the services are of a temporary and occasional character, and that the use of competitive bidding would be impractical, not advantageous, undesirable or where the common law otherwise excuses compliance with competitive bidding requirements.
8. APPROVE Central City East Association, Inc. to serve as the Owners' Association to administer the Arts District BID, and AUTHORIZE the City Clerk to prepare and execute a contract with Central City East Association, Inc. if the BID is established, subject to the approval of the City Attorney as to form and legality.
9. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION to establish the Arts District BID.

10. DIRECT the City Clerk to comply with the notice, protest, and hearing procedures prescribed in the Proposition 218 Omnibus Implementation Act (California Government Code, Section 53750 et seq.).
11. REQUEST the City Attorney, with the assistance of the City Clerk, to prepare an enabling ordinance establishing the Arts District BID for Council consideration at the conclusion of the required public hearing.

Fiscal Impact Statement: The City Clerk reports that assessments levied on the City-owned properties within the BID to be paid from the General Fund total \$18,273.60 for the first year of the BID. Funding is available in the Business Improvement District Trust Fund 659 to pay the General Fund share of assessments for the first operating year. City Clerk administrative expenses will be charged to the proposed BID and will be recovered from assessments collected. The amount of recoverable costs for the first year of the proposed BID's operations is estimated to be \$20,169.72 or two percent of the proposed BID's estimated first-year assessment revenue. If BID assessments are not placed on the County's annual property tax rolls, an additional one percent for processing of direct billing by the City Clerk's office will apply.

ITEM NO. (14)

04-1740

CD 1

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the 2006 Fiscal Year Annual Planning Report for the Los Angeles Chinatown Business Improvement District (BID).

Recommendations for Council action:

1. FIND that the 2006 Fiscal Year Annual Planning Report for the Los Angeles Chinatown BID (attached to the Council file) complies with the requirements of the Landscaping, Security, Programming, and Maintenance Property Business Improvement District (LSPMPBID) Ordinance.
2. ADOPT the 2006 Fiscal Year Annual Planning Report for the Los Angeles Chinatown BID, pursuant to the LSPMPBID Ordinance.

Fiscal Impact Statement: The City Clerk reports that this action will not impact the General Fund.

ITEM NO. (15)

06-0849

CD 8

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to a contract with CB Richard Ellis Consulting for the preparation of a feasibility study for the industrial areas in the Crenshaw/Slauson and Broadway/Manchester Recovery Redevelopment Project Areas.

Recommendation for Council action:

CONCUR with the action taken by the Community Redevelopment Agency (CRA) Board of Commissioners at its meeting held April 6, 2006 authorizing the CRA to award a contract to CB Richard Ellis Consulting in the amount of \$83,700 for the preparation of a feasibility study for the industrial areas in the Crenshaw/Slauson and Broadway/Manchester Recovery Redevelopment Project Areas.

Fiscal Impact Statement: The Chief Legislative Analyst reports that this action will not impact the General Fund. Source of funds to pay for the study will be CRA discretionary funds.

ITEM NO. (16)

06-0881

CDs 8  
& 9

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTION relative to the composition and appointing authorities of the new Exposition/University Park Community Advisory Committee (CAC), and its replacement of the Exposition/University Park Redevelopment Project Area Committee (PAC).

Recommendation for Council action, as initiated by Resolution (Parks - Perry):

ADOPT the accompanying RESOLUTION, to thereby find and determine that:

- A. The term of the Exposition/University PAC has expired and the PAC is hereby replaced with a new Exposition/University Park CAC.
- B. The Exposition/University Park CAC shall be comprised of 21 members, 13 of whom are elected at-large and eight of whom shall be appointed by the Councilmember of the District where the redevelopment project area is located.
- C. The 21-member Exposition/University Park CAC will consist of the following number of slots and corresponding seven categories:
  - 1) Two Representatives from the University of Southern California (USC):
    - a. One member nominated by the Administration of USC and confirmed by the Council Office.
    - b. One member nominated by the USC Student Senate and confirmed by the Council Office.
  - 2) Three Representatives from Exposition Park:
    - a. One member nominated by the Board of Directors for the California Science Center and Exposition Park and confirmed by the Council Office.
    - b. One member nominated by the Los Angeles County Natural History Museum Board of Governors and confirmed by the Council Office.

- c. One member nominated by the Los Angeles Memorial Coliseum Commission and confirmed by the Council Office.
  - 3) Four Property Owners located within the boundaries of the Exposition/University Park Redevelopment Project Area.
  - 4) Three Residential Occupants who reside within the boundaries of the Exposition/University Park Redevelopment Project Area.
  - 5) Three Community Based Organizations who provide services wholly or predominantly within the boundaries of the Exposition/University Park Redevelopment Project Area.
  - 6) Three Business Owners who operate businesses within the boundaries of the Exposition/University Park Redevelopment Project Area.
  - 7) Three Council Office Appointments.
- D. Procedural rules to cover the Exposition/University Park CAC shall be developed in cooperation with Community Redevelopment Agency staff and the Exposition Park/University Park community and be subject to review by the Councilmember the District prior to adoption by the CAC.

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

ITEM NO. (17)

06-1063  
CD 11

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTION relative to the issuance of tax-exempt Certificates of Participation to benefit the Westview School.

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

1. FIND that the issuance of up to \$9.6 million in Series 2006 fixed-rate, tax-exempt Certificates of Participation by the City of Los Angeles on behalf of the Westview School project (located at 11801-05 Mississippi Avenue) is necessary and appropriate to accomplish City community and economic development objectives.
2. ADOPT the accompanying RESOLUTION attached to the Community Development Department (CDD) report to the Mayor dated April 12, 2006 (attached to the Council file) relative to the authorization, execution, and delivery of Certificates of Participation and approving the execution and delivery of the Installment Purchase Agreement in accordance with Section 147(f) of the Internal Revenue Code.

3. AUTHORIZE the General Manager, CDD, or designee, subject to any Tax Equity and Fiscal Responsibility Act (TEFRA) public hearing approvals by Council and ordinance requirements for the sale of real property by the City, and subject to the approval of the City Attorney as to form and legality, thereof, to:
  - a. Negotiate and execute all documents and agreements required for the execution and delivery of Series 2006 Certificates of Participation.
  - b. Prepare, or cause to be prepared, the following documents: Installment Purchase Agreement; Installment Sale Agreement; Trust Agreement; Certificate Purchase Agreement and any other documents, agreements, or certificates necessary for the execution and delivery of the Certificates of Participation.

Fiscal Impact Statement: The City Administrative Officer reports that this action does not impact the General Fund. Approval of the above recommendations authorizes the City through the CDD to issue up to \$9.6 million in tax-exempt Series 2006 Certificates of Participation on behalf of the Westview School project in West Los Angeles. This action complies with City financial and debt management policies in that proceeds derived from the Certificates are generated from private investor capital and require no pledge of public funds for their backing or security.

ITEM NO. (18)

04-0494

CD 12 PUBLIC WORKS COMMITTEE REPORT relative to the acquisition of street, emergency access and drainage easements on properties adjacent to Tract 48906 lying southerly of Sesnon Boulevard and easterly of Reseda Boulevard via eminent domain (Right of Way No. 33558).

Recommendation for Council action:

RECEIVE and FILE the April 11, 2006 Bureau of Engineering (BOE) report relative to the acquisition of street, emergency access and drainage easements on properties adjacent to Tract 48906 lying southerly of Sesnon Boulevard and easterly of Reseda Boulevard via eminent domain (Right of Way No. 33558), inasmuch as the BOE is no longer pursuing the acquisition of said easements via eminent domain.

Fiscal Impact Statement: Not applicable.

ITEM NO. (19)

04-1775

CD 11 CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to vacating the first alley northwesterly of Zanja Street between Walgrove Avenue and the northwesterly/southwesterly alley southwesterly thereof (VAC E1400923).

Recommendations for Council action:

1. FIND that the vacation of the first alley northwesterly of Zanja Street between Walgrove Avenue and the northwesterly/southwesterly alley southwesterly thereof, is exempt from the California Environmental Quality Act of 1970, pursuant to Article VII, Class 5(3) of the City of Los Angeles Environmental Guidelines.
2. ADOPT the FINDINGS of the City Engineer dated February 16, 2006, as the Findings of the Council.
3. ADOPT the accompanying City Engineer report dated February 16, 2006 to approve the vacation.
4. AMEND the February 16, 2006 City Engineer report to delete Conditions 2b and 3a.
5. INSTRUCT the City Clerk to set a public hearing date for JUNE 21, 2006.

Fiscal Impact Statement: The City Engineer reports that the petitioner has paid a fee of \$6,540 for the investigation and processing of this request pursuant to Section 7.42 of the Los Angeles Administrative Code (LAAC). Any deficit fee to recover the cost pursuant to LAAC Section 7.44 may be required of the petitioner. Maintenance of the public easement by City forces will be eliminated.

ITEM NO. (20)

05-1765

CD 4

CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to vacating the alley (portion of southerly side) northerly of Morrison Street from Klump Avenue to approximately 200 feet easterly thereof (VAC E1400960).

Recommendations for Council action:

1. FIND that the vacation of the alley (portion of southerly side) northerly of Morrison Street from Klump Avenue to approximately 200 feet easterly thereof, is exempt from the California Environmental Quality Act of 1970, pursuant to Article VII, Class 5(3) of the City of Los Angeles Environmental Guidelines.
2. FIND that the street vacation proceedings pursuant to the Public Streets, Highways and Service Easements Vacation Law be instituted for the vacation of the public right-of-way indicated below and shown colored blue on Exhibit A of the February 3, 2006 City Engineer report and attached to the Council file:

A portion of the southerly side of the alley northerly of Morrison Street from Klump Avenue to approximately 200 feet easterly thereof

3. ADOPT the FINDINGS of the City Engineer dated February 3, 2006, as the Findings of the Council.

4. ADOPT the accompanying City Engineer report dated February 3, 2006 to approve the vacation.
5. INSTRUCT the City Clerk to set a public hearing date for JUNE 28, 2006.

Fiscal Impact Statement: The City Engineer reports that the petitioner has paid a fee of \$6,420 for the investigation and processing of this request pursuant to Section 7.42 of the Los Angeles Administrative Code (LAAC). Any deficit fee to recover the cost pursuant to LAAC Section 7.44 may be required of the petitioner. Maintenance of the public easement by City forces will be eliminated.

ITEM NO. (21)

05-2406

CD 14

CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to vacating Eaton Street between Nolden Street and Avenue 56 southerly of Tehama Street (VAC E1400971).

Recommendations for Council action:

1. FIND that the vacation of Eaton Street between Nolden Street and Avenue 56 southerly of Tehama Street, is exempt from the California Environmental Quality Act of 1970, pursuant to Article VII, Class 5(3) of the City of Los Angeles Environmental Guidelines.
2. FIND that the street vacation proceedings pursuant to the Public Streets, Highways and Service Easements Vacation Law be instituted for the vacation of the public right-of-way indicated below and shown colored blue on Exhibit A of the February 3, 2006 City Engineer report and attached to the Council file:

Eaton Street between Nolden Street and Avenue 56

3. ADOPT the FINDINGS of the City Engineer dated February 3, 2006, as the Findings of the Council.
4. ADOPT the accompanying City Engineer report dated February 3, 2006 to approve the vacation.
5. INSTRUCT the City Clerk to set a public hearing date for JUNE 21, 2006.

Fiscal Impact Statement: The City Engineer reports that the petitioners have paid a fee of \$6,420 for the investigation and processing of this request pursuant to Section 7.42 of the Los Angeles Administrative Code (LAAC). Any deficit fee to recover the cost pursuant to LAAC Section 7.44 may be required of the petitioner. Maintenance of the public easement by City forces will be eliminated.



ITEM NO. (22)

06-0136

CD 5

CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to vacating the alley (subsurface vacation) southerly of Lindbrook Drive from approximately 150 feet easterly of Glendon Avenue to 130 feet easterly thereof (VAC E1400982).

Recommendations for Council action:

1. FIND that the vacation of the alley (subsurface vacation) southerly of Lindbrook Drive from approximately 150 feet easterly of Glendon Avenue to 130 feet easterly thereof, is exempt from the California Environmental Quality Act of 1970, pursuant to Article VII, Class 5(3) of the City of Los Angeles Environmental Guidelines.
2. ADOPT the FINDINGS of the City Engineer dated March 24, 2006, as the Findings of the Council.
3. ADOPT the accompanying City Engineer report dated March 24, 2006 to approve the vacation.
4. AMEND the March 24, 2006 City Engineer report to modify the last sentence in Recommendation A to read:

The limited subsurface vacation of a portion of the alley southerly of Lindbrook Drive from approximately 150 feet easterly of Glendon Avenue to 130 feet easterly thereof lying below the finished surface of the alley to a datum plane lying approximately 57 feet below.

5. INSTRUCT the City Clerk to set a public hearing date for JUNE 28, 2006.

Fiscal Impact Statement: The City Engineer reports that the petitioner has paid a fee of \$6,420 for the investigation and processing of this request pursuant to Section 7.42 of the Los Angeles Administrative Code (LAAC). Any deficit fee to recover the cost pursuant to LAAC Section 7.44 may be required of the petitioner. Maintenance of the public easement by City forces will be eliminated.

ITEM NO. (23)

06-0744

CD 8

PUBLIC WORKS COMMITTEE REPORT relative to initiating street vacation proceedings pursuant to the California Streets and Highways Code, Highways and Service Easements Vacation Law, to vacate Hobart Street from 39th Street to approximately 120 feet southerly thereof.

Recommendations for Council action, pursuant to Motion (Rosendahl - Parks):

1. INITIATE street vacation proceedings to vacate Hobart Street from 39th Street to approximately 120 feet southerly thereof pursuant to the California Streets and Highways Code, Division 9, Part 3, Public Streets, Highways and Service Easements Vacation Law.

2. DIRECT the Bureau of Engineering (BOE) to investigate the feasibility of the vacation of Hobart Street from 39th Street to approximately 120 feet southerly thereof.
3. DIRECT the BOE to present its report regarding the feasibility of vacating Hobart Street from 39th Street to approximately 120 feet southerly thereof to the Public Works Committee.
4. DIRECT the City Clerk, upon review of the Public Works Committee, to schedule this vacation request as detailed above in Recommendation No. 1 for Council consideration at the appropriate time under the City's Street Vacation procedures.

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

ITEM NO. (24)

06-0994

CD 1

NEGATIVE DECLARATION and PUBLIC WORKS COMMITTEE REPORT relative to the Riverside Drive Bridge/Grade Separation (53C-0160 and 53C-1932) Replacement Project.

Recommendations for Council action:

1. FIND that the Riverside Drive Bridge/Grade Separation (53C-0160 and 53C-1932) Replacement Project will not have a significant effect on the environment, pursuant to the City of Los Angeles Environmental Guidelines and in compliance with the California Environmental Quality Act of 1970; that the Negative Declaration reflects the independent judgement 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. 06-0994 in the custody of the City Clerk and in the files of the Department of Public Works/Bureau of Engineering's Environmental Management Group; and ADOPT the Negative Declaration (BE-396-06) filed on May 3, 2006.
2. APPROVE the Riverside Drive Bridge/Grade Separation (53C-0160 and 53C-1932) Replacement Project as described in the Negative Declaration (BE-396-06).

Fiscal Impact Statement: The Board of Public Works reports that funding for the Riverside Drive Bridge/Grade Separation (53C-0160 and 53C-1932) Replacement Project is provided from the following sources in the amounts indicated: Highway Bridge Rehabilitation and Placement Program, \$19,000,000; and Metropolitan Transit Authority (2001 Call-for-Projects), \$7,000,000.

ITEM NO. (25)

04-1645

CD 15

TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to proposed relocation of AmeriGas Propane LP terminal and butane storage tanks in San Pedro.

Recommendation for Council action:

REQUEST the City Planning Department and the Harbor Department, with the assistance of the City Attorney, to:

- a. Determine the viability and consequences of condemnation proceedings or a zoning change of the AmeriGas site in North San Pedro.
- b. Identify the process that could be used for such condemnation proceedings or zoning change including a time line and total cost estimate.
- c. Submit this information to the Council for its consideration.

Fiscal Impact Statement: The City Administrative Officer and the Chief Legislative Analyst report that there is no financial impact on the General Fund. Port Permit No. 263 with AmeriGas was terminated in May 2004.

## Items for Which Public Hearings Have Not Been Held - Items 26-35

(10 Votes Required for Consideration)

ITEM NO. (26) - Motion Required

06-0600

ANNUAL BUDGET RESOLUTION FOR FISCAL YEAR 2006-07, TO BE SUBMITTED BY THE CITY ATTORNEY, CITY ADMINISTRATIVE OFFICER AND CHIEF LEGISLATIVE ANALYST.

(Pursuant to Council action of May 16, 2006)

ITEM NO. (27) - Motion Required

06-0943

COMMUNICATION FROM THE CITY ATTORNEY relative to United States Circuit Court of Appeals ruling in the case entitled Jones v City of Los Angeles, United States District Court Case No. CV 03-01142 (ER), Ninth Circuit No. 04-55324 (Discussions relative to enforcement of the Los Angeles Municipal Code (LAMC) Section 41.18, control of litigation, and alternatives to Ordinance).

Recommendation for Council action:

CONSIDER recommendations with respect to the City's enforcement of an Ordinance that prohibits sitting, sleeping, etc., on public streets and sidewalks (LAMC, Chapter 4, Article 1, Section 41.18).

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

ITEM NO. (28)

06-1150

CD 10 MOTION (WESSON - LABONGE) relative to declaring the Community Fair on May 27-29, 2006 a Special Event (fees and costs absorbed by the City = \$13,227).

Recommendation for Council action:

DECLARE the Community Fair, sponsored by the International Society for Krsna Consciousness on May 27-29, 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. (29)

06-1151

CD 13 MOTION (GARCETTI - LABONGE) relative to declaring the Armenian Cultural Festival on May 28, 2006 a Special Event (fees and costs absorbed by the City = \$3,170).

Recommendation for Council action:

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

ITEM NO. (30)

06-1152

CD 1 MOTION (REYES - ROSENDAHL) relative to declaring the Unity Exposition on May 20, 2006 a Special Event (fees and costs absorbed by the City = \$1,500).

Recommendation for Council action:

DECLARE the Unity Exposition, sponsored by the Core-Ca LD & EF on May 20, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.

ITEM NO. (31)

06-1153

CD 1 MOTION (REYES - ROSENDAHL) relative to declaring the Bengali New Years Celebration on May 27-28, 2006 a Special Event (fees and costs absorbed by the City = \$4,000).

Recommendation for Council action:

DECLARE the Bengali New Years Celebration, sponsored by the Boishakhi Mela on May 27-28, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.

ITEM NO. (32)

05-0010-S48

MOTION (PARKS - PADILLA) relative to reinstating the reward offer in the death of Johnny D. Stringer for an additional 60 days.

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

REAFFIRM Council's findings and REINSTATE the reward offer relative to the death of Johnny D. Stringer (Council action of October 19, 2005, Council file No. 05-0010-S48) for an additional period of 60 days from the publication of the offer of reward by the Office of the City Clerk and, further, that the sum of \$50,000 shall be the aggregate maximum sum of any payment or payments of a City reward in this instance.

ITEM NO. (33)

06-1154

CD 4

MOTION (LABONGE - GARCETTI) relative to installation of a crosswalk and lights on Tujunga Avenue at Califa Street in Council District Four.

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

1. DIRECT the Department of Public Works, Bureau of Street Lighting to perform the light installation for the crosswalk, at the northeast corner of Tujunga Avenue at Califa Street, across from Sendak Elementary school in North Hollywood.
2. AUTHORIZE the Controller to TRANSFER and APPROPRIATE funds from the Council District Four portion of the Street Furniture Revenue Fund No. 43D, in the amount of \$5,500, to Fund 100, Department 84 to the accounts specified as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
8780	Equipment	\$1,800
1090	Salaries - Overtime	2,400
6020	Operating Expenses	<u>1,300</u>
	Total	\$5,500

3. AUTHORIZE the Controller, Chief Legislative Analyst, or designees, to make technical corrections, or clarifications, in order to facilitate said transfer.

ITEM NO. (34)

06-1173

CD 14 MOTION (HUIZAR - GARCETTI) relative to the status of litigation in the case entitled the Old Los Angeles Company (Old L.A.) v. City of Los Angeles, Los Angeles Superior Court Case No. BC318376.

Recommendation for Council action:

REQUEST the City Attorney to report to the Council on the status of litigation with Old L.A., relative to the Pico-Granier block in El Pueblo.

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

ITEM NO. (35)

06-1167

CD 2 PARCEL MAP L.A. NO. AA-2003-8792-PMLA for property lying easterly of Mt. Gleason Avenue on the north side of Hillrose Street.  
(Approve Subdivision Improvement Agreement and Contract with attached security documents)  
(ADOPT City Engineer Report)  
(ADOPT Bond No. C-109752)  
(Quimby Fee: \$1,880)  
Applicants: Armenak Bagramyan  
A. E. Money Jr.

Items Called Special

Motions for Posting and Referral

Councilmembers' Requests for Excuse from Attendance at Council Meetings

Closed Session - Item 36

ITEM NO. (36)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54957.6, to receive a briefing from the City Administrative Officer regarding the status of negotiations, and other issues involving employee wages and benefits with respect to the following:

Engineers and Architects Association

## Adjourning Motions

## Council Adjournment

---

EXHAUSTION OF ADMINISTRATIVE REMEDIES - If you challenge a City action in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the City Clerk at or prior to, the public hearing. Any written correspondence delivered to the City Clerk before the City Council's final action on a matter will become a part of the administrative record.

CODE OF CIVIL PROCEDURE SECTION 1094.5 - If a Council action is subject to judicial challenge pursuant to Code of Civil Procedure Section 1094.5, be advised that the time to file a lawsuit challenging a final action by the City Council is limited by Code of Civil Procedure Section 1094.6 which provides that the lawsuit must be filed no later than the 90th day following the date on which the Council's action becomes final.