

Los Angeles City Council, Journal/Council Proceedings
Friday, July 28, 2006
John Ferraro Council Chamber, Room 340, City Hall - 10 am

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

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

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
JULY 25, 2006

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 22

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 1-7

Roll Call #3 - Motion (Zine - Rosendahl) Adopted to Continue, Unanimous Vote (11);
Absent: Cardenas, Padilla, Parks and President Garcetti (4)
(Item Nos. 1-7)

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

03-0996

CD 3 HEARING PROTESTS against the proposed improvement and maintenance of the
DONNA AVENUE AND HATTERAS STREET (RE-BALLOT) LIGHTING DISTRICT.

Recommendation for Council action:

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

(Ordinance of Intention adopted on May 19, 2006 - Continue hearing and present
Ordinance on AUGUST 18, 2006 to consider report of protests to be submitted as a result
of balloting, pursuant to Proposition 218)

ITEM NO. (2) - PUBLIC HEARING HELD - HEARING CONTINUED TO AND ORDINANCE TO BE PRESENTED ON AUGUST 18, 2006

06-0633

CD 9 HEARING PROTESTS against the proposed improvement and maintenance of the GRAND AND CESAR E. CHAVEZ AVENUES LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Grand and Cesar E. Chavez 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 May 19, 2006 - Continue hearing and present Ordinance on AUGUST 18, 2006 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (3) - PUBLIC HEARING HELD - HEARING CONTINUED TO AND ORDINANCE TO BE PRESENTED ON AUGUST 18, 2006

06-0640

CD 11 HEARING PROTESTS against the proposed improvement and maintenance of the STONER AND LA GRANGE AVENUES LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Stoner and La Grange 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 May 19, 2006 - Continue hearing and present Ordinance on AUGUST 18, 2006 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (4) - PUBLIC HEARING HELD - HEARING CONTINUED TO AND ORDINANCE TO BE PRESENTED ON AUGUST 18, 2006

06-0648

CD 5 HEARING PROTESTS against the proposed improvement and maintenance of the BENEDICT CANYON LANE AND BENEDICT CANYON DRIVE LIGHTING DISTRICT.

Recommendation for Council action:

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

(Ordinance of Intention adopted on May 19, 2006 - Continue hearing and present Ordinance on AUGUST 18, 2006 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (5) - PUBLIC HEARING HELD - HEARING CONTINUED TO AND ORDINANCE TO BE PRESENTED ON AUGUST 18, 2006

06-0649

CD 3 HEARING PROTESTS against the proposed improvement and maintenance of the CANTARA STREET AND AURA AVENUE LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Cantara Street and Aura 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 May 19, 2006 - Continue hearing and present Ordinance on AUGUST 18, 2006 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (6) - PUBLIC HEARING HELD - HEARING CONTINUED TO AND ORDINANCE TO BE PRESENTED ON AUGUST 18, 2006

06-0651

CD 5 HEARING PROTESTS against the proposed improvement and maintenance of the ENCINO AVENUE AND VENTURA BOULEVARD LIGHTING DISTRICT.

Recommendation for Council action:

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

(Ordinance of Intention adopted on May 19, 2006 - Continue hearing and present Ordinance on AUGUST 18, 2006 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (7) - PUBLIC HEARING HELD - HEARING CONTINUED TO AND ORDINANCE TO BE PRESENTED ON AUGUST 18, 2006

06-0701

CD 9 HEARING PROTESTS against the proposed improvement and maintenance of the THIRD AND ROSE STREETS LIGHTING DISTRICT.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of Third and Rose 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 May 19, 2006 - Continue hearing and present Ordinance on AUGUST 18, 2006 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

Special Presentation - Item 8

ITEM NO. (8) - NO ACTION TAKEN

CITY ADMINISTRATIVE OFFICER PRESENTATION of Engineers and Architects Association fact finding report.

(Council may recess to Closed Session, pursuant to Government Code Section 54957.6, relative to the above matter.)

Items for Which Public Hearings Have Been Held - Items 9-18

ITEM NO. (9) - ADOPTED

Roll Call #4 - Motion (Greuel - Smith) Adopted, Ayes (11); Absent: Cardenas, Padilla, Parks and President Garcetti (4)
(Item Nos. 9-13)

04-0683-S3

CD 11 ORDINANCE SECOND CONSIDERATION levying the assessments and ordering the maintenance of the DARLINGTON AND WESTGATE AVENUES NO. 3 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 closed on July 21, 2006)

ITEM NO. (10) - ADOPTED

06-0574

CD 2 ORDINANCE SECOND CONSIDERATION levying the assessments and ordering the maintenance of the VALLEYHEART DRIVE AND MURIETTA AVENUE 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 closed July 21, 2006)

ITEM NO. (11) - ADOPTED

06-0151

CD 1 ORDINANCE SECOND CONSIDERATION effectuating the dedication, acceptance and establishment of the City-owned real property lying on Sixth Street between Loma Drive and Columbia Avenue, and Loma Drive between Fourth Street and Sixth Street, as public street.

(City Engineer report adopted on July 21, 2006)

ITEM NO. (12) - ADOPTED

05-2609

CD 1 ORDINANCE SECOND CONSIDERATION effectuating the dedication, acceptance and establishment of the City-owned real property lying on the north side of North Main Street between Avenue 21 and Avenue 20, as public street.

(City Engineer report adopted on July 21, 2006)

ITEM NO. (13) - ADOPTED - ORDINANCE OVER ONE WEEK TO AUGUST 4, 2006

05-0176

RULES AND ELECTIONS COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to amending the Los Angeles Municipal Code (LAMC) to require the filing of recusal notification forms by City Commission and Board members.

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

PRESENT and ADOPT the accompanying ORDINANCE amending Section 49.5.6 of the LAMC to require City Commission and Board members to submit recusal notification forms relating to conflicts of interests to the City Ethics Commission.

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. (14) - CONTINUED TO AUGUST 1, 2006

Roll Call #1 - Motion (LaBonge - Zine) Adopted to Continue, Unanimous Vote (11);
Absent: Cardenas, Padilla, Parks and President Garcetti (4)

06-1205

RULES AND ELECTIONS COMMITTEE REPORT relative to rules of decorum addressing public comment.

Recommendations for Council action, as initiated by Motion (Parks - Perry et al.):

1. AMEND the Rules of the Los Angeles City Council to adopt the following new rule under Chapter II, Public Notice, Attendance and Comment:

12. Rules of Decorum:

- a. Rules of Decorum. During a meeting of the Los Angeles City Council, there is the need for civility and expedition in the carrying out of public business in order to ensure that the public has a full opportunity to be heard and that the deliberative process of the council is retained at all times. While any meeting of the City Council is in session, the following rules of decorum shall be observed. All remarks shall be addressed to the Council as a whole and not to any single member thereof, unless in response to a question from such member. No question may be asked of a member of the Council or of the City staff without permission of the presiding officer. Persons addressing the Council shall not make personal, impertinent, unduly repetitive, slanderous or profane remarks to the Council, any member of the council, staff or general public, nor utter loud, threatening, personal or abusive language, nor engage in any other disorderly conduct that disrupts, disturbs or otherwise impedes the orderly conduct of any Council meeting. No person in the Audience at a Council meeting shall engage in disorderly or boisterous conduct, including the utterance of loud, threatening or abusive language, whistling, stamping of feet or other acts which disturb, disrupt or otherwise impede the orderly conduct of any Council meeting. Signs, placards banners, or similar items shall not be permitted at any time in the Council chamber. Unless addressing the Council or entering or leaving the Council Chambers, all persons in the audience shall remain sitting in the seats provided. No person shall stand or sit in the aisles or along the walls, nor shall the doorways be blocked.
- b. Enforcement of Decorum. The rules of decorum set forth above shall be enforced in the following manner. The presiding officer of the Council shall be responsible for maintaining the order and decorum of meetings. The presiding officer shall request that a person who is violating the rules of decorum as set forth in Rule 12 a., comply immediately. If, after receiving a warning from the presiding officer, a person persists in violating the rules of decorum, the presiding officer shall order him or her to leave the Council meeting. Any person so ordered removed shall be excluded from further attendance at the meeting from which he or she has been removed, unless permission to attend is granted upon motion adopted by a majority vote of the Council. If such person does not remove himself or herself, the presiding officer may order the sergeant-at-arms of the Council to remove that person from the Council chambers. Any person who resists removal by the sergeant-at-arms shall be charged with a violation of Penal Code Section 403. The City reserves the right to seek further legal remedies should a member of the public engage in disruptive conduct during multiple meetings.

2. INSTRUCT the City Clerk to:

- a. Add warning language to public speaker comment cards advising that the Council's rules of decorum will be enforced.
- b. Work with the Rules and Elections Committee to develop a page of public speaker guidelines which would be available to the public at all Council meetings.

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.

(Pursuant to Council Rule 77, each proposed Rule amendment shall be presented to the Council and then laid over one week before it can be adopted.)

10 VOTES REQUIRED

ITEM NO. (15) - ADOPTED - FORTHWITH

Roll Call #8 - Motion (Greuel - Zine) Adopted, Ayes (11); Absent: Cardenas, Padilla, Parks and President Garcetti (4)

06-1513

RULES AND ELECTIONS COMMITTEE REPORT relative to appropriate notifications to City General Managers regarding contractors who have violated ethics rules and laws.

Recommendations for Council action, as initiated by Motion (Greuel - Garcetti):

1. REQUEST the City Ethics Commission, with the assistance of the City Attorney, to report to the Rules and Elections Committee with recommendations relative to appropriate notification to City General Managers regarding contractors who have violated ethics rules and laws, as well as what guidelines our City General Managers should follow with regard to such contractors.
2. REQUEST the City Attorney to report back to the Rules and Elections Committee relative to whether there is any harsher penalty in terms of banning contractors who have been in violation of ethics rules and laws, from applying for future contracts.

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

ITEM NO. (16) - CONTINUED TO AUGUST 1, 2006

Roll Call #1 - Motion (LaBonge - Zine) Adopted to Continue, Unanimous Vote (11); Absent: Cardenas, Padilla, Parks and President Garcetti (4)

06-1514

RULES AND ELECTIONS COMMITTEE REPORT relative to revising the City Council's procedures for public comment during meetings.

Recommendation for Council action:

NOTE and FILE the Motion (Garcetti - Greuel - Smith, et al.) relative to revising the City Council's procedures for public comment during meetings, inasmuch as the matter is being addressed under Council file No. 06-1205, Motion (Parks - Perry, et al.), concerning terminating the practice of racist and abusive language during City Council public comment periods, and no Council action is necessary.

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

Roll Call #4 - Motion (Greuel - Smith) Adopted, Ayes (11); Absent: Cardenas, Padilla, Parks and President Garcetti (4)
(Item Nos. 17-18)

ITEM NO. (17) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS
- SEE FOLLOWING

03-0544

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER relative to a proposed contract award to provide community transit services for DASH Package Areas 1, 2 and 3.

(Transportation Committee report to be submitted in Council. If a public hearing is not held in Committee, an opportunity for public comment will be provided.)

(For copies of related, staff-generated reports for this matter, please contact the Legislative Assistant for the Transportation Committee at 213-978-1076.)

ADOPTED

TRANSPORTATION COMMITTEE REPORT relative to proposed contracts with MV Transportation Inc. (MV Transportation) to provide transit services for DASH Packages 1 and 2 and Veolia Transportation Services (Veolia) to provide transit services for DASH Package 3.

Recommendations for Council action:

1. AUTHORIZE the General Manager, Department of Transportation (LADOT), to negotiate and execute a contract with MV Transportation to provide transit services for DASH Packages 1 and 2 for a term of three years with two one-year options to renew contingent upon Mayor and Council approval of funding for each year and subject to the City Attorney as to form.
2. AUTHORIZE the General Manager, LADOT, to negotiate and execute a contract with Veolia to provide transit services for DASH Package 3 for a term of three years with two one-year options to renew contingent upon Mayor and Council approval of funding for each year and subject to the City Attorney as to form.

Fiscal Impact Statement: The City Administrative Officer reports that funding is available for the proposed contracts in the Proposition A Local Transit Assistance Fund during 2006-07 for DASH 1-3 Operations. Funding for each contract year, subject to the availability of funds, will be approved annually by the Mayor and Council. The total for the proposed contracts over a three-year term is \$65,308,954. If each renewal option is exercised, the five-year estimated total is \$114,217,759. If the fuel escalator clause is activated, the amount could be significantly higher.

ITEM NO. (18) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS
- SEE FOLLOWING

03-0544-S3

COMMUNICATION FROM THE DEPARTMENT OF TRANSPORTATION relative to amending the existing contract (C-106381) with First Transit, Inc. to extend the term in order to phase in the turnover of the DASH Packages 1, 2 and 3.

(Transportation Committee report to be submitted in Council. If a public hearing is not held in Committee, an opportunity for public comment will be provided.)

(For copies of related, staff-generated reports for this matter, please contact the Legislative Assistant for the Transportation Committee at 213-978-1076.)

ADOPTED

TRANSPORTATION COMMITTEE REPORT relative to amending Contract No. C-106381 with First Transit, Inc. (First Transit) to extend the operation of DASH Packages 1 and 2 transit services through September 30, 2006 to provide for an orderly transition of service to a new contractor.

Recommendation for Council action:

AUTHORIZE the General Manager, Department of Transportation (LADOT), to amend the existing contract with First Transit (C-106381) to operate DASH Packages 1 and 2 transit services for a period not to exceed an additional 30 days (September 1, 2006 through September 30, 2006) at a rate of \$60.53 per service hour.

Fiscal Impact Statement: The LADOT reports that sufficient funds are contained in the City's adopted Fiscal Year 2006-07 Proposition A Budget for the provision of transit services in connection with DASH Package 1, 2 and 3. Therefore, there is no impact on the Budget. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Items for Which Public Hearings Have Not Been Held - Items 19-44
(10 Votes Required for Consideration)

ITEM NO. (19) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS - FORTHWITH

Roll Call #7 - Motion (Weiss - Huizar) Adopted, Ayes (11); Absent: Cardenas, Padilla, Parks and President Garcetti (4)

02-2418

COMMUNICATION FROM THE MAYOR relative to the reappointment of Mr. Elliott B. Broidy to the Board of Fire and Police Pension Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Mr. Elliott B. Broidy to the Board of Fire and Police Pension Commissioners for the new term ending June 30, 2011, is APPROVED and CONFIRMED. Mr. Broidy resides in Council District Five. (Current Commission gender composition: M=8; F=1)

Ethics Commission Review: Pending

Background Check Review: Pending

TIME LIMIT FILE - JULY 31, 2006

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

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

Roll Call #5 - Motion (Huizar - LaBonge) Adopted, Ayes (11); Absent: Cardenas, Padilla, Parks and President Garcetti (4)
(Item Nos. 20-24)

ITEM NO. (20) - ADOPTED

[06-0005-S232](#)

CD 9 RESOLUTION removing the property at 1601 East 53rd Street from the Rent Escrow Account Program [REAP], (Case No. 5373), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the Los Angeles Housing Department's report of July 20, 2006. Assessor I.D. No. 5105-001-019
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was released on March 14, 2006)

ITEM NO. (21) - ADOPTED

06-0005-S233

CD 9 RESOLUTION removing the property at 2301 Griffith Avenue from the Rent Escrow Account Program [REAP], (Case No. 8505), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance No. 173810, and ADOPT the Findings contained in the Los Angeles Housing Department's report of July 20, 2006. Assessor I.D. No.5131-019-012
Registration No. None

(Council action of November 10, 2005 placed property into REAP)

ITEM NO. (22) - ADOPTED

06-1108

CD 6 CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for 16930 Roscoe Boulevard.

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 May 2, 2006 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 16930 Roscoe Boulevard.
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. (23) - ADOPTED

06-1109

CD 9

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for 614-22 East 12th Street.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the irrevocable offer of dedication of land is in substantial conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated May 2, 2006 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 614-622 East 12th Street.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

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

ITEM NO. (24) - ADOPTED

06-1112

CD 6

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for 9979 San Fernando Road.

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 May 1, 2006 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 9979 San Fernando Road.
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. (25) - ADOPTED

Roll Call #9 - Motion (LaBonge - Huizar) Adopted, Ayes (11); Absent: Cardenas, Padilla, Parks and President Garcetti (4)

06-1144

CD 13 COMMUNICATION FROM THE CITY ENGINEER relative to inclusion of the name of Wink Martindale on the Hollywood Walk of Fame.

Recommendation for Council action:

APPROVE the installation of the name of Wink Martindale on the Hollywood Walk of Fame at 7000 Hollywood Boulevard.

Fiscal Impact Statement: The City Engineer reports that there is no General Fund impact.

ITEM NO. (26) - ADOPTED

Roll Call #10 - Motion (Huizar - LaBonge) Adopted, Ayes (11); Absent: Cardenas, Padilla, Parks and President Garcetti (4)

05-1371-S4

CD 14 CONSIDERATION OF MOTION (HUIZAR - LABONGE) relative to funding for the Boyle Heights Mural Project.

Recommendations for Council action, pursuant to Motion (Huizar - LaBonge):

1. AUTHORIZE the City Clerk to expend \$35,000 from the Central Los Angeles Recycling and Transfer Station Community Amenities Trust Fund No. 47S, Department 14, to fund any aspect of the Boyle Heights Mural Project.

2. DIRECT the City Clerk to prepare the necessary document(s) with, and/or payment(s) to, the Center for the Arts, Eagle Rock, or any other agency or organization, as appropriate, in the above amount, for the above purpose, subject to the approval of the City Attorney as to form and legality, if needed; and that the Councilmember of the District be authorized to execute any agreements for this purpose.
3. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above instructions in order to effectuate the intent of the Motion.

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

Roll Call #5 - Motion (Huizar - LaBonge) Adopted, Ayes (11); Absent: Cardenas, Padilla, Parks and President Garcetti (4)
(Item Nos. 27-42)

ITEM NO. (27) - ADOPTED

06-1688

CD 2 MOTION (GREUEL - LABONGE) relative to declaring the National Night Out (Sunland-Tujunga) on August 1, 2006 a Special Event (fees and costs absorbed by the City = \$2,800).

Recommendation for Council action:

DECLARE the National Night Out (Sunland-Tujunga), sponsored by the Commerce Avenue Business Restoration Association, the Sunland-Tujunga Chamber of Commerce, and the Los Angeles Police Department on August 1, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.

ITEM NO. (28) - ADOPTED

02-1294

CD 8 MOTION (LABONGE for PARKS - REYES) relative to declaring the Annual Block Celebration on August 12, 2006 a Special Event (fees and costs absorbed by the City = \$312).

Recommendation for Council action:

DECLARE the Annual Block Celebration, sponsored by the Normandie Halldale Community Association on August 12, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.

ITEM NO. (29) - ADOPTED

05-1591

CD 13 MOTION (GARCETTI - REYES) relative to declaring the 14th Annual Rampart Community National Night Out on August 1, 2006 a Special Event (fees and costs absorbed by the City = \$4,968).

Recommendation for Council action:

DECLARE the 14th Annual Rampart Community National Night Out, sponsored by the Los Angeles Police Department on August 1, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.

ITEM NO. (30) - ADOPTED

02-1799

CD 8 MOTION (LABONGE for PARKS - REYES) relative to declaring the Annual Block Celebration on August 12, 2006 a Special Event (fees and costs absorbed by the City = \$312).

Recommendation for Council action:

DECLARE the Annual Block Celebration, sponsored by the Grammercy Place Neighborhood Watch on August 12, 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. (31) - ADOPTED

04-1550

CD 8 MOTION (GARCETTI for PARKS - HAHN) relative to declaring the Dia del Salvadoreno Festival on August 5-6, 2006 a Special Event (fees and costs absorbed by the City = \$5,000).

Recommendation for Council action:

DECLARE the Dia del Salvadoreno, sponsored by the Salvadoran American National Association on August 5-6, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.

ITEM NO. (32)- ADOPTED

06-1691

CD 1 MOTION (REYES - ZINE) relative to declaring the Community Celebration on July 22, 2006 a Special Event (fees and costs absorbed by the City = \$1,400).

Recommendation for Council action:

DECLARE the Community Celebration, sponsored by the First Evangelical Free Church of Los Angeles on July 22, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.

ITEM NO. (33) - ADOPTED

04-1196

CD 1 MOTION (REYES - PERRY) relative to declaring the Third Annual Pico Union Neighborhood Network Health and Community Fair on July 28-30, 2006 a Special Event (fees and costs absorbed by the City = \$3,500).

Recommendation for Council action:

DECLARE the Third Annual Pico Union Neighborhood Network Health and Community Fair, sponsored by the Pico Union Housing Corporation on July 28-30, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.

ITEM NO. (34) - ADOPTED

06-1692

CD 9 MOTION (PERRY - REYES) relative to declaring the Second Annual Downtown Summer Concierge Event on July 22, 2006 a Special Event (fees and costs absorbed by the City = \$1,700).

Recommendation for Council action:

DECLARE the Second Annual Downtown Summer Concierge Event, sponsored by the Downtown Center Business Improvement District on July 22, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.

ITEM NO. (35) - ADOPTED

05-1614

CD 9 MOTION (PERRY - GARCETTI) relative to declaring the Ecuadorian Independence Day Parade on August 6, 2006 a Special Event (fees and costs absorbed by the City = \$9,426).

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

DECLARE the Ecuadorian Independence Day Parade, sponsored by the Comite de Fiestas Patrias Ecuatorianas on August 6, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.

ITEM NO. (36) - ADOPTED

06-1693

CD 1 MOTION (REYES - ZINE) relative to declaring the Festival Cultural on July 21-23, 2006 a Special Event (fees and costs absorbed by the City = \$2,100).

Recommendation for Council action:

DECLARE the Festival Cultural, sponsored by the Bo Olivas on July 21-23, 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. (37) - ADOPTED

05-1081

CD 1 MOTION (REYES - PERRY) relative to declaring the Feria de los Ninos on July 22, 2006 a Special Event (fees and costs absorbed by the City = \$1,800).

Recommendation for Council action:

DECLARE the Feria de los Ninos, sponsored by the La Curacao on July 22, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.

ITEM NO. (38) - ADOPTED

06-1695

CD 10 MOTION (WESSON - ZINE) relative to declaring the West Boulevard Block Party on August 12, 2006 a Special Event (fees and costs absorbed by the City = \$1,226).

Recommendation for Council action:

DECLARE the West Boulevard Block Party, sponsored by the residents of West Boulevard on August 12, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.

ITEM NO. (39) - ADOPTED

06-1694

CD 10 MOTION (WESSON - REYES) relative to declaring the Los Angeles Metropolitan Hispanic Health Fair on July 30, 2006 a Special Event (fees and costs absorbed by the City = \$2,000).

Recommendation for Council action:

Declare the Los Angeles Metropolitan Hispanic Health Fair, sponsored by the Los Angeles Metropolitan Hispanic Chambers of Commerce on July 30, 2006 a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.

ITEM NO. (40) - ADOPTED

05-1648

CD 11 MOTION (REYES for ROSENDAHL - PERRY) relative to declaring the Keeshen Block Party on August 12, 2006 a Special Event (fees and costs absorbed by the City = \$2,172).

Recommendation for Council action:

DECLARE the Keeshen Block Party, sponsored by the Keeshen Neighborhood Community on August 12, 2006 a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.

ITEM NO. (41) - ADOPTED

03-1543

CD 8 MOTION (LABONGE for PARKS - HAHN) relative to declaring the Community Celebration Conference and Festival on July 17-21, 2006 a Special Event (event sponsor to reimburse the City for all fees and costs incurred).

Recommendation for Council action:

DECLARE the Community Celebration Conference and Festival, sponsored by the Greater True Light Missionary Baptist Church on July 17-21, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion.

ITEM NO. (42) - SUBSTITUTE MOTION ADOPTED IN LIEU OF ORIGINAL MOTION - SEE FOLLOWING

06-1690

MOTION (GARCETTI for PARKS - HAHN) relative to authorizing the Commission for Children, Youth and their Families (CCYF), to use the Tom Bradley Room on August 8, 2006.

Recommendation for Council action:

AUTHORIZE the CCYF to use the City Hall Tom Bradley room on August 11, 2006 from 8:00 AM to 11:00 AM. The Department of General Services will provide various services for this event to be fully reimbursed by the CCYF.

ADOPTED

SUBSTITUTE MOTION (GARCETTI for PARKS - HAHN)

Recommendation for Council action:

AUTHORIZE the Commission for Children, Youth and their Families (CCYF) to use the City Hall Tom Bradley Room on August 11, 2006 from 8:00 a.m. to 11:00 a.m. The Department of General Services will provide various services for this event to be fully reimbursed by the CCYF.

ITEM NO. (43) - CONTINUED TO AUGUST 4, 2006

Roll Call #2 - Motion (Greuel - Reyes) Adopted to Continue, Unanimous Vote (11);
Absent: Cardenas, Padilla, Parks and President Garcetti (4)

06-1689

CD 2 MOTION (GREUEL - LABONGE) relative to waiving reimbursing requirements for replacing the asphalt surface at the Los Angeles Riverfront Greenway Park.

Recommendation for Council action:

REQUEST the LA for Kids Steering Committee to waive any requirements for reimbursing the cost of the existing asphalt pavement or any other Prop K expenditures at the Los Angeles Riverfront Greenway Park due to the significant public benefit that the asphalt removal and increased surface drainage will provide.

ITEM NO. (44) - ADOPTED

Roll Call #11 - Motion (Rosendahl - LaBonge) Adopted, Ayes (10); Absent: Cardenas, Huizar, Padilla, Parks and President Garcetti (5)

06-1697

MOTION (REYES for ROSENDAHL - LABONGE) relative to a transfer of funds to permit the Bureau of Street Services to continue clearing falling tree limbs.

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

AUTHORIZE the Controller to TRANSFER a total of \$850,000 from allotment period 12 to allotment period 1 within the Bureau of Street Services, Fund 100, Department 86, Salaries-Overtime Account, Account 1090.

Item for Which Public Hearing Has Been Held - Item 45

ITEM NO. (45) - ADOPTED - ORDINANCE OVER TO AUGUST 4, 2006

Roll Call #6 - Motion (Perry - Reyes) Adopted, Ayes (11); Absent: Cardenas, Padilla, Parks and President Garcetti (4)

06-1072

CD 9

CONTINUED CONSIDERATION OF PUBLIC ANNOUNCEMENT OF BALLOT TABULATION and ORDINANCE FIRST CONSIDERATION relative to establishment of the South Los Angeles Industrial Tract (Goodyear) Property and Business Improvement District (BID), pursuant to Sections 6.600 through 6.620 of the Los Angeles Administrative Code and Article XIII D of the California Constitution.

Recommendations for Council action, if the tabulation of ballots indicates majority support, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. PRESENT and ADOPT the accompanying ORDINANCE establishing the South Los Angeles Industrial Tract (Goodyear) Property and BID and confirming the assessments to be levied upon properties within the BID, as described in the Management District Plan.
2. AUTHORIZE the City Clerk, subject to the approval of the City Attorney, to prepare, execute and administer an operating agreement between the City and a nonprofit management entity, for administration of the BID.

Fiscal Impact Statement: The City Clerk reports that direct costs associated with Department administrative expenses will be charged to the BID and will be recovered from assessments collected. There is no General Fund real property included in the list of properties to be assessed within the boundaries of the BID, as disclosed in the Management District Plan and as required under existing state BID legislation and therefore no impact on the General Fund.

(Pursuant to adoption of Ordinance No. 177581 on May 24, 2006 and Ordinance No. 177669 on June 21, 2006. Public Hearing Closed July 25, 2006.)

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

02-1800

MOTION (GARCETTI for PARKS - LABONGE) relative to declaring the Annual Street Party on August 12, 2006 a Special Event (fees and costs absorbed by the City = \$312).

06-1758

MOTION (GARCETTI for PARKS - LABONGE) relative to declaring the 2006 Patron Party on August 9, 2006 a Special Event (fees and costs absorbed by the City = \$1,000).

06-1759

MOTION (GARCETTI for PARKS - LABONGE) relative to declaring the Annual Youth Explosion Party on July 19, 2006 a Special Event (fees and costs absorbed by the City = \$312).

06-1760

MOTION (WEISS - ROSENDAHL) relative to declaring the Torah Procession on August 13, 2006 a Special Event (fees and costs absorbed by the City = \$2,510).

04-1161

MOTION (PERRY - WESSON) relative to declaring the Sixth Annual Block Party on August 19, 2006 a Special Event (fees and costs absorbed by the City = \$1,226).

02-2610

MOTION (PERRY - WESSON) relative to declaring the 64th Street Block Party on August 12, 2006 a Special Event (fees and costs absorbed by the City = \$1,226).

03-1971

MOTION (PERRY- REYES) relative to declaring the fundraiser held in City Hall on August 12, 2006 a Special Event (fees and costs absorbed by the City = none submitted).

03-1682

MOTION (ROSENDAHL - SMITH) relative to declaring the Festival of the Chariots on July 30, 2006 a Special Event (fees and costs absorbed by the City = \$12,868).

04-1664

MOTION (WESSON - ZINE) relative to declaring the AIDS Walk Los Angeles on October 15, 2006 a Special Event (fees and costs absorbed by the City = \$4,452).

06-1761

MOTION (REYES - PERRY) relative to declaring the Divine Savior Fiesta on August 4-6, 2006 a Special Event (fees and costs absorbed by the City = \$5,000).

03-1573

MOTION (WEISS - ROSENDAHL) relative to declaring the Bagley Avenue Block Party on September 4, 2006 a Special Event (fees and costs absorbed by the City = \$1,188).

02-1656

MOTION (WEISS - ROSENDAHL) relative to declaring the Greenfield Avenue Block Party on September 3, 2006, a Special Event (fees and costs absorbed by the City = \$1,188).

03-1574

MOTION (GREUEL - LABONGE) relative to declaring the Longridge Avenue Block Party on August 19, 2006, a Special Event (fees and costs absorbed by the City = \$1,622).

05-1073-S64

MOTION (SMITH - ROSENDAHL) relative to a transfer of funds to purchase a Speed Trailer and other additional transit related equipment in Council District 12.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon his request, and without objections, President Garcetti was excused to leave at 11:30 a.m. from Council session of Friday, September 15, 2006 due to City business.

Motion (Perry - Smith) unanimously adopted to excuse Councilmember Weiss from Council session of Friday, August 4, 2006 due to personal business.

Motion (LaBonge - Hahn) unanimously adopted to excuse Councilmember Rosendahl to leave at 11:00 a.m. from Council session of Friday, September 29, 2006 due to City business.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

06-1547 - Ceferino "Cefe" C. Munoz (Rosendahl - All Councilmembers)

Charles Gregory Roper (Zine - All Councilmembers)

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

06-1548 - Thomas McLenaghan (Hahn)

Bill Meistrell (Hahn)

Patricia Bales (Hahn)

Romeo Tamondong (Huizar)

Szymon Bracha (Rosendahl)

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

Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk

PRESIDENT PRO TEMPORE