Los Angeles City Council, Journal/Council Proceedings  
Friday, August 4, 2006  
Van Nuys City Hall, 14410 Sylvan Street, Van Nuys, CA 91401 - 10 am

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

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

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF AUGUST 1, 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 1-5

Roll Call #1 - Motion (Smith - Greuel) Adopted, Ayes (12); Absent: Parks, Perry and Rosendahl (3)  
(Item Nos. 1-5)

ITEM NO. (1) - PUBLIC HEARING CLOSED - ADOPTED

06-0586 CD 2  
CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of MOORPARK STREET AND GREENBUSH AVENUE STREET LIGHTING DISTRICT.

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

1. DENY the protests and confirm the assessments.

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

(Public Hearing held July 14, 2006)
ITEM NO. (2) - PUBLIC HEARING CLOSED - ADOPTED

06-0587  
CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of BLYTHE STREET AND YOLANDA AVENUE NO. 2 STREET LIGHTING DISTRICT.

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

1. DENY the protests and confirm the assessments.

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

(Public Hearing held July 14, 2006)

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

06-0591  
CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of CHATSWORTH STREET AND AQUEDUCT AVENUE STREET LIGHTING DISTRICT.

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

1. DENY the protests and confirm the assessments.

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

(Public Hearing held July 14, 2006)

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

06-0588  
CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of BEACHWOOD DRIVE AND FRANKLIN AVENUE STREET LIGHTING DISTRICT.

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

1. FIND that a majority protest exists in the Street Lighting Maintenance Assessment District and therefore the proposed assessment cannot be enacted.
2. PRESENT and ADOPT the accompanying ORDINANCE abandoning all proceedings relating to the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

3. INSTRUCT the Director, Bureau of Street Lighting, to assure that the streetlights are not installed or are removed from service if previously installed.

(Public Hearing held July 14, 2006)

ITEM NO. (5) - PUBLIC HEARING CLOSED - ADOPTED

06-0631  CD 12  CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of RAYEN STREET AND DARBY AVENUE STREET LIGHTING DISTRICT.

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

1. FIND that a majority protest exists in the Street Lighting Maintenance Assessment District and therefore the proposed assessment cannot be enacted.

2. PRESENT and ADOPT the accompanying ORDINANCE abandoning all proceedings relating to the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

3. INSTRUCT the Director, Bureau of Street Lighting, to assure that the streetlights are not installed or are removed from service if previously installed.

(Public Hearing held July 14, 2006)

Items for Which Public Hearings Have Been Held - Items 6-15

Roll Call #2 - Motion (Smith - Hahn) Adopted, Ayes (12); Absent: Parks, Perry and Rosendahl (3)

(Item Nos. 6-10)

ITEM NO. (6) - ADOPTED

05-0176  ORDINANCE SECOND CONSIDERATION amending Section 49.5.6 of the Los Angeles Municipal Code to require City Commission and Board members to submit recusal notification forms relating to conflicts of interests to the City Ethics Commission.

(Rules and Elections Committee Report adopted on July 28, 2006)
ITEM NO. (7) - ADOPTED TO THE MAYOR FORTHWITH

06-1072
CD 9
ORDINANCE SECOND CONSIDERATION establishing the South Los Angeles Industrial Tract (Goodyear) Property and Business Improvement District (BID) and confirming the assessments to be levied upon properties within the BID, as described in the Management District Plan.

(Pursuant to Council action of July 28, 2006)

ITEM NO. (8) - ADOPTED

05-0002-S139
INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT relative to the City’s position on AB 1225 (Strickland), which would regulate the number of alcoholism or drug abuse recovery or treatment facilities in a given area.

Recommendation for Council action:

NOTE and FILE the Chief Legislative Analyst reports and Resolution (Smith - Zine) relative to the City’s position on AB 1225 (Strickland), which would regulate the number of alcoholism or drug abuse recovery or treatment facilities in a given area, inasmuch as the bill died in Committee on January 31, 2006.

Fiscal Impact Statement: Not applicable.

ITEM NO. (9) - ADOPTED

06-0002-S9
INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT relative to the City’s position on AB 1789 (Cohn) increasing the enhanced penalty for certain individuals who, in the commission or attempted commission of a felony, cause great bodily injury resulting in permanent paralysis or coma.

Recommendation for Council action:

RECEIVE and FILE the Chief Legislative Analyst report and Resolution (Smith - Zine), relative to the City’s position on AB 1789 (Cohn) which would provide for an increased penalty to individuals, who, in the commission or attempted commission of a felony, inflict great bodily injury which causes a person to suffer permanent paralysis or become comatose due to brain injury, inasmuch as this bill has passed both houses of the State Legislature, and therefore, no Council action is necessary.

Fiscal Impact Statement: Not applicable.
ITEM NO. (10) - ADOPTED

06-0002-S52

INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT relative to the City’s position on AB 2120 (Liu) which would extend to paraprofessional health care providers the right to certify persons eligible for a disabled person parking placard.

Recommendation for Council action:

RECEIVE AND FILE the Chief Legislative Analyst reports relative to the City’s position on AB 2120 (Liu) which would extend to paraprofessional health care providers the right to certify persons eligible for a disabled person parking placard, inasmuch as AB 2120 has passed both houses of the State Legislature, and therefore, no Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (11) - ADOPTED

Roll Call #8 - Motion (Huizar - LaBonge) Adopted, Ayes (12); Absent: Parks, Perry and Rosendahl (3)

06-0002-S83

INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT relative to the City’s position on AB 2284 (Jones), AB 2489 (Leno), SB 1567 (Murray) and AB 2709 (Maze) which would enhance educational, housing, employment and healthcare opportunities for foster youth.

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

RESOLVE to include in the City’s 2005-06 State Legislative Program, SUPPORT for AB 2284 (Jones), AB 2489 (Leno), SB 1567 (Murray) and AB 2709 (Maze) which would enhance educational, housing, employment and healthcare opportunities for foster youth.

Fiscal Impact Statement: The Chief Legislative Analyst reports that there is no impact on the General Fund.

Roll Call #2 - Motion (Smith - Hahn) Adopted, Ayes (12); Absent: Parks, Perry and Rosendahl (3) (Item Nos. 12-15)

ITEM NO. (12) - ADOPTED

06-0002-S91

INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT relative to the City’s position on AB 2571 (Levine) to require a study of ways to improve the processing of traffic court cases.
Recommendation for Council action, pursuant to Resolution (Smith - Zine), SUBJECT TO THE CONCURRENCE OF THE MAYOR:

RESOLVE to include in the City's 2005-06 State Legislative Program, SUPPORT for AB 2571 which would direct the California Highway Patrol (CHP) and local law enforcement agencies, along with and under the direction of the State Judicial Council, to develop ways of improving the processing of traffic court cases in order to minimize the time that law enforcement officers must spend in the courtroom on such cases.

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

ITEM NO. (13) - ADOPTED

06-0002-S113

INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT relative to the City’s position on SB 1180 (Midgen) which would require a study on the extent of teenage drinking, particularly of the sweet drinks called “alcopops”

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

RESOLVE to include in the City's 2005-06 State Legislative Program, SUPPORT for SB 1180 (Midgen) which would require a study on the extend of teenage drinking, particularly of the sweet drinks called “alcopops,” and what can be done to control the growing problem of such underage drinking.

Fiscal Impact Statement: The Chief Legislative Analyst reports that there is no impact on the General Fund.

ITEM NO. (14) - ADOPTED

06-1616

INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT relative to the City joining the California Contract Cities Association.

Recommendation for Council action:

ADOPT the Motion (Hahn - Zine) authorizing the City to join the California Contract Cities Association, on a pilot basis, with the understanding that membership will cost no more than $5,000.

Fiscal Impact Statement: Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.
ITEM NO. (15) - ADOPTED

05-1805-S1

ARTS, PARKS, HEALTH, AND AGING and HOUSING, COMMUNITY, AND ECONOMIC DEVELOPMENT COMMITTEES’ REPORT relative to a request for implementing authorities for the Alternative Housing for the Elderly Program (AHEP).

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

1. APPROVE the results of the 2006-10 AHEP Request for Proposals (RFP) that provides for a one-year initial contract term, with the option to extend by three additional one-year terms.

2. AUTHORIZE the General Manager, Department of Aging (Aging), or designee(s), to:
   a. Execute a new contract effective April 1, 2006 through March 31, 2007, with the Alternative Living for the Aging, for a total funding award of $67,975, substantially in the form of the draft contract included in the Aging transmittal dated May 10, 2006, subject to the review of the City Attorney as to form and legality and the Department of Public Works, Bureau of Contract Administration, as to compliance with City contracting requirements.
   b. Prepare Controller instructions and any necessary technical adjustments that are consistent with the Mayor and Council actions on this matter, subject to the approval of the City Administrative Officer (CAO), and authorize the Controller to implement those instructions.

3. AUTHORIZE the Controller to:
   a. Establish a new account and appropriate funds within the Senior Human Services Program Fund No. 42J, as follows:

<table>
<thead>
<tr>
<th>Account</th>
<th>Title</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>A700</td>
<td>Shared Housing Program</td>
<td>$67,975</td>
</tr>
</tbody>
</table>

   b. Expend funds from Fund No. 42J, Account A700, upon proper demand of the General Manager, Aging, or designee(s).

Fiscal Impact Statement: The CAO reports that there is no General Fund impact. Approval of the recommendations will authorize Aging to appropriate a total of $67,975 in Community Development Block Grant funds awarded through the 32nd Program Year Consolidated Plan to fund the 2006-07 service contract for the AHEP.
Items for Which Public Hearings Have Not Been Held - Items 16-41
(10 Votes Required for Consideration)

ITEM NO. (16) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

Roll Call #9 - Motion (Smith - Wesson) Adopted, Ayes (12); Absent: Parks, Perry and Rosendahl (3)

06-0983 CD 11

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of COLBY AND NEBRASKA AVENUES STREET LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated April 28, 2006.

2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of OCTOBER 6, 2006 as the hearing date for the maintenance of Colby and Nebraska Avenues Street Lighting District, in accordance with Proposition 218, Articles XIIIC and XIIIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, $244.29 will be collected annually starting with tax year 2006-07 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: September 27, 2006)

Roll Call #5 - Motion (Hahn - LaBonge) Adopted, Ayes (12); Absent: Parks, Perry and Rosendahl (3)

(Item Nos. 17-22)

ITEM NO. (17) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

06-0982 CD 11

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of BROCKTON AND IOWA AVENUES STREET LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated April 28, 2006.

2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of OCTOBER 6, 2006 as the hearing date for the maintenance of Brockton and Iowa Avenues Street Lighting District, in accordance with Proposition 218, Articles XIIIC and XIIIID of the California Constitution and Government Code Section 53753.
Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, $209.69 will be collected annually starting with tax year 2006-07 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: September 27, 2006)

ITEM NO. (18) - ADOPTED

06-0005-S244
CD 9 RESOLUTION removing the property at 4605 South Wesley Avenue from the Rent Escrow Account Program [REAP], (Case No. 14983), 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 26, 2006.

Assessor I.D. No.5018-004-026
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was released on January 4, 2006)

ITEM NO. (19) - ADOPTED

06-0005-S245
CD 13 RESOLUTION removing the property at 1117-79 North Kingsley Avenue from the Rent Escrow Account Program [REAP], (Case No. 8443), 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 January 26, 2006.

Assessor I.D. No.5537-010-006
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was released on March 28, 2006)

ITEM NO. (20) - ADOPTED

06-0005-S246
CD 10 RESOLUTION removing the property at 4046 Nicolet Avenue from the Rent Escrow Account Program [REAP], (Case No. 4765), 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 26, 2006.

Assessor I.D. No.5030-016-008
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was released on March 21, 2006)
ITEM NO. (21) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

06-0318 COMMUNICATION FROM CHAIR, ARTS, PARKS, HEALTH AND AGING COMMITTEE relative to the semi-annual status report on the implementation of the Americans with Disabilities Act Transition Plan for the period of July 1, 2005 through December 31, 2005.

Recommendation for Council action:

NOTE and FILE the Department on Disability (DOD) report dated June 21, 2006, relative to the semi-annual status report on the implementation of the Americans with Disabilities Act Transition Plan for the period of July 1, 2005 through December 31, 2005, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (22) - ADOPTED

04-0352-S1 CONSIDERATION OF MOTION (SMITH - PERRY) relative to the appropriation and transfer of funds to pay the salaries of 60 Community and Administrative Support Workers for recycling and litter abatement pursuant to SB332 project guidelines.

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

AUTHORIZE the Controller to APPROPRIATE and TRANSFER funds as follows as approved by the Director of the Bureau of Sanitation and in accordance with SB332 project guidelines:

<table>
<thead>
<tr>
<th>From Fund 556, Dept. 50, Account Y500</th>
<th>To Fund 100, Dept. 22, Account 1070</th>
<th>Amount $124,811</th>
</tr>
</thead>
<tbody>
<tr>
<td>Fund 556, Dept. 50, Account Y500</td>
<td>Fund 100, Dept. 22, Account 1010</td>
<td>$2,656</td>
</tr>
<tr>
<td>Total</td>
<td></td>
<td>$127,467</td>
</tr>
</tbody>
</table>

(Energy and Environment Committee waived consideration of the above matter)

ITEM NO. (23) - REFERRED TO INTERGOVERNMENTAL RELATIONS COMMITTEE

Roll Call #3 - Motion (Hahn - LaBonge) Adopted to Refer, Unanimous Vote (12); Absent: Parks, Perry and Rosendahl (3)

05-0002-S117 CONSIDERATION OF RESOLUTION (HAHN - LABONGE) relative to the City’s position in connection with the imposition of fees on each shipping container processed through the Port of Los Angeles.
Recommendation for Council action, SUBJECT TO THE CONCURRENCE OF THE MAYOR:

RESOLVE to include in the City's 2005-06 State Legislative Program SUPPORT of SB 760 (Lowenthal) as amended May 5, 2005 and/or similar legislation which would impose on each shipping container processed through the Port of Los Angeles or Port of Long Beach a $30 fee per 20-foot equivalent unit (TEU), said funds to be divided equally among the Port of Los Angeles or the Port of Long Beach (one-third of funds), the California Transportation Commission (one-third of funds), and the South Coast Air Quality Management District (one-third of funds) and used, respectively, to improve port security, to improve the rail system, that transports shipments to and from each port, and to mitigate environmental pollution caused by cargo movements to and from each port.

(Energy and Environment Committee waived consideration of the above matter)

Roll Call #5 - Motion (Hahn - LaBonge) Adopted, Ayes (12); Absent: Parks, Perry and Rosendahl (3)
(Item Nos. 24-25)

ITEM NO. (24) - ADOPTED

02-1800 CD 8  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).

Recommendation for Council action:

DECLARE the Annual Street Party, sponsored by the Good Neighbors of 84th Place Block Club 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.

ITEM NO. (25) - ADOPTED

06-1758 CD 8  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).

Recommendation for Council action:

DECLARE the 2006 Patron Party, sponsored by the University of Southern California on August 9, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.
ITEM NO. (26) - ADOPTED

Roll Call #10 - Motion (Padilla - LaBonge) Adopted, Ayes (12); Absent: Parks, Perry and Rosendahl (3)

06-1759 CD 8
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).

Recommendation for Council action:

DECLARE the Annual Youth Explosion Party, sponsored by the House of Refuge Church of God in Christ on July 29, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.

Item NO. (27) - ADOPTED

Roll Call #5 - Motion (Hahn - LaBonge) Adopted, Ayes (12); Absent: Parks, Perry and Rosendahl (3)
(Item Nos. 27-29)

06-1760 CD 5
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).

Recommendation for Council action:

DECLARE the Torah Procession, sponsored by the Young Israel of Century City on August 13, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.

Item NO. (28) - ADOPTED

04-1161 CD 9
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).

Recommendation for Council action:

DECLARE the Sixth Annual Block Party, sponsored by the 53rd Street Block Club on August 19, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.
ITEM NO. (29) - ADOPTED

02-2610
CD 9  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).

Recommendation for Council action:

DECLARE the 64th Street Block Party, sponsored by the Residents of 64th Street 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. (30) - SUBSTITUTE MOTION ADOPTED IN LIEU OF ORIGINAL MOTION - SEE FOLLOWING

Roll Call #11 - Motion (Garcetti - LaBonge) to Adopt Substitute Motion, Ayes (12);
   Absent: Parks, Perry and Rosendahl (3)

03-1971
CD 9  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).

Recommendation for Council action:

DECLARE the fundraiser held in City Hall, sponsored by Project Restore 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 other requirements in connection with the event.

ADOPTED

SUBSTITUTE MOTION (GARCETTI - LABONGE)

Recommendation for Council action:

DECLARE the fundraiser held in City Hall, sponsored by Project Restore on August 12, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Substitute Motion, including the waiver of all fees (costs absorbed by the City) and other requirements in connection with the event.
ITEM NO. (31) - ADOPTED

03-1682 CD 11
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).

Recommendation for Council action:

DECLARE the Festival of the Chariots, sponsored by the Iskon of California 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. (32) - ADOPTED

04-1664 CD 10
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).

Recommendation for Council action:

DECLARE the AIDS Walk Los Angeles, sponsored by the Aids Project Los Angeles on October 15, 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. (33) - ADOPTED

06-1761 CD 1
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).

Recommendation for Council action:

DECLARE the Divine Savior Fiesta, sponsored by the Divine Savior Church on August 4-6, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.
ITEM NO. (34) - ADOPTED

03-1573
CD 5  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).

Recommendation for Council action:

DECLARE the Bagley Avenue Block Party, sponsored by the residents of Bagley Avenue on September 4, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.

ITEM NO. (35) - ADOPTED

02-1656
CD 5  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).

Recommendation for Council action:

DECLARE the Greenfield Avenue Block Party, sponsored by the residents of Greenfield Avenue on September 3, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance.

ITEM NO. (36) - ADOPTED

03-1574
CD 2  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).

Recommendation for Council action:

DECLARE the Longridge Avenue Block Party, sponsored by the Longridge Neighbors on August 19, 2006, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion, including the waiver of all fees (costs absorbed by the City) and requirements, except insurance AND application requirements.

ITEM NO. (37) - ADOPTED

05-1073-S64
CD 12  MOTION (SMITH - ROSENDAHL) relative to a transfer of funds to purchase a Speed Trailer and other additional transit related equipment in Council District 12.

Recommendations for Council action:
1. TRANSFER $15,000 from the Council District 12 portion of the Street Furniture Revenue Fund, No. 43D, Department 50, Account Y12D to the “Supporters of Law Enforcement in Devonshire” (P.O. Box 7181, Northridge, CA 91327-7181) to cover the costs of the Speed Trailer and to purchase additional transit related equipment.

2. AUTHORIZE the Chief Legislative Analyst, or designee, to make technical corrections or revisions as may be necessary to implement the intent of this motion.

ITEM NO. (38) - RECEIVED AND FILED

Roll Call #4 - Motion (Greuel - Hahn) Adopted to Receive and File, Unanimous Vote (12);
Absent: Parks, Perry and Rosendahl (3)

06-1689
CD 2 CONTINUED CONSIDERATION OF 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.

(Continued from Council meeting of July 28, 2006)

ITEM NO. (39) - MAP APPROVED - CITY ENGINEER REPORT ADOPTED

05-1450
CD 11 FINAL MAP OF TRACT NO. 60493 for property lying northeasterly of Bundy Drive and southeast of Rhode Island Avenue.
(Approve Subdivision Improvement Agreement and Contract with attached security documents)
(ADOPT City Engineer Report)
(ADOPT Bond No. C-110008)
(Quimby Fee: $50,868)
Applicants: Rhode Island Property, LLC
Jack Little Company

ITEM NO. (40) - MAP APPROVED - CITY ENGINEER REPORT ADOPTED

06-1769
CD 5 PARCEL MAP L.A. NO. 2005-1874 for property lying northerly of Morrison Street and westerly of San Diego Freeway.
(Approve Subdivision Improvement Agreement and Contract with attached security documents)
(ADOPT City Engineer Report)
(ADOPT Bond No. C-110007)
(Quimby Fee: $4,858)
  Applicants: Jerome Eisenberg
  The Taylor Group

ITEM NO. (41) - MAP APPROVED - CITY ENGINEER REPORT ADOPTED

06-1770
CD 15  PARCEL MAP L.A. NO. AA-2004-6813 PMLA for property lying easterly of Western Avenue on the south side of 207th Street.
(ADOPT City Engineer Report)
(Quimby Fee: $14,604)
  Applicants: Jamal Ghannadi
  Jack Little Company

Items for Which Public Hearings Have Been Held - Items 42-44

ITEM NO. (42) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #12 - Motion (Padilla - Cardenas) to Adopt as Amended, Ayes (12); Absent: Parks, Perry and Rosendahl (3)

06-0713
CD 7  CONTINUED CONSIDERATION OF HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to unfair business practices and other matters concerning the Blue Star Mobile Home Park and other mobile home parks or manufactured home communities.

Recommendation for Council action:

NOTE and FILE the Chief Legislative Analyst report dated July 21, 2006 (attached to the Council file) relative to rent increases and rent stabilization, unfair business practices, and other matters concerning the Blue Star Mobile Home Park at 12401 Filmore Street, and other mobile home parks or manufactured home communities.

Fiscal Impact Statement: Not applicable.

(Continued from Council meeting of August 2, 2006)

ADOPTED

AMENDING MOTION (PADILLA - SMITH)

Recommendations for Council action:
1. INSTRUCT the Department of Water and Power (DWP) to work with Southern California Edison as well as the already established working group on this matter and to report back to Council relative to the distribution of electricity within the Blue Star Mobile Home Park, the billing practices for electrical services to the residents and to recommend any necessary changes so that low income residents of the Blue Star Mobile Home Park are eligible to receive the same discounted services that are available to other DWP subscribers.

2. INSTRUCT the Department of Building and Safety to report back on the scope of its authority to inspect mobile home parks for health and safety violations, and recommend any changes to current city ordinances or state law that would give them authority to investigate.

3. INSTRUCT the Department of Planning to report back on what remedial measures are available to mobile home residents who live in mobile home parks that are being converted to other uses.

4. INSTRUCT the Chief Legislative Analyst (CLA) to report back on recommended changes to state law that would increase the relocation benefit payment that is made to residents of mobile home parks when they are converted to other uses.

5. INSTRUCT the Los Angeles Housing Department to report back on the ways and means of surveying tenants residing in mobile home parks within the City of Los Angeles to determine the occurrence of unfair business practices and illegal rent increases and to recommend changes to state law to increase the number of units that are subject to the City’s Rent Stabilization Ordinance.

6. INSTRUCT the CLA to work with the League of California Cities and the seven other identified municipalities experiencing problems similar to those experienced at the Blue Star Mobile Home Park and other mobile home parks or manufactured home communities, and to report on possible legislative solutions to address these problems.

ITEM NO. (43) - ADOPTED

Roll Call #6 - Motion (Huizar - Padilla) Adopted, Ayes (12); Absent: Parks, Perry and Rosendahl (3)

06-1502

CONTINUED CONSIDERATION OF PUBLIC SAFETY COMMITTEE REPORT relative to Hearing Appeals against the assessment for the Los Angeles Fire Department Year 2005 Brush Clearance.

Recommendations for Council action:

1. CONFIRM the 2005 Brush Clearance Assessments, substantially as recommended by the Los Angeles Board of Fire Commissioners (Fire Commissioners) in their report dated June 21, 2006 (attached to the Council file), with the exception of the nine parcels identified by the Los Angeles Fire Department (LAFD) in its report dated July 13, 2006 (attached to the Council file).
2. CONFIRM the recommendations of the LAFD, relative to the 2005 Brush Clearance Assessment Appeals against the confirmation of assessments for the proposed Year 2005 Brush Clearance, as submitted in its report dated July 13, 2006 (attached to the Council file).

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

(Continued from Council meeting of August 1, 2006)

ITEM NO. (44) - RECOMMENDATIONS A-E RECEIVED AND FILED - RECOMMENDATION F ADOPTED - ADDITIONAL MOTION ADOPTED - SEE FOLLOWING

Roll Call #7 - Motion (Huizar - Wesson) to Adopt Recommendation F and Additional Motion, Ayes (12); Absent: Parks, Perry and Rosendahl (3)

06-1800-S5
CONTINUED CONSIDERATION OF COMMUNICATION FROM THE CITY ATTORNEY, ORDINANCE FIRST CONSIDERATION, RESOLUTIONS, SUBSTITUTE MOTION (HUIZAR - PADILLA) and AMENDING MOTION (HUIZAR - WESSON) relative to a proposed Charter Amendment to revise the provisions relating to the Los Angeles Unified School District (LAUSD) Board of Education, and calling a Special Election to be consolidated with the State General Election to be held on November 7, 2006.

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

RECEIVED AND FILED

A. PRESENT and ADOPT the accompanying ORDINANCE calling a Special Election to be held on Tuesday, November 7, 2006, for the purpose of submitting to the qualified voters of the City of Los Angeles and qualified electors of the LAUSD a certain proposition, and to consolidate this Special Election with the State General Election to be held on the same date.

B. BALLOT TITLE RESOLUTION for the above matter, BE ADOPTED.

C. RESOLUTION providing that a certain proposal to amend the Charter of the City of Los Angeles be submitted to the qualified voters of the City of Los Angeles and qualified electors of the LAUSD, BE ADOPTED.

D. RESOLUTION requesting authorization to consolidate a Special Election with the November 7, 2006, State of California General Election in order to place a Charter Amendment relative to revising aspects of the governance of the LAUSD Board of Education before the voters, BE ADOPTED.

E. ADOPT SUBSTITUTE MOTION (HUIZAR - PADILLA) amending the Special Election Ordinance, Resolution of Consolidation, Ballot Title Resolution, and Ballot Text Resolution IN LIEU of the Resolutions and Ordinance attached to the Council file.
ADOPTED

F. ADOPT AMENDING MOTION (HUIZAR - WESSON) changing the date for consolidation of the Special Election from the November to the City’s Primary Nominating election to be held on March 6, 2007; and INSTRUCT the City Attorney and City Clerk to prepare all necessary Resolutions, Ordinances and other relevant documentation to effect this change.

ADOPTED

ADDITIONAL MOTION (HUIZAR - WESSON)

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

1. RECEIVE and FILE the Substitute Motion (Huizar - Padilla) and attached Special Election Ordinance, Resolution of Consolidation Ballot Title Resolution, and Ballot Text Resolution, to be adopted in lieu of the Resolutions and Ordinance attached to the Council file.

2. RECEIVE and FILE and original Ordinance calling a Special Election on Tuesday, November, 7, 2006, Ballot Title Resolution, Resolution providing that a certain proposal to amend the Charter be submitted to the qualified voters of the City of Los Angeles and qualified electors of the LAUSD, and Resolution requesting authorization to consolidate a Special Election with the November 7, 2006 State of California General Election.

3. PRESENT and ADOPT the accompanying ORDINANCE calling a Special Election to be held on Tuesday, March 6, 2007, for the purpose of submitting to the qualified voters of the City of Los Angeles and qualified electors of the LAUSD a certain proposition, and to consolidate this Special Election with the City’s Primary Nominating Election to be held on the same date.

4. ADOPT the BALLOT TITLE RESOLUTION, as follows:

ESTABLISHING CAMPAIGN FINANCE REGULATIONS AND ENFORCEMENT, TERM LIMITS, AND A COMPENSATION REVIEW COMMITTEE FOR THE LOS ANGELES UNIFIED SCHOOL DISTRICT BOARD. CHARTER AMENDMENT _____.

Shall the City of Los Angeles Charter be amended to establish: contribution limits and additional disclosure requirements for School Board campaigns; local enforcement of School District campaign finance rules; campaign finance training for School Board candidates; term limits of three terms (twelve years) for School Board members; and a School Board compensation review committee?

5. ADOPT the accompanying RESOLUTION providing that a certain proposal to amend the Charter of the City of Los Angeles be submitted to the qualified voters of the City of Los Angeles and qualified electors of the LAUSD.
MOTIONS PRESENTED PURSUANT TO RULE NO. 16 - TO BE PLACED ON THE NEXT AVAILABLE AGENDA

06-1807
MOTION (GARCETTI - REYES) relative to declaring the Echo Park Farmers Market on Fridays from October 6, 2006 to October 6, 2008 a Special Event (fees and costs absorbed by the City = none submitted).

06-1800-S7
MOTION (GARCETTI - GREUEL) relative to the order and letter designation for the three ballot measures to be placed on the November 7, 2006 California General Election.

06-1802
MOTION (GARCETTI for PERRY-LABONGE) relative to declaring the First Annual Health and Wellness Fair on August 5, 2006 a Special Event (fees and costs absorbed by the City = $1,669).

06-1806
MOTION (PADILLA - HUIZAR) relative to declaring the Youth for Unity Festival on August 26, 2006 a Special Event (fees and costs absorbed by the City = $1,086).

04-1517
MOTION (REYES - SMITH) relative to declaring the 10th Annual Feria Agostina on August 4-6, 2006 a Special Event (fees and costs absorbed by the City = $5,000).

04-1664-S1
MOTION (WEISS - GREUEL) relative to declaring the AIDS Walk Los Angeles on October 15, 2006 a Special Event (fees and costs absorbed by the City = $22,652).

06-1812
MOTION (WESSON - HUIZAR) relative to declaring the Nosey Eye Block Party on August 19, 2006 a Special Event (fees and costs absorbed by the City = $1,226).

05-1593
MOTION (WESSON - HUIZAR) relative to declaring the PicFair Village Block Party on August 12, 2006 a Special Event (fees and costs absorbed by the City = $1,226).

06-1813
MOTION (WEISS - GREUEL) relative to declaring the Encino Elementary School Back to School Picnic on September 17, 2006 a Special Event (fees and costs absorbed by the City = $1,188).

06-1811
MOTION (WEISS - GREUEL) relative to declaring the Entertainment Weekly Emmy Party on August 26, 2006 a Special Event (event sponsor to reimburse the City for all fees and costs incurred).

06-1803
MOTION (GREUEL for PARKS - GARCETTI) relative to the transfer of funds to pay for costs related to the 2006 Fourth of July fireworks show in Exposition Park.
COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon his request, and without objections, President Garcetti was excused from Council session of Friday, September 22, 2006 due to personal business.

Upon his request, and without objections, Councilmember Padilla was excused to leave at 11:30 a.m. from Council session of Friday, October 27, 2006 due to personal business.

Upon her request, and without objections, Councilmember Perry was excused from Council sessions of Tuesday and Wednesday, October 3 and 4, 2006 due to City business.

Motion (LaBonge - Zine) unanimously adopted to excused Councilmember Greuel to arrive at 11:00 a.m. to Council session of Tuesday, August 8, 2006 due to City business.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

06-1547 - Doc Nghiem
   Church of Scientology
   Lea Purwin D'Agostino
   (Garcetti - Rosendahl) (Garcetti - LaBonge) (Greuel - Weiss)

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

06-1548 - David Bendikson
   Rodene Wilson Harpster
   (Smith - All Councilmembers) (Smith)

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

Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk   PRESIDENT OF THE CITY COUNCIL