

Los Angeles City Council, Journal/Council Proceedings
Tuesday, October 26, 2004
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: Cardenas, Garcetti, Greuel, Hahn, LaBonge, Miscikowski, Reyes, Smith, Villaraigosa, Zine and President Padilla (11); Absent: Ludlow, Parks, Perry and Weiss (4).

SALUTE TO THE FLAG

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
OCTOBER 20, 2004

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - NONE

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

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

Items Noticed for Public Hearing - Items 1-4

ITEM NO. (1) - PUBLIC HEARING CLOSED - NO PROTESTS - CITY ENGINEER INSTRUCTED
TO PROCEED

Roll Call #1 - Motion (Smith - Reyes) Adopted, Ayes (11); Absent: Ludlow, Parks, Perry
and Weiss (4)

01-0982 - HEARING PROTESTS relative to a request to vacate the alley westerly of Laurel Canyon
CD 5 Boulevard from Weddington Street to its southerly terminus.

Recommendations for Council action:

1. ADOPT the FINDINGS of the City Engineer dated May 23, 2003, as the Findings of the Council.
2. ADOPT the City Engineer report dated May 23, 2003, that the request for the vacation of the alley westerly of Laurel Canyon Boulevard from Weddington Street to its southerly terminus (VAC-E1400749) BE DENIED, inasmuch as the applicant has failed within the last three years to obtain ownership of the adjacent property.

(Pursuant to adoption of Public Works Committee report on October 5, 2004)

ITEM NO. (2) - PUBLIC HEARING CLOSED - PROTESTS DENIED - CITY ENGINEER REPORT ADOPTED TO DENY VACATION

Roll Call #5 - Motion (Weiss - LaBonge) Adopted, Ayes (13); Absent: Parks and Perry (2)

03-0540 - HEARING PROTESTS relative to a request to vacate Walnut Drive southerly of CD 5 Ridpath Drive.

Recommendations for Council action:

1. ADOPT the FINDINGS of the City Engineer dated September 24, 2003, as the Findings of the Council.
2. ADOPT the City Engineer report dated September 24, 2003, that the request for the vacation of Walnut Drive southerly of Ridpath Drive adjoining Lots 251-253 and portion of Lot 250, Tract 798 (VAC-E1400852) BE DENIED, inasmuch as approval of vacation would land lock several parcels and require a 20-foot easement for a 25-foot right-of-way.

(Pursuant to adoption of Public Works Committee report on October 5, 2004)

ITEM NO. (3) - PUBLIC HEARING CLOSED - PROTESTS DENIED - CITY ENGINEER INSTRUCTED TO PROCEED

Roll Call #6 - Motion (Reyes - Greuel) Adopted, Ayes (13); Absent: Parks and Perry (2)

03-0930 - CATEGORICAL EXEMPTION and HEARING PROTESTS relative to a request to vacate CD 1 the alley southeasterly of Westlake Avenue from approximately 215 feet northeasterly of Wilshire Boulevard.

Recommendations for Council action:

1. FIND that this vacation is categorically exempt from the California Environmental Quality Act of 1970, pursuant to Article VII, Class 5(3) of the City's Environmental Guidelines.
2. ADOPT the FINDINGS of the City Engineer dated August 12, 2004, as the Findings of the Council.
3. ADOPT the City Engineer report dated August 12, 2004, that street vacation proceedings BE INSTITUTED for the vacation of the alley southeasterly of Westlake Avenue from approximately 215 feet northeasterly of Wilshire Boulevard to approximately 422 feet northeasterly thereof (VAC-E1400810), subject to the conditions contained therein.

(Pursuant to adoption of Public Works Committee report on October 5, 2004)

ITEM NO. (4) - PUBLIC HEARING CLOSED - NO PROTESTS - CITY ENGINEER INSTRUCTED TO PROCEED

Roll Call #1 - Motion (Smith - Reyes) Adopted, Ayes (11); Absent: Ludlow, Parks, Perry and Weiss (4)

04-1064 - CATEGORICAL EXEMPTION and HEARING PROTESTS relative to a request to vacate CD 8 the alley easterly of Main Street between 87th Place and 88th Street.

Recommendations for Council action:

1. FIND that this vacation is categorically exempt from the California Environmental Quality Act of 1970, pursuant to Article VII, Class 5(3) of the City's Environmental Guidelines.
2. ADOPT the FINDINGS of the City Engineer dated September 9, 2004, as the Findings of the Council.
3. ADOPT the City Engineer report dated September 9, 2004, that alley vacation proceedings BE INSTITUTED for the alley easterly of Main Street between 87th Place and 88th Street (VAC-E1400908), subject to the conditions enumerated therein.

(Pursuant to adoption of Public Works Committee report on October 5, 2004)

Items for Which Public Hearings Have Been Held - Items 5-14

ITEM NO. (5) - CONTINUED TO NOVEMBER 16, 2004

Roll Call #2 - Motion (Cardenas - Reyes) Adopted to Continue, Unanimous Vote (11); Absent: Ludlow, Parks, Perry and Weiss (4)

01-2527 - CONTINUED CONSIDERATION OF MITIGATED NEGATIVE DECLARATION, PLANNING CD 6 AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to amending the Van Nuys Central Business District Community Design Overlay District Guidelines and Standards.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the lead agency City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 01-2527 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV 1995-276 CPU MND] filed on February 14, 1997.

2. ADOPT the FINDINGS of the City Planning Commission as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the City Planning Commission, amending the Van Nuys Central Business District Community Design Overlay District Guidelines and Standards and for the modification to the existing [Q] conditions on the properties within the Van Nuys Central Business District Community Design Overlay District. CPC 2003-8402 CDO ZC

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

(Continued from Council meeting of October 12, 2004)

Roll Call #3 - Motion (Smith - LaBonge) Adopted, Ayes (11); Absent: Ludlow, Parks, Perry and Weiss (4)
(Item Nos. 6-14)

ITEM NO. (6) - ADOPTED

03-0668 - BUDGET AND FINANCE COMMITTEE REPORT relative to the quarterly report on the status of Interest Rate Swap Agreements.
S1

Recommendation for Council action:

RECEIVE and FILE the City Administrative Officer's quarterly report on the status of Interest Rate Swap Agreements for the quarter ending June 30, 2004, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (7) - ADOPTED

04-1114 - BUDGET AND FINANCE COMMITTEE REPORT relative to funds for improvements at El Pueblo de Los Angeles Historical Monument (El Pueblo).

Recommendation for Council action:

RECEIVE and FILE the Motion (Villaraigosa - Parks) relative to an appropriation to the Department of General Services for renovations at El Pueblo, inasmuch as this matter is addressed in the City Administrative Officer's First Financial Status Report and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (8) - ADOPTED

01-0407 - ENVIRONMENTAL QUALITY AND WASTE MANAGEMENT COMMITTEE REPORT relative to grant application for the 2004-05 Reuse Assistance Grants.

Recommendations for Council action, as initiated by Motion (Perry - Reyes), SUBJECT TO THE APPROVAL OF THE MAYOR:

1. AUTHORIZE the Director, Bureau of Sanitation (BOS), or designee, to submit a grant application to the California Integrated Waste Management Board (CIWMB) on behalf of the Los Angeles Regional Agency (LARA) in the amount of \$50,000 for the 2004-05 Reuse Assistance Grants to fund reuse fairs with oversight provided by the LARA.
2. AUTHORIZE the Director, BOS, or designee, if awarded said grant to execute all necessary agreements, forms, contracts, and other necessary documents, for the purpose of accepting the grant funds for reuse fairs, subject to the approval of the City Attorney as to form and legality.

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

ITEM NO. (9) - ADOPTED

01-2583 - INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT relative to the status of various Real Property Trust Funds.

Recommendation for Council action:

NOTE and FILE the City Clerk report dated September 30, 2004, relative to the status of various Real Property Trust Funds, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (10) - ADOPTED

04-1780 - INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT
CD 9 relative to the proposed renewal of a lease agreement for office spaces at 205 South Broadway, 207 South Broadway, and 316 West Second Street (the Second and Broadway Complex).

Recommendation for Council action:

AUTHORIZE the Department of General Services (GSD) to renew the lease agreement for office spaces at the Second and Broadway Complex, for the use of various City departments, as outlined in the GSD report dated August 19, 2004 (attached to the Council file), subject to the review of the City Attorney as to form and legality.

Fiscal Impact Statement: The GSD reports that there are sufficient funds in General Services Leasing Account 6030 to cover the costs of the proposed lease for the current fiscal year. The GSD further reports that it anticipates lease cost savings to accrue by the end of this fiscal year as some City tenants are relocated. The anticipated monthly savings would be \$27,749.75 once the lease renewal is executed.

ITEM NO. (11) - ADOPTED

04-1744 - CATEGORICAL EXEMPTION and PLANNING AND LAND USE MANAGEMENT
CD 15 COMMITTEE REPORT relative to an appeal filed by San Pedro Neighborhood Group on a [Q] condition clarification for property at 1803 Mesa Street.

Recommendations for Council action:

1. FIND that this action is categorically exempt from California Environmental Quality Act, pursuant to Article III VII, Section 1, Class 5(23) of the City's Environmental Guidelines.
2. ADOPT the FINDINGS of the Director of Planning as the Findings of the Council.
3. RESOLVE TO DENY APPEAL filed by San Pedro Neighborhood Group from the determination of the Director of Planning, THEREBY SUSTAIN the Director's determination and APPROVE a [Q] condition clarification, that allows for parking to be provided at a ratio of 2-1/4 spaces per dwelling unit on the subject site at 1803 Mesa Street, within the San Pedro Community Plan.

Applicant: Abel G. Galetti/Mesa Properties/Martha Martinez (Representative)
DIR 2004-3303 CLQ-1A

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

ITEM NO. (12) - ADOPTED - FORTHWITH

04-1250 - PERSONNEL and BUDGET AND FINANCE COMMITTEES' REPORT relative to hiring
S15 freeze exemptions for 12 positions in the Department of Recreation and Parks.

Recommendation for Council action:

EXEMPT one time from the hiring freeze the following 12 positions in the Department of Recreation and Parks; and AUTHORIZE backfill authority if the positions are filled by promotion from within the Department of Recreation and Parks:

<u>No.</u>	<u>Code</u>	<u>Title</u>
2	1223-1	Accounting Clerk I
1	1513-2	Accountant II
1	1517-1	Auditor I
1	1726-2	Safety Engineering Associate II
1	2472	Superintendent of Recreation and Park Operations
1	7941	City Planning Associate
1	9167-1	Senior Personnel Analyst I
1	9171-2	Senior Management Analyst II
2	9184-2	Management Analyst II
1	9241	Assistant General Manager Recreation and Parks

Fiscal Impact Statement: The City Administrative Officer reports that the nine-month direct salary cost for filling the 12 positions is about \$744,520, and is available in the Department of Recreation and Parks' salaries general account.

ITEM NO. (13) - ADOPTED - FORTHWITH

04-1250 - PERSONNEL and BUDGET AND FINANCE COMMITTEES' REPORT relative to hiring S17 freeze exemptions for nine positions in the Los Angeles Fire Department (LAFD).

Recommendation for Council action:

EXEMPT one time from the hiring freeze the following nine positions in the LAFD:

<u>No.</u>	<u>Code</u>	<u>Title</u>
1	1116	Secretary
1	1117-2	Executive Secretary II
1	1129	Personnel Records Supervisor
1	1223-1	Accounting Clerk I
1	1368	Senior Clerk Typist
1	1731-2	Personnel Analyst II
1	9171-2	Senior Management Analyst II
1	9182	Chief Management Analyst
1	9184-2	Management Analyst II

Fiscal Impact Statement: The City Administrative Officer reports that there are sufficient funds in the LAFD's Salaries General account to cover the cost of these positions.

ITEM NO. (14) - ADOPTED - FORTHWITH

04-1250 - PERSONNEL and BUDGET AND FINANCE COMMITTEES' REPORT relative to hiring S20 freeze exemptions for six positions in the Animal Services Department.

Recommendation for Council action:

EXEMPT from the hiring freeze for the balance of Fiscal Year 2004-05 the following six positions in the Animal Services Department:

<u>No.</u>	<u>Code</u>	<u>Title</u>
4	2365	Veterinarian
1	1731-1	Personnel Analyst I
1	1513-1	Accountant I

Fiscal Impact Statement: The City Administrative Officer reports that there are sufficient funds available in the Animal Services Department budget to fill these positions.

Items for Which Public Hearings Have Not Been Held - Items 15-41 (10 Votes Required for Consideration)

Roll Call #4 - Motion (Miscikowski - Greuel) Adopted, Ayes (11); Absent: Ludlow, Parks, Perry and Weiss (4)
(Item Nos. 15-32)

ITEM NO. (15) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS
- ORDINANCE OVER TO NOVEMBER 2, 2004

03-1945 - COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE
S2 OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the
CD 15 maintenance of "D" STREET AND BROAD AVENUE (REBALLOT) LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated August 9, 2004.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JANUARY 4, 2005 as the hearing date for the maintenance of "D" Street and Broad Avenue (reballot) Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Sections 50078.6, 54954.6 and 54960.1.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$368.28 will be collected annually and dedicated to a street lighting maintenance assessment account for the operation and maintenance of this street lighting system. An initial collection of \$736.57 will be collected in 2005-06 for the Fiscal Years of 2004-05 and 2005-06.

(Board of Public Works Hearing Date: December 27, 2004)

ITEM NO. (16) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS
- ORDINANCE OVER TO NOVEMBER 2, 2004

04-1630 - COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE
CD 3 OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the
maintenance of OXNARD STREET AND CAHILL AVENUE LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated August 11, 2004.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JANUARY 4, 2005 as the hearing date for the maintenance of Oxnard Street and Cahill Avenue Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Sections 50078.6, 54954.6 and 54960.1.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$65.02 will be collected annually starting with tax year 2004-05 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: December 27, 2004)

ITEM NO. (17) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS
- ORDINANCE OVER TO NOVEMBER 2, 2004

04-1631 - COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE
CD 6 OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the
maintenance of CALVERT STREET AND HAZELTINE AVENUE LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated August 11, 2004.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JANUARY 4, 2005 as the hearing date for the maintenance of Calvert Street and Hazeltine Avenue Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Sections 50078.6, 54954.6 and 54960.1.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$974.30 will be collected annually starting with tax year 2004-05 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: December 27, 2004)

ITEM NO. (18) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS
- ORDINANCE OVER TO NOVEMBER 2, 2004

04-1652 - COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE
CD 5 OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the
maintenance of LAUREL CANYON BOULEVARD AND HESBY 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 August 11, 2004.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the
date of JANUARY 4, 2005 as the hearing date for the maintenance of Laurel Canyon
Boulevard and Hesby Street Lighting District, in accordance with Proposition 218,
Articles XIIC and XIID of the California Constitution and Government Code Sections
50078.6, 54954.6 and 54960.1.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$673.20
will be collected annually starting with tax year 2004-05 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: December 27, 2004)

ITEM NO. (19) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS
- ORDINANCE OVER TO NOVEMBER 2, 2004

04-1655 - COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE
CD 7 OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the
maintenance of HERRICK AVENUE AND FILMORE 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 August 13, 2004.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the
date of JANUARY 4, 2005 as the hearing date for the maintenance of Herrick Avenue
and Filmore Street Lighting District, in accordance with Proposition 218, Articles XIIC
and XIID of the California Constitution and Government Code Sections 50078.6,
54954.6 and 54960.1.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$229.50
will be collected annually starting with tax year 2004-05 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: December 27, 2004)

ITEM NO. (20) - ADOPTED

00-0005 - RESOLUTION removing the property at 1452-54 1/2 West Sunset Boulevard from the S174 Rent Escrow Account Program [REAP], (Case No. 3208), 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 October 19, 2004. Assessor I.D. No. 5405-001-007
CD 1 Registration No. 0358879

(Council action of November 7, 2000 placed property into REAP)

ITEM NO. (21) - ADOPTED

04-0005 - RESOLUTION removing the property at 3658-60 West 59th Street from the Rent Escrow S455 Account Program [REAP], (Case No. 4049), 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 October 19, 2004. Assessor I.D. No. 4004-014-015
CD 8 Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was released on April 1, 2002)

ITEM NO. (22) - ADOPTED

04-0005 - RESOLUTION removing the property at 216 North Welcome Street from the Rent Escrow S454 Account Program [REAP], (Case No. 6277), 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 October 19, 2004. Assessor I.D. No. 5159-017-015
CD 13 Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was released on February 4, 2003)

ITEM NO. (23) - ADOPTED

04-0005 - RESOLUTION removing the property at 2731-33 1/2 East Winter Street from the Rent S453 Escrow Account Program [REAP], (Case No. 6343), 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 October 19, 2004. Assessor I.D. No. 5177-019-008
CD 14 Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was released on February 27, 2003)

ITEM NO. (24) - ADOPTED

04-0005 - RESOLUTION removing the property at 1452-54 1/2 West Sunset Boulevard from the S452 Rent Escrow Account Program [REAP], (Case No. 6750), inasmuch as the owner has CD 1 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 October 19, 2004. Assessor I.D. No. 5405-001-007
Registration No. 0358879

(Notice of Acceptance into the REAP/Rent Reduction Program was released on July 8, 2003)

ITEM NO. (25) - ADOPTED

04-0005 - RESOLUTION removing the property at 6158-60 1/2 East Aldama Street from the Rent S451 Escrow Account Program [REAP], (Case No. 6804), inasmuch as the owner has corrected CD 1 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 October 19, 2004. Assessor I.D. No. 5484-016-007
Registration No. 0431361

(Notice of Acceptance into the REAP/Rent Reduction Program was released on July 29, 2003)

ITEM NO. (26) - ADOPTED

04-0005 - RESOLUTION removing the property at 407-11 1/2 South Coronado Street from the Rent S450 Escrow Account Program [REAP], (Case No. 7031), inasmuch as the owner has corrected CD 1 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 October 19, 2004. Assessor I.D. No. 5155-028-008
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was released on December 18, 2003)

ITEM NO. (27) - ADOPTED

04-0005 - RESOLUTION removing the property at 5418-20 1/2 Denker Avenue from the Rent Escrow Account Program [REAP], (Case No. 7314), 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 October 19, 2004. Assessor I.D. No. 5003-018-029
S449 Registration No. None
CD 8

(Notice of Acceptance into the REAP/Rent Reduction Program was released on May 13, 2004)

ITEM NO. (28) - ADOPTED

04-0005 - RESOLUTION removing the property at 1101 East "L" Street from the Rent Escrow Account Program [REAP], (Case No. 7587), 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 October 19, 2004. Assessor I.D. No. 7425-016-026
S448 Registration No. None
CD 15

(Notice of Acceptance into the REAP/Rent Reduction Program was released on September 21, 2004)

ITEM NO. (29) - ADOPTED

04-0005 - RESOLUTION removing the property at 1515-211/2 Cypress Avenue from the Rent Escrow Account Program [REAP], (Case No. 7666), 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 October 19, 2004. Assessor I.D. No. 5454-031-019
S447 Registration No. None
CD 1

(Notice of Acceptance into the REAP/Rent Reduction Program was released on September 7, 2004)

ITEM NO. (30) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

04-0293 - COMMUNICATION FROM THE EMERGENCY OPERATIONS BOARD relative to the City of Los Angeles Local Hazard Mitigation Plan.

Recommendation for Council action:

APPROVE the City of Los Angeles Local Hazard Mitigation Plan.

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

(Public Safety Committee waived consideration of the above matter)

ITEM NO. (31) - ADOPTED

04-2147 - MOTION (CARDENAS - PADILLA) relative to declaring the Council District Six CD 6 Community Clean Up on November 20, 2004 a Special Event (fees and costs absorbed by the City = \$1,570).

Recommendation for Council action:

DECLARE the Council District Six Community Clean Up, sponsored by the Office of Council District Six on November 20, 2004, 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, INCLUDING insurance.

ITEM NO. (32) - ADOPTED

04-2148 - MOTION (VILLARAIGOSA - PERRY) relative to declaring the 2004 Harvest Festival on CD 14 October 31, 2004 a Special Event (fees and costs absorbed by the City = \$2,661).

Recommendation for Council action:

DECLARE the 2004 Harvest Festival, sponsored by the Verdugo Community Church on October 31, 2004, 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) - SUBSTITUTE MOTION ADOPTED IN LIEU OF ORIGINAL MOTION -
SEE FOLLOWING

Roll Call #7 - Motion (Zine - Garcetti) Adopted, Ayes (13); Absent: Parks and Perry (2)

01-1757 - MOTION (ZINE - PERRY) relative to declaring the Dia de Los Muertos Festival on CD 3 November 7, 2004 a Special Event (fees and costs absorbed by the City = \$5,499).

Recommendation for Council action:

DECLARE the Dia de Los Muertos Festival, sponsored by the Community Redevelopment Agency and Main Street Canoga Park on November 7, 2004, 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. This action does not include the waiver of fees and costs that may be associated with the use of facilities under the jurisdiction of the Board of Recreation and Park Commissioners.

ADOPTED

SUBSTITUTE MOTION (ZINE - GARCETTI) relative to declaring the Dia de Los Muertos Festival on November 7, 2004 a Special Event (fees and costs absorbed by the City = \$5,499).

Recommendation for Council action:

DECLARE the Dia de Los Muertos Festival, sponsored by the Community Redevelopment Agency and Main Street Canoga Park on November 7, 2004, 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. This action does not include the waiver of fees and costs that may be associated with the use of facilities under the jurisdiction of the Board of Recreation and Park Commissioners.

Roll Call #4 - Motion (Miscikowski - Greuel) Adopted, Ayes (11); Absent: Ludlow, Parks, Perry and Weiss (4)
(Item Nos. 34-36)

ITEM NO. (34) - ADOPTED

02-2252 - MOTION (WEISS - VILLARAIGOSA) relative to declaring the University of California Los Angeles (UCLA) Homecoming Parade and Rally on October 29, 2004 a Special Event (fees and costs absorbed by the City = \$7,718).

Recommendation for Council action:

DECLARE the UCLA Homecoming Parade and Rally, sponsored by UCLA on October 29, 2004, 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

04-2149 - MOTION (GARCETTI - WEISS) relative to declaring the Rampart Community Day on October 23, 2004 a Special Event (fees and costs absorbed by the City = \$1,226).

Recommendation for Council action:

DECLARE the Rampart Community Day, sponsored by the Korean Police Boosters Association, the Rampart Boosters, and C-PAB, in conjunction with Los Angeles Police Department - Rampart Division, Council District One and Council District 13 on October 23, 2004, 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

03-2193 - MOTION (CARDENAS - PADILLA) relative to the Second Annual Persian Festival Special Event on October 24, 2004.

Recommendation for Council action:

AMEND previous Council action of October 15, 2004 relative to the Second Annual Persian Festival on October 24, 2004 to REQUEST the Department of Transportation to relax parking enforcement on the date of this event between the hours of 6:00 a.m. and 8:00 p.m. along the East and West side of Woodley Avenue, from the Japanese entrance to Victory Boulevard, as necessary.

ITEM NO. (37) - ADOPTED, *AS AMENDED - SEE FOLLOWING

Roll Call #8 - Motion (Cardenas - Miscikowski) Adopted to Assert Jurisdiction, Ayes (13);
Absent: Parks and Perry (2)

Roll Call #9 - Motion (Villaraigosa - Weiss) to Adopt as Amended, Ayes (8); Noes: Cardenas,
Hahn, LaBonge, Miscikowski and President Padilla (5); Absent: Parks and Perry (2)

04-2146 - MOTION (CARDENAS - PADILLA - ET AL.) relative to asserting jurisdiction over the October 13, 2004 Board of Harbor Commissioners action to approve a marketing contract with the former Executive Director of the Port of Los Angeles.

Recommendations for Council action:

1. ASSERT jurisdiction, pursuant to Charter Section 245, over the October 13, 2004 Board of Harbor Commissioners action to approve the award of a three-year marketing contract estimated at \$540,000 with the former Executive Director of the Port of Los Angeles.

~~*2. REFER the matter to the Commerce, Energy and Natural Resources Committee, upon assertion of jurisdiction.~~

TIME LIMIT FILE - OCTOBER 26, 2004

(LAST DAY FOR COUNCIL ACTION - OCTOBER 26, 2004)

10 VOTES REQUIRED

ADOPTED

AMENDING MOTION (VILLARAIGOSA - WEISS)

Recommendations for Council action:

2. REFER the matter to the Commerce, Energy and Natural Resources and Personnel Committees for further review, upon asserting jurisdiction.

3. DIRECT the Board of Harbor Commissioners to preserve all documents, records, minutes, correspondence, calendar entries, and other related materials pertaining to the personal services agreement executed between the City and the former Director of the Port of Los Angeles.
4. INSTRUCT the City Clerk to request from the Board of Harbor Commissioners, all documents, records, minutes, correspondence, calendar entries, and other related materials pertaining to the personal services agreement executed between the City and the former Director of the Port of Los Angeles.
5. ENCOURAGE the Board of Harbor Commissioners to fully comply with the provisions and spirit of the Ralph M. Brown Act during consideration of matters before the Board, including the distribution of background materials to the public on agenda items prior to their consideration

TIME LIMIT FILE - NOVEMBER 17, 2004

(LAST DAY FOR COUNCIL ACTION - NOVEMBER 17, 2004)

ITEM NO. (38) - RECEIVED AND FILED

Roll Call #10 - Motion (Villaraigosa - Weiss - et al.) Adopted to Receive and File, Unanimous Vote (13); Absent: Parks and Perry (2)

04-2146 - MOTION (VILLARAIGOSA - WEISS - ZINE - ET AL.) relative to asserting jurisdiction over the October 13, 2004 action of the Board of Harbor Commissioners to execute a personal services agreement between the City and the former Director of the Port of Los Angeles.
S1

Recommendations for Council action:

1. ASSERT jurisdiction, pursuant to Charter Section 245, over the October 13, 2004 action of the Board of Harbor Commissioners to execute a personal services agreement between the City and the former Director of the Port of Los Angeles.
2. REFER the matter to the Commerce, Energy and Natural Resources and Personnel Committees for further review, upon asserting jurisdiction.
3. DIRECT the Board of Harbor Commissioners to preserve all documents, records, minutes, correspondence, calendar entries, and other related materials pertaining to the personal services agreement executed between the City and the former Director of the Port of Los Angeles.
4. INSTRUCT the City Clerk to request from the Board of Harbor Commissioners, all documents, records, minutes, correspondence, calendar entries, and other related materials pertaining to the personal services agreement executed between the City and the former Director of the Port of Los Angeles.

5. ENCOURAGE the Board of Harbor Commissioners to fully comply with the provisions and spirit of the Ralph M. Brown Act during consideration of matters before the Board, including the distribution of background materials to the public on agenda items prior to their consideration.

TIME LIMIT FILE - OCTOBER 26, 2004

(LAST DAY FOR COUNCIL ACTION - OCTOBER 26, 2004)

10 VOTES REQUIRED

Roll Call #4 - Motion (Miscikowski - Greuel) Adopted, Ayes (11); Absent: Ludlow, Parks, Perry and Weiss (4)
(Item Nos. 39-41)

ITEM NO. (39) - ADOPTED

00-1073 - MOTION (PADILLA - CARDENAS) relative to sidewalk projects within Council District S42 Seven.
CD 7

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

TRANSFER \$50,000 in the Council District Seven portion of the Street Furniture Revenue Fund No. 43D, Department 50, to the Council District Seven portion of the Council Fund No. 100-28, Account No. 1010 (Salaries - General), to provide funding for any aspect of transit related projects, sidewalk projects, curb/sidewalk improvements and all expenses relating or incidental thereto in Council District Seven.

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

04-2150 - FINAL MAP OF TRACT NO. 54415 lying southerly of Plummer Street and westerly of CD 7 Noble Avenue.

(Approve Subdivision Improvement Agreement and Contract with attached security documents)

(ADOPT City Engineer Report)

(ADOPT Bond No. C-107505)

(Quimby Fee: \$22,750)

Applicants: Spiegel Development, Inc.

Wagner-Kerr Associates, Inc.

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

04-2160 - PARCEL MAP L.A. NO. 2001-1525 lying westerly of Gloria Avenue and northerly of CD 5 Ventura Boulevard.

(Approve Subdivision Improvement Agreement and Contract with
attached security documents)
(ADOPT City Engineer Report)
(ADOPT Bond No. C-107506)
(Quimby Fee: \$3,760)
Applicants: Varda Stern
Ofar Shapira

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

- 04-2213 - MOTION (LABONGE - WEISS) relative to declaring the Spaulding Square Harvest Festival on October 30, 2004 a Special Event (fees and costs absorbed by the City = \$1,226).
- 01-2403 - MOTION (ZINE - WEISS) relative to declaring the Jordan Avenue Interfaith Potluck on November 21, 2004 a Special Event (fees and costs absorbed by the City = \$1,226).
- 04-2215 - MOTION (MISCIKOWSKI - PADILLA) relative to declaring the Caricabela Carnival and Parade on October 16, 2004 a Special Event (fees and costs absorbed by the City = \$17,312).
- 02-1975 - MOTION (MISCIKOWSKI - PADILLA) relative to declaring the 10th Annual Block Party on October 16, 2004 a Special Event (fees and costs absorbed by the City = \$1,226).
- 04-2216 - MOTION (MISCIKOWSKI - PADILLA) relative to declaring the 5k Walk-a-Thon on October 23, 2004 a Special Event (fees and costs absorbed by the City = \$4,114).
- 01-2192 - MOTION (GREUEL - MISCIKOWSKI) relative to declaring the Shadow Hills Homeowners Association Annual Halloween Event on October 31, 2004 a Special Event (fees and costs absorbed by the City = \$2,612).
- 01-2306 - MOTION (GREUEL - MISCIKOWSKI) relative to declaring the Halloween Fun House on October 31, 2004 a Special Event (fees and costs absorbed by the City = \$1,226).
- 02-2519 - MOTION (VILLARAIGOSA - REYES) relative to declaring the Hermon Annual Christmas Tree Lighting on December 4, 2004 a Special Event (fees and costs absorbed by the City = \$1,226).
- 04-2220 - MOTION (VILLARAIGOSA - REYES) relative to declaring the Hollenbeck Police Station Inspection on October 29, 2004 a Special Event (fees and costs absorbed by the City = \$1,226).
- 01-2273 - MOTION (VILLARAIGOSA - REYES) relative to declaring the Seventh Day of the Dead Festival/Dia De Los Muertos on October 30, 2004 a Special Event (fees and costs absorbed by the City = \$11,133).

- 03-2293 - MOTION (LABONGE - GARCETTI) relative to declaring the Halloween Block Party on October 31, 2004 a Special Event (fees and costs absorbed by the City = \$1,188).
- 04-2221 - MOTION (LUDLOW - SMITH) relative to declaring the Exposition Neighbors Environmental Group on November 6, 2004 a Special Event (fees and costs absorbed by the City = \$1,226).
- 04-2218 - MOTION (VILLARAIGOSA - REYES) relative to partial funding for support of community programs and groups in Council District 14.
- 04-2214 - MOTION (CARDENAS - SMITH) relative to requesting the City Attorney to provide a legal opinion regarding the Northridge Hospital Sherman Way Campus closure.
- 04-2217 - MOTION (MISCIKOWSKI - PADILLA) relative to developing two vacant parcels in the Venice area into public parking lots.
- 04-2217 - ADMINISTRATIVE EXEMPTION and MOTION (MISCIKOWSKI - PADILLA) relative to the S1 construction of two off-street paid parking lots and the conversion of two existing free parking lots into paid parking lots.
- 04-2219 - MOTION (VILLARAIGOSA - REYES) relative to the Central Los Angeles Recycling and Transfer Station (CLARTS) Community Amenities Trust Fund.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon his request, and without objections, Councilmember LaBonge was excused to arrive at 11:00 a.m. to Council session of Tuesday, November 16, 2004 due to City business.

Upon his request, and without objections, Councilmember Ludlow was excused from Council session of Tuesday, November 2, 2004 due to personal business.

Upon his request, and without objections, Councilmember Weiss was excused to arrive at 11:00 a.m. to Council session of Tuesday, November 23, 2004 due to personal business.

Upon her request, and without objections, a correction to a previous request was made. Councilmember Hahn was excused from Council session of Friday, October 29, 2004 due to personal business.

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

- | | |
|------------------------------|-----------|
| 04-1978 - Salvador Gomez III | (Reyes) |
| Beverly Stern | (Smith) |
| Victor Amador | (Padilla) |

Ayes, Cardenas, Garcetti, Greuel, Hahn, LaBonge, Ludlow, Miscikowski, Reyes, Smith, Villaraigosa, Weiss, Zine and President Padilla (13); Absent: Parks and Perry (2).

Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL