

Los Angeles City Council, Journal/Council Proceedings
Wednesday, November 3, 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, Ludlow, Miscikowski, Parks, Perry, Reyes, Smith, Villaraigosa, Weiss, Zine and President Padilla (15);

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
OCTOBER 29, 2004

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 18

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 1-8

ITEM NO. (1) - PUBLIC HEARING CLOSED - NO APPEALS - ASSESSMENT CONFIRMED

Roll Call #4 - Motion (Perry - Cardenas) Adopted, Ayes (15)

04-1458 - HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and
CD 9 confirmation of assessment to cover the costs of cleaning and fencing of the lot at 1652
East Vernon Avenue. (Assessment: \$1,391.16)

ITEM NO. (2) - CONTINUED TO JANUARY 12, 2005

Roll Call #5 - Motion (Greuel - Reyes) Adopted to Continue, Unanimous Vote (15)

04-1457 - HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and
CD 2 confirmation of assessment to cover the costs of barricading of all openings of the
building(s) and the cleaning and fencing of the lot at 4318 North Laurelgrove Avenue.
(Assessment: \$6,045.76)

ITEM NO. (3) - CONTINUED TO NOVEMBER 5, 2004

Roll Call #1 - Motion (Padilla - Greuel) Adopted to Continue, Unanimous Vote (15)

04-1456 - HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and
CD 7 confirmation of assessment to cover the costs of graffiti abatement of the building(s) and
the cleaning and fencing of the lot at 9059 North Langdon Avenue.
(Assessment: \$8,571.71)

ITEM NO. (4) - PUBLIC HEARING CLOSED - NO APPEALS - ASSESSMENT CONFIRMED

Roll Call #4 - Motion (Perry - Cardenas) Adopted, Ayes (15)

04-1455 - HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and
CD 6 confirmation of assessment to cover the costs of barricading of all openings of the
building(s) and the cleaning and fencing of the lot at 8777 North Haddon Avenue.
(Assessment: \$21,802.20)

ITEM NO. (5) - CONTINUED TO DECEMBER 7, 2004

Roll Call #2 - Motion (Greuel - Miscikowski) Adopted to Continue, Unanimous Vote (15)

04-1454 - HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and
CD 4 confirmation of assessment to cover the cost of fencing the lot at 4450 West Beverly
Boulevard.
(Assessment: \$5,134.80)

ITEM NO. (6) - RECEIVED AND FILED, INASMUCH AS THE ASSESSMENT HAS BEEN PAID

Roll Call #3 - Motion (Cardenas - Zine) Adopted to Receive and File, Unanimous Vote (15)

04-1453 - HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and
CD 2 confirmation of assessment to cover the costs of barricading of all openings of the
building(s) and the cleaning and fencing of the lot at 13133 West Archwood Street.
(Assessment: \$7,495.57)

ITEM NO. (7) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

Roll Call #6 - Motion (Greuel - Cardenas) Adopted, Ayes (15)

04-1498 - COMMUNICATION FROM CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION
CD 2 relative to authorizing acquisition of real property for the "SAN FERNANDO ROAD (NEAR
KESWICK STREET) GROUNDWATER IMPROVEMENT PROJECT."

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

1. FIND this project is in conformance with the purposes, intent and provisions of the General Plan, pursuant to Section 558 of the City Charter.
2. PRESENT and ADOPT the accompanying ORDINANCE finding that the public interest and necessity require the "San Fernando Road (near Keswick Street) Groundwater Improvement Project" and the acquisition of property therefore (Work Order No. E2002396) for sanitary sewer purposes under authority of California Government Code Section 37350.5.
3. DIRECT the Bureau of Engineering and REQUEST the City Attorney to take all actions necessary to authorize payment for this acquisition as follows: Funding Source SC&F, Fund No. 761, Department No. 50, Account No. TAA3, or other appropriate or successor accounts.
4. AUTHORIZE the City Attorney to acquire the easements in the Subject Property via condemnation; to make a deposit of probable just compensation for the easements in the Subject Property; and, to obtain and order for immediate possession prior to trial.

(Public Works Committee report adopted on October 1, 2004)

ITEM NO. (8) - CONTINUED TO DECEMBER 8, 2004

Roll Call #7 - Motion (Miscikowski - Reyes) Adopted to Continue, Unanimous Vote (15)

04-0939 - HEARING APPEALS filed by Daniel P. Whalen, Reta Moser, and Trammel Crow
CD 11 Residential (TCR) Southern California II, Incorporated/Michael Genthe, from the determination of West Los Angeles Area Planning Commission, in whole and in part, in approving a Coastal Development Permit, Project Permit Compliance, Plot Plan Review, Site Plan Review, and Mello Act Compliance, subject to conditions of approval, for the proposed demolition of existing structures and pavement; grading; and construction of 298 Multiple-family apartment units with associated parking and amenities, two, three and four-stories, with maximum height of 47-feet, composed of 375,000 square feet of floor area, and having a total of 670 parking spaces, on 5.8 acre site at 3224-26 Thatcher Avenue and 3221 Carter Avenue.

APCW-2002-7626-CDP-SPP-SPR-MEL

Applicant: Trammel Crow Residential (TCR) Southern California II, Inc.

TIME LIMIT FILE - DECEMBER 8, 2004

(LAST DAY FOR COUNCIL ACTION - DECEMBER 8, 2004)

Items for Which Public Hearings Have Been Held - Items 9-17

Roll Call #8 - Motion (Hahn - Parks) Adopted, Ayes (15) (Item Nos. 9-16)

ITEM NO. (9) - ADOPTED

04-1936 - COMMERCE, ENERGY AND NATURAL RESOURCES COMMITTEE REPORT relative to CD 15 a revised First Amendment to an agreement with Nossaman, Guthner, Knox & Elliott LLP (Nossaman) to provide legal services related to environmental issues, land use and real estate matters for projects affecting the Port of Los Angeles.

Recommendations for Council action:

1. DISAPPROVE the Board of Harbor Commissioners (Board) Resolution No. 6298 authorizing the First Amendment to Agreement No. 2215 with Nossaman adopted on August 11, 2004, inasmuch as the Board resolved to rescind said Resolution on October 13, 2004.
2. APPROVE the revised Board Resolution No. 6312, adopted on October 13, 2004, to authorize the proposed First Amendment to extend Agreement No. 2215 with Nossaman for outside legal services related to environmental issues, land use and real estate matters for projects affecting the Port for an additional year from October 1, 2004 through September 30, 2005 in an amount not to exceed \$650,000.

Fiscal Impact Statement: The City Administrative Officer reports that the proposed First Amendment to Agreement No. 2215 will have no direct impact on the General Fund and will be funded from the Harbor Revenue Fund. The Amendment will increase expenditures by \$650,000 for one year, retroactively from October 1, 2004 through September 30, 2005, unless additional expenditures, not to exceed \$150,000, are approved by the Port Executive Director, in accordance with Charter Section 604 (c) and Los Angeles Administrative Code Section 10.1.1.

TIME LIMIT FILE - NOVEMBER 12, 2004

(LAST DAY FOR COUNCIL ACTION - NOVEMBER 12, 2004)

ITEM NO. (10) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATION

04-0276 - HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT
S1 relative to a contract with Universal City/North Hollywood Chamber of Commerce for the
CD 4 NoHo Theater and Arts Festival.

Recommendation for Council action:

AUTHORIZE the Chief Executive Officer, Community Redevelopment Agency (Agency), or designee, to enter into a contract with Universal City/North Hollywood Chamber of Commerce, in an amount not to exceed \$75,000, for the 13th Annual NoHo Theater and Arts Festival located within the North Hollywood Redevelopment Project Area.

Fiscal Impact Statement: The Chief Legislative Analyst reports that this action will not impact the General Fund. Funds are provided by North Hollywood Tax Increment revenue and North Hollywood bond proceeds.

ITEM NO. (11) - ADOPTED - TO THE MAYOR FORTHWITH

04-1934 - HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT
CD 8 relative to the Community Redevelopment Agency (Agency) contracting with Community Development Department (CDD) for facade improvements at 1679-90 West Adams Boulevard and 2606-16 South Normandie Avenue.

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

1. AUTHORIZE the Agency and CDD, on behalf of the City, to enter into a Cooperation Agreement to provide \$50,000 from Agency Work Objective N52040 to the CDD for the construction of facade improvements at 1678-90 West Adams and 2606-16 South Normandie in the Normandie Five Redevelopment Project Area, subject to the approval of the City Attorney as to form and legality.
2. AUTHORIZE the General Manager, CDD, or designee, to negotiate and execute a second amendment to Contract No. C-106457 with Los Angeles Neighborhood Initiative to increase compensation by \$50,000 and to include this facade improvement project in the contract scope of work, subject to the approval of the City Attorney as to form and legality.
3. AUTHORIZE the CDD to prepare Controller instructions and/or make any technical adjustments that may be required and are consistent with this action, subject to the approval of the City Administrative Officer (CAO); and, AUTHORIZE the Controller to implement these instructions.

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund. Funds for this project are budgeted in the Agency's Fiscal Year 2004-05 Normandie Five Work Program and the City's 29th Year Consolidated Plan.

ITEM NO. (12) - ADOPTED

04-2110 - HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the Community Redevelopment Agency's (Agency) Chief Executive Officer's delegations of authority resulting from the implementation of the Reorganization Plan.

Recommendation for Council action:

APPROVE the delegations of authority proposed by the Agency's Chief Executive Officer resulting from the implementation of the Reorganization Plan, as shown in documents entitled "Attachment A" and "Attachment B" of the Agency's report to Council dated October 7, 2004 (attached to the Council file).

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

ITEM NO. (13) - ADOPTED

04-1602 - RULES AND ELECTIONS COMMITTEE REPORT relative to the sale of one 1982 Van Pelt Fire Engine to the Tweedy Lake Volunteer Fire Department.

Recommendations for Council action, pursuant to Motion (Miscikowski - Weiss):

1. AUTHORIZE the sale of one 1982 Van Pelt Fire Engine (equipment no. 60360) to the Tweedy Lake Volunteer Fire Department for \$1.00.
2. FIND that the sale and transfer of surplus equipment fulfills a humanitarian purpose, is of benefit to the City, and that the City is receiving adequate compensation for such equipment.
3. REQUEST the City Attorney to expedite preparation of the appropriate documents to effect the sale and transfer of the above identified surplus equipment at below market value to the Tweedy Lake Volunteer Fire Department, and to notify the presenter of the Motion upon completion.
4. INSTRUCT the City Clerk to inform the Tweedy Lake Volunteer Fire Department that the equipment must be claimed within 60 days from the date of Council approval of the request, at which time it will revert to the City's surplus equipment pool for disposal by the Department of General Services.

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

ITEM NO. (14) - ADOPTED

04-1628 - RULES AND ELECTIONS COMMITTEE REPORT relative to the sale of one 1982 Van Pelt Fire Engine to Fort Adams Volunteer Fire Department.

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

1. AUTHORIZE the sale of one 1982 Van Pelt Fire Engine (equipment no. 60354) to the Fort Adams Volunteer Fire Department for \$1.00.
2. FIND that the sale and transfer of surplus equipment fulfills a humanitarian purpose, is of benefit to the City, and that the City is receiving adequate compensation for such equipment.

3. REQUEST the City Attorney to expedite preparation of the appropriate documents to effect the sale and transfer of the above identified surplus equipment at below market value to the Fort Adams Volunteer Fire Department, and to notify the presenter of the Motion upon completion.
4. INSTRUCT the City Clerk to inform the Fort Adams Volunteer Fire Department that the equipment must be claimed within 60 days from the date of Council approval of the request, at which time it will revert to the City's surplus equipment pool for disposal by the Department of General Services.

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

04-1819 - RULES AND ELECTIONS COMMITTEE REPORT relative to the sale of surplus Los Angeles Police Department vehicles to the Inglewood Police Activities League.

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

1. AUTHORIZE the sale of one 2002 Ford Sport Utility Vehicle and one 1998 Crown Victoria (equipment nos. 04101 and 83858) for \$1.00 each.
2. FIND that the sale and transfer of surplus equipment fulfills a humanitarian purpose, is of benefit to the City, and that the City is receiving adequate compensation for such equipment.
3. REQUEST the City Attorney to expedite preparation of the appropriate documents to effectuate the sale and transfer of the above identified surplus equipment at below market value to the Inglewood Police Activities League, and to notify the presenter of the Motion upon completion.
4. INSTRUCT the City Clerk to inform the Inglewood Police Activities League that the equipment must be claimed within 60 days from the date of Council approval of the request, at which time it will revert to the City's surplus equipment pool for disposal by the Department of General Services.

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

ITEM NO. (16) - ADOPTED

04-1808 - RULES AND ELECTIONS COMMITTEE REPORT relative to fees for election recounts.

Recommendation for Council action:

REQUEST the City Attorney, with the cooperation of the City Clerk, to prepare the necessary Ordinance to amend the manual recount fee for any municipal election conducted by the City of Los Angeles to be \$1,575 for the first precinct and \$.85 for each ballot recounted manually.

Fiscal Impact Statement: The City Clerk reports that adoption of the increased fees for manual recounts will have no immediate impact on the General Fund. However, if the City Clerk is required to conduct a manual recount in the future, the increased fees will more fully reimburse the City for the costs of conducting the recount.

ITEM NO. (17) - ADOPTED

Roll Call #11 - Motion (Hahn - LaBonge) Adopted, Ayes (14); Noes: Parks (1)

04-0661 - PUBLIC SAFETY AND BUDGET AND FINANCE COMMITTEES' REPORT relative to
04-0953 Memorandum of Agreement (MOA) between the Los Angeles Police Department (LAPD) and the Housing Authority of the City of Los Angeles (HACLA) for Police Services and Waiver of Payment in Lieu of Taxes (PILOT) for Fiscal Years (FY) 2003 and 2004.

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

1. WAIVE the HACLA's PILOT due the City for HACLA's FYs 2003 and 2004, and AUTHORIZE that the funds be used for supplemental police services to be provided by the LAPD at all public housing family developments, senior and scattered sites, and eight HACLA low-income property sites.
2. AUTHORIZE the Chief of Police to execute the HACLA Supplemental Police Services MOA, subject to the review and approval of the City Attorney as to form and legality.
3. AUTHORIZE the LAPD to bill the HACLA following each deployment period for supplemental police services provided.
4. INSTRUCT the HACLA to direct reimbursement payments to the LAPD, in care of the Fiscal Operations Division.
5. INSTRUCT the LAPD to deposit HACLA cost reimbursement payments in Fund No. 100, Department No. 70, into a new "HACLA Dedicated Policing" revenue source code (intended to be a new General Fund receipt).
6. INSTRUCT the LAPD and the HACLA to report back to the Mayor and Council every six months regarding the status of the supplemental police services and the availability of remaining funds.
7. WAIVE the City requirement for full cost recovery for this special service to the HACLA and AUTHORIZE the LAPD to not charge the HACLA for vehicle usage costs.

8. INSTRUCT the LAPD to reserve a maximum of five percent of the available HACLA revenue to pay for officer's court overtime relative to the HACLA MOA.
9. REQUEST the LAPD and the HACLA to include discussion of the impact of court overtime costs and the waiver of the costs for vehicle usage, when reporting back to the Mayor and Council every six months.
10. INSTRUCT the LAPD, HACLA and the City Administrative Officer (CAO) to report back to the Mayor and Council, should the Los Angeles Unified School District and the Los Angeles Community College District consent to waiving their portion(s) of the PILOT fees, to determine how these additional funds will be spent.

Fiscal Impact Statement: The CAO reports that the costs to the LAPD of providing supplemental police services to the HACLA are reimbursable up to \$2,993,314. If the Mayor and Council decide that the HACLA is not required to reimburse the City for police vehicle usage, there will be an impact to the General Fund; however, the cost is unknown at this time.

(Housing, Community and Economic Development Committee waived consideration of the above matter)

Items for Which Public Hearings Have Not Been Held - Items 18-35

(10 Votes Required for Consideration)

ITEM NO. (18) - ADOPTED

Roll Call #12 - Motion (Reyes - Parks) Adopted, Ayes (15)

91-0775 - RESOLUTION removing the property at 1616-22 West 14th Street a.k.a. 1400-02 1/2 S29 South Constance Street from the Rent Escrow Account Program [REAP], (Case No. CD 1 0484), 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 27, 2004.

Assessor I.D. No. 5135-018-017
Registration No. 0556621

(Council action of September 11, 1991 placed property into REAP)

Roll Call #9 - Motion (Garcetti - Smith) Adopted, Ayes (15) (Item Nos. 19-34)

ITEM NO. (19) - ADOPTED

04-0005 - RESOLUTION removing the property at 3928 West 27th Street from the Rent Escrow Account Program [REAP], (Case No. 5057), 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 27, 2004. Assessor I.D. No. 5051-015-009
S459
CD 10
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 25, 2002)

ITEM NO. (20) - ADOPTED

04-0005 - RESOLUTION removing the property at 6146-48 Hazelhurst Place from the Rent Escrow Account Program [REAP], (Case No. 5809), 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 27, 2004. Assessor I.D. No. 2338-006-013
S460
CD 2
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on September 18, 2002)

ITEM NO. (21) - ADOPTED

04-0005 - RESOLUTION removing the property at 802-04 East Kensington Road from the Rent Escrow Account Program [REAP], (Case No. 6774), 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 27, 2004. Assessor I.D. No. 5409-021-049
S461
CD 1
Registration No. 0415034

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on September 25, 2003)

ITEM NO. (22) - ADOPTED

04-0005 - RESOLUTION removing the property at 9121-21 1/2 South Hoover Street from the
S462 Rent Escrow Account Program [REAP], (Case No. 7257), inasmuch as the owner has
CD 8 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 27, 2004. Assessor I.D. No. 6039-002-062
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on March 2, 2004)

ITEM NO. (23) - ADOPTED

04-0005 - RESOLUTION removing the property at 534 North Hobart Boulevard from the Rent
S463 Escrow Account Program [REAP], (Case No. 7281), inasmuch as the owner has corrected
CD 4 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 27, 2004. Assessor I.D. No. 5521-011-006
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on March 9, 2004)

ITEM NO. (24) - ADOPTED

04-0005 - RESOLUTION removing the property at 1934-38 Eastlake Avenue from the Rent
S464 Escrow Account Program [REAP], (Case No. 7310), 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 27, 2004. Assessor I.D. No. 5210-033-002
Registration No. 8623209

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 3, 2004)

ITEM NO. (25) - ADOPTED

04-0005 - RESOLUTION removing the property at 2114-16 1/2 West Florence Avenue from the
S465 Rent Escrow Account Program [REAP], (Case No. 7535), inasmuch as the owner has
CD 8 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 27, 2004. Assessor I.D. No. 6017-004-004
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on July 20, 2004)

ITEM NO. (26) - ADOPTED

04-0005 - RESOLUTION removing the property at 1715-15 1/2 West 58th Street from the Rent
S466 Escrow Account Program [REAP], (Case No. 7555), inasmuch as the owner has corrected
CD 8 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 27, 2004. Assessor I.D. No. 5003-029-021
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on July 20, 2004)

ITEM NO. (27) - ADOPTED

04-0005 - RESOLUTION removing the property at 24700 South Avalon Boulevard from the Rent
S467 Escrow Account Program [REAP], (Case No. 7629), inasmuch as the owner has corrected
CD 15 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 27, 2004. Assessor I.D. No. 7404-022-021
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on July 8, 2004)

ITEM NO. (28) - ADOPTED, AS AMENDED - SEE FOLLOWING

04-2237 - MOTION (PADILLA for PARKS - PERRY) relative to declaring the VH1 Big in '04 show on
CD 8 December 1, 2004 a Special Event (fees and costs absorbed by the City = \$10,000).

Recommendation for Council action:

DECLARE the VH1 Big in '04 show, sponsored by the VH1 on December 1, 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.

ADOPTED

AMENDING MOTION (PARKS - PERRY)

Recommendation for Council action:

AMEND the Big in 04 Special Event declaration to include the following technical modification relative to a street closure:

32nd Street between Figueroa Street and Hoover Street from 12:00 AM on Wednesday, December 1, 2004 thru 8:00 AM on Thursday, December 2, 2004. Local and emergency access must be maintained at all times as well as pick-up and drop-off at 32nd Street/USC MAST Elementary School.

ITEM NO. (29) - ADOPTED

04-2236 - MOTION (LUDLOW - CARDENAS) relative to declaring the Dorsey and Crenshaw High School Game on October 29, 2004 a Special Event (fees and costs absorbed by the City = \$3,000).

Recommendation for Council action:

DECLARE the Dorsey and Crenshaw High School Game, sponsored by the Los Angeles Unified School District 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 AND application requirements.

ITEM NO. (30) - ADOPTED

04-2235 - MOTION (REYES - PERRY) relative to declaring the 10th Street Elementary and Bill Cruz Early Education Health Fair on October 30, 2004 a Special Event (fees and costs absorbed by the City = \$578).

Recommendation for Council action:

DECLARE the 10th Street Elementary and Bill Cruz Early Education Health Fair, sponsored by the 10th Street Elementary and Bill Cruz Early Education on October 30, 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. (31) - ADOPTED

04-2238 - MOTION (LUDLOW - PADILLA) relative to declaring the Elegant Manor Cleanup on October 28, 2004 a Special Event (fees and costs absorbed by the City = \$1,226).
CD 10

Recommendation for Council action:

DECLARE the Elegant Manor Cleanup, sponsored by the Council District 10 on October 28, 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. (32) - ADOPTED

04-2239 - MOTION (PERRY - REYES) relative to declaring the Hockey Day in L.A. on October 23, 2004 a Special Event (fees and costs absorbed by the City = \$858).
CD 9

Recommendation for Council action:

DECLARE the Hockey Day in L.A., 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.

ITEM NO. (33) - ADOPTED

04-1826 - MOTION (PERRY - SMITH) relative to partial funding to support community programs and groups in Council District Nine.
CD 9

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

TRANSFER \$8,000 in the Council District Nine portion of the Council Fund No. 100-28, Account No. 1010 (Salaries - General) to the General City Purposes Fund No. 100-56, Account No. 0709 (CD 9 Community Services) to provide funding to support community programs and groups in Council District Nine.

ITEM NO. (34) - ADOPTED

04-0973 - MOTION (GREUEL - HAHN) relative to the cost sharing sidewalk reconstruction 50/50 voluntary partnership pilot program.
CD 2

Recommendation for Council action:

AMEND previous Council action of September 28, 2004 relative to the cost sharing sidewalk reconstruction 50/50 voluntary partnership pilot program to AUTHORIZE the Department of Public Works to accept contributions from the public for this program and to deposit funds into the Subventions and Grants Fund No. 305 and appropriate said contributions therefrom to a new account within the same Fund entitled "Private Citizens Contributions/BOSS Work."

ITEM NO. (35) - ADOPTED - TO THE MAYOR FORTHWITH

Roll Call #13 - Motion (Garcetti - LaBonge) Adopted, Ayes (15)

04-2240 - MOTION (GARCETTI - LABONGE) relative to a donation of a digital wireless video surveillance system including a maintenance contract for use at various locations along Hollywood Boulevard.
CD 13

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

1. ACCEPT the donation of a \$103,000 digital wireless video surveillance system and a \$25,000 maintenance contract from the Hollywood Entertainment District Property Owners Association for use by the Los Angeles Police Department (LAPD) at various locations along Hollywood Boulevard as detailed in the Motion.
2. INSTRUCT the LAPD to record the donated equipment on the Department's inventory and to THANK the donors on behalf of the City for this generous donation.

Closed Sessions - Items 36-37

ITEM NO. (36) - MEETING HELD - ACTION TAKEN IN CLOSED SESSION

The City Council shall recess to Closed Session, pursuant to Government Code Section 54957.6, to consider recommendations of the Executive Employee Relations Committee concerning further bargaining instructions to the City Administrative Officer, and other issues involving employee wages and benefits with respect to the following:

- a. Proposed Charter Amendment to Include Harbor Police in Fire and Police Pension System
- b. Proposed Pension Charter Changes - Fire and Police Pension System

(Continued from Council meeting of October 27, 2004)

ITEM NO. (37) - MEETING HELD - ACTION TAKEN IN CLOSED SESSION AND CONTINUED TO NOVEMBER 17, 2004

03-2771 - The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to the case entitled Vista Media, Inc., v. City of Los Angeles, et al., Los Angeles Superior Court Case No. BC22832. (This action arises out of a challenge to the City's Off-Site Sign Periodic Inspection Program.)

(On September 28, 2004, this matter was withdrawn from the Council agenda and referred to the Planning and Land Use Management Committee. On October 27, 2004, the Planning and Land Use Management Committee considered this matter in Closed Session.)

Item for Which Public Hearing Has Not Been Held - Item 38

(10 Votes Required for Consideration)

ITEM NO. (38) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #10 - Motion (Smith - Zine) to Adopt as Amended, Ayes (15)

04-1961 - CONTINUED CONSIDERATION OF MOTION (SMITH - ZINE) and ORDINANCE FIRST CONSIDERATION relative to amending the Los Angeles Administrative Code (LAAC) to provide changes to the use of the Sunshine Canyon Community Amenities Trust Fund.

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

PRESENT and ADOPT the accompanying ORDINANCE amending the LAAC Section 5.496 to amend the Sunshine Canyon Community Amenities Trust Fund to allow expenditures from the fund for environmentally-related benefits to the community, including the development of plans for alternatives to landfills.

ADOPTED

AMENDING MOTION (SMITH - ZINE)

Recommendation for Council action:

AMEND the Ordinance relative to amending Chapter 96, of Division 5, of the Los Angeles Administrative Code to provide changes to the use of the Sunshine Canyon Community Amenities Trust Fund, under Subsection (d), to add the following:

"Expenditures of interest and other earnings attributable to monies in the Fund may be authorized by the Councilperson of the district."

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

- 02-2109 - MOTION (LABONGE - LUDLOW) relative to declaring the Lucerne Boulevard Neighborhood Block Party on the 300 South Block of Lucerne Boulevard on November 7, 2004 a Special Event (fees and costs absorbed by the City = \$1,188).
- 04-2284 - MOTION (CARDENAS - PADILLA) relative to declaring the Sun Valley Watershed Community Celebration and Tree Planting on November 20, 2004 a Special Event (fees and costs absorbed by the City = \$700).
- 02-2472 - MOTION (GARCETTI - LABONGE) relative to declaring the 18th Annual AFI Film Festival S1 on November 4-14, 2004 a Special Event (fees and costs absorbed by the City = \$2,500).
- 01-2270 - MOTION (GARCETTI - LABONGE) relative to declaring the 17th Annual Fantastic Fall Fun Fair on November 6, 2004 a Special Event (fees and costs absorbed by the City = \$4,890).
- 03-2358 - MOTION (REYES - SMITH) relative to declaring the Cops for Tots Car Show on November 7, 2004 a Special Event (fees and costs absorbed by the City = \$3,000).
- 04-2287 - MOTION (WEISS - PERRY) relative to declaring the John Wayne Cancer Institute Auxiliary Holiday Boutique on November 14, 2004 a Special Event (fees and costs absorbed by the City = \$1,188).
- 04-2286 - MOTION (REYES - SMITH) relative to partial funding to support community programs and groups in Council District One.
- 02-2726 - MOTION (PADILLA - PERRY) relative to use of the Tom Bradley Room by the Department of Building and Safety on December 17, 2004.
- 04-2285 - MOTION (REYES - SMITH) relative to construction of the Avenue 45 Arroyo Drive Relief Sewer.
- 04-0551 - MOTION (REYES - SMITH) relative to transfer of funds to pay for costs associated with S1 the City celebration of El Grito.
- 00-1073 - MOTION (WEISS - SMITH) relative to transfer of funds for street tree maintenance in S43 Council District Five.

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

- 04-2283 - RESOLUTION (LABONGE - HAHN) relative to declaring November 2004 as "Medicare Prescription Savings Enrollment Month" in the City of Los Angeles.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon her request, and without objections, Councilmember Greuel was excused to arrive at 11:00 a.m. to the Council session of Wednesday, November 10, 2004 due to City business.

Upon his request, and without objections, Councilmember Cardenas was excused to leave at 12:45 p.m. from Council session of Friday, November 19, 2004 due to City business.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

04-1977 - Mark Kay Kotzman (Weiss - All Councilmembers)

Westmark School (Weiss - All Councilmembers)

Gloria J. Eclipse (Greuel - Zine)

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

04-1978 - David H. Murdock, III (Cardenas - All Councilmembers)

Andy Kim (Greuel)

J. Margaret "Peggy" Begtrup (Zine)

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

Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL