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

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF DECEMBER 14, 2004

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 33

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 for Which Public Hearings Have Been Held - Items 1-20

Roll Call #1 - Motion (Reyes - Greuel) Adopted, Ayes (12); Absent: Cardenas, Hahn and Weiss (3) (Item Nos. 1-16)

ITEM NO. (1) - ADOPTED

04-2072 - MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT CD 3 COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change for property at 7330 North Kevin Street.

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. 04-2072 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 2003-7445 MND] filed on November 17, 2003.
2. ADOPT the FINDINGS of the South Valley Planning Commission (APC) as the Findings of the Council.

3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the South Valley APC, effecting the zone change from RA-1 to (T)(Q)RS-1 for the proposed construction of four single-family lots, subject to conditions of approval for property at 7330 North Kevin Street.

   Applicant: Zimring Limited, Rodman Engineering, representative

   Said rezoning shall be subject to the "Q" Qualified classification zone limitations substantially as shown on the sheet(s) attached to the Committee report.

4. REMOVE the (T) Tentative classification as described in detail on the sheet(s) attached to the Committee report.

5. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.

   Fiscal Impact Statement: The Planning Department reports that there is no General Fund impact, as administrative costs are recovered through fees.

   TIME LIMIT FILE - JANUARY 6, 2005
   (LAST DAY FOR COUNCIL ACTION - JANUARY 5, 2005)

ITEM NO. (2) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS - SEE FOLLOWING

04-2475 - COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER and ORDINANCE FIRST CONSIDERATION relative to the establishment of salaries for the new classes of Legal Systems Analyst and Legal Senior Systems Analyst.

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

(For copies of related, staff-generated reports for this matter, please contact the Legislative Assistant for the Personnel Committee at 213-978-1077.)

ADOPTED

PERSONNEL COMMITTEE REPORT and ORDINANCE relative to establishment of salaries for the new classes of Legal Systems Analyst and Legal Senior Systems Analyst.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:
1. PRESENT and ADOPT the accompanying ORDINANCE to amend Ordinance No. 175048 (2001-2004 Salaries and Benefits for Non-Represented Classes) to provide salaries for the new classes of Legal Systems Analyst (Code 1418) and Legal Senior Systems Analyst (Code 1432).

2. AUTHORIZE the City Administrative Officer (CAO), upon accretion of the classes of Legal Systems Analyst and Legal Senior Systems Analyst I and II to a bargaining unit, to amend the appropriate Memoranda of Understanding to reflect the salaries approved by Ordinance.

Fiscal Impact Statement: The CAO reports that the salary costs for the new classes have been included in the current budget for the Information Technology Agency.

ITEM NO. (3) - PUBLIC HEARING CLOSED - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS - SEE FOLLOWING - ORDINANCE OVER TO JANUARY 18, 2005

04-2552 HEARING COMMENTS, COMMUNICATIONS FROM THE CITY ADMINISTRATIVE OFFICER, CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to amending the Los Angeles Administrative Code to allow the purchase of paramedic and civilian ambulance employee service credit by certain members of the Fire and Police Pension Plan who formerly belonged to the Los Angeles City Employees’ Retirement System.

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

(For copies of related, staff-generated reports for this matter, please contact the Legislative Assistant for the Personnel Committee at 213-978-1077.)

(Pursuant to provisions of Charter Section 1168, final adoption of this ordinance cannot occur until at least 30 days after its first presentation to the Council, with approval of at least two-thirds of the membership of the Council; second consideration to be scheduled for January 18, 2005.)

ADOPTED

PERSONNEL COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to amending the Los Angeles Administrative Code to allow the purchase of paramedic and civilian ambulance employee service credit by certain members of the Fire and Police Pension Plan who formerly belonged to the Los Angeles City Employees’ Retirement System.

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

1. PRESENT and ADOPT the accompanying ORDINANCE amending Chapter 20 of Division 4 of the Los Angeles Administrative Code to allow the purchase of paramedic and civilian ambulance employee service credit by certain members of the Fire and Police Pension Plan who formerly belonged to the Los Angeles City Employees’ Retirement System.
2. APPROVE the Letter of Understanding, attached to the Council file, between the City, United Firefighters of Los Angeles City (UFLAC) and the Los Angeles Fire Department Chief Officers’ Association regarding the purchase of paramedic service credit.

3. HOLD a public hearing relative to this matter at the first reading.

PURSUANT TO PROVISIONS OF CITY CHARTER SECTION 1168, FINAL ADOPTION OF THIS ORDINANCE CANNOT OCCUR UNTIL AT LEAST 30 DAYS AFTER ITS FIRST PRESENTATION TO THE COUNCIL, WITH APPROVAL OF AT LEAST TWO-THIRDS OF THE MEMBERSHIP OF THE COUNCIL; SECOND CONSIDERATION TO BE SCHEDULED FOR TUESDAY, JANUARY 18, 2005.

**Fiscal Impact Statement:** The City Administrative Officer (CAO) reports that the actuary for the Fire and Police Pension System has determined that the cost to the System will be de minimus. The letter from the actuary, dated February 20, 2003, is attached.

**ITEM NO. (4) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS - SEE FOLLOWING**

04-2589 - COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER and ORDINANCE FIRST CONSIDERATION relative to the establishment of salary for the new class of Advance Practice Provider Correctional Care.

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

(For copies of related, staff-generated reports for this matter, please contact the Legislative Assistant for the Personnel Committee at 213-978-1077.)

**ADOPTED**

PERSONNEL COMMITTEE REPORT and ORDINANCE relative to establishment of salary for the new class of Advance Practice Provider Correctional Care.

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

1. PRESENT and ADOPT the accompanying ORDINANCE to amend Ordinance No. 175048 (2001-2004 Fiscal Year Salaries and Benefits for Non-Represented Classes) to provide a salary for the new classification of Advance Practice Provider Correctional Care, Code 2325, and to provide a provision to authorize a premium level rate.

2. AUTHORIZE the City Administrative Officer (CAO), upon accretion of the class to a bargaining unit, to amend the appropriate Memorandum of Understanding to reflect the salary approved by Ordinance.

**Fiscal Impact Statement:** The CAO reports that no additional appropriation is necessary because sufficient funds are available in the Personnel Department’s budget.
ITEM NO. (5) - ADOPTED

03-1250 - BUDGET AND FINANCE COMMITTEE REPORT relative to the status of transitioning a S71 civilian into the Police Administrator I position as the Commanding Officer of the Jail Division.

Recommendations for Council action:

1. APPROVE the recommendation of the Los Angeles Police Department (LAPD) to submit a final report, with recommendations on the appropriate classification to staff the Jail Division Commanding Officer position, upon completion of the Department’s research relative to the reclassification of the existing civilian Police Administrator position.

2. INSTRUCT the LAPD to report back to the Budget and Finance Committee in three months on the status of its research into the above matter.

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

ITEM NO. (6) - ADOPTED

04-2326 - BUDGET AND FINANCE COMMITTEE REPORT relative to relief from accountability for lost petty cash.

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

1. APPROVE the request by the Board of Public Works to relieve the Bureau of Street Services of accountability for the loss of $198.07 in petty cash funds.

2. AUTHORIZE the Controller to write off the lost $198.07 from the portion of the Petty Cash Fund of the Office of Accounting assigned to the Bureau of Street Services.

3. TRANSFER $198.07 from the Reserve Fund to the Petty Cash Fund, Office of Accounting, Bureau of Street Services to replenish said Fund.

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

ITEM NO. (7) - ADOPTED

05-0002 - BUDGET AND FINANCE COMMITTEE REPORT and RESOLUTION relative to carrying over from the City’s 2004 legislative program to the new legislative program for 2005-06, a position on two sales tax abuse issues.

Recommendation for Council action, SUBJECT TO THE CONCURRENCE OF THE MAYOR:
ADOPT the accompanying RESOLUTION to include in the City's 2005-06 Federal Legislative Program SPONSORSHIP of legislation to provide taxpayer information sharing with the Internal Revenue Service, and to OPPOSE any legislation which would exempt Voice Over Internet Protocol from telephone users tax as part of the Freedom on the Internet.

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

ITEM NO. (8) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATION - SEE FOLLOWING

01-0384 - COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER relative to First Amendment to the Smart City Networks contract for communication equipment and services for the Los Angeles Convention Center.

(Conventions, Tourism, Entertainment Industry and Business Enterprise Committee report to be submitted. If a public hearing is not held in Committee, an opportunity for public comment will be provided.)

(For copies of related, staff-generated reports for this matter, contact the Legislative Assistant for the Conventions, Tourism, Entertainment Industry and Business Enterprise Committee at 213-978-1073.)

ADOPTED

CONVENTIONS, TOURISM, ENTERTAINMENT INDUSTRY AND BUSINESS ENTERPRISE COMMITTEE REPORT relative to the first amendment to the Smart City Networks contract with the Los Angeles Convention Center for communication equipment and services.

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

APPROVE and RATIFY the execution of the First Amendment to the Smart City Networks Contract Number C-101429 with the Los Angeles Convention Center for communication equipment and services for the period beginning July 1, 2004 through June 30, 2006, for a revised contract ceiling amount of $2,305,000, subject to the review and approval of the City Attorney as to form and legality.

Fiscal Impact Statement: The City Administrative Officer (CAO) reports that there is no General Fund impact to this action. Funding for this contract, in the amount of $1,198,000, is available in the Los Angeles Convention Center's Contractual Service Account No. 3040.
ITEM NO. (9) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS - SEE FOLLOWING

02-2282 - MOTION (SMITH - LABONGE) relative to an amendment to extend the contract with the Los Angeles Convention and Visitors Bureau (LACVB)/LA INC.

(Conventions, Tourism, Entertainment Industry and Business Enterprise Committee report to be submitted. If a public hearing is not held in Committee, an opportunity for public comment will be provided.)

(For copies of related, staff-generated reports for this matter, contact the Legislative Assistant for the Conventions, Tourism, Entertainment Industry and Business Enterprise Committee at 213-978-1073)

ADOPTED

CONVENTIONS, TOURISM, ENTERTAINMENT INDUSTRY AND BUSINESS ENTERPRISE COMMITTEE REPORT relative to extension of the contract with the Los Angeles Convention and Visitors Bureau and LA, Inc.

Recommendations for Council action, as initiated by Motion (Ludlow - Smith - LaBonge):

1. AUTHORIZE an amendment to the contract with the Los Angeles Convention and Visitors Bureau (LACVB) to include the following provisions: A) June 30, 2005 expiration date; B) 1/14 of the 2004-05 Transient Occupancy Tax as the source of funding; C) Distribution of Funding to be 25% on January 1, 2005 and 20% on April 1, 2005; and D) all other provisions of the agreement shall remain in effect.

2. AUTHORIZE the City Administrative Officer (CAO) and the Chief Legislative Analyst (CLA) to monitor and make technical changes relative to year end collections, if necessary.

3. REQUEST the City Attorney, with the assistance of the CLA, to draft an amendment to the contract consistent with the above provisions and AUTHORIZE the Mayor to execute said amendment.

Fiscal Impact Statement: None submitted by the CLA. The CAO has not completed a financial analysis of this report.

ITEM NO. (10) - ADOPTED

04-1896 - HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to business tax waivers and other incentives for businesses located in the Federal Renewal Community Area.

Recommendation for Council action:

DIRECT the Community Development Department to:
a. Work with the Office of Finance (OOF), Department of Public Works, Bureau of Sanitation, and the Departments of Building and Safety and Transportation to determine the financial and administrative impact of extending the following economic incentive programs to the Renewal Communities: Business Tax Relief; Sewer Hook-up Permit Allocation; Business Parking Allocation Standards; and the Department of Water and Power Electric Rate Reductions afforded to Empowerment Zone businesses; and, report back to the Mayor and Council in 120 days on the findings.

b. Prepare a plan, with the assistance of OOF, to measure the effectiveness of the Business Tax Reform measures approved by Council on November 17, 2004; and, report back to the Mayor and Council in 120 days relative to the implementation of the plan.

c. Prior to the adoption of the proposed business tax and economic incentive ordinances, and in conjunction with OOF and the City Administrative Officer (CAO), identify specific sources of funds to finance any on-going expenditures or programs related to the Renewal Communities.

Fiscal Impact Statement: The CAO reports that the initial impact of this proposal on the General Fund is estimated to be an $800,000 reduction of first year annual business tax reductions. Based on a five-year program, the annual business tax reductions range from $800,000 the first full year to $5,000,000 the final year. The estimates are based on projected business tax growth relief in the Renewal Communities area. There is at least a $14,000,000 reduction to the General Fund projected over a five-year period. The estimated revenue reduction is based on the adoption of the business tax relief program only. The fiscal impact of the three other economic incentives is undetermined. Also undetermined is the cost to reprogram OOF’s LATAX system.

The CAO goes on to report that it is anticipated that expansion of the business tax relief and approval of other economic incentives will provide economic stimulus to attract and retain businesses, thereby improving employment opportunities for local residents and ultimately improving the economic stability of the area. The CAO, however, cannot report with certainty the effect that the proposed economic business incentives will have on attracting businesses to settle in the Renewal Communities area. In addition, the CAO reports that the financial effects of the Business Tax Reform measures is unknown for business located in Renewal Community area.

ITEM NO. (11) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS - SEE FOLLOWING

04-2264 - COMMUNICATION FROM THE GENERAL MANAGER, LOS ANGELES HOUSING DEPARTMENT relative to establishing the Housing Trust Fund Construction Supplemental Program to provide additional funding to projects meeting recommended guidelines.

(Housing, Community and Economic Development Committee report to be submitted in Council. If a public hearing is not held in Committee, an opportunity for public comment will be provided.)
COMMUNICATION FROM CHAIR AND MEMBER, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE relative to establishing the Affordable Housing Trust Fund (AHTF) Construction Supplemental Program (CSP) to provide additional funding to projects meeting recommended guidelines.

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

1. AUTHORIZE the Los Angeles Housing Department (LAHD) General Manager, or designee, to:
   a. Allocate HOME funding from Fund No. 561, Account 211, in the amount of $5,000,000 for the establishment of the AHTF CSP.
   b. Increase funding commitments from the City to affordable housing projects that meet the guidelines established under the CSP, not to exceed $500,000 per project, subject to the approval of the Mayor and Council.
   c. Negotiate and execute all necessary amendments and documents to increase City funding on projects eligible under the CSP, subject to the approval of the City Attorney as to form and legality.
   d. Execute loan increases on projects eligible under the CSP up to the amount of $500,000, subject to the guidelines of the CSP listed in the Attachment to the City Administrative Officer (CAO) report to the Mayor and Council dated December 10, 2004 (attached to the Council file), and further subject to the approval of the Mayor and Council.
   e. Prepare Controller instructions and make any necessary technical adjustments consistent with the Mayor and Council actions on this matter, subject to the approval of the CAO, and AUTHORIZE the Controller to implement the instructions.

2. AUTHORIZE the Controller to expend funds in an amount of up to $5,000,000 from Fund 561, Account 211, upon proper written demand by the General Manager, LAHD, or designee.

3. DIRECT LAHD to report to Council:
   a. On a quarterly basis on projects which receive CSP funding.
   b. If additional funding is needed for the continued operation of the CSP.
**Fiscal Impact Statement:** The CAO reports that this action will not impact the General Fund. Funding for the Affordable Housing Trust Fund Construction Supplemental Program, in the amount of $5,000,000, will be provided from HOME Investment Partnership Act funds.

**ITEM NO. (12) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS**

- SEE FOLLOWING

02-1403 - COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER relative to the 2004-07 Memorandum of Understanding (MOU) for the Crossing Guard Representation Unit (MOU No. 34).

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

(For copies of related, staff-generated reports for this matter, please contact the Legislative Assistant for the Personnel Committee at 213-978-1077.)

ADOPTED

PERSONNEL COMMITTEE REPORT relative to the 2004-07 Memorandum of Understanding (MOU) for the Crossing Guard Representation Unit (MOU No. 34).

Recommendations for Council action:

1. APPROVE the 2004-07 MOU for the Crossing Guard Representation Unit (MOU No. 34).

2. AUTHORIZE the City Administrative Officer (CAO) and the Controller to correct any clerical or technical errors in the MOU.

**Fiscal Impact Statement:** The CAO reports that the cost for the first year (2004-05) of MOU No. 34 will be approximately $522,000; however, this is offset by anticipated savings of approximately $460,000 resulting from the reduction in hours where full-day kindergarten programs have been implemented. The cost upon full implementation at the end of the MOU term will be approximately $1.9 million, with a savings offset of $1.7 million resulting from reduced hours and elimination of Compensated Personal Time Off accrual. Therefore, the net cost increase is expected to be approximately $200,000 at the end of three years.

**ITEM NO. (13) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS**

- SEE FOLLOWING

04-2346 - COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER relative to the 2004-07 Memorandum of Understanding (MOU) for the Plant Equipment Operation and Repair Representation Unit (MOU No. 9).
(Personnel Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comments will be provided.)

(For copies of related, staff-generated reports for this matter, please contact the Legislative Assistant for the Personnel Committee at 213-978-1077.)

ADOPTED

PERSONNEL COMMITTEE REPORT relative to 2004-07 Memorandum of Understanding (MOU) for the Plant Equipment Operation and Repair Representation Unit (MOU No. 9).

Recommendations for Council action:

1. APPROVE the 2004–07 MOU for the Plant Equipment Operation and Repair Representation Unit.

2. AUTHORIZE the City Administrative Officer (CAO) and the Controller to make clerical or technical corrections to the MOU as required.

Fiscal Impact Statement: The CAO reports that the additional direct salary cost for Fiscal Year 2004-05 will be $8,000 for a 2 percent salary adjustment for the class of Mechanical Repair Supervisor, which has five incumbents. The cost per year upon full implementation at the end of the MOU will be $1.5 million.

ITEM NO. (14) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS - SEE FOLLOWING

04-2454 - MITIGATED NEGATIVE DECLARATION and consideration of appeal filed by Kevin K. McDonnell, Jeffer, Mangels Butler & Marmaro LLP, relative to a Conditional Use to permit a house of worship to operate in a single family dwelling; a reduced rear yard of 5 feet in lieu of the required 20 feet to allow connection of an existing garage to the main dwelling by a roof covered breezeway and the construction of a six-foot high masonry wall in the front yard setback area on property located in the R1 Zone; and approval of shared parking facilities for 19 spaces within 750 feet of the subject house of worship for property at 5726 Fallbrook Avenue.

Applicant: Averm Shlomof

ZA 2003-0044 CU ZAD

(Pursuant to adoption of Motion (Zine - Reyes) on December 7, 2004, asserting jurisdiction [Charter Section 245] over the November 22, 2004 action of the South Valley Area Planning Commission.)

TIME LIMIT FILE - DECEMBER 28, 2004

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

10 VOTES REQUIRED
ADOPTED

MITIGATED NEGATIVE DECLARATION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to a Conditional Use appeal for property at 5726 Fallbrook Avenue.

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. 04-2454 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 2001-4208 MND (REC)].

2. ADOPT the FINDINGS of the Planning and Land Use Management Committee as the Findings of Council.

3. RESOLVE TO GRANT APPEAL filed by Kevin K. McDonnell, Jeffer Mangels Butler & Marmaro LLP, THEREBY APPROVE a Conditional Use to permit a house of worship to operate in a single family dwelling; a reduced rear yard of 5 feet in lieu of the required 20 feet to allow connection of an existing garage to the main dwelling by a roof covered breezeway and the construction of a six-foot high masonry wall in the front yard setback area on property located in the R1 Zone; and approval of shared parking facilities for 19 spaces within 750 feet of the subject house of worship for property at 5726 Fallbrook Avenue, subject to the Conditions of Approval, as attached to the Committee report.

Applicant: Averm Shlomof ZA 2003-0044 CU ZAD

Fiscal Impact Statement: The Planning Department advises that there is no General Fund impact, as administrative costs are recovered through fees.

TIME LIMIT FILE - DECEMBER 28, 2004

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

(On December 7, 2004, the City Council adopted Motion [Zine - Reyes] asserting jurisdiction [pursuant to Charter Section 245], over the November 22, 2004 action of the South Valley Area Planning Commission)
ITEM NO. (15) - ADOPTED

03-1472 - PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an application for a hardship exemption from provisions of the City’s Windsor Square Interim Control Ordinance (ICO) for property at 206 North Irving Boulevard.

Recommendations for Council action:

1. GRANT a hardship exemption from the City’s Windsor Square ICO (Ordinance No. 175150) for the proposed remodel and addition of the existing two story duplex, first floor with 2,182 square feet and second floor with 2,250 square feet for property at 206 North Irving Boulevard.

2. ADVISE the applicant that this hardship exemption, if granted by the City Council, is not a permit or license and that any other approvals, permits and licenses required by law must be obtained from the proper agencies.

Applicant: Ho K. Lee, (David Kim, AIA/Corbel Architects, Representative)

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

04-2366 - PUBLIC SAFETY COMMITTEE REPORT relative to North Valley Division Official Police Garage (OPG) services.

Recommendations for Council action:

1. APPROVE the interim solution, as outlined in the staff report from the Los Angeles Police Commission Investigative Division, attached to the Council file, to authorize Black and White Tow and Ross Baker Tow, to provide towing services to North Valley Division, consistent with their current boundaries, until a new Request for Proposal is issued.

2. REQUEST the City Attorney to amend the OPG contracts with Black and White Tow and Ross Baker Tow, to continue service in their originally contracted areas of the new North Valley.

3. INSTRUCT the Los Angeles Police Department to address the technology needs required to dispatch to multiple tow companies providing service to a single area.

4. REQUEST the OPG Association to provide monthly status reports to the Los Angeles Board of Police Commissioners on the progress of the internet database to track impounded vehicles.

5. REQUEST the City Attorney to prepare an amendment to Section 80.77.4 of the Los Angeles Municipal Code to require a competitive bid process for the creation of a new OPG within five years of establishing a new geographic Police Area.
Fiscal Impact Statement: None submitted by the Police Commission. Neither the Chief Legislative Analyst nor the City Administrative Officer has completed a financial analysis of this report.

ITEM NO. (17) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #8 - Motion (Miscikowski - Smith) to Adopt as Amended, Ayes (13);
Absent: Villaraigosa and Weiss (2)

00-2407 - CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to a vacation request for the alley extending easterly of Chayote Street from Barrington Place to its easterly terminus.

Recommendations for Council action:

1. FIND that the vacation is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article VII, Class 5(3) of the City of Los Angeles Environmental Guidelines.

2. ADOPT the FINDINGS of the City Engineer dated April 6, 2001, as the Findings of the Council.

3. ADOPT the April 6, 2001 City Engineer report, as amended, to include the following condition:

   “In the case of emergency, the petitioner shall provide a limited right of entry in the alley to the owner of the adjoining property, Lot 18, Tract 10550, to the degree necessary, provided, however, that such right of entry is available and shall not unreasonably interfere with any access required by applicant in the event of the same or other contemporaneous emergency.”

Fiscal Impact Statement: The City Engineer reports that the petitioner has paid a fee of $1,318.25 for the investigation of this request pursuant to Section 7.42 of the Los Angeles Administrative Code (LAAC). Any additional processing fee to recover the cost pursuant to LAAC Section 7.44 may be required of the petitioner. Maintenance of the public easement by City forces will be eliminated.

ADOPTED

AMENDING MOTION (MISCIKOWSKI - SMITH)

Recommendation for Council action:

SUBSTITUTE Recommendation No. 2 of the City Engineer report dated April 6, 2001, attached to the Council file with the following:
2. Require notarized consent to the vacation from the owners of Sec 28 TIS R15W of Rancho San Vicente Y Santa Monica adjoining the area to be vacated. In the case of emergency, the petitioner shall provide a limited right of entry in the alley to the owner of the adjoining property, Lot No. 18, Tract No. 10550, to the degree necessary, provided, however, that such right of entry is available and shall not unreasonable interfere with any access required by applicant in the event of the same of other contemporaneous emergency.

Roll Call #1 - Motion (Reyes - Greuel) Adopted, Ayes (12); Absent: Cardenas, Hahn and Weiss (3)
(Item Nos. 18-19)

ITEM NO. (18) - ADOPTED

04-2396 - HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTION relative to the Los Angeles Housing Department (LAHD) reorganization plan, employment authority for additional positions, and related actions.

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

1. APPROVE the creation of an Assistant General Manager position in the LAHD to manage the Department’s newly combined administration and policy group; and, RESOLVE that the position is EXEMPT from the civil service provisions of the City Charter, Section 1001(b).

2. RESOLVE that employment authority for the period January 1, 2005 through June 30, 2005, for the following four positions, subject to position allocation by the Personnel Department and paygrade determination, is APPROVED:

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<th>Code</th>
<th>Title</th>
<th>No.</th>
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<tr>
<td>9271</td>
<td>Assistant General Manager (Exempt)</td>
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<tr>
<td>4266</td>
<td>Director of Enforcement</td>
<td>1</td>
</tr>
<tr>
<td>1116</td>
<td>Secretary</td>
<td>1</td>
</tr>
<tr>
<td>1117-2</td>
<td>Executive Secretary II</td>
<td>1</td>
</tr>
<tr>
<td></td>
<td><strong>Total</strong></td>
<td><strong>4</strong></td>
</tr>
</tbody>
</table>

3. DELETE the following positions from the LAHD 2004-05 Departmental Personnel Ordinance:

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<tr>
<th>Code</th>
<th>Title</th>
<th>No.</th>
</tr>
</thead>
<tbody>
<tr>
<td>15693</td>
<td>Rehab. Construction Specialist III</td>
<td>1</td>
</tr>
<tr>
<td>1539</td>
<td>Management Assistant (Billings/Collection)</td>
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</tr>
<tr>
<td>1539</td>
<td>Management Assistant (REAP/UMP)</td>
<td>1</td>
</tr>
<tr>
<td>1368</td>
<td>Senior Clerk Typist (Billings/Collection)</td>
<td>1</td>
</tr>
<tr>
<td>1539</td>
<td>Management Assistant (Code Enf./ Decentral. HQ)</td>
<td>2</td>
</tr>
</tbody>
</table>
4. AUTHORIZE the Controller to:

   a. Transfer the appropriations for Fiscal Year 2004-05 within General Fund 100/43 as follows:

<table>
<thead>
<tr>
<th>Fund</th>
<th>Account</th>
<th>Title</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>From:</td>
<td>100/43</td>
<td>1010 Salaries, general</td>
<td>$38,452</td>
</tr>
<tr>
<td>To:</td>
<td>100/43</td>
<td>6010 Office and Administrative</td>
<td>$8,000</td>
</tr>
<tr>
<td></td>
<td></td>
<td>6030 Leases</td>
<td>308</td>
</tr>
<tr>
<td></td>
<td></td>
<td>7300 Equipment</td>
<td>30,144</td>
</tr>
<tr>
<td>Total</td>
<td></td>
<td></td>
<td>$38,452</td>
</tr>
</tbody>
</table>

   b. Expend funds on an as-needed basis upon proper demand from the General Manager, LAHD, or designee.

5. AUTHORIZE the General Manager, LAHD, or designee, to prepare Controller instructions and any necessary technical adjustments consistent with this action, subject to the approval of the City Administrative Officer (CAO); and, AUTHORIZE the Controller to implement the instructions.

6. AUTHORIZE the General Manager, LAHD, to:

   a. Re-institute a shared appreciation requirement for each Purchase Assistance and Purchase Assistance with Rehabilitation loan provided by the LAHD.

   b. Modify the shared appreciation program, as necessary, to comply with the California Housing Finance Agency requirements.

   c. Approve the refinancing (subordination) policies applicable to all single-family, owner-occupied properties, as detailed in the LAHD report to the Mayor dated November 9, 2004 (attached to the Council file).

   d. Prepare revised standardized loan documents for LAHD’s home ownership programs, in consultation with the City Attorney.

7. AUTHORIZE the Controller to:

   a. Establish revenue sources under revenue class 444, as follows:

      XXXX - Shared Appreciation Income
      XXXX - Subordination and Other Fees
b. Establish new appropriations accounts within the Home Investment Partnership Program (HOME) Fund, Municipal Housing Finance Funds, and Affordable Housing Trust Funds (General Funds), Department 43, as follows:

<table>
<thead>
<tr>
<th>Account</th>
<th>Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>323</td>
<td>Shared Appreciation</td>
</tr>
<tr>
<td>324</td>
<td>Subordination and Other Fees</td>
</tr>
</tbody>
</table>

c. Appropriate revenues received from the shared appreciation and subordination and other fees, to the new appropriation accounts.

d. Expend funds upon request of the General Manager, LAHD, or designee, for new purchase assistance loans and for the administrative costs of this program.

8. AUTHORIZE the General Manager, LAHD, or designee, to prepare Controller instructions for any technical adjustments, which may be needed to accomplish the intent of these actions, subject to the approval of the CAO; and, AUTHORIZE the Controller to implement the instructions.

9. AUTHORIZE the General Manager, LAHD, or designee, to expand existing Purchase Assistance and Purchase Assistance with Rehabilitation programs to include moderate-income home buyers.

10. AUTHORIZE the General Manager, LAHD, or designee, to substitute Municipal Housing Finance Funds previously committed to the Woodland Terrace and Mariposa Place projects with HOME funds as follows:

<table>
<thead>
<tr>
<th>From:</th>
<th>Fund/Account</th>
<th>Title</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Woodland Terrace</td>
<td>815/W005</td>
<td>Acq. Rehab &amp; Const. Dev.</td>
<td>$ 1,374,184</td>
</tr>
<tr>
<td>Mariposa Place</td>
<td>815/W005</td>
<td>Acq. Rehab &amp; Const. Dev.</td>
<td>$ 661,203</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>To:</th>
<th>Fund/Account</th>
<th>Title</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Woodland Terrace</td>
<td>561/W211</td>
<td>Housing Development</td>
<td>$ 1,374,184</td>
</tr>
<tr>
<td>Mariposa Place</td>
<td>561/W211</td>
<td>Housing Development</td>
<td>$ 661,203</td>
</tr>
</tbody>
</table>

11. AUTHORIZE the Controller to:

a. Establish a new account within the Municipal Housing Finance Fund No. 815 as follows:
b. Transfer appropriations within the Municipal Housing Finance Fund No. 815 as follows:

<table>
<thead>
<tr>
<th>Account</th>
<th>Title</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>W005</td>
<td>Acq. Rehab &amp; Const. Dev &amp; Loan</td>
<td>$ 5,638,280</td>
</tr>
<tr>
<td>W223</td>
<td>Moderate-Income Homebuyer Prog.</td>
<td>$ 5,638,280</td>
</tr>
</tbody>
</table>

c. Increase appropriations within the Municipal Housing Finance Fund No. 815 as follows:

<table>
<thead>
<tr>
<th>Account</th>
<th>Title</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>W223</td>
<td>Moderate-Income Home Buyer Prog.</td>
<td>$ 4,361,720</td>
</tr>
</tbody>
</table>

d. Expend funds not to exceed $10,000,000 upon proper written demand of the General Manager of LAHD, or designee, from the following Fund and Account, for future Purchase Assistance and Purchase Assistance with Rehabilitation Loans:

<table>
<thead>
<tr>
<th>Fund</th>
<th>Account</th>
<th>Title Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>815</td>
<td>W223</td>
<td>Moderate-Income Homebuyer Program</td>
</tr>
</tbody>
</table>

12. REQUEST the City Attorney to assist the LAHD with the preparation of documents, including subordination agreements and negotiations that are necessary to implement these actions.

13. AUTHORIZE the General Manager, LAHD, or designee, to prepare Controller instructions and any necessary technical adjustments, consistent with this action, subject to the approval of the CAO; and AUTHORIZE the Controller to implement the instructions.

14. AUTHORIZE the General Manager, LAHD, or designee, to establish a new Forward Commitment for Homebuilders Program.

15. AUTHORIZE the General Manager, LAHD, to prepare Controller instructions and make any necessary technical adjustments consistent with this action, subject to the approval of the CAO; and AUTHORIZE the Controller to implement the instructions.

16. REQUEST the City Attorney to assist the LAHD with negotiation, preparation, and execution of all Forward Commitment Program documents necessary to implement these actions.
17. AUTHORIZE the General Manager, LAHD, or designee, to apply for Building Equity and Growth in Neighborhoods (BEGIN) Program grant funds provided by the California State Department of Housing and Community Development (HCD).

18. ADOPT the accompanying RESOLUTION authorizing the General Manager, LAHD, or designee, upon award of BEGIN Program funds, to use BEGIN Program funds pursuant to the guidelines set forth by HCD for the BEGIN Program.

19. AUTHORIZE the General Manager, LAHD, or designee, to execute the BEGIN Program Grant Agreement and related documents with the HCD, and the financing documents necessary to implement these actions.

20. REQUEST that the Departments of Building and Safety, Planning, Recreation and Parks, Public Works, Water and Power, Fire, other City entities that charge development-related fees, the City Attorney, the CAO, and the Chief Legislative Analyst, to work with the LAHD to develop and implement a streamlined process to defer the payment of fees and permits applicable to for-sale housing developments awarded a commitment of BEGIN grant funds, until the sale of the homes.

Fiscal Impact Statement: The LAHD reports that this action will not impact the General Fund. Requested positions and related expenses will be funded by fee and grant fund salary savings accumulated to date. LAHD will use unanticipated revenues from the Warner Center bond redemption and unallocated funds from the Municipal Housing Finance Fund to fund the Moderate-Income First-Time Home Buyer Assistance Forward Commitments Programs.

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

ITEM NO. (19) - MOTION ADOPTED TO APPROVE COMMITTEES REPORTS RECOMMENDATIONS - SEE FOLLOWING

00-1557 - PUBLIC SAFETY COMMITTEE REPORT and RESOLUTION relative to the Department of Alcoholic Beverage Control (ABC) grant award for Citywide Operation ABC.

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

1. ACCEPT the grant award in the amount of $100,000 for the Operation ABC Program and AUTHORIZE the Chief of Police to execute the Grant Agreement for the period of July 1, 2004 through June 30, 2005, subject to the approval of the City Attorney as to form and legality.

2. RESOLVE that continued Employment Authority for two Police Sergeant II positions, Code 2227-2, in the Los Angeles Police Department (LAPD) for July 1, 2004 through June 30, 2005 is APPROVED; and APPROVE, pursuant to the Managed Employment Process, the filling of these positions.
3. ADOPT the accompanying RESOLUTION, subject to the approval of the City Attorney as to form and legality, requested by the Grantor, which endorses the Grant Agreement and Agrees that any liability arising from the City’s performance of activities funded by this Grant shall be the responsibility of the City.

4. AUTHORIZE the Mayor’s Criminal Justice Planning Office (MCJPO) to receive and expend the grant funds in accordance with the grant conditions and upon proper documentation of the grant-eligible costs.

5. AUTHORIZE the Controller to:

   a. Establish a receivable in the amount of $100,000 and establish the following appropriation accounts within the Operation ABC Fund No. 654 as follows:

      | Account | Title                          | Amount  |
      |---------|--------------------------------|---------|
      | W170    | Salaries - Police Officers     | $85,367 |
      | W171    | Overtime - Police Officers     | 7,633   |
      | W201    | Operational/Telephone          | 2,500   |
      | W202    | Equipment                      | 2,500   |
      | W203    | Travel                         | 2,000   |

      Total $100,000

   b. Transfer, as the grant funds are received and upon notification from the MCJPO, up to a maximum of $93,000 from the Operation ABC Fund to the LAPD Sworn Salaries and Sworn Overtime accounts as follows:

      From:

      | Fund | Account | Amount  |
      |------|---------|---------|
      | 654  | W170    | $85,367 |
      | 654  | W171    | 7,633   |

      Total $93,000

      To:

      | Fund | Dept. | Account | Amount  |
      |------|-------|---------|---------|
      | 100  | 70    | 1012    | $85,367 |
      | 100  | 70    | 1092    | 7,633   |

      Total $93,000

6. AUTHORIZE the MCJPO to prepare Controller’s instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer (CAO).
Fiscal Impact Statement: The CAO reports that this grant will reimburse the City for $100,000 of the Operation ABC Program’s $203,524 total cost for 2004-05. The remaining cost of $103,524 will be a General Fund obligation, which is funded in the LAPD’s 2004-05 adopted budget.

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

ADOPTED

PERSONNEL COMMITTEE REPORT and RESOLUTION relative to the Department of Alcoholic Beverage Control (ABC) grant award for Citywide Operation ABC.

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

CONCUR with the recommendations in the Public Safety Committee’s report, dated December 8, 2004, attached to the Council file, relative to the Department of ABC grant award for Citywide Operation ABC.

Fiscal Impact Statement: The CAO reports that this grant will reimburse the City for $100,000 of the Operation ABC Program’s $203,524 total cost for 2004-05. The remaining cost of $103,524 will be a General Fund obligation, which is funded in the Los Angeles Police Department’s 2004-05 adopted budget.

ITEM NO. (20) - MOTION ADOPTED TO APPROVE PERSONNEL COMMITTEE REPORT - SEE FOLLOWING - PUBLIC SAFETY COMMITTEE REPORT RECEIVED AND FILED

Roll Call #8 - Motion (Miscikowski - Smith) Adopted, Ayes (13); Absent: Villaraigosa and Weiss (2)

RECEIVED AND FILED

01-0406 - PUBLIC SAFETY COMMITTEE REPORT and RESOLUTION relative to the Juvenile Accountability Block Grant (JABG) 2004-05 award.

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

1. APPROVE the Standard Agreement and ACCEPT the grant award for the JABG in the amount of $1,543,276 (which includes match funding) for a term of one year, from July 1, 2004 through June 30, 2005, subject to the approval of the City Attorney, as to form and legality.

2. ADOPT the accompanying RESOLUTION, relative to a grant award from the California Board of Corrections (CBOC) for the JABG in the amount of $1,543,276 for the period of July 1, 2004 through June 30, 2005, subject to the approval of the City Attorney, as to form and legality.

3. AUTHORIZE the Director, Mayor’s Criminal Justice Planning Office, or designee, to:
a. Execute and submit the Standard Agreement application package to the CBOC on behalf of the City, subject to the approval of the City Attorney, as to form and legality.

b. Negotiate and execute amendments to contacts with the organizations listed below for a cumulative total, not to exceed $300,000, and to extend the time of performance 12 months through June 30, 2005, subject to the approval 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:

<table>
<thead>
<tr>
<th>Organization</th>
<th>Account</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Asian American Drug Abuse Program</td>
<td>W204</td>
<td>$ 50,000</td>
</tr>
<tr>
<td>P.F. Bressee Foundation</td>
<td>W205</td>
<td>50,000</td>
</tr>
<tr>
<td>Communities in Schools</td>
<td>W206</td>
<td>50,000</td>
</tr>
<tr>
<td>People Who Care Youth Center</td>
<td>W207</td>
<td>75,000</td>
</tr>
<tr>
<td>Public Health Foundation</td>
<td>W208</td>
<td>75,000</td>
</tr>
<tr>
<td>Total</td>
<td></td>
<td>$300,000</td>
</tr>
</tbody>
</table>

c. Allocate $128,895 in JABG grant award funds for one exempt Senior Project Coordinator, Code 1538, and one Senior Management Analyst I, Code 9171-1, in the Community Development Department (CDD).

4. AUTHORIZE the General Manager, CDD, or designee, to:

a. Allocate $854,955 in JABG funds among the twenty-seven 2004-05 LA Bridges I Program agencies listed in the Attachment to the committee report, to provide services to middle school youth on probation, in accordance with JABG policies.

b. Allocate $95,098 in JABG funds among the three 2004-05 LA Bridges II Program agencies listed in the Attachment to the committee report, to provide gang intervention services for youth, in accordance with JABG guidelines.

5. AUTHORIZE the Controller to:

a. Establish an account and appropriate $128,895 within JABG, Fund No. 45X, Account No. V122, titled Community Development Department.

b. Appropriate $138,895 from JABG Fund No. 45X, Account No. V122, to Fund No. 100/22, Account No. 1010 - Salaries, General.

c. Establish a receivable in the amount of $10,000 and establish the following appropriation account with JABG Fund No. 45X, Department No. 46: Account No. W146 - Salaries, Grant Funded, for the amount of $10,000.
6. AUTHORIZE the General Manager, CDD, or designee, to:

   a. Allocate, pursuant to Council instruction (Council file No. 04-1125), an additional $600,000 and to execute amendments, subject to the approval of the City Attorney as to form and legality, for LA Bridges II gang intervention contractors, as follows:

<table>
<thead>
<tr>
<th>Contractor</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Community in Schools - San Fernando Valley, Inc.</td>
<td>$107,360</td>
</tr>
<tr>
<td>Public Health Foundation Enterprises</td>
<td>217,872</td>
</tr>
<tr>
<td>Toberman Settlement House, Inc.</td>
<td>274,768</td>
</tr>
</tbody>
</table>

   Total $600,000

   b. Execute an amendment for Toberman Settlement House, Inc. for $205,053 to provide gang prevention and intervention services in South Los Angeles due to the high gang-related crime rate and recent race-related violence.

   c. Execute amendments allocating an additional $145,000 for LA Bridges II gang intervention contracts to provide services citywide as follows:

<table>
<thead>
<tr>
<th>Contractor</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Community in Schools - San Fernando Valley, Inc.</td>
<td>$  26,100</td>
</tr>
<tr>
<td>Public Health Foundation Enterprises</td>
<td>52,200</td>
</tr>
<tr>
<td>Toberman Settlement House, Inc.</td>
<td>66,700</td>
</tr>
</tbody>
</table>

   Total $145,000

7. AUTHORIZE the Mayor and the General Manager, CDD, or designees, to prepare Controller instructions and AUTHORIZE the Controller to implement these instructions, for any necessary technical adjustments, subject to the review and approval of the City Administrative Officer.

   Fiscal Impact Statement: The CAO reports that General funds in the amount of $154,328 for the City cash match are provided from budgeted CDD funds. Funds in the amount of $1,338,948 are provided from the federal JABG funds through the California Board of Corrections. The total project cost for the 2004-05 program year is $1,543,276.

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

ADOPTED

PERSONNEL COMMITTEE REPORT and RESOLUTION relative to the Juvenile Accountability Block Grant 2004-05 award.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:
1. APPROVE the Standard Agreement and ACCEPT the grant award for the Juvenile Accountability Block Grant (JABG) in the amount of $1,543,276 (which includes match funding) for a term of one year, from July 1, 2004 through June 30, 2005, subject to the approval of the City Attorney, as to form and legality.

2. ADOPT the accompanying RESOLUTION, attached to the Mayor’s transmittal dated October 18, 2004, relative to a grant award from the California Board of Corrections (CBOC) for the JABG in the amount of $1,543,276 for the period of July 1, 2004 through June 30, 2005, subject to the approval of the City Attorney, as to form and legality.

3. AUTHORIZE the Director, Mayor’s Criminal Justice Planning Office (MCJPO), or designee, to:
   
   A. Execute and submit the Standard Agreement application package to the CBOC on behalf of the City, subject to the approval of the City Attorney, as to form and legality.
   
   B. Negotiate and execute amendments to contacts with the organizations listed below for a cumulative total, not to exceed $300,000, and to extend the time of performance 12 months through June 30, 2005, subject to the approval 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:

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<tr>
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<td>75,000</td>
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<td>Public Health Foundation</td>
<td>W208</td>
<td>75,000</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td></td>
<td><strong>$300,000</strong></td>
</tr>
</tbody>
</table>

   C. Allocate $128,895 in JABG grant award funds for one exempt Senior Project Coordinator, Code 1538, and one Senior Management Analyst I, Code 9171-1, in the Community Development Department (CDD).

4. AUTHORIZE the General Manager, CDD, or designee to:
   
   A. Allocate $854,955 in JABG funds among the 27 2004-05 LA Bridges I Program agencies listed in the Attachment to this report, to provide services to middle school youth on probation, in accordance with JABG policies.
   
   B. Allocate $95,098 in JABG funds among the three 2004-05 LA Bridges II Program agencies listed in the Attachment to this report, to provide gang intervention services for youth, in accordance with JABG guidelines.
5. AUTHORIZE the Controller to:
   A. Establish and appropriate accounts W122 Community Development for $128,895 and W146 Mayor’s Office for $10,000 within JABG Fund No. 45X.
   B. Appropriate $128,895 from JABG Fund No. 45X, Account No. V122, to Fund No. 100/22, Account No. 1010 - Salaries, General.
   C. Appropriate $10,000 from JABG Fund No. 45X Account W146 to Fund 100/46 Account 1010 - Salaries General.

6. AUTHORIZE the General Manager, CDD, or designee to:
   A. Allocate, pursuant to Council instruction (CF 04-1125), an additional $600,000 and to execute amendments, subject to the approval of the City Attorney as to form and legality, for LA Bridges II gang intervention contractors as follows:

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<tr>
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<th>Amount</th>
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</table>

   B. Execute an amendment for Toberman Settlement House, Inc. for $205,053 to provide gang prevention and intervention services in South Los Angeles due to the high gang-related crime rate and recent race-related violence.

   C. Execute amendments allocating an additional $145,000 for LA Bridges II gang intervention contracts to provide services citywide as follows:

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<td>52,200</td>
</tr>
<tr>
<td>Toberman Settlement House, Inc.</td>
<td>66,700</td>
</tr>
</tbody>
</table>

7. AUTHORIZE the Controller to increase appropriation account W200 titled LA Bridges Program FY 04-05 for $950,053 within Fund 551 General Fund Various Programs.

8. AUTHORIZE the Controller to transfer cash from Fund No. 45X to Fund No. 551 subject to the approval of the Mayor’s Office and upon submission of invoices by CDD for JABG related expenditures.

9. AUTHORIZE the Mayor and the General Manager, CDD, or designees, to prepare Controller instructions and AUTHORIZE the Controller to implement these instructions, for any necessary technical adjustments, subject to the review and approval of the City Administrative Officer.
Fiscal Impact Statement: The CAO reports that General funds in the amount of $154,328 for the City cash match are provided from budgeted CDD funds. Funds in the amount of $1,338,948 are provided from the federal JABG funds through the California Board of Corrections. The total project cost for the 2004-05 program year is $1,543,276.

Items for Which Public Hearings Have Not Been Held - Items 21-35
(10 Votes Required for Consideration)

Roll Call #2 - Motion (Zine - Parks) Adopted, Ayes (12); Absent: Cardenas, Hahn and Weiss (3)
(Item Nos. 21-35)

ITEM NO. (21) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

04-1957 - COMMUNICATION FROM THE CITY ENGINEER relative to inclusion of the name of Al Michaels on the Hollywood Walk of Fame.

Recommendation for Council action:

APPROVE the installation of the name of Al Michaels on the Hollywood Walk of Fame at 6663 Hollywood Boulevard.

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

ITEM NO. (22) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

04-1958 - COMMUNICATION FROM THE CITY ENGINEER relative to inclusion of the name of Billy Bob Thornton on the Hollywood Walk of Fame.

Recommendation for Council action:

APPROVE the installation of the name of Billy Bob Thornton on the Hollywood Walk of Fame at 6801 Hollywood Boulevard.

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

ITEM NO. (23) - ADOPTED

04-2514 - MOTION (PERRY - PARKS) relative to declaring the Free Senior Center Dress Rehearsal on January 19, 2005 a Special Event (fees and costs absorbed by the City = $800).

Recommendation for Council action:
DECLARE the Free Senior Center Dress Rehearsal, sponsored by the Los Angeles Opera on January 19, 2005, 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. (24) - ADOPTED

03-0350 - MOTION (PERRY - PARKS) relative to declaring the Gift and Home Furnishings Show on January 18-25, 2005 a Special Event (event sponsor will reimburse the City for all fees and costs incurred AND meet insurance and application requirements).

Recommendation for Council action:

DECLARE the Gift and Home Furnishings Show, sponsored by the L.A. Mart on January 8-25, 2005, a "Special Event" and INSTRUCT the involved City departments to perform such services as detailed in the Motion.

ITEM NO. (25) - ADOPTED

04-0400 - MOTION (PERRY - PARKS) relative to declaring the Performing for Los Angeles Youth on January 11-14, 2005 a Special Event (fees and costs absorbed by the City = $5,426).

Recommendation for Council action:

DECLARE the Performing for Los Angeles Youth, sponsored by the Center Theater Group on January 11-14, 2005, 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

04-2513 - MOTION (PERRY - PARKS) relative to declaring the Holiday Celebration on December 11, 2004 a Special Event (fees and costs absorbed by the City = $2,520).

Recommendation for Council action:

DECLARE the Holiday Celebration, sponsored by the 25th Street Block Club on December 11, 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. (27) - ADOPTED

02-2259 - MOTION (SMITH - REYES) relative to declaring the 2004 Holiday Parade and Classic Car Show on December 12, 2004 a Special Event (fees and costs absorbed by the City = $9,446).
Recommendation for Council action:

DECLARE the 2004 Holiday Parade and Classic Car Show, sponsored by the Chatsworth Kiwanis Club on December 12, 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. (28) - ADOPTED

02-2785 - MOTION (PERRY - PARKS) relative to a request for an exemption from the Convention Center fee waiver policy for the Los Angeles Jobs Corps Center Graduation Ceremony on December 10, 2004.

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

1. FIND that the Graduation Ceremony, sponsored by the Los Angeles Jobs Corps Center, serves a public purpose in that it will allow over 500 students to graduate from this youth program and have their parents and friends to join them.

2. AUTHORIZE the General Manager, Convention Center, to make an exception to the Council's Convention Center waiver policy by waiving the total costs, which amounts to $1,700 in room rental fees for this event.

3. INSTRUCT all concerned departments that should unforeseen circumstances change the actual date of the Special Event, the aforementioned departmental instructions continue to apply.

ITEM NO. (29) - ADOPTED

04-1416 - MOTION (GARCETTI - HAHN) relative to partial funding to support community programs and groups in Council District 13.

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

TRANSFER $10,000 in the Council District 13 portion of the Council Fund No. 100-28, Account No. 1010 (Salaries - General) to the General City Purposes Fund No. 100-56, Account No. 0713 (CD 13 Community Services) to provide funding to support community programs and groups in Council District 13.

ITEM NO. (30) - ADOPTED

04-2512 - RESOLUTION (HAHN - PERRY) relative to waiving review of expected actions by the Board of Harbor Commissioners at its meeting of December 15, 2004, to approve three contracts for construction work at the Port of Los Angeles.

Recommendation for Council action:
RESOLVE, pursuant to Charter Section 245 (b), to WAIVE review of each of the individual actions of the Board of Harbor Commissioners, as described in said Resolution, so that the projects can move forward as soon as possible.

10 VOTES REQUIRED, PURSUANT TO CHARTER SECTION 245(b)

ITEM NO. (31) - MAP AND BOND APPROVED - CITY ENGINEER REPORT ADOPTED

04-2515 - PARCEL MAP L.A. NO. 2002-0549 lying southerly of Arminta Street and easterly CD 3 of Mason Avenue.
(Approve Subdivision Improvement Agreement and Contract with attached security documents)
(ADOPT City Engineer Report)
(ADOPT Bond No. C-107695)
(Quimby Fee: $5,640)
Applicants: North Beverly Development, Inc.
Jack Little

ITEM NO. (32) - MAP AND BOND APPROVED - CITY ENGINEER REPORT ADOPTED

04-2517 - FINALMAP OF TRACT NO. 53760 for property at 700 South Flower Street, 711 South CD 9 Hope Street, 750 West Seventh Street and 715 West Eighth Street.
(Approve Subdivision Improvement Agreement and Contract with attached security documents)
(ADOPT City Engineer Report)
(ADOPT Bond No. C-107696)
Applicants: Hope & Flower, LLC
Psomas

ITEM NO. (33) - MAP AND BOND APPROVED - CITY ENGINEER REPORT ADOPTED

04-2518 - FINAL MAP OF TRACT NO. 54130 for property lying northerly Camarillo Street and easterly of Denny Avenue.
(Approve Subdivision Improvement Agreement and Contract with attached security documents)
(ADOPT City Engineer Report)
(ADOPT Bond No. C-107697)
(Quimby Fee: $76,154)
(Less Dwelling Unit Construction Tax: $5,800)
Applicants: Park Toluca Condos, LLC
Robert Kameoka
ITEM NO. (34) - MAP APPROVED - CITY ENGINEER REPORT ADOPTED

04-2532 - FINAL MAP OF TRACT NO. 53737 for property lying westerly of Main Street and
CD 9 and northerly of 35th Street.
(ADOPT City Engineer Report)
Applicants: Broadway Main Investment Co., LLC
Gilbert Engineering

ITEM NO. (35) - MAP AND BOND APPROVED - CITY ENGINEER REPORT ADOPTED

04-2533 - PARCEL MAP L.A. NO. 2003-6365 lying southerly of San Fernando Road and easterly of
CD 7 Golden State Freeway.
(Approve Subdivision Improvement Agreement and Contract with
attached security documents)
(ADOPT City Engineer Report)
(ADOPT Bond No. C-107698)
Applicants: City of Los Angeles
Department of Water and Power
Dwight Steinert

Items for Which Public Hearings Have Not Been Held - Items 36-37
(10 Votes Required for Consideration)

ITEM NO. (36) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

Roll Call #3 - Motion (Smith - Villaraigosa) Adopted, Ayes (13); Absent: Cardenas and Weiss (2)

04-2115 - COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST
CONSIDERATION relative to amending the Los Angeles Administrative Code (LAAC) to
streamline the process for the election of retired elected members of the Board of Fire and
Police Pension Commissioners.

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

PRESENT and ADOPT the accompanying ORDINANCE amending Chapter 5, Article 5.5, of the LAAC to streamline the process for the election of retired elected members of the Board of Fire and Police Pension Commissioners and reduce election costs.

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

(Pursuant to Council action of December 15, 2004)
ITEM NO. (37) - NOTED AND FILED

Roll Call #9 - Motion (Zine - Smith) to Note and File, Unanimous Vote (13); Absent: Villaraigosa and Weiss (2)

04-1250 - REPORT FROM THE DEPARTMENT OF TRANSPORTATION relative to As-Needed S33 positions of Administrative Hearing Examiner for the department’s parking adjudication activities, and related matters.

(Pursuant to Council action of December 15, 2004)

MOTIONS ADOPTED UPON FINDINGS BY COUNCIL THAT THE NEED TO TAKE ACTION AROSE SUBSEQUENT TO THE POSTING OF THE COUNCIL AGENDA FOR FRIDAY, DECEMBER 17, 2004, PURSUANT TO GOVERNMENT CODE SECTION 54954.2(b)(2) AND COUNCIL RULE 23

ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #4 - Motion (Garcetti - Reyes) Findings on Need to Act - Adopted, Ayes (13); Absent: Villaraigosa and Weiss (2)
Roll Call #7 - Motion (Garcetti - Cardenas) To Adopt, as Amended, Ayes (13); Absent: Villaraigosa and Weiss (2)

03-0318 - MOTION (GARCETTI - REYES) and ORDINANCE FIRST CONSIDERATION relative to the North East Community Plan Area generally known as Fletcher Square.

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

PRESENT and ADOPT the accompanying ORDINANCE imposing interim regulations for the issuance of building permits with a portion of the North East Community Plan Area generally known as Fletcher Square.

ADOPTED

AMENDING MOTION (GARCETTI - CARDENAS)

Recommendations for Council action:

1. ADOPT the additional Findings of the Planning Department as the additional Findings of the Council.

2. FIND that the proposed ordinance is exempt from CEQA, pursuant to Article II, Section 2, Subsection (m) of the City's CEQA Guidelines, because the adoption of an ordinance which merely preserves the status quo by temporarily prohibiting the issuance of demolition and building permits and does not result in impacts on the physical environment.
ADOPTED

Roll Call #5 - Motion (Perry - Parks) Findings on Need to Act - Adopted, Ayes (13);
    Absent: Villaraigosa and Weiss (2)
Roll Call #6 - Motion (Perry - Parks) Adopted, Ayes (13);
    Absent: Villaraigosa and Weiss (2)

04-2615 - MOTION (PERRY - PARKS) relative to relocation benefits to eligible tenants associated
with the closure of three apartment buildings at 6901, 6905 and 6909 South Main Street.

Recommendation for Council action:

INSTRUCT the Los Angeles Housing Department to identify on an emergency basis
sufficient funds to provide relocation benefits to eligible tenants associated with the
closure of three apartment buildings at 6901, 6905 and 6909 South Main Street in Council
District Nine; and that the Housing Authority of the City of Los Angeles be urged to move
as expeditiously as possible to assist tenants that are currently holders of Section 8
certificates to find alternative housing.

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

04-2633 - MOTION (PERRY - PARKS) relative to declaring the Car Show on December 18, 2004 a
Special Event (fees and costs absorbed by the City = $7,462).

02-2634 - MOTION (PERRY - PARKS) relative to declaring the Sixth Normandie Avenue Festival on
December 18-19, 2004 a Special Event (fees and costs absorbed by the City = $4,177).

04-2631 - MOTION (MISCIKOWSKI - ZINE) relative to declaring the Venice-Marina Christmas Run
on December 11, 2004 a Special Event (fees and costs absorbed by the City = $22,388).

00-0954 - MOTION (HAHN - LABONGE) relative to declaring the 2005 Annual Whale Fiesta on
January 16, 2005 a Special Event (fees and costs absorbed by the City = $1,260).

04-2628 - MOTION (HAHN - LABONGE) relative to declaring the Set Free Christian Church Block
Party on December 18, 2004 a Special Event (fees and costs absorbed by the City =
$1,680).

04-2627 - MOTION (HAHN - LUDLOW) relative to declaring the Habitat for Humanity event on
January 6, 2005 a Special Event (fees and costs absorbed by the City = $1,260).

02-1215 - MOTION (MISCIKOWSKI - ZINE) relative to a personal services contract with Mary E.
Misono to provide services to the 11th Council District.
04-0010 - MOTION (REYES - ZINE) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the August 31, 2004 death of Victor Antonio Perez Sosa and robbery of Segismundo Sanchez, David Chimil Melgar, Luis Cruz Melgar and Julio Ventura Chimil.

00-1073 - MOTION (MISCIKOWSKI - GARCETTI) relative to funding for streetscape improvements for the Marquez Knolls area of Pacific Palisades.

04-2634 - MOTION (MISCIKOWSKI - GARCETTI) relative to waiving City fees for the creation of a landscaped median island at the intersection of Ocampo and Alma Real.

04-2632 - MOTION (MISCIKOWSKI - ZINE) relative to extending the expiration date of Design and Construction Term of the Proposition K - LA for Kids grant agreement between the City of Los Angeles and Santa Monica Mountains Conservancy (SMMC) and Mountain Recreation Conservation Authority (MRCA).

04-2629 - MOTION (LABONGE - SMITH) relative to accepting a donation from the residents on Woodrow Wilson Drive between Mulholland Drive and Woodstock Road to fund the cost for installation of three speed humps.

03-2407 - MOTION (MISCIKOWSKI - PARKS) relative to funding for the Los Angeles Safer City Initiative and increasing the Professional Services Agreement with Hanover Justice Group, LLC.

03-0431 - MOTION (HAHN - GARCETTI) relative to extending the contract for one year to March 31, 2006, for the construction of a child care center at the Imperial Courts Housing complex.

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

04-2630 - RESOLUTION (LABONGE - LUDLOW) relative to declaring January 13, 2005, Korean American Day.

COUNCILMEMBER'S REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon his request, and without objections, President Padilla was excused from Council session of Tuesday, January 4, 2005 due to City business.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

04-1977 - Patti Giggans (Reyes - All Councilmembers)
Sumi Sevilla Haru (Reyes - All Councilmembers)
At the conclusion of this day's Council Session
ADJOURNING MOTIONS WERE ADOPTED in tribute to the memory of:

04-1978 - Cleo Barber (LaBonge - All Councilmembers)
Norman J. Rose (LaBonge)
Rena Mae Baker Williams (Parks)
Dolores Matthews (Parks for Ludlow)
Hugo Romo (Reyes)
Myra Bennett (Smith)
Candace Goldwater (Smith)
Dennis Alba (Greuel)

Councilmember Reyes moved, seconded by Councilmember LaBonge, that the Council meeting adjourn, due to the lack of a quorum.

Ayes, Garcetti, Greuel, Hahn, LaBonge, Miscikowski, Parks, Reyes and Smith, (8); Absent: Cardenas, Ludlow, Perry, Villaraigosa, Weiss, Zine and President Padilla (7).

Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk PRESIDENT OF THE CITY COUNCIL