

Los Angeles City Council, Journal/Council Proceedings  
Friday, November 19, 2004  
John Ferraro Council Chamber, Room 340, City Hall - 10 am

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

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

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF  
NOVEMBER 16, 2004

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 20

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

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

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## Items for Which Public Hearings Have Been Held - Items 1-16

Roll Call #3 - Motion (Zine - Reyes) Adopted, Ayes (12); Absent: Ludlow, Parks  
and President Padilla (3)  
(Item Nos. 1-15)

ITEM NO. (1) - ADOPTED

**03-2317** - GENERAL EXEMPTION, PLANNING AND LAND USE MANAGEMENT COMMITTEE  
REPORT and ORDINANCE FIRST CONSIDERATION relative to making technical  
corrections, requiring public notifications and hearings for Parcel Map and Private Street  
applications, and allowing the Advisory Agency to waive public hearings for non-  
controversial cases.

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

1. FIND that this action is generally exempt from California Environmental Quality Act pursuant to Article II, Section 2(m) of the City's Guidelines.
2. ADOPT the October 19, 2004, FINDINGS of the Director of Planning as the Findings of the Council.

3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, amending Sections 17.03, 17.06, 17.50, 17.51, 17.53, 17.54, 17.59, 18.08 and 18.12 of the Los Angeles Municipal Code (LAMC) to make technical corrections, require public notifications and hearings for Parcel Map and Private Street applications and to allow the Advisory Agency to waive such public hearings for non-controversial cases. The Ordinance also eliminates the second level of appeals for Parcel Map and Private Street applications beyond the City Planning or Area Planning Commission. Additionally, the language in LAMC 17.50 B 3 (c) has been amended to be consistent with changes to the Subdivision Map Act. The ordinance also provides the Advisory Agency with the discretion to approve minor deviations from area and yard requirements as part of Tract Map, Parcel Map and Private Street applications, including the width of passage ways between habitable structures.

CPC 2003-4151 CA

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

ITEM NO. (2) - ADOPTED

01-1401 - BUDGET AND FINANCE COMMITTEE REPORT relative to the Special Emphasis Victim Assistance Program Grant for Fiscal Year (FY) 2004-05.

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

1. AUTHORIZE the City Attorney, or designee, to submit the grant award in the amount of \$110,000 for the 12th Year funding of the Special Emphasis Victim Assistance Program Grant to the Governor's Office of Emergency Services (State) for the period of July 1, 2004 through June 30, 2005 and AUTHORIZE the City Attorney or designee to accept the grant award.
2. APPROVE the proposed contract between the City and the State subject to the approval of the City Attorney as to form and legality and AUTHORIZE the City Attorney to execute the contract upon verification by the City Administrative Officer (CAO) that all City contracting requirements have been met.
3. APPROVE the City match in the amount of \$27,500 for the period of July 1, 2004 to June 30, 2005.
4. APPROVE a Reserve Fund advance of \$57,990 and AUTHORIZE the Controller to:
  - a. Transfer \$50,258 from the Reserve Fund to the Unappropriated Balance and appropriate this amount therefrom to Fund 100/12, Account No. 1020, Salaries-Grant, to be reimbursed upon receipt of grant funds from the State.
  - b. Transfer \$7,732 from the Reserve Fund to the Unappropriated Balance and appropriate this amount therefrom to Fund No. 368, City Attorney Grant Fund, into a new appropriation account designated as W401, Operating Expenses, to be reimbursed upon receipt of grant funds from the State.

5. AUTHORIZE the Controller to establish new appropriation accounts within Fund No. 368, City Attorney Grant Fund as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
W402	Personnel Expenses	\$44,582
W403	Fringe Benefits	\$7,428

6. REQUEST the City Attorney to submit invoices to the State on a quarterly basis to ensure that the Reserve Fund is reimbursed in a timely manner.

7. AUTHORIZE the City Attorney, or designee, to prepare Controller instructions for any necessary technical adjustments, subject to the approval of the CAO, and AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports the cost to the General Fund for this program is \$7,225 in employee benefits which represent part of the City's contribution required to receive grant funds for the Special Emphasis Victim Assistance Program. A Reserve Fund loan of \$57,990 is required to partially fund this program on an interim basis. Full payment from the grant of the City's FY 2004-05 program costs is anticipated by the second quarter of 2005-06.

(Audits and Governmental Efficiency Committee waived consideration of the above matter)

ITEM NO. (3) - ADOPTED

**02-1049** - BUDGET AND FINANCE COMMITTEE REPORT relative to the Violence Against Women Vertical Prosecution Program for Fiscal Year (FY) 2004-05.

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

1. AUTHORIZE the City Attorney to submit a grant award for the seventh year renewal of the Violence Against Women Vertical Prosecution Grant in the amount of \$148,970 for the period of July 1, 2004 to June 30, 2005 from the Governor's Office of Emergency Services (State).
2. APPROVE the proposed contract between the City and the State subject to the approval of the City Attorney as to form and legality and AUTHORIZE the City Attorney to execute the contract upon verification by the City Administrative Officer (CAO) that all City contracting requirements have been met.
3. AUTHORIZE the City Attorney or designee to accept the grant award.
4. APPROVE the City match in the amount of \$49,657 for the period of July 1, 2004 to June 30, 2005.

5. APPROVE a Reserve Fund advance of \$148,970 and AUTHORIZE the Controller to:
  - a. Transfer \$133,970 from the Reserve Fund to the Unappropriated Balance and appropriate this amount therefrom to Fund 100/12, Account No. 1010, Salaries-General, to be reimbursed upon receipt of grant funds from the State.
  - b. Transfer of \$15,000 from the Reserve Fund to the Unappropriated Balance and appropriate this amount therefrom to Fund No. 368, City Attorney Grant Fund to be reimbursed upon receipt of grant funds from the State into a new appropriation account designated as W601, Operating Expenses;
6. REQUEST the City Attorney to submit invoices to the State on a quarterly basis to ensure that the Reserve Fund is reimbursed in a timely manner and AUTHORIZE the Controller to reimburse the Reserve Fund upon receipt of said grant funds from the State.
7. AUTHORIZE the City Attorney, or designee, to prepare Controller instructions for any necessary technical adjustment, subject to the approval of the City Administrative Officer and AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports the cost to the General Fund for this program is \$49,657, which represents the City's match required to receive the grant funds for the Violence Against Women Vertical Prosecution Program. This amount is provided in the City Attorney's FY 2004-05 Adopted Budget. A Reserve Fund advance of \$148,970 is required in 2004-05 to fund the program. This amount will be reimbursed upon receipt of grant funds from the State. Full payment from the grant of the City's 2004-05 program costs is anticipated by the second quarter of 2005-06.

ITEM NO. (4) - ADOPTED

**01-0328** - BUDGET AND FINANCE COMMITTEE REPORT relative to the LATAX Project Status report for the period of April 1, 2004 to September 30, 2004.

Recommendation for Council action:

NOTE and FILE the LATAX Status Report dated November 3, 2004 for the period of April 1, 2004 to September 30, 2004, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (5) - ADOPTED

**04-0600** - BUDGET AND FINANCE COMMITTEE REPORT relative to the status of Liability Accounts.  
S33

Recommendation for Council action:

NOTE and FILE the City Attorney report relative to the status of Liability Accounts for the period ending September 30, 2004, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (6) - ADOPTED

04-0600 - BUDGET AND FINANCE COMMITTEE REPORT relative to the Distinguished Budget Presentation Award for 2004-05.

Recommendation for Council action:

NOTE and FILE the City Administrative Officer report relative to the Distinguished Budget Presentation Award for 2004-05, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (7) - ADOPTED

04-2001 - BUDGET AND FINANCE COMMITTEE REPORT relative to the City Clerk's annual report on the Volunteer Trust Fund No. 892 for Fiscal Year (FY) 2003-04.

Recommendation for Council action:

NOTE and FILE the accompanying City Clerk annual report relative to the Volunteer Trust Fund No. 892 for FY 2003-04 that was created to receive donations to support City staffing costs and related expenses, projects, and activities of the City Volunteer Program, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (8) - ADOPTED

04-2073 - BUDGET AND FINANCE COMMITTEE REPORT relative to savings to the City from waiver of earthquake insurance requirements imposed after the 1994 Northridge Earthquake.

Recommendation for Council action:

NOTE and FILE the City Administrative Officer report relative to savings to the City from waiver of earthquake insurance requirements imposed after the 1994 Northridge Earthquake, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (9) - ADOPTED

02-0509 - INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT relative to a contract amendment with Commercial Programming Systems, Inc. (CPS) for contract programming services.

Recommendation for Council action:

AUTHORIZE the General Manager, Information Technology Agency (ITA), to execute an amendment (substantially as attached to the ITA report dated August 10, 2004) to Contract No. C-102854 with CPS which increases the contract cap by \$1.65 million, to a total of \$12.65 million, and extends the contract term by three months, to June 30, 2005, subject to the review of the City Attorney as to form and legality.

Fiscal Impact Statement: The City Administrative Officer reports that no additional funding is required for the proposed \$1.65 million increase in the subject contract cap. All funding for the increased cost will come from available funding in the budgets of the departments utilizing the services of CPS. The proposed amendment does not obligate the City to utilize the total authorized amount.

ITEM NO. (10) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS  
- FORTHWITH - SEE FOLLOWING

04-2116 - COMMUNICATIONS FROM THE CITY ADMINISTRATIVE OFFICER and PERSONNEL DEPARTMENT relative to extending the term and increasing the funding for Contract No. C-102341 with FileNet Corporation for development of a document imaging system for the Personnel Department.

TIME LIMIT FILE - DECEMBER 13, 2004

(LAST DAY FOR COUNCIL ACTION - DECEMBER 10, 2004)

(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 the reports for this matter, please contact the Legislative Assistant for the Personnel Committee at 213-978-1077)

ADOPTED

PERSONNEL COMMITTEE REPORT relative to extending the term and increasing the funding for a contract for development of a document imaging system for the Personnel Department's Workers' Compensation Division.

Recommendations for Council action:

1. APPROVE and AUTHORIZE the General Manager, Department of Building and Safety, or designee, to execute the Fourth Amendment to the contract with the FileNet Corporation for the Personnel Department workers' compensation document management system. This amendment extends the term of Contract No. 102341 one year for a contract period of November 19, 2001 to November 18, 2005, and increases funding under the current \$1,681,374 contract an additional \$371,906, for a new total contract amount not to exceed \$2,053,280.
2. AUTHORIZE the General Manager, Department of Building and Safety, or designee, to prepare Controller instructions for any necessary technical adjustments and AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports that funding in the amount of \$371,906 is available in the Personnel Department Contractual Services Account 3040 for Fiscal Year 2004-05. No additional General Fund appropriation is required.

TIME LIMIT FILE - DECEMBER 13, 2004

(LAST DAY FOR COUNCIL ACTION - DECEMBER 10, 2004)

ITEM NO. (11) - ADOPTED

**04-1250** - PERSONNEL and BUDGET AND FINANCE COMMITTEES' REPORT relative to hiring freeze exemptions for two positions of Systems Analyst II and one position of Senior Systems Analyst I in the Department of General Services (GSD).  
S22

Recommendation for Council action:

EXEMPT one time from the hiring freeze two positions of Systems Analyst II, Code 1596-2, and one position of Senior Systems Analyst I, Code 1597-1, in the Supply Services Division, GSD; and AUTHORIZE backfill authority if the positions are filled by promotion from within the GSD.

Fiscal Impact Statement: The City Administrative Officer reports that the General Fund impact to exempt these positions for the remainder of the fiscal year is \$192,252; \$157,642 in direct salary costs and \$34,610 in related costs.

ITEM NO. (12) - ADOPTED

**04-1250** - PERSONNEL and BUDGET AND FINANCE COMMITTEES' REPORT relative to hiring freeze exemptions for two positions of Building Construction and Maintenance General Superintendent II in the Department of General Services (GSD).  
S23

Recommendation for Council action:

EXEMPT one time from the hiring freeze two positions of Building Construction and Maintenance General Superintendent II, Code 3194-2, one in the Building Maintenance Division and one in the Construction Forces Division, GSD; and AUTHORIZE backfill authority if the positions are filled by promotion from within the GSD.

Fiscal Impact Statement: The City Administrative Officer reports that the General Fund impact to exempt these positions is \$308,017; \$253,302 in direct salary costs and \$54,715 in related costs.

ITEM NO. (13) - ADOPTED

**04-1250** - PERSONNEL and BUDGET AND FINANCE COMMITTEES' REPORT relative to a hiring freeze exemption for one position of Accountant I in the Department of General Services (GSD).  
S24

Recommendation for Council action:

EXEMPT one time from the hiring freeze one position of Accountant I, Code 1513-1, in the Payment Services Section, Supply Services Division, GSD; and AUTHORIZE backfill authority if the position is filled by promotion from within the GSD.

Fiscal Impact Statement: The City Administrative Officer reports that the General Fund impact to exempt this position is \$60,190; \$45,884 in direct salary costs and \$14,306 in related costs.

ITEM NO. (14) - ADOPTED

**04-1250** - PERSONNEL and BUDGET AND FINANCE COMMITTEES' REPORT relative to hiring freeze exemptions for one position each of Elevator Repair Supervisor I and Elevator Repair Supervisor II in the Department of General Services (GSD).  
S25

Recommendation for Council action:

EXEMPT one time from the hiring freeze one position of Elevator Repair Supervisor I, Code 3869-1N, and one position of Elevator Repair Supervisor II, Code 3869-2N, in the Building Maintenance Division, GSD; and AUTHORIZE backfill authority if the positions are filled by promotion from within the GSD.

Fiscal Impact Statement: The City Administrative Officer reports that the General Fund impact will be \$189,090; \$150,919 in direct salary costs and \$38,171 in related costs.

ITEM NO. (15) - ADOPTED

**04-1250** - PERSONNEL and BUDGET AND FINANCE COMMITTEES' REPORT relative to a hiring freeze exemption for one position of Warehouse and Toolroom Worker I in the Department of General Services (GSD).  
S26

Recommendation for Council action:

APPROVE, pursuant to the Managed Employment Process, the one-time filling of one position of Warehouse and Toolroom Worker I, Code 1832-1, assigned to the Distribution Center, Supply Services Division, GSD; and AUTHORIZE backfill authority if the position is filled by promotion from within the GSD.



Fiscal Impact Statement: The City Administrative Officer reports that the General Fund impact to fill this position is \$49,275; \$36,488 in direct salary costs and \$12,787 in related costs.

ITEM NO. (16) - CONTINUED TO DECEMBER 7, 2004

Roll Call #1 - Motion (Greuel - Reyes) Adopted to Continue, Unanimous Vote (12);  
Absent: Ludlow, Parks and President Padilla (3)

**04-1038** - CONTINUED CONSIDERATION OF MITIGATED NEGATIVE DECLARATION, PLANNING CD 2 AND LAND USE MANAGEMENT COMMITTEE REPORT relative to Parcel Map appeal for property at 10300 Wornom Avenue.

Recommendations for Council action:

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. 04-1038 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 filed on September 28, 2001 [ENV 2001-3945 MND].
2. ADOPT the FINDINGS of the North Valley Area Planning Commission as the Findings of the Council.
3. DENY the appeal filed by the Santa Monica Conservancy (Paul Edelman, Representative) from the entire decision of the North Valley Area Planning Commission THEREBY APPROVE the Parcel Map No. 2001-3944 PMLA, to subdivide 18.4 acres into four parcels at 10300 Wornom Avenue, subject to conditions, as modified to add Condition No. 25 to require that prior to the recordation of the final map, the subdivider shall record a separate covenant and agreement over each lot for a conservation easement agreement between the subdivider and the Mountains Recreation and Conservation Authority. A copy of each recorded covenant shall be placed in the Parcel Map file along with a map identifying the conservation easement boundaries.

Applicant: Terry Walker

2001-3944 PMLA

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

TIME LIMIT FILE - NOVEMBER 19, 2004

(LAST DAY FOR COUNCIL ACTION - NOVEMBER 19, 2004)

(Continued from Council meeting of September 29, 2004)

**Items for Which Public Hearings Have Not Been Held - Items 17-32**  
(10 Votes Required for Consideration)

Roll Call #4 - Motion (Reyes - Villaraigosa) Adopted, Ayes (12); Absent: Ludlow, Parks and President Padilla (3)  
(Item Nos. 17-28)

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

**04-2279** - COMMUNICATION FROM THE DIRECTOR OF PLANNING and ORDINANCE FIRST CDs 1, 4 & 14 CONSIDERATION relative to Community Plan revision - Northeast Los Angeles Community Plan (Subareas 6, 6320A and 7080).

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

1. ADOPT the November 2, 2004 FINDINGS of the Director of Planning as the Findings of the Council.
2. ADOPT the Correction maps to the Northeast Community Plan land use designation from Public Facility to Light Industrial for Subarea No. 6; from Public Facility to Very Low Housing for Subarea No. 7080; and from Public Facility to Limited Industrial for Subarea No. 6320A as part of the Community Plan Revision Program for Northeast Los Angeles.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, correcting a zone change from PF-1 to M2-1 for Subarea No. 6 of Ordinance No. 173515; from PF-1 to RE 20-1 for Subarea No. 7080 of Ordinance No. 172915; and from PF-1 to MR1-1 for Subarea No. 6320A of Ordinance No. 173539 as part of the Community Plan Revision Program for Northeast Los Angeles.

CPC 87-0242 GPC and 22490

(Environmental Impact Report (EIR No. 90-0615 CPR) adopted by Council on June 15, 1999)

(Planning and Land Use Management Committee waived consideration of the above matter)

**ITEM NO. (18) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS**

**04-0405** - COMMUNICATION FROM CHAIR, INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE and RESOLUTION relative to the proposed destruction of certain obsolete records from the General Services Department (GSD) for the period of July 1985 through July 1990.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION authorizing the City Clerk to destroy certain obsolete records from the GSD: Administrative Services/Accounting Division (GSD/01, 24 boxes) for the period of July 1, 1985 through April 30, 1986; and, the Purchasing Division (GSD/41, 62 boxes) for the period of July 1, 1988 through July 31, 1990.

Fiscal Impact Statement: The City Clerk reports that the retention of 86 records boxes beyond the required retention time period, based on industry commercial standard rates, will continue to cost the City the equivalent of a minimum of \$16.34 per month, or \$196.08 per year.

(These records will be retained for a period of 60 days after the City Council's action to authorize their destruction to allow for public inspection. Contact the Records Management Division at (213) 485-3510 or via e-mail at [tgaydowski@clerk.lacity.org](mailto:tgaydowski@clerk.lacity.org) to arrange for inspection of records.)

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

**04-0954** - COMMUNICATION FROM CHAIR, INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE and RESOLUTION relative to the proposed destruction of certain obsolete records from the Library Department for the period of January 2000 through December 2000.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION authorizing the City Clerk to destroy certain obsolete records from the Library Department, Administrative Division (LIB/01, 1 box) for the period of January 2000 through December 2000.

Fiscal Impact Statement: The City Clerk reports that the retention of 1 records box beyond the required retention time period, based on industry commercial standard rates, will continue to cost the City the equivalent of a minimum of \$0.19 per month, or \$2.28 per year.

(These records will be retained for a period of 60 days after the City Council's action to authorize their destruction to allow for public inspection. Contact the Records Management Division at (213) 485-3510 or via e-mail at [tgaydowski@clerk.lacity.org](mailto:tgaydowski@clerk.lacity.org) to arrange for inspection of records.)

ITEM NO. (20) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

**04-0968** - COMMUNICATION FROM CHAIR, INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE and RESOLUTION relative to the proposed destruction of certain obsolete records from the Office of the City Clerk for the period of 1988 through 1992.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION authorizing the City Clerk to destroy certain obsolete records from the Office of the City Clerk, Land Records Division (CLK/02, 10 boxes) for the period of 1988 through 1992.

Fiscal Impact Statement: The City Clerk reports that the retention of 10 records boxes beyond the required retention time period, based on industry commercial standard rates, will continue to cost the City the equivalent of a minimum of \$1.90 per month, or \$22.80 per year.

(These records will be retained for a period of 60 days after the City Council's action to authorize their destruction to allow for public inspection. Contact the Records Management Division at (213) 485-3510 or via e-mail at [tgaydowski@clerk.lacity.org](mailto:tgaydowski@clerk.lacity.org) to arrange for inspection of records.)

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

**04-1842** - COMMUNICATION FROM THE CITY ENGINEER relative to inclusion of the name of CD 13 Randy Travis on the Hollywood Walk of Fame.

Recommendation for Council action:

APPROVE the installation of the name of Randy Travis on the Hollywood Walk of Fame at 7021 Hollywood Boulevard.

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

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

**04-1843** - COMMUNICATION FROM THE CITY ENGINEER relative to inclusion of the name of Herb CD 13 Jeffries on the Hollywood Walk of Fame.

Recommendation for Council action:

APPROVE the installation of the name of Herb Jeffries on the Hollywood Walk of Fame at 6672 Hollywood Boulevard.

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

ITEM NO. (23) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

**04-1844** - COMMUNICATION FROM THE CITY ENGINEER relative to inclusion of the name of Billy CD 13 Joel on the Hollywood Walk of Fame.

Recommendation for Council action:

APPROVE the installation of the name of Billy Joel on the Hollywood Walk of Fame at 6233 Hollywood Boulevard.

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

ITEM NO. (24) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

**04-2058** - COMMUNICATION FROM THE CITY ENGINEER relative to inclusion of the name of David O. Selznick on the Hollywood Walk of Fame.  
CD 13

Recommendation for Council action:

APPROVE the installation of the name of David O. Selznick on the Hollywood Walk of Fame at 7000 Hollywood Boulevard.

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

ITEM NO. (25) - ADOPTED

**01-1874** - CONSIDERATION OF MOTION (LUDLOW - PARKS) relative to the “Naming  
CDs 8 & Neighborhoods Project” in Council Districts Eight and Ten.  
10

Recommendations for Council action:

1. AMEND previous Council action of November 26, 2002 relative to the “Naming Neighborhoods Project” in Council Districts Eight and Ten to include the area designated as Crenshaw Manor, given that the stakeholders in the area support the subject name designation of the area bounded by:
  - a. Martin Luther King, Jr. Boulevard, from Chesapeake Avenue to Crenshaw Boulevard
  - b. Exposition Boulevard from Chesapeake Avenue to Crenshaw Boulevard
  - c. Crenshaw Boulevard from Exposition Boulevard to Martin Luther King Jr. Boulevard
  - d. Chesapeake Avenue from Martin Luther King Jr. Boulevard to Exposition Boulevard
2. DIRECT the Department of Transportation to:
  - a. Install within 90 days, official City of Los Angeles community signs, identify the aforementioned community, in the general vicinity of the above mentioned locations.
  - b. Remove any existing City of Los Angeles community signs in these areas and place them with the appropriate signs designating the newly adopted boundaries.

- c. Report back to the Transportation Committee within 30 days with a status report on the progress of the sign installation for newly adopted communities.

(Education and Neighborhoods Committee waived consideration of the above matter)

ITEM NO. (26) - ADOPTED - TO THE MAYOR FORTHWITH

**04-2348** - CONSIDERATION OF MOTION (GREUEL - WEISS) relative to construction of a bulkhead to repair a damaged portion of Mulholland Drive between Laurel Canyon and Coldwater Canyon near Skyline Drive.  
CD 2

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

1. TRANSFER \$325,000 within the Special Gas Tax Fund No. 206, Department 50 from Account V500, Contingencies, to a new project account entitled, "Mulholland Drive between Laurel Canyon and Coldwater Canyon Bulkhead," or any other name selected by the Department of Public Works.
2. INSTRUCT and AUTHORIZE the Bureau of Engineering to review bids and award the construction contract as well as process any other necessary documentation for the completion of the above project.

(Public Works Committee waived consideration of the above matter)

ITEM NO. (27) - ADOPTED

**04-2353** - MOTION (PERRY - PARKS) relative to declaring the County of Los Angeles Probation Benefit Bazaar on November 13-14, 2004 a Special Event (fees and costs absorbed by the City = none submitted).  
CD 9

Recommendation for Council action:

DECLARE the County of Los Angeles Probation Benefit Bazaar, sponsored by the Japanese American Cultural and Community Center on November 13-14, 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. (28) - ADOPTED

**03-2651** - MOTION (VILLARAIGOSA - REYES) relative to declaring the Second Annual Holiday Bridge Lighting and Toy Drive on December 4, 2004 a Special Event (fees and costs absorbed by the City = \$6,560).  
CD 14

Recommendation for Council action:

DECLARE the Second Annual Holiday Bridge Lighting and Toy Drive, sponsored by Council District 14, in conjunction with other entities on December 4, 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. The event sponsor shall meet the application requirements of the City.

ITEM NO. (29) - ADOPTED, \*AS AMENDED - SEE FOLLOWING

Roll Call #9 - Motion (Parks - Reyes) to Adopt as Amended, Ayes (11); Absent: Garcetti, LaBonge, Ludlow and President Padilla (4)

**04-2355** - MOTION (PARKS - GARCETTI) relative to the transfer of funds for Cultural Affairs CD 8 Department (CAD) programs in Council District Eight.

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

1. APPROVE the transfer of \$15,188 from the Community Development Department (CDD), Account W200, Fund No. 551 to the CAD - Leimert Park/Council District Eight programs.
2. TRANSFER from Account W200, Fund No. 551 General Fund in an amount not to exceed \$15,188, to CAD, \*~~Fund No. 8440~~\* Fund No. 844, Leimert Park, Account 202T, upon proper demand of the General Manager, CAD. \*(Parks - Reyes)
3. AUTHORIZE the General Manager, CDD, or designee, to prepare any additional Controller instructions, including any technical adjustments needed, consistent with the actions approved by the Council and Mayor on this matter, subject to the approval of the City Administrative Officer, and AUTHORIZE the Controller to implement the instructions.

ITEM NO. (30) - ADOPTED

Roll Call #4 - Motion (Reyes - Villaraigosa) Adopted, Ayes (12); Absent: Ludlow, Parks and President Padilla (3)

**02-2554** - MOTION (PERRY - PARKS) relative to the construction of the First and Alameda Public CD 9 Parking Lot and the design of the First and Judge John Aiso Public Parking Facility Project.

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

1. INSTRUCT the City Administrative Officer (CAO) to take the necessary actions to determine the amount of compensation the Special Parking Revenue Fund (SPRF) is to receive from the Proposition F and Proposition Q bond programs.

2. INSTRUCT the CAO to work with the Board of Public Works, Office of Accounting to transfer the proper amounts, based on approval of the City Attorney and Bond Counsel, to compensate the SPRF for the use of the property in an appropriate amount not to exceed \$25 million. Such compensation shall be deposited into a new account entitled "Compensation for Mangrove Estate Parking."
3. APPROVE and AUTHORIZE the construction of the First and Alameda Public Parking Lot project and the design of the First and Judge John Aiso Project with SPRF funds.
4. TRANSFER \$2,000,000 from the SPRF, Fund No. 363.94 as follows:

	<u>Account</u>	<u>Title</u>	<u>Amount</u>
From	XXXX	Compensation from Mangrove Estate Parking	\$2,000,000
To:	XXXX	First and Alameda Public Parking Lot	\$1,500,000
	XXXX	First and Judge John Aiso Public Parking Facility	500,000

5. AUTHORIZE the expenditure therefrom upon proper demand of the City Engineer.

ITEM NO. (31) - REFERRED BACK TO PLANNING AND LAND USE MANAGEMENT COMMITTEE

Roll Call #7 - Motion (Reyes - Greuel) Adopted to Refer, Unanimous Vote (11);  
Absent: Garcetti, Ludlow, Parks and President Padilla (4)

**04-2356** - MOTION (REYES - MISCIKOWSKI) relative to replacing members on the Construction Services Committee.

Recommendation for Council action:

REMOVE the existing members of the Construction Services Committee and REPLACE them with the following individuals who shall serve a two-year term beginning December 1, 2004:

Roberto Barragan; Maria Lou Calanche; Tina Choi; Dan Falcon Jr.; Morrie Goldman; Mary Lee; Tammy Membreno; Frank Parello; Sam Ross; Tom Stemnock; Daniel Tellalian; Roxana Tynan.

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

Roll Call #8 - Motion (Perry - Parks) Adopted, Ayes (12); Absent: Garcetti, Ludlow and President Padilla (3)

**04-2255** - CONTINUED CONSIDERATION OF FINAL MAP OF TRACT NO. 53327 for property at CD 9 108 West Second Street northwesterly of Main Street.



(Approve Subdivision Improvement Agreement and Contract with attached security documents)  
(ADOPT City Engineer Report)  
(Quimby Fee: \$519,615)  
(Less Dwelling Unit Construction Tax: \$27,000)  
Applicants: 4371 Winnetka Avenue  
Brian Gentry

(Continued from Council meeting November 5, 2004)

## Items for Which Public Hearings Have Not Been Held - Items 33-36 (10 Votes Required for Consideration)

ITEM NO. (33) - CONTINUED TO DECEMBER 7, 2004

Roll Call #5 - Motion (Cardenas - Greuel) Adopted to Continue, Unanimous Vote (12);  
Absent: Ludlow, Parks and President Padilla (3)

**04-0687** - ORDINANCE FIRST CONSIDERATION relative to amending Section 21.29 of the Los Angeles Municipal Code (LAMC) to increase the small business exemption on July 1, 2005 to \$50,000 and to \$100,000 on July 1, 2006, and to provide for a tax exemption for creative artists who generate less than \$300,000 in receipts attributable to their creative activities.

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

PRESENT and ADOPT the accompanying ORDINANCE amending Section 21.29 of the LAMC to increase the small business exemption on July 1, 2005 to \$50,000 and to \$100,000 on July 1, 2006, and to provide for a tax exemption for creative artists who generate less than \$300,000 in receipts attributable to their creative activities.

(Pursuant to Council action of November 17, 2004)

Roll Call #6 - Motion (Cardenas - Greuel) Adopted, Ayes (12); Absent: Ludlow, Parks and President Padilla (3)  
(Item Nos. 34-35)

ITEM NO. (34) - ADOPTED

**04-0687** - ORDINANCE FIRST CONSIDERATION relative to amending Subsection (c) of Section 21.109 of the Los Angeles Municipal Code (LAMC) to decrease the business tax on motion picture, television and radio producers by revising the method of computing the tax.

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

PRESENT and ADOPT the accompanying ORDINANCE amending Subsection (c) of Section 21.109 of the LAMC to decrease the business tax on motion picture, television and radio producers by revising the method of computing the tax.

(Pursuant to Council action of November 17, 2004)

ITEM NO. (35) - ADOPTED

[04-0687](#) - ORDINANCE FIRST CONSIDERATION relative to amending Section 21.103.1 of the Los Angeles Municipal Code (LAMC) to provide for automatic business tax rate reductions totaling 15 percent.

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

PRESENT and ADOPT the accompanying ORDINANCE amending Section 21.103.1 of the LAMC to provide for automatic business tax rate reductions totaling 15 percent.

(Pursuant to Council action of November 17, 2004)

ITEM NO. (36) - CONTINUE TO NOVEMBER 23, 2004

Roll Call #2 - Motion (Perry - Reyes) Adopted to Continue, Unanimous Vote (12);  
Absent: Ludlow, Parks and President Padilla (3)

[00-1073](#) - CONTINUED CONSIDERATION OF MOTION (PARKS - LUDLOW) relative to transfer of S44 funds for support, coordination and construction of the Korean Monument.

CDs 8  
& 10

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

1. TRANSFER \$20,000 from the Council District 8 portion of Fund No. 43D (Street Furniture Revenue Fund) to Fund No. 844 (Cultural Affairs Trust Fund) Account No. 9333 (Koreatown Monument) for support, coordination and construction of the Korean Monument.
2. AUTHORIZE the Chief Legislative Analyst, or designee, to clarify or make technical corrections as necessary, to implement the intent of this Motion.

(Continued from Council meeting of November 16, 2004)

MOTION ADOPTED UPON FINDINGS BY COUNCIL THAT THE NEED TO TAKE ACTION AROSE SUBSEQUENT TO THE POSTING OF THE COUNCIL AGENDA FOR FRIDAY, NOVEMBER 19, 2004, PURSUANT TO GOVERNMENT CODE SECTION 54954.2(b)(2) AND COUNCIL RULE 23

ADOPTED - FORTHWITH

Roll Call #10 - Motion (Parks - Perry) Findings on Need to Act - Adopted, Ayes (11);  
Absent: Garcetti, LaBonge, Ludlow and President Padilla (4)  
Roll Call #11 - Motion (Parks - Perry) Adopted, Ayes (11);  
Absent: Garcetti, LaBonge, Ludlow and President Padilla (4)

04-1283

CD 8 MOTION (PARKS - GARCETTI) relative to accepting a grant award from the U.S. Department of Housing and Urban Development (HUD) for the Los Angeles Design Center project located in Council District Eight.

Recommendation for Council action:

AUTHORIZE the Mayor, or designee, to accept on behalf of the City, the HUD Brownfields Economic Development Initiative Grant award of \$1 million in grant funds and \$6 million in committed Section 108 Loan Guarantee Funds for the Los Angeles Design Center project located in Council District Eight.

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

- 01-2416 - MOTION (LABONGE - HAHN) relative to declaring the Ninth Annual Griffith Park Festival of Lights on November 26, 2004 through January 2, 2005 a Special Event (fees and costs absorbed by the City = none submitted).
- 04-2404 - MOTION (GARCETTI - HAHN) relative to declaring the LA Dream Center Thanksgiving turkey giveaway on November 21, 2004 a Special Event (fees and costs absorbed by the City = \$1,188).
- 02-2327 - MOTION (CARDENAS for PADILLA - SMITH) relative to declaring the 37th Annual Christmas Parade on December 11, 2004 a Special Event (fees and costs absorbed by the City = \$3,742).
- 04-2406 - MOTION (WEISS - SMITH) relative to declaring the Simchat Bat Celebration on November 20, 2004 a Special Event (approval of this request does not include waiver of permit fees).
- 04-2407 - MOTION (WEISS - SMITH) relative to declaring the Sikh Dharma Community Event on December 4, 2004 a Special Event (fees and costs absorbed by the City = \$1,000).

- 04-2408 - MOTION (PERRY - SMITH) relative to declaring the Operation Under Garment Winter Program on November 23, 2004 a Special Event (fees and costs absorbed by the City = \$312).
- 04-2409 - MOTION ( PARKS - PERRY) relative to declaring the Thanksgiving Day Celebration and Block Party on November 25, 2004 a Special Event (fees and costs absorbed by the City = \$624).
- 04-0010 - MOTION (PARKS - PERRY) relative to an offer of reward for information leading to the S54 identification, apprehension, and conviction of the person(s) responsible for the death of Stevland Austin Singleton on March 26, 2004.
- 04-2286 - MOTION (REYES - VILLARAIGOSA) relative to funding for the Los Angeles Boys and S2 Girls Club from the General City Purposes (GCP) portion of the 2004-05 City budget.
- 03-2612 - MOTION (REYES - PERRY) relative to authorizing the Department of City Planning to use the Tom Bradley Tower Room on December 8, 2004.
- 02-2608 - MOTION (PARKS - MISCIKOWSKI) relative to amending a lease agreement with the Community Coalition for Substance Abuse and Prevention and Treatment at 8101 South Vermont Avenue.

## COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon her request, and without objections, Councilmember Miscikowski was excused from Council session of Tuesday, Wednesday and Friday, January 4, 5 and 7, 2005 due to personal business.

Upon his request, and without objections Councilmember Villaraigosa was excused to leave at 12:00 p.m. from Council session of Tuesday, November 23, 2004 due to personal business.

## COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

- 04-1977 - Cindy Varela (Zine - All Councilmembers)
- West Valley Police Station (Zine - Smith)

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

- 04-1978 - Jovito Eddie Carrilon (Reyes - All Councilmembers)

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

Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk

PRESIDENT PRO TEMPORE