

Los Angeles City Council, Journal/Council Proceedings
Friday, September 9, 2005
John Ferraro Council Chamber, Room 340, City Hall - 10:30 am

- - - SPECIAL COUNCIL MEETING - - -

10:30 A.M. OR AS SOON THEREAFTER
AS COUNCIL RECESSES ITS REGULAR MEETING

ROLL CALL - Members present: Cardenas, Garcetti, Greuel, Hahn, LaBonge, Parks, Rosendahl, Smith, Weiss, Zine and President Padilla (11); Absent: Perry and Reyes (2). Council Districts 10 and 14 Vacant.

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

Items for Which Public Hearings Have Not Been Held - Items 1-2
(10 Votes Required for Consideration)

Roll Call #1 - Motion (Greuel - Cardenas) Adopted, Ayes (11); Absent: Perry and Reyes (2)
(Item Nos. 1-2)

ITEM NO. (1) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

04-2276

COMMUNICATION FROM DEPARTMENT OF TRANSPORTATION (DOT) relative to a proposed second Memorandum of Agreement (MOA) with the City of Pasadena for traffic control service.

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

1. APPROVE the MOA, substantially as attached to the Council file, with the City of Pasadena, California for the provision of traffic control services in the Rose Parade, Rose Bowl, and UCLA Home Football Game vicinities in the City of Pasadena, for a term not to exceed three years and for an amount up to \$405,773, to be fully reimbursed by the City of Pasadena.
2. AUTHORIZE the General Manager of the DOT to execute the MOA, subject to the approval of the City Attorney as to form and legality.
3. DEPOSIT reimbursement of up to \$405,773 into General Fund Departmental Receipts, Fund 100/94, Revenue Source Code 3734, Reimbursement from Other Agencies.

(Transportation Committee waived consideration of the above matter)

ITEM NO. (2) - ADOPTED, AS AMENDED - FORTHWITH - SEE FOLLOWING

05-1671

CONSIDERATION OF MOTION (LABONGE - GARCETTI) relative to the relinquishment of Highland Avenue (State Route 170) between Santa Monica Boulevard and the 101 Freeway from the State to the City.

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

1. FIND that the relinquishment of Highland Avenue and Cahuenga Boulevard East is in the best interest of the City, APPROVE Relinquishment and Cooperative District Agreement No. 07-4734 and AUTHORIZE the Mayor to execute said Agreement on behalf of the City, subject to the approval of the City Attorney as to form and legality.
2. AUTHORIZE the Bureau of Engineering to receive \$3,200,000 in connection with the relinquishment from the State of California for Highland Avenue road repairs and future street improvements.
3. AUTHORIZE the Department of Public Works, Office of Accounting, to deposit these funds into Fund 305/50 Subventions and Grants, Revenue Source 3410 and APPROPRIATE said funds into a new account within Fund 305 to be entitled "Relinquishment of Highland Avenue," with account number to be determined.

(Public Works and Transportation Committees waived consideration of the above matter)

ADOPTED

AMENDING MOTION (LABONGE - GARCETTI)

Recommendation for Council action:

AMEND Recommendation No. 1 to state that upon approval of the Highland Avenue Relinquishment and Cooperative District Agreement No. 07-4735 the President of the Board of Public Works, and not the Mayor, be authorized to execute said Agreement on behalf of the City, subject to the approval of the City Attorney as to form and legality.

Closed Session - Item 3

ITEM NO. (3) - ADOPTED IN OPEN SESSION - FORTHWITH - SEE FOLLOWING

Roll Call #2 - Motion (Parks - Greuel) Adopted in Open Session, Ayes (10);
Absent: Perry, Reyes and President Padilla (3)

05-1801

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to settlement in the case entitled Lemmings v. Second Chance Body Armor, Inc., et al., United States District Court Case No. CJ-2004-62. (This matter involves a class action lawsuit in which the City is a class member.)

(Budget and Finance Committee considered this matter in Closed Session on September 6, 2005)

ADOPTED IN OPEN SESSION

MOTION (PARKS - GREUEL)

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

1. APPROVE the City's participation in the proposed settlement of the Class Action.
2. AUTHORIZE the City Attorney to accept the settlement funds.

(Budget and Finance Committee approved the matter at its September 6, 2005 meeting)

Councilmember LaBonge moved, seconded by Councilmember Parks, that the Special Council meeting adjourn.

Ayes, Cardenas, Garcetti, Greuel, Hahn, LaBonge, Parks, Rosendahl, Smith, Weiss, Zine and President Padilla (11); Absent: Perry and Reyes (2). Council Districts 10 and 14 Vacant.

Whereupon the Special Council meeting did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL