

Los Angeles City Council, Journal/Council Proceedings
Tuesday, November 29, 2005
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: Garcetti, Greuel, Hahn, LaBonge, Parks, Perry, Reyes, Rosendahl, Weiss, Zine and President Padilla (11); Absent: Cardenas and Smith (2); Vacant: Council District 10 and Council District 14.

SALUTE TO THE FLAG

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
NOVEMBER 22, 2005

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - NONE

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

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

Item Noticed for Public Hearing - Item 1

ITEM NO. (1) - CONTINUED TO JANUARY 31, 2006

Roll Call #2 - Motion (Garcetti - Rosendahl) Adopted to Continue, Unanimous Vote (14);
Absent: Smith (1)

05-1008

CD 13 CONTINUED CONSIDERATION OF HEARING PROTESTS against the vacation of Alvarado Street (portion of northwesterly side) from approximately 50 feet to approximately 100 feet northeasterly of Baxter Street. VAC-E1400949

(Public Works Committee report adopted on October 11, 2005 - continued from Council meeting of November 15, 2005)

Items for Which Public Hearings Have Been Held - Items 2-12

ITEM NO. (2) - ADOPTED - FORTHWITH

Roll Call #11 - Motion (Zine - Parks) Adopted, Ayes (14); Absent: Smith (1)

05-2321

PERSONNEL COMMITTEE REPORT relative to the Mayor's appointment of Ms. Yolanda Vera to the Board of Civil Service Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Yolanda Vera to the Board of Civil Service Commissioners for the term ending June 30, 2007, is APPROVED and CONFIRMED. Ms. Vera resides in Council District 14. (Current Commission gender composition: M=1; F=3; Vacancy=1)

Ethics Commission Review: Pending

TIME LIMIT FILE - DECEMBER 12, 2005

(LAST DAY FOR COUNCIL ACTION - DECEMBER 2, 2005)

ITEM NO. (3) - ADOPTED

Roll Call #4 - Motion (Reyes - LaBonge) Adopted, Ayes (14); Absent: Smith (1)

04-0052

ORDINANCE SECOND CONSIDERATION granting to Pacific a non-public utility pipeline franchise to install, retain, operate and maintain pipelines and their adjunct communication lines within the City of Los Angeles.

(Transportation Committee report adopted on November 18, 2005)

ITEM NO. (4) - CONTINUED TO DECEMBER 2, 2005

Roll Call #14 - Motion (LaBonge - Parks) Adopted to Continue, Unanimous Vote (12); Absent: Smith, Wesson and Zine (3)

03-2062-S1

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to the status and impact of the proposed consolidation of the Park Ranger function into the overall City Security Services function.

Recommendation for Council action:

RECEIVE and FILE the City Administrative Officer report dated August 18, 2005, relative to the status and impact of the proposed consolidation of the Park Ranger function into the overall City Security Services function, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

Roll Call #4 - Motion (Reyes - LaBonge) Adopted, Ayes (14); Absent: Smith (1)
(Item Nos. 5-8)

ITEM NO. (5) - ADOPTED

04-1240-S1

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to the acceptance of grant funds and the fiscal year 2004-05 closeout and redistribution of funds for Senior Services contracts.

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

1. AUTHORIZE the General Manager, Department of Aging (DOA), to:

- a. Execute Standard Agreement No. AP-0405-25 No. 2, substantially as attached to the DOA report dated September 1, 2005, subject to the review of the City Attorney as to form and legality.
- b. Negotiate and execute closeout contract amendments in the amounts as set forth in Attachments 2 through 10 of the DOA report dated September 1, 2005, and including amending units of service to reflect actual units performed.
- c. Prepare Controller instructions for any technical adjustments, subject to the approval of the City Administrative Officer.

2. AUTHORIZE the Controller to implement the subject instructions.

Fiscal Impact Statement: The DOA reports that the proposed actions involve the acceptance of grant funds and the redistribution of previously budgeted Older Americans Act funds, Title III & VII (\$11,987,307), Nutrition Services Incentive Program funds (\$1,182,800), Older Californians Act funds (\$1,104,023), Proposition A funds (\$3,492,000), City General Funds (\$1,598,845), DOA Trust Funds (\$21,273), and Community Development Block Grant funds (\$33,550).

ITEM NO. (6) - ADOPTED

05-2188

CD 6 ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to a proposed Supplemental Agreement with Michael Brandman Associates for as-needed environmental consulting services.

Recommendations for Council action:

1. APPROVE the proposed Supplemental Agreement to Contract No. 2930 with Michael Brandman Associates for as-needed environmental consulting services which extends the term by three years and increases the maximum allowable compensation by \$300,000, substantially as attached to the City Administrative Officer (CAO) report dated September 14, 2005, subject to the review of the City Attorney as to form and legality.
2. AUTHORIZE the President and Secretary, Board of Recreation and Park Commissioners, to execute the subject Supplemental Agreement.

Fiscal Impact Statement: The CAO reports that funding for the as-needed environmental consulting services provided by Michael Brandman Associates is available within the individual project budgets. There is no additional impact on the General Fund. The CAO further reports that this recommendation is in compliance with the City Financial Policies in that one-time revenues will be used to fund one-time expenditures.

ITEM NO. (7) - ADOPTED

05-2008

INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT and RESOLUTION relative to the proposed destruction of certain obsolete records from the Department of General Services (GSD) for the period of January 1992 through December 1998.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION authorizing the City Clerk to destroy certain obsolete records from the GSD, Accounting/Payroll Unit (GSD/02, 47 boxes), for the period of January 1992 through December 1998.

Fiscal Impact Statement: The City Clerk reports that the retention of 47 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 \$8.93 per month, or \$107.16 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 to arrange for inspection of records.]

ITEM NO. (8) - ADOPTED

05-1426

CD 7

MITIGATED NEGATIVE DECLARATION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an appeal on Zone Variances for property at 12255 Van Nuys Boulevard.

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. 05-1426 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 2004-5052 MND] filed on November 8, 2004.
2. ADOPT the FINDINGS of the Zoning Administrator as the Findings of the Council.
3. RESOLVE TO DENY APPEAL filed by TATT Corporation, John E. Mackel III (Representative), from the entire decision of the North Valley Area Planning Commission, THEREBY APPROVE Zone Variances to permit a self-storage facility in the RS, A1 and A2 zones; and increased building heights of up to 40 feet in lieu of the maximum 30 feet permitted in Height District 1-XL, for the office building, subject to Conditions of Approval, for property at 12255 Van Nuys Boulevard. (The NVAPC also approved Zoning Administrator Adjustments and a Site Plan Review for this site which are not appealable to Council.)

Applicant: Richard Hall, RHC Communities/Pacific Storage Partners
Karen Blankenzee, Representative ZA 2004-5051 ZV YV-1A

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

TIME LIMIT FILE - NOVEMBER 29, 2005

(LAST DAY FOR COUNCIL ACTION - NOVEMBER 29, 2005)

ITEM NO. (9) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS
- SEE FOLLOWING

Roll Call #15 - Motion (Reyes - Weiss) Adopted, Ayes (8); Noes: LaBonge and Rosendahl (2);
Absent: Greuel, Huizar, Smith, Wesson and Zine (5)

05-1471

CD 11 CONTINUED CONSIDERATION OF COMMUNICATION FROM THE CULTURAL HERITAGE COMMISSION relative to disapproval of inclusion of Westdale Village Courtyard Apartments at 11434-544 National Boulevard in the list of Historic Cultural Monuments.

Applicant: Dorothy Nichols CHC 2005-5158 HCM, et al.

(Planning and Land Use Management Committee report to be submitted in Council. 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, please contact the Legislative Assistant for the Planning and Land Use Management Committee at 213-978-1068.)

(Continued from Council meeting of November 18, 2005)

ADOPTED

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the inclusion of the Westdale Village Courtyard Apartments at 11434-544 National Boulevard in the list of Historic-Cultural Monuments.

Recommendations for Council action:

1. **ADOPT** the Findings of the Cultural Heritage Commission (CHC) as the Findings of the City Council.
2. **CONCUR** in the September 21, 2005, action of the CHC, in its disapproval of the inclusion of the Westdale Village Courtyard Apartments at 11434-544 National Boulevard (on the south side of the street between Butler Avenue and Federal Avenue) in the list of Historic-Cultural Monuments.

Applicant: Dorothy Nichols

CHC 2005-5158 HCM, et al.

Fiscal Impact Statement: The CHC reports that such designation in and of itself has no fiscal impact. Future applications for permits may cause minimal administrative costs.

ITEM NO. (10) - ADOPTED

Roll Call #4 - Motion (Reyes - LaBonge) Adopted, Ayes (14); Absent: Smith (1)

05-2355

CD 13

TRANSPORTATION COMMITTEE REPORT relative to initiating a Hollywood Nightlife Trolley service as a one-year pilot program in the Hollywood Entertainment Zone.

Recommendations for Council action, pursuant to Motion (Garcetti - LaBonge), **SUBJECT TO THE APPROVAL OF THE MAYOR**:

1. **AUTHORIZE** the Department of Transportation (LADOT) to negotiate and execute the necessary agreement(s) with First Transit, Incorporated to operate a Hollywood Nightlife Trolley service in Hollywood for a period of one year beginning December 22, 2005, utilizing three City-owned trolley vehicles, at a negotiated rate of \$73.73 per revenue service hour, and for a total amount not to exceed \$300,000 in East Hollywood

AB 1290 funds available through the Community Redevelopment Agency (CRA), subject to the approval of the City Attorney as to form and legality, and provided that the provisions of said agreement(s) as the trolley service route, the days and hours of service and the service fare shall be determined by Council District 13 and shall not interfere with the City's other operational transit requirements.

2. AUTHORIZE and INSTRUCT the LADOT, CRA, Controller and any other involved City entity, as appropriate, to take whatever actions are needed to effectuate the payment, appropriation or other mode of transfer of \$300,000 in CRA East Hollywood AB 1290 funds to a new account in the Proposition A Local Transit Assistance Fund No. 385, entitled "Hollywood Nightlife Trolley," for the above purpose as described in the Motion, and attached to the Council file.
3. DIRECT the LADOT, with the assistance of the City Attorney, to report back to the Council with recommendations on utilizing exterior and interior advertising opportunities for the three trolley vehicles to generate revenues to further fund the Hollywood Nightlife Trolley service, such advertising to be subject to the approval of both the LADOT and Council District 13 and shall not contain obscene matter as defined in the Los Angeles County Code, Chapter 13.17, Section 13.17.010, or sexually explicit material as defined in the Los Angeles County Code, Chapter 8.28, Section 8.28.010D.

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

ITEM NO. (11) - CONTINUED TO DECEMBER 13, 2005

Roll Call #3 - Motion (Greuel - Hahn) Adopted to Continue, Unanimous Vote (14);
Absent: Smith (1)

[03-2337-S1](#)

CD 11 TRANSPORTATION COMMITTEE REPORT relative to suspending the Wilshire Boulevard peak period bus-only lanes between Federal Avenue and Centinela Avenue.

Recommendations for Council action as initiated by Motion (Rosendahl - Greuel):

1. DIRECT the Department of Transportation (LADOT) to retain the peak period bus-only lanes between Barrington Avenue and Centinela Avenue without change.
2. DIRECT the LADOT to defer the operation of the peak period bus-only lanes for the two block segment between Federal Avenue and Barrington Avenue, including the westbound approach to Federal Avenue; remove the bus-only lanes and restore Wilshire Boulevard to its previous condition in this segment; and coordinate the reinstallation of the two blocks of the peak period bus-only lanes when the Metropolitan Transportation Authority (MTA) is ready to extend the bus-only lane easterly towards the 405 Freeway.

3. DIRECT the LADOT, in cooperation with the MTA, to report to the Council on the status of securing \$10 million in funding for the repair/resurfacing of the bus lanes on Wilshire Boulevard.
4. DIRECT the LADOT to reinstall the operation of the peak period bus-only lanes for the two block segment between Federal Avenue and Barrington Avenue, including the westbound approach to Federal Avenue when the County of Los Angeles has completed the implementation of its portion of the Wilshire Boulevard Bus Rapid Transit Project (BRT) and with said reinstatement of the peak period bus-only lanes to be performed without requiring further Council approval.
5. RESOLVE that there will be no further suspension, deferment or reduction of the peak period bus-only lanes on Wilshire Boulevard west of Barrington Avenue.
6. RESOLVE that the Wilshire Boulevard peak period bus-only lanes should extend from the City of Santa Monica to Western Avenue and SUPPORT the completion of Wilshire Boulevard BRT Project in its entirety.
7. RESOLVE that between Centinela Avenue and the City's portions of Wilshire Boulevard SUPPORT for the existing peak period parking restrictions.
8. DIRECT the LADOT and REQUEST the MTA to report to Council in 30 days on the status of the Wilshire BRT Project to include specific recommendations and a timeline for completion of said Project.
9. REQUIRE that the Transportation Committee and Council Districts Four, Five, 10, and 11 be represented in any meetings that the LADOT and MTA hold with the other municipalities relative to the implementation of the Wilshire BRT Project.

Fiscal Impact Statement: The LADOT reports that as part of the Wilshire Bus Lanes Demonstration Project, the MTA has agreed to pay for any removal costs for the bus lanes, so there will be no cost to the City for removing the signs and striping in the two block segment fo Wilshire Boulevard.

ITEM NO. (12) - MOTION ADOPTED TO APPROVE BUDGET AND FINANCE COMMITTEE REPORT RECOMMENDATION

Roll Call #16 - Motion (Parks - Perry) Adopted, Ayes (10); Absent: Greuel, Huizar, Smith, Wesson and Zine (5)

05-0509

BUDGET AND FINANCE and ENVIRONMENTAL QUALITY AND WASTE MANAGEMENT COMMITTEES' REPORTS relative to establishing a new account for the deposit of compost sales proceeds generated from the Griffith Park Composting Facility (GPCF).

ADOPTED

A. BUDGET AND FINANCE COMMITTEE REPORT

Recommendation for Council action:

RECEIVE and FILE the Motion (LaBonge - Greuel) relative to establishing a new account for the deposit of all proceeds from the sale of compost from the GPCF into a fund from which appropriations can be made for operating and maintenance costs for the Bureau of Sanitation's compost and mulch processing facilities, inasmuch as GPCF revenues currently are deposited into the Sewer Construction and Maintenance Fund and there is no need to establish a special account, therefore no Council action is necessary.

Fiscal Impact Statement: Not applicable.

RECEIVED AND FILED

B. ENVIRONMENTAL QUALITY AND WASTE MANAGEMENT COMMITTEE REPORT

Recommendations for Council action, pursuant to Motion (LaBonge - Greuel), SUBJECT TO THE APPROVAL OF THE MAYOR:

1. INSTRUCT the Bureau of Sanitation (BOS) to DEPOSIT the collection of all compost sale proceeds into Fund No. 760/50, Revenue Source No. 4079.
2. AUTHORIZE the Controller to APPROPRIATE therefrom to Account No. XXXX, Griffith Park Composting Sales, to be established for the operation and maintenance costs for the BOS compost and mulch processing facilities.

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

Items for Which Public Hearings Have Not Been Held - Items 13-38
(10 Votes Required for Consideration)

ITEM NO. (13) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION - FORTHWITH

Roll Call #12 - Motion (LaBonge - Greuel) Adopted, Ayes (14); Absent: Smith (1)

05-2283

COMMUNICATION FROM THE MAYOR relative to the appointment of Ms. Tyree Wieder to the Board of Library Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Tyree Wieder to the Board of Library Commissioners for the term ending June 30, 2008, to fill the vacancy created by the removal of Ms. Geri Witt, is APPROVED and CONFIRMED. Ms. Weider resides in Council District 12. (Current Commission gender composition: M=1, F=4)

Ethics Commission Review: Pending

TIME LIMIT FILE - DECEMBER 8, 2005

(LAST DAY FOR COUNCIL ACTION - DECEMBER 2, 2005)

(Arts, Parks, Health and Aging Committee waived consideration of the above matter)

Roll Call #6 - Motion (Parks - Perry) Adopted, Ayes (14); Absent: Smith (1)
(Item Nos. 14-21)

ITEM NO. (14) - ADOPTED

[05-0005-S466](#)

CD 9 RESOLUTION removing the property at 645-47 East 49th Street from the Rent Escrow Account Program [REAP], (Case No. 8090), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the Los Angeles Housing Department's report of November 17, 2005.

Assessor I.D. No.5108-009-018
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was released on January 25, 2005)

ITEM NO. (15) - ADOPTED

[05-0005-S467](#)

CD 9 RESOLUTION removing the property at 1145-47 West Gage Avenue from the Rent Escrow Account Program [REAP], (Case No. 8096), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the Los Angeles Housing Department's report of November 17, 2005.

Assessor I.D. No.6003-029-018
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was released on April 14, 2005)

ITEM NO. (16) - ADOPTED

05-0005-S468

CD 9 RESOLUTION removing the property at 633-35 East 49th Street from the Rent Escrow Account Program [REAP], (Case No. 8111), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the Los Angeles Housing Department's report of November 17, 2005.

Assessor I.D. No.5108-009-022
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was released on April 6, 2005)

ITEM NO. (17) - ADOPTED

05-0005-S469

CD 9 RESOLUTION removing the property at 687-89 East 49th Street from the Rent Escrow Account Program [REAP], (Case No. 8205), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the Los Angeles Housing Department's report of November 17, 2005.

Assessor I.D. No.5108-009-004
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was released on April 7, 2005)

ITEM NO. (18) - ADOPTED

05-0005-S470

CD 8 RESOLUTION removing the property at 1951 West 39th Place a.k.a. 3914-18 South Van Ness Avenue from the Rent Escrow Account Program [REAP], (Case No. 8290), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the Los Angeles Housing Department's report of November 17, 2005.

Assessor I.D. No.5035-020-013
Registration No. 6127633

(Notice of Acceptance into the REAP/Rent Reduction Program was released on September 29, 2005)

ITEM NO. (19) - ADOPTED

05-0005-S471

CD 1 RESOLUTION removing the property at 1222 South Bonnie Brae Street a.k.a. 1825 West 12th Place from the Rent Escrow Account Program [REAP], (Case No. 8345), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the Los Angeles Housing Department's report of November 17, 2005.

Assessor I.D. No.5137-027-001
Registration No. 0427591

(Notice of Acceptance into the REAP/Rent Reduction Program was released on September 1, 2005)

ITEM NO. (20) - ADOPTED

05-0005-S472

CD 1 RESOLUTION removing the property at 3420-24 North Figueroa Street from the Rent Escrow Account Program [REAP], (Case No. 8370), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the Los Angeles Housing Department's report of November 17, 2005.

Assessor I.D. No.5446-020-020
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was released on January 25, 2005)

ITEM NO. (21) - ADOPTED

05-0005-S473

CD 5 RESOLUTION removing the property at 6347-49 West Orange Street from the Rent Escrow Account Program [REAP], (Case No. 8516), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department, Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the Los Angeles Housing Department's report of November 17, 2005.

Assessor I.D. No.5510-025-009
Registration No. None

(Notice of Acceptance into the REAP/Rent Reduction Program was released on January 25, 2005)

Roll Call #1 - Motion (Greuel - Hahn) Adopted, Ayes (11); Absent: Cardenas and Smith (2)
(Item Nos. 22-23)

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

05-1164

CD 10 RESOLUTION relative to certified results of a Special Election held on November 8, 2005 consolidated with the Statewide Special Election held on the same date.

Recommendation for Council action:

ADOPT a RESOLUTION finding, determining and declaring the total number of votes cast at the November 8, 2005 Special Election consolidated with the Statewide Special Election held on the same date, for the various candidates of the Office of Member of the City Council - Council District No. Ten.

(Communication from the City Clerk and Resolution to be submitted, subject to certification of the election by the County)

ADOPTED

MOTION (GREUEL - HAHN)

Recommendation for Council action:

ADOPT the accompanying RESOLUTION finding, determining and declaring the total number of votes cast at the November 8, 2005 Special Election consolidated with the Statewide Special Election held on the same date, for the various candidates of the Office of Member of the City Council - Council District No. Ten.

Fiscal Impact Statement: The City Clerk reports that declaring the results of the City of Los Angeles Special Elections held and consolidated with the November 8, 2005 State Special Election will have no impact on the City's General Fund.

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

05-1019

CD 14 RESOLUTION relative to certified results of a Special Election held on November 8, 2005 consolidated with the Statewide Special Election held on the same date.

Recommendation for Council action:

ADOPT a RESOLUTION finding, determining and declaring the total number of votes cast at the November 8, 2005 Special Election consolidated with the Statewide Special Election held on the same date, for the various candidates of the Office of Member of the City Council - Council District No. 14.

(Communication from the City Clerk and Resolution to be submitted, subject to certification of the election by the County)

ADOPTED

MOTION (GREUEL - HAHN)

Recommendation for Council action:

ADOPT the accompanying RESOLUTION finding, determining and declaring the total number of votes cast at the November 8, 2005 Special Election consolidated with the Statewide Special Election held on the same date, for the various candidates of the Office of Member of the City Council - Council District No. 14.

Fiscal Impact Statement: The City Clerk reports that declaring the results of the City of Los Angeles Special Elections held and consolidated with the November 8, 2005 State Special Election will have no impact on the City's General Fund.

Roll Call #6 - Motion (Parks - Perry) Adopted, Ayes (14); Absent: Smith (1)
(Item Nos. 24-32)

ITEM NO. (24) - ADOPTED - TO THE MAYOR FORTHWITH

05-2475

CD 2

CONSIDERATION OF MOTION (GREUEL - GARCETTI) and RESOLUTION relative to applying to the California Integrated Waste Management Board's Tire-Derived Product (TDP) Grant Program for supplemental funds for the development of the Victory Vineland Park Playground Project.

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

1. ADOPT the accompanying RESOLUTION relative to authorizing the Department of Recreation and Parks to apply to the California Integrated Waste Management Board's TDP Grant Program for the Victory Vineland Park Playground Project.
2. DESIGNATE the General Manager, Department of Recreation and Parks, as the Administrative and Program Management Agent for any resulting project award by the State, including execution of all necessary applications, contracts, agreements, amendments, and payment requests hereto for the purposes of securing grant funds and to implement and carry out the purposes specified in the grant application.

(Arts, Parks, Health and Aging Committee waived consideration of the above matter)

ITEM NO. (25) - ADOPTED

04-2147-S1

CD 6

MOTION (CARDENAS - PERRY) relative to declaring the Council District Six Community Clean Up on December 3, 2005 a Special Event (fees and costs absorbed by the City = \$708).

Recommendation for Council action:

DECLARE the Council District Six Community Clean Up, sponsored by the Office of Council District Six on December 3, 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, INCLUDING insurance.

ITEM NO. (26) - ADOPTED

02-2406

CD 11 MOTION (ROSENDAHL - PARKS) relative to declaring the Venice Homecoming Parade on November 10, 2005 a Special Event (fees and costs absorbed by the City = \$1,820).

Recommendation for Council action:

DECLARE the Venice Homecoming Parade, sponsored by Venice High on November 10, 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. (27) - ADOPTED

02-2471

CD 9 MOTION (PERRY - PARKS) relative to declaring the Annual Christmas Giveaway on December 18, 2005 a Special Event (fees and costs absorbed by the City = \$7,901).

Recommendation for Council action:

DECLARE the Annual Christmas Giveaway, sponsored by the Fred Jordan Missions on December 18, 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. (28) - ADOPTED

05-2575

CD 11 MOTION (ROSENDAHL - PARKS) relative to declaring the Annual Kids Fair on November 18, 2005 a Special Event (fees and costs absorbed by the City = \$1,226).

Recommendation for Council action:

DECLARE the Annual Kids Fair, sponsored by the Oak Grove on November 18, 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 AND fees and costs that may be associated with the use of facilities under the jurisdiction of the Board of Recreation and Park Commissioners.

ITEM NO. (29) - ADOPTED

03-1540

CD 11 MOTION (ROSENDAHL - PARKS) relative to declaring the Holiday Ho-Ho-Ho on December 2, 2005 a Special Event (fees and costs absorbed by the City = \$4,199).

Recommendation for Council action:

DECLARE the Holiday Ho-Ho-Ho, sponsored by Pacific Palisades on December 2, 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. (30) - ADOPTED

05-2576

CD 11 MOTION (ROSENDAHL - SMITH) relative to declaring the Los Angeles Police Department (LAPD) Awards Ceremony on November 17, 2005 a Special Event (fees and costs absorbed by the City = \$1,226).

Recommendation for Council action:

DECLARE the LAPD Awards Ceremony, sponsored by the LAPD West Los Angeles Station - Personnel Inspection Division on November 17, 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. (31) - ADOPTED

01-2619

CD 11 MOTION (ROSENDAHL - SMITH) relative to declaring the 28th Annual Santa Monica-Venice Christmas Run on December 10, 2005 a Special Event (fees and costs absorbed by the City = \$2,297).

Recommendation for Council action:

DECLARE the 28th Annual Santa Monica-Venice Christmas Run, sponsored by the Harvest Home on December 10, 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. (32) - ADOPTED

05-2582

CD 12 MOTION (SMITH - ROSENDAHL) relative to declaring the 2005 San Fernando Valley Holiday Parade and Festival on December 11, 2005 a Special Event (fees and costs absorbed by the City = \$6,294).

Recommendation for Council action:

DECLARE the 2005 San Fernando Valley Holiday Parade and Festival, sponsored by the Chatsworth Kiwanis Club on December 11, 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. (33) - ADOPTED

Roll Call #18 - Motion (Perry - Parks) Adopted, Ayes (10); Absent: Greuel, Huizar, Smith, Wesson and Zine (5)

05-0010-S58

MOTION (PERRY - PARKS) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the deaths of Irma Jennifer Aguilar and her unborn child on September 2, 2005.

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

1. PROVIDE an offer of reward in the amount of \$75,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the deaths of Irma Jennifer Aguilar and her unborn child on September 2, 2005.
2. FIND that the subject reward complies with the provisions of Chapter 12, Article 1, Division 19, of the Los Angeles Administrative Code.
3. DIRECT the City Clerk to publish the required notices and/or advertisements to effectuate this reward.

ITEM NO. (34) - CONTINUED TO NOVEMBER 30, 2005

Roll Call #5 - Motion (Garcetti - Greuel) Adopted to Continue, Unanimous Vote (14); Absent: Smith (1)

05-2571

CD 13 MOTION (GARCETTI - LABONGE) relative to asserting jurisdiction over the November 17, 2005 action of the Cultural Heritage Commission relative to the Purviance Duplex.

Recommendations for Council action:

1. ASSERT jurisdiction, pursuant to Charter Section 245, over the November 17, 2005 action of the Cultural Heritage Commission in denying the nomination of the Purviance Duplex as a cultural historic monument.
2. REFER the matter, upon asserting jurisdiction, to the Planning and Land Use Management Committee for its review and consideration.

TIME LIMIT FILE - NOVEMBER 30, 2005

(LAST DAY FOR COUNCIL ACTION - NOVEMBER 30, 2005)

10 VOTES REQUIRED, PURSUANT TO CHARTER SECTION 245

ITEM NO. (35) - ADOPTED

Roll Call #9 - Motion (Perry - LaBonge) to Adopt Recommendation No. 1, Ayes (14);

Absent: Smith (1)

Roll Call #10 - Motion (Padilla - Greuel) to Adopt Recommendation No. 2, Ayes (14);

Absent: Smith (1)

05-2572

MOTION (PADILLA - PERRY for GREUEL) relative to the removal and replacement of the City Council President.

Recommendations for Council action:

ADOPTED

1. REMOVE the Council President, pursuant to Council Rule 3, and at his request, effective January 1, 2006.

ADOPTED

2. ELECT Councilmember Eric Garcetti as Council President, effective January 1, 2006.

Roll Call #6 - Motion (Parks - Perry) Adopted, Ayes (14); Absent: Smith (1)
(Item Nos. 36-38)

ITEM NO. (36) - ADOPTED

05-2573

CD 9 MOTION (PERRY - HAHN) relative to construction of the Main Street Parking Garage in downtown Los Angeles.

Recommendations for Council action:

1. AUTHORIZE the Chief Legislative Analyst (CLA) to negotiate and execute an agreement, subject to the approval of the City Attorney as to form, with Gilmore Associates to implement Gilmore Associates' request to add a roof deck garden to the Main Street Parking Garage that:
 - a. Establishes cost recovery for the City.
 - b. Provides for advanced payment, such as the establishment of an escrow account with direct draw-down capabilities for the City, by Gilmore Associates for design and construction costs, including City staff costs, for the roof deck garden.
 - c. Establishes that a long-term maintenance agreement, acceptable to the City, will be required prior to initiation of construction.
 - d. Provides for City termination of the agreement if the roof top garden creates unacceptable delay to the Main Street Parking Garage construction.
2. DIRECT the City Engineer to:
 - a. Amend the City's Main Street Parking Garage design and construction contracts as appropriate to implement the agreement between the City and Gilmore Associates developed pursuant to Recommendation No. 1.
 - b. Oversee roof deck garden design and construction consistent with standard City procedures.
 - c. Separately account for design and construction costs, including City staff costs, for the roof deck garden and invoice such costs against the advanced payment provided for Gilmore Associates, consistent with the procedures established in the agreement between the City and Gilmore Associates.
3. AUTHORIZE the General Managers, Department of General Services and Department of Recreation and Parks, as appropriate, in coordination with the CLA, to negotiate and execute a long-term maintenance agreement, subject to the approval of the City Attorney as to form and legality, for the roof deck garden that ensures cost recovery for the City.

ITEM NO. (37) - ADOPTED

05-2574

CD 5 MOTION (WEISS - ROSENDAHL) relative to a street banner for the Westside Neighborhood Council.

Recommendations for Council action:

1. APPROVE the Westside Neighborhood Council public service announcement street banner program as a City "Non-Event Banner."
2. APPROVE the content of the street banners for the above specified program, as attached to the Council file.

ITEM NO. (38) - MAP APPROVED - RESOLUTION AND CITY ENGINEER'S REPORT ADOPTED

05-2566

CD 5 PARCEL MAP L.A. NO. AA-2003-7025-PMLA and RESOLUTION OF ACCEPTANCE for property lying westerly of Coldwater Canyon Avenue on the south side of Magnolia Boulevard.

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

(ADOPT City Engineer Report)

(ADOPT Bond No. C-109181)

(Quimby Fee: \$3,760)

Applicants: Sandra J. Elsky
Harvey Goodman

Items for Which Public Hearings Have Been Held - Items 39-46

ITEM NO. (39) - ADOPTED - FORTHWITH

Roll Call #13 - Motion (Garcetti - Weiss) Adopted, Ayes (11); Noes: Parks, Perry and Zine (3);
Absent: Smith (1)

05-2189

CONTINUED CONSIDERATION OF HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the appointment of Mr. Douglas Mirell to the Los Angeles Homeless Services Authority (LAHSA).

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Douglas Mirell to the LAHSA for the term ending June 30, 2010 to fill the vacancy created by Ms. Ruth Schwartz whose term expired, is APPROVED and CONFIRMED. Mr. Mirell resides in Council District Five. (New Commission gender composition: M=2; F=3)

Ethics Commission Review: Complete

(Failed of Adoption - Scheduled pursuant to Council Rule 53)

ITEM NO. (40) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

Roll Call #7 - Motion (Cardenas - Hahn) Adopted, Ayes (14); Absent: Smith (1)

05-2585

CD 15 COMMUNICATION FROM BOARD OF HARBOR COMMISSIONERS relative to the First Amendment to legal services between the City of Los Angeles and O'Melveny & Myers LLP.

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

1. CONCUR with the Board of Harbor Commissioners' action on November 21, 2005, authorizing the City Attorney's Office to negotiate and the Executive Director of the Harbor Department to execute the proposed First Amendment to Agreement No. 2268 between the City of Los Angeles and O'Melveny & Myers LLP for legal services in connection with pending litigation against the Harbor Department arising out of the United States ex rel. Stanley Mosler v. City of Los Angeles, et al. U.S.D.C. Case No. CV02-2278, and related matters, between the City of Los Angeles, acting by and through its Board of Harbor Commissioners and O'Melveny and Myers, LLP. The amendment is to extend the term for legal services effective December 1, 2005 to November 30, 2006.
2. AUTHORIZE the TRANSFER of \$1,700,000 from the Unappropriated Balance to Division 0120, Account No. 54410, Program 000 for term of the amendment.

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

TIME LIMIT FILE - JANUARY 20, 2006

(LAST DAY FOR COUNCIL ACTION - JANUARY 20, 2006)

(Commerce, Energy and Natural Resources Committee waived consideration of the above matter)

Roll Call #17 - Motion (Hahn - LaBonge) Adopted to Continue, Unanimous Vote (10);
Absent: Greuel, Huizar, Smith, Wesson and Zine (5)
(Item Nos. 41-46)

ITEM NO. (41) - CONTINUED TO NOVEMBER 30, 2005

05-1255

INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT relative to a proposed Cable Television transfer from Comcast and Adelphia to Time Warner for Areas C, F, G and H.

SUBMITS WITHOUT RECOMMENDATION the recommendation of the City Attorney and the Information Technology Agency (ITA):

APPROVE the cable television franchise transfer applications of Adelphia and Comcast to Time Warner for Areas C, F, G and H.

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

ITEM NO. (42) - CONTINUED TO NOVEMBER 30, 2005

05-1256

INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT relative to a proposed Cable Television transfer from Comcast and Adelphia to Time Warner for Area L.

SUBMITS WITHOUT RECOMMENDATION the recommendation of the City Attorney and the Information Technology Agency (ITA):

APPROVE the cable television franchise transfer applications of Adelphia and Comcast to Time Warner for Area L.

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

ITEM NO. (43) - CONTINUED TO NOVEMBER 30, 2005

05-1257

INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT relative to a proposed Cable Television transfer from Comcast and Adelphia to Time Warner for Area K.

SUBMITS WITHOUT RECOMMENDATION the recommendation of the City Attorney and the Information Technology Agency (ITA):

APPROVE the cable television franchise transfer applications of Adelphia and Comcast to Time Warner for Area K.

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

ITEM NO. (44) - CONTINUED TO NOVEMBER 30, 2005

05-1258

INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT relative to a proposed Cable Television transfer from Comcast and Adelphia to Time Warner for Areas B and D.

SUBMITS WITHOUT RECOMMENDATION the recommendation of the City Attorney and the Information Technology Agency (ITA):

APPROVE the cable television franchise transfer applications of Adelphia and Comcast to Time Warner for Areas B and D.

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

ITEM NO. (45) - CONTINUED TO NOVEMBER 30, 2005

05-1259

INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT relative to a proposed Cable Television transfer from Comcast and Adelphia to Time Warner for Areas I and J.

SUBMITS WITHOUT RECOMMENDATION the recommendation of the City Attorney and the Information Technology Agency (ITA):

APPROVE the cable television franchise transfer applications of Adelphia and Comcast to Time Warner for Areas I and J.

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

ITEM NO. (46) - CONTINUED TO NOVEMBER 30, 2005

05-1260

INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT relative to a proposed Cable Television transfer from Comcast and Adelphia to Time Warner for Area M.

SUBMITS WITHOUT RECOMMENDATION the recommendation of the City Attorney and the Information Technology Agency (ITA):

APPROVE the cable television franchise transfer applications of Adelphia and Comcast to Time Warner for Area M.

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

Items for Which Public Hearings Have Not Been Held - Items 47-49 (10 Votes Required for Consideration)

Roll Call #8 - Motion (Wesson - Weiss) Adopted, Ayes (14); Absent: Smith (1)
(Item Nos. 47-49)

ITEM NO. (47) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS - TO THE MAYOR FORTHWITH

01-1617-S1

CD 10 EXEMPTION, COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to authorizing the direct sale of a Department of Transportation (LADOT) parking lot at 600 South Western Avenue as surplus property, the execution of an agreement of purchase and sale and escrow instructions between the City and the Wilshire Entertainment, LLC (Developer), and related matters.

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

1. FIND, after reviewing and considering the Environmental Impact Report (EIR) and Addendum, that approval of this project is exempt from additional environmental review under the California Environmental Quality Act (CEQA) and under State CEQA Guidelines Sections 15164 and 15162 because none of the conditions calling for preparation of a subsequent EIR have occurred.
2. DETERMINE that the City-owned property at 600 South Western Avenue, Los Angeles, APN 5503-030-900, is no longer required for City use so long as the Developer provides 75 public parking spaces on its development project property and that the public interest or necessity requires the direct sale of the property without notice of sale or advertisement for bids.
3. PRESENT and ADOPT the accompanying ORDINANCE authorizing and providing for the sale of certain City-owned property which is no longer required for use by the City, and the public interest or necessity requires the sale thereof, without the necessity of calling for bids, to the Developer, a Delaware limited liability company for the sum of (a) \$1,490,000 to be deposited in the City's Special Parking Revenue Fund, and (b) \$900,000 to be placed into an account in the Real Property Trust Fund No. 692 entitled "Affordable Housing and Communities in CD-10" to be used for housing and community amenities within Council District 10.
4. AUTHORIZE the Mayor to execute the Agreement of Purchase and Sale and Escrow instructions between the City and the Developer, Exhibit B, attached to the Council file, and to execute the Grant Deed on behalf of the City.
5. AUTHORIZE the Department of General Services (GSD) to accept the easements on behalf of the City.
6. INSTRUCT the GSD to complete the transactions as outlined in the ordinance and Agreement of Purchase and Sale and Escrow Instructions; process the necessary documentation to effectuate the sale; and deposit the proceeds, over and above the expenses incurred by the GSD in connection with the sale of the property, into the Special Parking Revenue Fund, Fund No. 363, Revenue Source 4133, and the additional \$900,000 into the Council District 10 Real Property Trust Fund, Fund No. 692, New Account (Affordable Housing and Community Amenities within Council District 10).
7. INSTRUCT the City Clerk to establish a new account entitled the Affordable Housing and Community Amenities within CD 10 within the Real Property Trust Fund, Fund No. 692.
8. AUTHORIZE the Controller to DEPOSIT the \$900,000 contribution from the Developer into the newly established account entitled the Affordable Housing and Community Amenities with CD 10 within the Real Property Trust Fund, Fund No. 692.
9. AUTHORIZE the City Administrative Officer (CAO) to make technical corrections as necessary to the above transactions in order to implement the Mayor's and Council's intentions.

Fiscal Impact Statement: None submitted by the City Attorney. The CAO reports that there will be a one-time increase of \$1.49 million, less expenses, to the Special Parking Revenue Fund. The GSD will deposit the funds into the Special Parking Revenue Fund, Fund No. 363, Revenue Source 4133. There will also be a one-time increase of \$900,000 to the Real Property Trust Fund No. 692, "Affordable Housing and Community Amenities within CD 10," to be used for housing and community amenities within Council District 10. The proposed sale is in keeping with the Financial Policies of the City.

(Information Technology and General Services Committee waived consideration of the above matter)

(Pursuant to Council action of November 22, 2005)

ITEM NO. (48) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS - TO THE MAYOR FORTHWITH - SEE FOLLOWING

05-2587

COMMUNICATION FROM THE CITY CLERK, RESOLUTIONS and ORDINANCE TO BE SUBMITTED relative to calling for a special election to fill the vacancy in the Board of Education District Two of the Los Angeles Unified School District.

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

1. ADOPT an ORDINANCE TO BE SUBMITTED that calls and orders a Special Election to be held on March 7, 2006, with a Special Runoff Election to be held, if necessary, on June 6, 2006 and consolidated with the State Direct Primary Election of the same date to fill the vacancy in the Office of the Member of the Board of Education - District Two.
2. ADOPT a RESOLUTION TO BE SUBMITTED requesting that the Los Angeles County Board of Supervisors direct the Los Angeles County Registrar-Recorder to provide specified services to the City Clerk in support of conducting the Special Election to be held on March 7, 2006.
3. ADOPT a RESOLUTION TO BE SUBMITTED requesting that the Los Angeles County Board of Supervisors approve the consolidation of the June 6, 2006 Special Runoff Election, if one is necessary, with the State Primary Election to be held on the same date and that the Board of Supervisors direct the Los Angeles County Registrar-Recorder to take all necessary actions to conduct the consolidated election on behalf of the City of Los Angeles.
4. AUTHORIZE and DIRECT all City departments to provide appropriate assistance and cooperation, including the use of facilities, to the City Clerk in conducting the special election(s) called and ordered by the City Council to fill the vacancy in the office of the Member of the Board of Education - District Two.

ADOPTED

MOTION (WESSON - WEISS)

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

1. PRESENT and ADOPT the accompanying ORDINANCE that calls and orders a Special Election to be held on March 7, 2006, with a Special Runoff Election to be held, if necessary, on June 6, 2006 and consolidated with the State Direct Primary Election of the same date to fill the vacancy in the Office of the Member of the Board of Education - District Two.
2. ADOPT the accompanying RESOLUTION requesting that the Los Angeles County Board of Supervisors direct the Los Angeles County Registrar-Recorder to provide specified services to the City Clerk in support of conducting the Special Election to be held on March 7, 2006.
3. ADOPT the accompanying RESOLUTION requesting that the Los Angeles County Board of Supervisors approve the consolidation of the June 6, 2006 Special Runoff Election, if one is necessary, with the State Primary Election to be held on the same date and that the Board of Supervisors direct the Los Angeles County Registrar-Recorder to take all necessary actions to conduct the consolidated election on behalf of the City of Los Angeles.
4. AUTHORIZE and DIRECT all City departments to provide appropriate assistance and cooperation, including the use of facilities, to the City Clerk in conducting the special election(s) called and ordered by the City Council to fill the vacancy in the office of the Member of the Board of Education - District Two.

Fiscal Impact Statement: The City Clerk reports that calling, ordering and conducting the Special Election and Special Runoff Election if one is necessary, to fill the vacancy in the office of Member of the Board of Education - District 2 will have no impact on the General Fund as all costs will be reimbursed by the Los Angeles Unified School District.

ITEM NO. (49) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS - TO THE MAYOR FORTHWITH

03-1997

COMMUNICATION FROM GENERAL MANAGER, LOS ANGELES HOUSING DEPARTMENT (LAHD) and RESOLUTIONS relative to the Mortgage Revenue Bond (MRB) Program in support of first-time home-buyers.

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

1. AUTHORIZE the LAHD to extend the maturity date of its previously authorized \$160,000,000 principal amount of single family MRB, Draw Down Series.

2. AUTHORIZE the General Manager, LAHD, or designee, to:
 - a. Execute all the necessary documents, including a Supplemental Indenture by and between the City and the Trustee, with respect to the change in the maturity date of the bonds.
 - b. Prepare and submit up to two applications to the California Debt Limit Allocation Committee (CDLAC) requesting new MRB allocations in an amount not to exceed \$40 million each and upon award of the allocations, allow CalHFA to issue and administer the allocations, if necessary.
3. ADOPT the accompanying RESOLUTION authorizing the: 1) Extension of the maturity date of the single-family draw down bonds; 2) LAHD to apply for an allocation of MRB; and, 3) Amendments to related documents and to take related actions.
4. AUTHORIZE the General Manager, LAHD, or designee, to expend up to \$351,200 from Account No. W002, Fund No. 815, Municipal Housing Finance Fund, to pay for the costs associated with extending the maturity date and ongoing costs of the Draw Down Bond Program, CDLAC performance deposits, and application fees.
5. AUTHORIZE the Controller to expend \$351,200 (for Draw Down Program costs and CDLAC Performance Deposit and Application Fee) from the sub-accounts of the Municipal Housing Finance Fund (Fund No. 815) upon request from the General Manager, LAHD, or designee, as follows:

<u>Title</u>	<u>Account</u>	<u>Amount</u>
2005 MRB Program Costs	W002	\$351,200
6. AUTHORIZE the General Manager, LAHD, or designee, to negotiate and execute all documents necessary to implement the actions approved herein by the Mayor and Council.
7. ADOPT the accompanying Tax Equity and Fiscal Responsibility Act (TEFRA) RESOLUTION and Minutes of the TEFRA public hearing, conducted by LAHD pursuant to Federal and State of California, CDLAC requirements for the City's bond Program.
8. AUTHORIZE the General Manager, LAHD, to prepare Controller's instructions and make any necessary technical adjustments consistent with this action relative to these projects and other approved projects, subject to the approval of the City Administrative Officer; and, AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The LAHD reports that there will be no impact on the General Fund.

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

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

05-2086

MOTION (HUIZAR - REYES) relative to declaring the Create Fixate Art Show on December 3, 2005 a Special Event (fees and costs absorbed by the City = \$1,554).

05-2269

MOTION (REYES - HUIZAR) relative to declaring the Northeast Holiday Parade on December 4, 2005 a Special Event (fees and costs absorbed by the City = \$2,000).

05-2620

MOTION (REYES - HUIZAR) relative to declaring the Lincoln Heights Holiday Parade on December 17, 2005 a Special Event (fees and costs absorbed by the City = \$3,000).

05-2622

MOTION (PERRY - PARKS) relative to declaring the Christmas on Hoover on December 17, 2005 a Special Event (fees and costs absorbed by the City = \$2,897).

05-2623

MOTION (ROSENDAHL - PERRY) relative to declaring the Chamber Holiday Celebration on December 3, 2005 a Special Event (fees and costs absorbed by the City = \$2,515).

04-2459

MOTION (HAHN - PERRY) relative to amending previous Council action in connection with the Watts/Willowbrook Christmas Parade scheduled for December 3, 2005.

01-2224

MOTION (PERRY - PARKS) relative to a request for an exemption from the Convention Center fee waiver policy for the Black College Expo on February 11, 2006.

05-2621

MOTION (PERRY - PARKS) relative authorizing the City Employees Club of Los Angeles to hold its Annual Meeting in the City Hall Tom Bradley Room on February 28, 2006.

05-2600

MOTION (PADILLA - CARDENAS) relative to the 38th Annual Pacoima Holiday Parade street banner program.

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

05-2605

RESOLUTION (GREUEL - ZINE - GARCETTI) relative to recognizing the work of the Workers' Compensation Division of the Personnel Department.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon his request, and without objections, Councilmember Garcetti was excused from Council sessions of Tuesday, December 13, 2005 and Wednesday, December 21, 2005 due to City business.

Upon his request, and without objections, Councilmember Cardenas was excused to leave at 11:30 a.m. from Council session of Friday, December 2, 2005 due to City business.

Motion (LaBonge - Garcetti) unanimously adopted to excuse Councilmember Huizar from Council session of Wednesday, November 30, 2005 due to personal business.

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

05-2113 - Mary Alatorre	(Padilla - All Councilmembers)
Kenton Earl Peppers	(Padilla for Wesson)
Elma Foster	(Parks)
Pat Morita	(Perry - Rosendahl)

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

Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL