

Los Angeles City Council, Journal/Council Proceedings
Wednesday, October 4, 2006
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, Greuel, Hahn, LaBonge, Parks, Reyes, Rosendahl, Smith, Weiss, Zine and President Garcetti (11); Absent: Huizar, Padilla, Perry and Wesson (4).

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
SEPTEMBER 29, 2006

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 40

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

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

Items Noticed for Public Hearing - Items 1-9

ITEM NO. (1) - PUBLIC HEARING CLOSED - ADOPTED - ORDINANCE OVER TO
OCTOBER 11, 2006

Roll Call #10 - Motion (Greuel - Garcetti) Adopted, Ayes (11); Absent: LaBonge, Padilla, Perry
and Wesson (4)

[03-2784](#)

ENERGY AND ENVIRONMENT COMMITTEE REPORT and ORDINANCE FIRST
CONSIDERATION relative to amending Ordinance No. 170435 approving the amendment
of rates previously fixed by the Department of Water and Power (DWP) and charged for
water distributed and for service supplied by the DWP.

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

1. HEAR PROTESTS, pursuant to Article XIII D, Section 3 of the California Constitution,
relative to the proposed water rate increase for water service provided by the DWP.

2. CONCUR with the Board of Water and Power Commissioners (Board) action on July 25, 2006, Resolution No. 007-021, approving amendments to Ordinance No. 170435 to increase the DWP Water System annual revenues by 2.75 percent over each of the next two Fiscal Years by phasing out the "Test Bill" subsidy; establishing an Owens Valley Regulatory Adjustment Factor; increasing the First and Second Tier Water Rates; and the introduction of a Low Income and Lifeline Subsidy Adjustment.
3. PRESENT and ADOPT the accompanying ORDINANCE approving the rates previously fixed by the DWP and charged for water distributed for service supplied by the DWP to its customers by amending Ordinance No. 170435 approved by Council on March 22, 1995, as amended by Ordinance No. 171639, Ordinance No. 173017 and Ordinance No. 175964.
4. REQUEST the DWP to report to the Council annually on efforts made to reduce the use of purchased water from the Metropolitan Water District (MWD).
5. REQUEST the DWP to report to the Council in six months on the progress of the DWP's efforts to reduce base water rate costs to include efficiency measures, information technology improvements, consolidation of activities, elimination of low priority functions and improvements on the water distribution system.

Fiscal Impact Statement: The CAO reports that approval of the proposed Water Rate Ordinance will increase revenue to the Water Revenue Fund for Fiscal Year (FY) 2006-07 by \$17,380,000 and an additional \$17,860,000 for FY 2007-08 for a total increase in revenue of \$35,240,000 over the next two years. The City water costs will increase \$368,000 in 2006-07 and \$568,000 in 2007-08. Increases to residential, commercial/industrial and governmental customers will vary.

Community Impact Statements: The Mid-City WEST Community Council supports the proposed increases in LADWP water and electric rates that were included in the resolutions adopted by the Board of Water and Power Commissioners on July 25, 2006.

The Reseda Neighborhood Council opposes a raise of 2.75% in water rate of the Los Angeles Department of Water and Power and further requests that the LADWP implement the energy, water and shared services recommendations of the City of Los Angeles Neighborhood Councils Department of Water and Power Revenue Requirements Study authored by the Barrington-Wellesley Group, Inc.

ITEM NO. (2) - PUBLIC HEARING CLOSED - NO APPEALS - ASSESSMENT CONFIRMED

Roll Call #11 - Motion (Weiss - Smith) Adopted, Ayes (11); Absent: LaBonge, Padilla, Perry and Wesson (4)

06-1425

CD 9

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of barricading of all openings and the cleaning and fencing of the lot at 4442 South San Pedro Street. (lien: \$10,664.38)

Roll Call #4 - Motion (Zine - Weiss) Adopted, Ayes (11); Absent: LaBonge, Padilla, Perry and Wesson (4)
(Item Nos. 3-5)

ITEM NO. (3) - PUBLIC HEARING CLOSED - NO APPEALS - ASSESSMENT CONFIRMED

06-1492

CD 9 HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the cost of barricading of all openings at 6506 South Broadway a.k.a. 6504-08 South Broadway. (lien: \$4,709.99)

ITEM NO. (4) - RECEIVE AND FILE - INASMUCH AS ASSESSMENT HAS BEEN PAID

06-1490

CD 3 HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the cost of cleaning the lot at 23305 West Burbank Boulevard. (lien: \$839.68)

ITEM NO. (5) - PUBLIC HEARING CLOSED - NO APPEALS - ASSESSMENT CONFIRMED

06-1491

CD 5 HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the cost of fencing the lot at 16951 West Encino Hills Drive. (lien: \$4,194.18)

ITEM NO. (6) - CONTINUED TO OCTOBER 11, 2006

Roll Call #5 - Motion (Parks - Zine) Adopted to Continue, Unanimous Vote (11);
Absent: LaBonge, Padilla, Perry and Wesson (4)

06-1526

CD 8 HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of barricading of all openings, graffiti abatement of the building(s) and the cleaning and fencing of the lot at 1643 West 84th Place. (lien: \$18,004.50)

ITEM NO. (7) - PUBLIC HEARING CLOSED - NO APPEALS - ASSESSMENT CONFIRMED

Roll Call #4 - Motion (Zine - Weiss) Adopted, Ayes (11); Absent: LaBonge, Padilla, Perry and Wesson (4)

06-1525

CD 8 HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of barricading of all openings and the cleaning of the lot at 6535 South Fourth Avenue. (lien: \$13,220.52)

ITEM NO. (8) - PUBLIC HEARING CLOSED - ADOPTED FORTHWITH - ORDINANCE OVER TO
OCTOBER 11, 2006

Roll Call #6 - Motion (Garcetti - Cardenas) Adopted, Ayes (11); Absent: LaBonge, Padilla,
Perry and Wesson (4)

02-1277-S1

CD 13 PUBLIC ANNOUNCEMENT OF BALLOT TABULATION and ORDINANCE FIRST
CONSIDERATION relative to establishment of the Sunset and Vine Property and
Business Improvement District (BID), pursuant to Section 53753 of the California
Government Code, Section 36600 et seq. of the California Streets and Highways Code
and Article XIII D of the California Constitution.

Recommendations for Council action, if the tabulation of ballots indicates majority
support, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. PRESENT and ADOPT the accompanying ORDINANCE establishing the Sunset and
Vine Property and BID and confirming the assessments to be levied upon properties
within the BID, as described in the Management District Plan.
2. AUTHORIZE the City Clerk, subject to approval of the City Attorney, to prepare,
execute and administer an operating agreement between the City and a nonprofit
management entity, for administration of the BID.

Fiscal Impact Statement: The City Clerk reports that direct costs associated with
Department administrative expenses will be charged to the BID and will be recovered from
assessments collected. There are currently five City-owned, General Fund real properties
included in the list of properties to be assessed within the boundaries of the BID, as
disclosed in the Management District Plan and as required under existing state BID
legislation. Funding is available in the Business Improvement District Trust Fund 659 to
pay the General Fund share of assessments for the first operating year.

(Pursuant to Council action on Tuesday, October 3, 2006 and adoption of Ordinance No.
177782 on August 9, 2006.)

ITEM NO. (9) - Motion Required - Applicant consents to a continuance to October 18, 2006

Roll Call #7 - Motion (Zine - Huizar) Adopted to Continue, Ayes (11); Absent: LaBonge, Padilla,
Perry and Wesson (4)

06-1736

CD 3 CONSIDERATION OF APPEAL filed by Mark Handel MWH Development Corporation (Rob
Searcy, MWH Development Corporation, Representative) from the entire determination
of the City Planning Commission (CPC) in disapproving a zone change from (T)RS-1
to (T)(Q)RD6-1 for the proposed demolition of three single family dwellings and
construction of 10 detached condominium dwellings for property at 18440, 18434 and
18430 Strathern Street, subject to Conditions of Approval. (The CPC also: disapproved

a General Plan Amendment; disapproved an adjustment to permit an increase in the maximum number of dwelling units permitted on the subject property; disapproved a slight modification to allow eight feet of space between seven of the proposed buildings in lieu of the minimum ten feet required; and approved a determination to allow construction of a wall, not to exceed six feet in height in the required front yard for this projects.)

CPC 2005-1231 ZC-GPA-ZAA-SM-F

Applicant: Mark Handel, Calabasas 3000

Items for Which Public Hearings Have Been Held - Items 10-31

Roll Call #8 - Motion (Rosendahl - Greuel) Adopted, Ayes (11); Absent: LaBonge, Padilla, Perry and Wesson (4)
(Item Nos. 10-15)

ITEM NO. (10) - ADOPTED - ORDINANCE HELD OVER TO OCTOBER 11, 2006

06-1938

CD 11 MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change for property at 1700 South Sawtelle 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. 06-1938 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 2005-9462 MND] filed on February 17, 2006.
2. ADOPT the FINDINGS of the City Planning Commission as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the City Planning Commission, effecting the zone change from C2-1VL to (T)(Q)RAS4-1VL for the proposed demolition of an existing 53-foot in height telephone equipment and office building for the construction, use and maintenance of a four story, 50-foot in height residential condominium building containing 94 dwelling units for property at 1700 South Sawtelle Boulevard, subject to Conditions of Approval. (CPC also disapproved a Variance; approved a Yard Adjustment and Site Plan Review for this project.)

Applicant: Wellesley Manor Corporation

CPC 2005-9460 ZC ZV ZAA SPR

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

4. REMOVE the (T) Tentative classification as described in detail on the sheet(s) attached to the Committee report.
5. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.
6. ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.
7. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.

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 13, 2006

(LAST DAY FOR COUNCIL ACTION - NOVEMBER 8, 2006)

ITEM NO. (11) - ADOPTED - ORDINANCE HELD OVER TO OCTOBER 11, 2006

06-1880

CD 2

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change at 7669 Bellaire Avenue.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the lead agency City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 06-1880 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-2004-4783-MND] filed on August 20, 2004.
2. ADOPT the FINDINGS of the North Valley Area Planning Commission (NVAPC) as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the NVAPC, effecting the zone change from RA-1 to (T)(Q)R1-1, incident to subdivision, for the proposed project with a maximum new two-parcel single family development on property located at 7669 Bellaire Avenue, subject to Conditions of Approval.

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

4. REMOVE the (T) Tentative classification as described in detail on the sheet(s) attached to the Committee report.
5. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.
6. ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.
7. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.

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 8, 2006

(LAST DAY FOR COUNCIL ACTION - NOVEMBER 8, 2006)

ITEM NO. (12) - ADOPTED - ORDINANCE HELD OVER TO OCTOBER 11, 2006

06-1886

CD 7

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change at 12826 and 12836 Filmore Street.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the lead agency City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 06-1886 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-2005-3927-MND] filed on July 25, 2005.
2. ADOPT the FINDINGS of the North Valley Area Planning Commission (NVAPC) as the Findings of the Council.

3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the NVAPC, effecting the zone change from RA-1 to (T)(Q)R2-1, incident to subdivision, for the proposed project with a maximum new four-parcel, multi-family development for property located at 12826 and 12836 Filmore Street, subject to Conditions of Approval.

Applicant: Martha Morga

APCNV-2005-3966 ZC

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

4. REMOVE the (T) Tentative classification as described in detail on the sheet(s) attached to the Committee report.
5. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.
6. ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.
7. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.

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 13, 2006

(LAST DAY FOR COUNCIL ACTION - NOVEMBER 8, 2006)

ITEM NO. (13) - ADOPTED - ORDINANCE HELD OVER TO OCTOBER 11, 2006

06-1765

CD 7

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change at 12474 Pierce Street.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the lead agency City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 06-1765 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-2004-0330-MND] filed on March 12, 2004.

2. ADOPT the FINDINGS of the North Valley Area Planning Commission (NVAPC) as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the NVAPC effecting the zone change from A2-1 to (t) (Q)R1-1, incident to subdivision, for the proposed eight lot single family subdivision development on .92 net acre lot located at 12474 Pierce Street, subject to Conditions of Approval.

Applicant: Leroy Adams

APCNV-2005-3797 ZC

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

4. REMOVE the (T) Tentative classification as described in detail on the sheet(s) attached to the Committee report.
5. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.
6. ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.
7. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.

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 13, 2006

(LAST DAY FOR COUNCIL ACTION - NOVEMBER 8, 2006)

ITEM NO. (14) - ADOPTED - ORDINANCE HELD OVER TO OCTOBER 11, 2006

06-1968

CD 7

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT, RESOLUTION and ORDINANCE FIRST CONSIDERATION relative to a General Plan Amendment and zone change for property at 14727 Plummer Street.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the lead agency City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 06-1968 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 2004-4116 MND] filed on September 10, 2004.
2. ADOPT the July 21, 2006 FINDINGS of the Director of Planning as the Findings of the Council.
3. ADOPT the accompanying RESOLUTION as recommended by the Mayor, the City Planning Commission and the Director of Planning APPROVING the proposed General Plan Amendment to the Mission Hills-Panorama City-North Hills Community Plan from Low Density Residential to Low Medium Density Residential for demolition of two single family dwellings and associated buildings and construction of 36 detached condominium units located at 14727 Plummer Street - Periodic Plan Review - Window 145 - Geographic Area 1.

Applicant: Daniel Singh, RAD Development Corp. CPC 2004-5209 GPA ZC ZV ZAD

4. PRESENT and ADOPT the accompanying ORDINANCE, approved by the City Planning Commission, effecting a zone change from RA-1 and RS1 to (T)(Q)RD3-1 for property located at 14727 Plummer Street, subject to Conditions of Approval. (CPC also denied the Variances to allow two guest parking spaces to be located in the front yard setback and to allow a portion of the required usable open space to be located in the front yard setback; and denied the determination to allow a combination wrought iron and concrete six-foot high block wall in the front yard in lieu of the maximum 42 inches in height permitted.)

Said rezoning shall be subject to the "Q" Qualified classification zone limitations as shown on the attached sheets.

5. REMOVE (T) Tentative classification as described in detail on the sheet(s) attached to this Committee report.
6. INSTRUCT the Planning Department to update the General Plan and appropriate maps pursuant to this action.
7. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.
8. ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.

9. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.

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 6, 2006

(LAST DAY FOR COUNCIL ACTION - NOVEMBER 3, 2006)

ITEM NO. (15) - ADOPTED

05-1179-S5

AD HOC RECOVERING ENERGY, NATURAL RESOURCES AND ECONOMIC BENEFIT FROM WASTE FOR LOS ANGELES COMMITTEE relative to the status of negotiations with Waste Management, Inc. and MDSI in connection with the diversion of waste from Sunshine Canyon Landfill.

Recommendation for Council action:

RECEIVE and FILE the Motion (Smith - Perry) relative to directing the Bureau of Sanitation to report immediately to the Ad Hoc RENEW LA Committee on the status of negotiations with Waste Management, Inc. and MDSI in connection with the diversion of waste from the Sunshine Canyon Landfill, inasmuch as negotiations have been completed and a contract has been proposed for Council consideration under Council file No. 05-1179-S7.

Fiscal Impact Statement: Not applicable.

(Energy and Environment Committee waived consideration of this matter)

ITEM NO. (16) - CONTINUED TO OCTOBER 6, 2006

Roll Call #1 - Motion (Huizar - Parks) Adopted to Continue, Unanimous Vote (11);
Absent: LaBonge, Padilla, Perry and Wesson (4)

05-0140

AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE REPORT relative to the Controller's management audit of the Office of the Treasurer and the Treasurer's response.

Recommendation for Council action:

NOTE and FILE the Controller's report, dated October 7, 2005, relative to the management audit of the Office of the Treasurer and the Treasurer's report, dated November 18, 2005, relative to a response to the management audit, inasmuch as the reports are submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

Roll Call #8 - Motion (Rosendahl - Greuel) Adopted, Ayes (11); Absent: LaBonge, Padilla, Perry and Wesson (4)
(Item Nos. 17-24)

ITEM NO. (17) - ADOPTED

04-0184-S1

AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE REPORT relative to the Simpson and Simpson Management Letter for the City's Sewer Construction and Maintenance Fund for the Fiscal Year ended June 30, 2005.

Recommendation for Council action:

NOTE and FILE the Simpson and Simpson (Certified Public Accountants) report, dated June 13, 2006, relative to a Management Letter for the City's Sewer Construction and Maintenance Fund for the Fiscal Year ended June 30, 2005, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (18)- ADOPTED

06-0600-S40

BUDGET AND FINANCE COMMITTEE REPORT relative to establishing the 2006-07 Appropriations Limit.

Recommendations for Council action:

1. ADOPT the following factors to be used to calculate the appropriations limit for 2006-07:

Population: City	0.46 percent
California Per Capita Income	3.96 percent

2. RESERVE the right to re-calculate the appropriations limit for each year at such time as State legislation is enacted (or other information is available) to determine factors to be used to calculate the annual change in nonresidential new construction.

3. ADOPT \$3,989,932,486 as the appropriations limit for 2006-07.

Fiscal Impact Statement: The City Administrative Officer reports there is no fiscal impact in adopting this report.

ITEM NO. (19) - ADOPTED

03-1946

BUDGET AND FINANCE COMMITTEE REPORT relative to amending the Los Angeles Municipal Code (LAMC) to provide authority for the Director of Finance to issue tax exempt registration certificates.

Recommendation for Council action:

REQUEST the City Attorney to submit a revised draft Ordinance amending Sections 21.22 and 21.75 of the LAMC that deletes Section 5, Subdivision (6) of Subsection (b) of Section 21.75.

Fiscal Impact Statement: The City Administrative Officer reports there is no fiscal impact regarding the draft Ordinance amending Section 21.22 of the LAMC. The fiscal impact regarding the draft Ordinance amending Section 21.75 of the Code is an estimated annual General Fund revenue loss of \$3,700.

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

ITEM NO. (20) - ADOPTED

06-0600-S49

BUDGET AND FINANCE COMMITTEE REPORT relative to the status of Liability Accounts for the month ended July 31, 2006.

Recommendation for Council action:

NOTE and FILE the City Attorney report relative to the status of Liability Accounts for the month ended July 31, 2006, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

(Council may recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to the above matter.)

ITEM NO. (21) - ADOPTED

05-0878-S2

BUDGET AND FINANCE COMMITTEE REPORT relative to the status of Outside Counsel Expenditures for Fiscal Year (FY) 2005-06.

Recommendation for Council action:

NOTE and FILE the City Attorney report relative to the status of Outside Counsel Expenditures for FY 2005-06, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

(Council may recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to the above matter.)

ITEM NO. (22) - ADOPTED

04-0522-S1

CD 15 HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the establishment of the proposed San Pedro Property-Based Business Improvement District (San Pedro PBID) and a contract with Duckworth Consulting in an amount not to exceed \$40,000 for consultant services.

Recommendation for Council action:

AUTHORIZE the City Clerk, subject to City Attorney approval, to prepare, execute, and administer a contract between the City and the professional firm, Duckworth Consulting, in an amount not to exceed \$40,000, for consultant activities and expenses for the entire process related to the establishment of the proposed San Pedro PBID.

Fiscal Impact Statement: The City Clerk reports that a total of \$40,000 has been allocated from Business Improvement District Trust Fund No. 659.

ITEM NO. (23) - ADOPTED

06-0100

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the Targeted Neighborhood Initiative (TNI)/Neighborhood Block Grant (NBG) Program activity, and proposed amendments to the 32nd Program Year (2006-07) Housing and Community Development Consolidated Plan (Consolidated Plan).

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

1. APPROVE the recommendations contained within the City Administrative Officer (CAO) report dated September 25, 2006 (attached to the Council file).
2. INSTRUCT the Chief Legislative Analyst and the CAO, with the assistance of the Community Development Department to report to Council in 30 days with expenditure rates of ongoing NBG projects and estimates for the amount of these allocations expected to be expended by March 31, 2007.

3. REQUEST the NBG Director, and other departments as appropriate, to provide a detailed description of all ongoing NBG projects, including but not limited to:

- a. The estimated month of completion.
- b. The Agreement(s)/contract number(s) associated with each project (including contract end dates).
- c. The scope of work for each project.

Fiscal Impact Statement: The CAO reports that there is no General Fund impact. The recommendations contained in this report involve the use of previously approved Community Development Block Grant funds budgeted through various Program Years of the Consolidated Plan to contract for project management services, design development, and construction projects sponsored through the NBG Program. The CAO further reports that the recommendations comply with City financial policies in that sufficient funds are available to cover costs.

ITEM NO. (24) - ADOPTED

03-0008-S7

CD 6 HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to identifying funds or savings to assist the Van Nuys II Neighborhood Block Grant Area Neighborhood Block Grant Facade Improvement Project.

Recommendation for Council action:

RECEIVE and FILE Motion (Cardenas - Garcetti) relative to instructing the Community Development Department and the Neighborhood Block Grant (NBG) Director to identify \$150,000 from uncommitted NBG funds or savings to assist the Van Nuys II Neighborhood Block Grant Area Neighborhood Block Grant Facade Improvement Project inasmuch as the funds were previously provided and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (25) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS
- FORTHWITH - SEE FOLLOWING

Roll Call #12 - Motion (Rosendahl - Cardenas) Adopted, Ayes (10); Absent: LaBonge, Padilla, Parks, Perry and Wesson (5)

05-2565-S1

COMMUNICATION FROM THE COMMUNITY REDEVELOPMENT AGENCY (CRA) relative to a Cooperation Agreement among the CRA, Los Angeles Housing Department, Housing Authority of the City of Los Angeles, and the Department of Water and Power, for the CRA to provide \$10,000,000 for the City's \$50,000,000 Permanent Supportive Housing Fund.

(Housing, Community and Economic Development Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(For background reports and materials related to this matter, contact the Legislative Assistant for the Housing, Community and Economic Development Committee at 213-978-1080)

ADOPTED

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the execution of a Cooperation Agreement between the Los Angeles Housing Department (LAHD), the Community Redevelopment Agency (CRA), the Los Angeles Department of Water and Power (DWP), and the Housing Authority of the City of Los Angeles (HACLA), and the issuance of a Notice of Funding Availability (NOFA) for the Permanent Supportive Housing Program (PSHP).

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

1. AUTHORIZE the Chief Executive Officer, CRA, or designee, to execute the PSHP Cooperation Agreement (Attachment II of the joint City Administrative Officer (CAO) / Chief Legislative Analyst (CLA) report dated September 29, 2006) between the CRA, LAHD, DWP, and HACLA.
2. APPROVE the 2006 PSHP NOFA (Attachment I of the joint CAO/CLA report dated September 29, 2006) with the following amendments:
 - a. Amend Section 9.4, Supportive Services Coordination-Eligible Operating Expenses, to allow \$800 per unit as an operating expense for supportive services coordination.
 - b. Amend Section 6.7.12, Common Space, to state that there must be common areas (delete "at least two").
 - c. Amend Section 6.10, Architectural Design, to require air conditioning or alternatives to air conditioning that have been demonstrated to be effective.
3. AUTHORIZE the General Manager, LAHD, or designee, subject to the review of the City Attorney as to form and legality, to:
 - a. Execute the PSHP Cooperation Agreement (Attachment II of the joint CAO/CLA report dated September 29, 2006) between the LAHD, CRA, DWP, and HACLA.
 - b. Negotiate and execute a non-financial agreement with the Corporation for Supportive Housing (CSH) describing the above services according to the attached pro-forma contract (Attachment III of the joint CAO/CLA report dated September 29, 2006).

4. INSTRUCT the General Manager, LAHD, or designee, to:

- a. Issue the 2006 PSHP NOFA.
- b. Report to Council and the Mayor on recommendations of projects and proposed funding under the 2006 PSHP NOFA.
- c. Report to the Council and the Mayor at the time of recommendations for PSHP project funding relative to:
 - 1) The status of the State Multifamily Housing Program (MHP), including recommendations for future leveraging strategies, should additional funds not be made available for the MHP.
 - 2) The supportive service plan review process, including, but not limited to, the County Departments that participated in the service plan review, criteria used to determine plan acceptability and recommendations to formalize this process in future PSHP NOFA's.
 - 3) The status of hiring of positions included the 2006-07 Adopted Budget for the PSHP and Affordable Housing Trust Fund Program administration.
- d. Accept technical assistance by the CSH to facilitate the review of social service plans under the PSHP.

Fiscal Impact Statement: The CAO and CLA report that there is no impact to the General Fund as a result of these actions. Funding for the \$50 million PSHP is provided from the LAHD (\$20.2 million - HOME Investment Partnership Act Program, Housing Opportunities for Persons with AIDS Development funds, and the Affordable Housing Trust Fund), the CRA (\$10 million - Hollywood, Bunker Hill, and City Center Redevelopment Project Area Housing Trust Funds), the DWP (\$10 million - utility infrastructure, electric energy efficiency, water conservation loans, low income electric rates, water conservation and electric efficiency services, products, and rebates), and the HACLA (\$10 million - project-based Section 8 Rental Subsidy Vouchers).

ITEM NO. (26) - CONTINUED TO OCTOBER 10, 2006

Roll Call #2 - Motion (Reyes - Cardenas) Adopted to Continue, Unanimous Vote (11);
Absent: LaBonge, Padilla, Perry and Wesson (4)

06-1978

CD 9 CONTINUED CONSIDERATION OF HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to opposing the intended closure of the AT&T Business Customer Service Center located at 1150 South Olive Street.

Recommendation for Council action, pursuant to Resolution (Perry - Parks):

RESOLVE that the City SUPPORTS the work of the AT&T Business Customer Service Center, formerly AT&T Global Markets Customer Care, located at 1150 South Olive Street, Floors 12 and 13, in downtown Los Angeles, and URGES AT&T to reconsider its decision to close this facility.

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

(Continued from Council meeting of September 29, 2006)

ITEM NO. (27) - CONTINUED TO OCTOBER 18, 2006

Roll Call #3 - Motion (Zine - Weiss) Adopted to Continue, Unanimous Vote (11);
Absent: LaBonge, Padilla, Perry and Wesson (4)

06-1185

PUBLIC SAFETY COMMITTEE REPORT relative to a proposed addition to Chapter V, Article 5, of the Los Angeles Municipal Code (LAMC), regarding the theft or loss of a firearm.

Recommendation for Council action, as initiated by Motion (Weiss - Reyes - Wesson - Garcetti):

REQUEST the City Attorney to prepare and present an Ordinance as an addition to Chapter V, Article 5, of the LAMC, stating that:

- a. Any person that owns or is otherwise in possession of a firearm shall report the theft or loss of such firearm to the Los Angeles Police Department (LAPD) within 48 hours of becoming aware of the theft or loss whenever (1) the owner resides in Los Angeles, or (2) the theft or loss of the firearm occurs in Los Angeles.
- b. A person who has experienced the theft or loss of a firearm within the five (5) years prior to the effective date of this Ordinance being adopted and who otherwise meets the reporting requirements in Section A above is required to report the loss or theft of such firearm to the LAPD within sixty (60) days of the effective date of this Ordinance being adopted, excluding instances when the lost or stolen firearm was subsequently found or recovered.
- c. The failure to report within forty-eight (48) hours the theft or loss of a firearm pursuant to Section A above when the owner or person in possession knew or should have known of the theft or loss, shall be a misdemeanor subjecting the owner to prosecution.
- d. The failure to report a firearm theft or loss within the sixty (60) day period set forth in Section B above shall be a misdemeanor subjecting the owner to prosecution.

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

Roll Call #8 - Motion (Rosendahl - Greuel) Adopted, Ayes (11); Absent: LaBonge, Padilla, Perry and Wesson (4)
(Item Nos. 28-31)

ITEM NO. (28) - ADOPTED - FORTHWITH

04-2621-S2

ADHOC COMMITTEE ON GANG VIOLENCE AND YOUTH DEVELOPMENT and BUDGET AND FINANCE COMMITTEES' REPORT relative to a contract amendment with Advancement Project for a Gang Activity Reduction Strategy (GARS).

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

1. AUTHORIZE the Chief Legislative Analyst (CLA) and the City Administrative Officer (CAO), under the auspices of the GARS Contract Oversight Committee, or designee(s), to execute a second amendment to the contract with Advancement Project (Contractor) for a GARS (Contract No. C-109696) in accordance with the attached pro-forma amendment (Attachment A of the joint CLA/CAO report dated July 31, 2006 contained in Council file No. 04-2621-S2) and subject to the approval of the City Attorney as to form and legality, as follows:
 - a. Increase the amount of compensation by \$128,280, augmenting the total award from \$465,150 to \$593,430.
 - b. Amend the scope of work to include the following new activities to be performed during Phases Two and Three of the project: Community Engagement Cluster, Cost-Benefit Analysis component, and additional travel activities.
2. APPROVE the use of \$128,280 from the Fiscal Year 2006-07 Adopted Budget, Unappropriated Balance, Gang Prevention, Intervention and Reduction Programs line item for the contract with Advancement Project.
3. REQUEST the Controller to:
 - a. Transfer \$128,280 from the Unappropriated Balance Fund No. 100/58, Account No. 0193, Gang Prevention, Intervention and Reduction Programs and appropriate therefrom, to the General City Purposes Fund No. 100/56, Account No. 0830, Gang Reduction Strategy Account.
 - b. Disburse funds upon submission of proper demand from the CLA and CAO (GARS Contract Oversight Committee), or designee.
4. AUTHORIZE the CLA and CAO, or designee(s), to prepare any other necessary Controller instructions and technical adjustments that are consistent with the action taken on this matter, subject to the approval of the CAO, and authorize the Controller to implement the instructions.

5. REQUEST the GARS Contract Oversight Committee to report to the Council on the status of the contractor's progress upon receipt of the GARS Phase Two report, or as to any significant issues concerning the study implementation that may arise prior to the Phase Two deliverable, including but not limited to scope of work, timeline or budget.

Fiscal Impact Statement: The CLA and CAO report that the recommendations above involve the use of \$128,280 from the Fiscal Year 2006-07 Adopted Budget, Unappropriated Balance, Gang Prevention, Intervention and Reduction Programs line item for a Citywide GARS consultant contract with Advancement Project, increasing compensation from \$465,150 to \$593,430 through a contract amendment. This action complies with City Financial Policies in that sufficient funds are available from the \$2.0 million allocation to the Gang Prevention, Intervention and Reduction Programs line item to support an appropriation for this amendment and also that funds allocated to this line item were identified to support the continuing efforts related to the development of a Citywide GARS.

ITEM NO. (29) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATION

06-0372

EDUCATION AND NEIGHBORHOODS and PLANNING AND LAND USE MANAGEMENT COMMITTEES' REPORT relative to a response to questions raised at the May 5, 2006 joint meeting of the Education and Neighborhoods and Planning and Land Use Management Committees.

Recommendation for Council action:

NOTE and FILE the City Planning Department communication, dated July 3, 2006, relative to a response to questions raised at the May 5, 2006 joint meeting of the Education and Neighborhoods and Planning and Land Use Management Committees including case backlog reduction, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (30) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATION - SEE FOLLOWING

05-1365

COMMUNICATION FROM CHAIR, ENVIRONMENTAL QUALITY AND WASTE MANAGEMENT COMMITTEE and AD HOC RECOVERING ENERGY, NATURAL RESOURCES AND ECONOMIC BENEFIT FROM WASTE FOR LOS ANGELES COMMITTEE REPORT relative to directing the Bureau of Sanitation (BOS) to devise a plan for adding foodwaste to the green bin.

RECEIVE AND FILE

A. COMMUNICATION FROM CHAIR, ENVIRONMENTAL QUALITY AND WASTE MANAGEMENT COMMITTEE

Recommendation for Council action, pursuant to Motion (Smith - Garcetti):

DIRECT the BOS to devise a plan for adding foodwaste to the green bin, including a plan for educating residents and securing vendors to accommodate the addition and report back to Council within 120 days.

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

ADOPTED

B. AD HOC RECOVERING ENERGY, NATURAL RESOURCES AND ECONOMIC BENEFIT FROM WASTE FOR LOS ANGELES COMMITTEE REPORT

Recommendation for Council action:

NOTE and FILE the Motion (Smith - Garcetti) relative to directing the BOS to devise a plan for adding foodwaste to the green bin, including a plan for educating residents and securing vendors to accommodate the addition and report back to Council within 120 days, inasmuch as the Committee made no recommendation.

Fiscal Impact Statement: Not applicable.

ITEM NO. (31) - ADOPTED - SEE FOLLOWING

04-0687-S3

BUDGET AND FINANCE and AD HOC BUSINESS TAX REFORM COMMITTEES' REPORTS relative to the Business Tax Fund Class Consolidation Reform Measure.

ADOPTED

A. BUDGET AND FINANCE COMMITTEE REPORT

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

1. AUTHORIZE the Office of Finance to implement the class consolidation proposal.
2. REQUEST the City Attorney to prepare and present all ordinances necessary to change the manner in which business taxes are computed by having both the backtax and the tax for the new year computed as specified in the Office of Finance report dated July 17, 2006, attached to the Council file.

3. TRANSFER an appropriation of \$170,000 from Business Tax Reform Fund No. 45R, Dept. 39, Account A239, to the Unappropriated Balance and therefrom, to:

<u>Fund</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
100/32	3040	Contractual Services	\$ 50,000
100/39	2120	Printing and Binding	\$ 30,000
	6010	Office and Administrative	\$ 90,000

4. AUTHORIZE the Director of Finance, or designee, to prepare Controller instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer (CAO), and AUTHORIZE the Controller to implement the instructions.
5. INSTRUCT the CAO to report back to the Budget and Finance Committee relative to costs associated with implementation of a document imaging system and identification of funds that could be used to pay for such a system for the Office of Finance.

Fiscal Impact Statement: The CAO/Chief Legislative Analyst report there is no impact to the General Fund in the first year of the Business Tax Fund Class Consolidation Reform. The projected \$75,600 revenue loss to the General Fund will be offset by the transfer of funds from the Tax Reform Fund in the 2007-08 Budget. There will be an ongoing revenue loss to the City of approximately \$75,000 after the first-year implementation. Additional funding of \$170,000 is also provided from the Tax Reform Fund for first-year implementation of the reform measure. These funds are allocated within the Fund for the purpose of business tax reform. The expenditure of funds from the Tax Reform Fund is compliant with City Financial Policy. The ongoing revenue reduction resultant from the reform was part of a Business Tax Reform Policy established by Mayor and Council in 2004, prior to adoption of the City Financial Policy in 2005.

RECEIVE AND FILE

B. AD HOC BUSINESS TAX REPORT COMMITTEE REPORT

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

1. AUTHORIZE the Office of Finance to implement the class consolidation proposal.
2. REQUEST the City Attorney, with the assistance of the City Administrative Officer (CAO) and the Chief Legislative Analyst (CLA) to prepare and present the necessary ordinances to change the manner in which business taxes are computed by having both the backtax and the tax for the new tax year computed as specified in the Office of Finance report dated July 17, 2006, attached to the Council file.
3. APPROPRIATE \$75,600 in the Tax Reform Fund for class consolidation, which reimburses the General Fund for estimated revenue loss associated with this class consolidation.

4. INSTRUCT the CAO and the CLA to report back relative to recommendation No. 3 of the Office of Finance report, attached to the Council file, relative to a request for a one-time appropriation of \$170,000 in the Tax Reform Fund for Tax Reform Outreach to publicize the Small business Exemption reform, rate reduction and class consolidation.
5. INSTRUCT the CAO to report back relative to costs associated with implementation of a document imaging system, identification of funds that could be used to pay for such a system for the Office of Finance. The report should include an explanation of why funding for a document imaging system for Finance was not approved as part of the Department's budget request while imaging systems were approved for other departments.

Fiscal Impact Statement: The Office of Finance reports that the Class Consolidation proposal does not impact the General Fund. The Tax Reform Fund has sufficient funding to cover the first year revenue loss of \$75,600 and \$170,000 costs to implement the class consolidation.

Items for Which Public Hearings Have Not Been Held - Items 32-57 (10 Votes Required for Consideration)

Roll Call #9 - Motion (Zine - Greuel) Adopted, Ayes (11); Absent: LaBonge, Padilla, Perry and Wesson (4)
(Item Nos. 32-45)

ITEM NO. (32) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS
- ORDINANCE OVER TO OCTOBER 11, 2006

06-1767

CD 4

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of WHIPPLE STREET AND CAHUENGA BOULEVARD LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated July 31, 2006.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of DECEMBER 12, 2006 as the hearing date for the maintenance of Whipple Street and Cahuenga Boulevard Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$386.33 will be collected annually starting with tax year 2006-07 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: December 4, 2006)

ITEM NO. (33) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS
- ORDINANCE OVER TO OCTOBER 11, 2006

06-2017

CD 3

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of AURA AVENUE AND LANARK STREET LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated August 21, 2006.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of DECEMBER 12, 2006 as the hearing date for the maintenance of Aura Avenue and Lanark Street Lighting District, in accordance with Proposition 218, Articles XIII C and XIII D of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$818.82 will be collected annually starting with tax year 2006-07 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: December 4, 2006)

ITEM NO. (34) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS
- ORDINANCE OVER TO OCTOBER 11, 2006

06-1783

CD 2

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of WHITSETT AVENUE AND VALLEYHEART DRIVE LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated August 1, 2006.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of DECEMBER 12, 2006 as the hearing date for the maintenance of Whitsett Avenue and Valleyheart Drive Lighting District, in accordance with Proposition 218, Articles XIII C and XIII D of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$511.76 will be collected annually starting with tax year 2006-07 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: December 4, 2006)

ITEM NO. (35) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS
- ORDINANCE OVER TO OCTOBER 11, 2006

06-1875

CD 2

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of CANTARA STREET AND LLOYD AVENUE LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated August 8, 2006.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of DECEMBER 12, 2006 as the hearing date for the maintenance of Cantara Street and Lloyd Avenue Lighting District, in accordance with Proposition 218, Articles XIIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$244.80 will be collected annually starting with tax year 2006-07 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: December 4, 2006)

ITEM NO. (36) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS
- ORDINANCE OVER TO OCTOBER 11, 2006

06-1874

CD 6

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of SYLMAR AVENUE AND GILMORE STREET LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated August 8, 2006.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of DECEMBER 12, 2006 as the hearing date for the maintenance of Sylmar Avenue and Gilmore Street Lighting District, in accordance with Proposition 218, Articles XIIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$76.50 will be collected annually starting with tax year 2006-07 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: December 4, 2006)

ITEM NO. (37) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS
- ORDINANCE OVER TO OCTOBER 11, 2006

05-2369-S1

CD 6 COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of VOSE STREET AND KESTER AVENUE NO. 1 LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated August 9, 2006.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of DECEMBER 12, 2006 as the hearing date for the maintenance of Vose Street and Kester Avenue No. 1 Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$619.65 will be collected annually starting with tax year 2006-07 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: December 4, 2006)

ITEM NO. (38) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS
- ORDINANCE OVER TO OCTOBER 11, 2006

06-1953

CD 15 COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of 28TH AND GAFFEY STREETS LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated August 16, 2006.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of DECEMBER 12, 2006 as the hearing date for the maintenance of 28th and Gaffey Streets Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$241.74 will be collected annually starting with tax year 2006-07 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: December 4, 2006)

ITEM NO. (39) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS
- ORDINANCE OVER TO OCTOBER 11, 2006

06-1952

CD 5

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of OTSEGO AND HESBY STREETS LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated August 16, 2006.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of DECEMBER 12, 2006 as the hearing date for the maintenance of Otsego and Hesby Streets Lighting District, in accordance with Proposition 218, Articles XIIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$107.10 will be collected annually starting with tax year 2006-07 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: December 4, 2006)

ITEM NO. (40) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS
- ORDINANCE OVER TO OCTOBER 11, 2006

06-1560

CD 3

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of COHASSET STREET AND TAMPA AVENUE LIGHTING DISTRICT.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated August 17, 2006.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of DECEMBER 12, 2006 as the hearing date for the maintenance of Cohasset Street and Tampa Avenue Lighting District, in accordance with Proposition 218, Articles XIIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$382.50 will be collected annually starting with tax year 2006-07 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: December 4, 2006)

ITEM NO. (41) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

03-0950

CD 3

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to acceptance of future street as public street lying on Sherman Way and De Soto Avenue.

Recommendations for Council action:

1. FIND that this acceptance is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article VII, Class 5(4) of the City's Environmental Guidelines.
2. FIND that this acceptance of the future street as public street is in substantial conformance with the General Plan pursuant to Section 556 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated May 7, 2003, and the accompanying RESOLUTION OF ACCEPTANCE for the future street as public street lying on Sherman Way and De Soto Avenue.
4. INSTRUCT the Real Estate Division, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that a fee of \$897.73 was collected for processing this request pursuant to Sections 7.3 and 7.41.1 of the Administrative Code. An additional \$600.00 is required from the General Fund.

ITEM NO. (42) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

03-0953

CD 3

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to acceptance of future street as public street lying on Mason Avenue (westerly side) northerly of Sherman Way.

Recommendations for Council action:

1. FIND that this acceptance is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article VII, Class 5(4) of the City's Environmental Guidelines.
2. FIND that this acceptance of the future street as public street is in substantial conformance with the General Plan pursuant to Section 556 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated May 7, 2003, and the accompanying RESOLUTION OF ACCEPTANCE for the future street as public street lying on Mason Avenue (westerly side) northerly of Sherman Way.

4. INSTRUCT the Real Estate Division, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that a fee of \$897.73 was collected for processing this request pursuant to Sections 7.3 and 7.41.1 of the Administrative Code. An additional \$600.00 is required from the General Fund.

ITEM NO. (43) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

03-1114

CD 3

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to acceptance of future street as public street lying on Sherman Way at Canby Avenue (southeast corner).

Recommendations for Council action:

1. FIND that this acceptance is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article VII, Class 5(4) of the City's Environmental Guidelines.
2. FIND that this acceptance of the future street as public street is in substantial conformance with the General Plan pursuant to Section 556 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated June 2, 2003, and the accompanying RESOLUTION OF ACCEPTANCE for the future street as public street lying on Sherman Way at Canby Avenue (southeast corner).
4. INSTRUCT the Real Estate Division, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that a fee of \$897.73 was collected for processing this request pursuant to Sections 7.3 and 7.41.1 of the Administrative Code.

ITEM NO. (44) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

03-1387

CD 3

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to acceptance of future street as public street lying on Reseda Boulevard and Vanowen Street.

Recommendations for Council action:

1. FIND that this acceptance is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article VII, Class 5(4) of the City's Environmental Guidelines.

2. FIND that this acceptance of the future street as public street is in substantial conformance with the General Plan pursuant to Section 556 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated June 27, 2003, and the accompanying RESOLUTION OF ACCEPTANCE for the future street as public street lying on Reseda Boulevard and Vanowen Street.
4. INSTRUCT the Real Estate Division, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that a fee of \$897.73 was collected for processing this request pursuant to Sections 7.3 and 7.41.1 of the Administrative Code.

ITEM NO. (45) - ADOPTED

06-2307

CD 5 MOTION (WEISS - LABONGE) relative to declaring the Laurel Canyon Neighborhood Halloween Block Party on October 31, 2006 a Special Event (fees and costs absorbed by the City = \$1,188).

Recommendation for Council action:

DECLARE the Laurel Canyon Neighborhood Halloween Block Party, sponsored by the Neighbors and Friends of Laurel Canyon on October 31, 2006, 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. (46) - ADOPTED

Roll Call #13 - Motion (Reyes - Cardenas) Adopted, Ayes (10); Absent: LaBonge, Padilla, Parks, Perry and Wesson (5)

06-2308

CD 9 MOTION (PERRY - REYES) relative to declaring the Los Angeles Kings Opening Night on October 7, 2006 a Special Event (fees and costs absorbed by the City = \$5,278).

Recommendation for Council action:

DECLARE the Los Angeles Kings Opening Night, sponsored by the L.A. Kings/AEG on October 7, 2006, 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.

Roll Call #9 - Motion (Zine - Greuel) Adopted, Ayes (11); Absent: LaBonge, Padilla, Perry and Wesson (4)
(Item Nos. 47-51)

ITEM NO. (47) - ADOPTED

04-1967

CD 9 MOTION (PERRY - ROSENDAHL) relative to declaring the Annual Community Fair on October 14, 2006 a Special Event (fees and costs absorbed by the City = \$1,226).

Recommendation for Council action:

DECLARE the Annual Community Fair, sponsored by the V.H. Hibler Youth and Outreach Corporation on October 14, 2006, 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. (48) - ADOPTED

04-0400

CD 9 MOTION (PERRY - PARKS) relative to declaring the Performing for Los Angeles Youth on October 5 and December 14, 2006 and January 23-26 and June 5-8, 2007 a Special Event (fees and costs absorbed by the City = \$31,018).

Recommendation for Council action:

DECLARE the Performing for Los Angeles Youth, sponsored by the Center Theatre Group on October 5 and December 14, 2006 and January 23-26 and June 5-8, 2007, 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. (49) - ADOPTED

06-2309

CD 9 MOTION (PERRY - PARKS) relative to declaring the Block Party on September 30, 2006 a Special Event (fees and costs absorbed by the City = \$1,226).

Recommendation for Council action:

DECLARE the Block Party, sponsored by the Residents of 18th Street on September 30, 2006, 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. (50) - ADOPTED

06-2310

CD 1 MOTION (REYES - PERRY) relative to declaring the Immaculate Conception Parish Festival 2006 on September 22-24, 2006 a Special Event (fees and costs absorbed by the City = \$5,000).

Recommendation for Council action:

DECLARE the Immaculate Conception Parish Festival 2006, sponsored by the Immaculate Conception Parish on September 22-24, 2006, 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. (51) - ADOPTED

05-2174

CD 1 MOTION (REYES - PERRY) relative to declaring the Third Annual Festival on September 30 through October 1, 2006 a Special Event (fees and costs absorbed by the City = \$7,000).

Recommendation for Council action:

DECLARE the Third Annual Festival, sponsored by the Fundación Americana Salvadoreña Niños Con Cancer on September 30 through October 1, 2006, 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. (52) - ADOPTED

Roll Call #14 - Motion (Garcetti - Greuel) Adopted, Ayes (10); Absent: LaBonge, Padilla, Parks, Perry and Wesson (5)

06-2311

CD 13 MOTION (GARCETTI - LABONGE) relative to declaring the 75th Annual Hollywood Christmas Parade on November 26, 2006 a Special Event (fees and costs absorbed by the City = \$91,000).

Recommendation for Council action:

DECLARE the 75th Annual Hollywood Christmas Parade, sponsored by the Hollywood Chamber of Commerce on November 26, 2006, 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.

Roll Call #9 - Motion (Zine - Greuel) Adopted, Ayes (11); Absent: LaBonge, Padilla, Perry and Wesson (4)
(Item Nos. 53-55)

ITEM NO. (53) - ADOPTED

05-2018

CD 1 MOTION (REYES - ROSENDAHL) relative to declaring the CCBA Annual Chinese National Day Flag Raising Ceremony on October 8, 2006 a Special Event (fees and costs absorbed by the City = \$750).

Recommendation for Council action:

DECLARE the CCBA Annual Chinese National Day Flag Raising Ceremony, sponsored by the Chinese Consolidated Benevolent Association on October 8, 2006, 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. (54) - ADOPTED

06-2312

CD 13 MOTION (GARCETTI - REYES) relative to declaring the Echo Park Music and Art Festival on September 30 through October 1, 2006 a Special Event (fees and costs absorbed by the City = \$1,188).

Recommendation for Council action:

DECLARE the Echo Park Music and Art Festival, sponsored by the Echo Park Neighborhood Council on September 30 through October 1, 2006, 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. (55) - ADOPTED

06-2313

CD 13 MOTION (GARCETTI - LABONGE) relative to declaring the Hollywood Wilshire YMCA Festival on October 7, 2006 a Special Event (fees and costs absorbed by the City = \$1,188).

Recommendation for Council action:

DECLARE the Hollywood Wilshire YMCA Festival, sponsored by the Hollywood Wilshire YMCA on October 7, 2006, 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. (56) - ADOPTED

Roll Call #15 - Motion (Huizar - Hahn) Adopted, Ayes (10); Absent: LaBonge, Padilla, Parks, Perry and Wesson (5)

06-0010-S36

MOTION (WESSON - HUIZAR) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Kaitlyn Avila on September 24, 2006.

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

1. PROVIDE an offer of reward in the amount of \$50,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Kaitlyn Avila on September 24, 2006.
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. (57) - ADOPTED

Roll Call #16 - Motion (Garcetti - Greuel) Adopted, Ayes (10); Absent: LaBonge, Padilla, Parks, Perry and Wesson (5)

06-1800

CD 11 MOTION (GARCETTI - GREUEL) relative to permitting the County of Los Angeles Registrar-Recorder to use a portion of City Parking Lot 701 in Venice.

Recommendations for Council action:

1. DECLARE the election supply pickup day of October 29, 2006 and the re-supply and ballot collection day of November 7, 2006 at City Parking Lot 701 in Venice a Special Event, and REQUEST City departments to waive all fees, costs and requirements associated with this event.
2. DIRECT the Department of Transportation to allow free access and use by the County of Los Angeles Registrar-Recorder election staff of the Northeast corner of City Parking Lot 701, located at 2150 Dell Avenue, Venice, on October 29, 2006 during the hours of 7:00 a.m. to 5:00 p.m. and on November 7, 2006 during the hours of 6:00 a.m. until approximately 12:00 midnight.
3. APPROVE the continuation of the aforementioned departmental instructions, if unforeseen circumstances should change the actual date of the election supply pickup day (October 29, 2006).

Items Called Special

Motions for Posting and Referral

Councilmembers' Requests for Excuse from Attendance at Council Meetings

Closed Sessions - Items 58-62

ITEM NO. (58) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - TO THE MAYOR FORTHWITH - SEE FOLLOWING

Roll Call #17 - Motion (Rosendahl - Huizar) Adopted in Open Session, Ayes (9); Noes: Smith (1); Absent: LaBonge, Padilla, Parks, Perry and Wesson (5)

06-2087

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 David Allen Jones v. City of Los Angeles, et al., United States District Court Case No. CV05-1778 DSF(JTLx). (This matter arises out of plaintiff's claims of unlawful arrest and civil rights violations by the Los Angeles Police Department.)

(Budget and Finance Committee considered the above matter in Closed Session on September 25, 2006.)

ADOPTED IN OPEN SESSION

MOTION (ROSENDAHL - HUIZAR)

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

1. AUTHORIZE the City Attorney to expend \$720,000 in settlement of the case entitled David Allen Jones v. City of Los Angeles, et al., United States District Court Case No. CV05-1778 DSF(JTLx), from the City Attorney Fund 100, Department 59, Liability Claims Account No. 9770.
2. AUTHORIZE the City Attorney to draw a demand thereon in said amount payable to NABCO ASSIGNMENT LTD.

This matter was approved by the Budget and Finance Committee (Parks - Greuel - Smith "yes") at its meeting of September 25, 2006, in Closed Session as permitted by Government Code Section 54956.9(a).

ITEM NO. (59) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - TO THE MAYOR
FORTHWITH - SEE FOLLOWING

Roll Call #18 - Motion (Rosendahl - Huizar) Adopted in Open Session, Ayes (10);
Absent: LaBonge, Padilla, Parks, Perry and Wesson (5)

06-2164

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 Teresa Reitz v. City of Los Angeles, Workers' Compensation Appeals Board Case Nos. VN0388328, et al.; Claim Nos. 9002-1998-2072, et al. (Plaintiff alleges she sustained personal injuries during the course and scope of her employment as a Detective with the Los Angeles Police Department.)

(Budget and Finance Committee considered the above matter in Closed Session on September 25, 2006.)

ADOPTED IN OPEN SESSION

MOTION (ROSENDAHL - HUIZAR)

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

1. AUTHORIZE the City Attorney to enter into a settlement in the case entitled Teresa Reitz v. City of Los Angeles, Workers' Compensation Appeals Board Case Nos. VN0388328, et al.; Claim Nos. 9002-1998-2072, et al., through a Stipulated Award for 70 3/4 percent (%) permanent disability in the amount of \$99,647.50, payable at \$230.00 per week, plus a life pension of \$52,434.00 payable at \$41.55 per week at the conclusion of permanent disability.
2. AUTHORIZE the City Attorney to execute the Stipulated Award with all appropriate parties for submission to the Workers' Compensation Appeals Board for its award of payment.

This matter was approved by the Budget and Finance Committee (Parks - Greuel - Smith - Rosendahl "yes") at its meeting of September 25, 2006, in Closed Session as permitted by Government Code Section 54956.9(a).

ITEM NO. (60) - CONTINUED TO OCTOBER 11, 2006

Roll Call #19 - Motion (Rosendahl - Huizar) Adopted to Continue, Unanimous Vote (10);
Absent: LaBonge, Padilla, Parks, Perry and Wesson (5)

06-2129

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 Henry Yuan v. City of Los Angeles, et al., Los Angeles Superior Court Case No. BC 343265. (Plaintiff alleges retaliation for engaging in protected activities in connection with fellow employees.)

(Budget and Finance Committee considered the above matter in Closed Session on September 25, 2006.)

ITEM NO. (61) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - TO THE MAYOR FORTHWITH - SEE FOLLOWING

Roll Call #20 - Motion (Rosendahl - Huizar) Adopted in Open Session, Ayes (9); Noes: Smith (1);
Absent: LaBonge, Padilla, Parks, Perry and Wesson (5)

06-2199

01-0976-S45

06-2200

02-1876-S1

05-1110

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 cases entitled D. Diaz v. D. Gates, et al., United States District Court (USDC), Case No. CV01-6400 GAF (AJWx), P. Blumberg, et al., v. D. Gates, et al., USDC Case No. CV00-5607 GAF (AJWx), L. Guerrero v. D. Gates, et al., USDC Case No. CV00-7165 GAF (AJWx), W. Figueroa, et al., v. D. Gates, et al., USDC Case No. CV00-04158 ABC(Ex), and A. Soly, et al., v. D. Gates, et al., USDC Case No. CV96-4157 CBM(Ctx). (These five cases arise from incidents involving the Los Angeles Police Department.)

(Budget and Finance Committee considered the above matter in Closed Session on October 2, 2006.)

ADOPTED IN OPEN SESSION

MOTION (ROSENDAHL - HUIZAR)

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

1. AUTHORIZE the City Attorney to expend \$2,850,000 in settlement of the above-entitled cases from the City Attorney Fund 100, Department 59, Liability Claims Account No. 9770.

2. AUTHORIZE the City Attorney to draw a demand thereon in the amount of \$150,000 and made payable to David Diaz.
3. AUTHORIZE the City Attorney to draw a demand thereon in the amount of \$2,700,000 and made payable to the law firm of Yagman, Yagman & Reichman.

This matter was approved by the Budget and Finance Committee (Greuel - Huizar "yes"; Smith "no"; Parks recused himself) at its meeting of October 2, 2006, in Closed Session as permitted by Government Code Section 54956.9(a).

ITEM NO. (62) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - TO THE MAYOR FORTHWITH - SEE FOLLOWING

Roll Call #21 - Motion (Rosendahl - Huizar) Adopted in Open Session, Ayes (10);
Absent: LaBonge, Padilla, Parks, Perry and Wesson (5)

06-2021

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to the case entitled Robert Orlando v. City of Los Angeles, Workers' Compensation Appeals Board Case Nos. MON259627, MON266638; Claim Nos. 9002-1981-9886, 9002-1983-3260. (Plaintiff alleges he sustained personal injuries during the course and scope of his employment as a Police Officer with the Los Angeles Police Department.)

(Budget and Finance Committee considered the above matter in Closed Session on September 18, 2006.)

(Continued from Council meeting of September 27, 2006)

ADOPTED IN OPEN SESSION

MOTION (ROSENDAHL - HUIZAR)

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

1. AUTHORIZE the City Attorney to enter into a settlement in the case entitled Robert Orlando v. City of Los Angeles, Workers' Compensation Appeals Board Case Nos. MON259627, MON266638; Claim Nos. 9002-1981-9886, 9002-1983-326, through a Stipulated Award for 76% permanent total disability in the amount of \$110,515.00, plus a life pension of \$80,400, payable at \$61.85 per week, and future medical care to applicant's back, neck, left knee, both feet and both ankles.
2. AUTHORIZE the City Attorney to resolve the nasal and sinus passages claim for 0% permanent disability together with a finding that there is no need for further medical treatment.

3. AUTHORIZE the City Attorney to execute the Stipulated Award with all appropriate parties for submission to the Workers' Compensation Appeals Board for its award of payment.

This matter was approved by the Budget and Finance Committee (Parks - Greuel - Smith - Rosendahl - Huizar "yes") at its meeting of September 18, 2006, in Closed Session as permitted by Government Code Section 54956.9(a).

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

06-2384

MOTION (GREUEL - GARCETTI) relative to declaring the Van Nuys Community Clean-Up on October 28, 2006 a Special Event (fees and costs absorbed by the City = \$1,370).

06-2385

MOTION (ROSENDAHL - ZINE) relative to declaring the Annual Bonhill Block Party on September 30, 2006 a Special Event (fees and costs absorbed by the City = \$6,729).

04-2215

MOTION (ROSENDAHL - ZINE) relative to declaring the Caribbean Festival and Parade on October 14-15, 2006 a Special Event (fees and costs absorbed by the City = \$14,691).

06-2386

MOTION (WEISS - ROSENDAHL) relative to declaring the Friday Night Lights on November 3, 2006 a Special Event (fees and costs absorbed by the City = \$1,758).

06-2387

MOTION (WEISS - ZINE) relative to declaring the Block Party and Torah Procession on October 11, 2006 a Special Event (fees and costs absorbed by the City = \$1,188).

06-2388

MOTION (WEISS - ZINE) relative to declaring the Seventh Annual Stoneybrook Halloween Block Party on October 29, 2006 a Special Event (fees and costs absorbed by the City = \$1,188).

04-1990

MOTION (REYES - GARCETTI) relative to declaring the Dodgers Post Season Schedule a Special Event (fees and costs absorbed by the City = \$7,000).

05-2310

MOTION (PARKS for PERRY - REYES) relative to declaring the Seventh Annual Japanese Food Festival on October 29, 2006 a Special Event (fees and costs absorbed by the City = \$914).

04-2271

MOTION (PARKS for PERRY - REYES) relative to declaring the Fifth Annual Humanitarian Day on October 15, 2006 a Special Event (fees and costs absorbed by the City = \$1,226).

06-2389

MOTION (ROSENDAHL - SMITH) relative to declaring the Alive and Running 5K/10K Run on October 8, 2006 a Special Event (fees and costs absorbed by the City = \$7,362).

05-2729

MOTION (CARDENAS for PADILLA - GREUEL) relative to declaring the Virgen de Guadalupe Peace March on December 12, 2006 a Special Event (fees and costs absorbed by the City = \$2,654).

04-2029

MOTION (CARDENAS - GREUEL) relative to declaring the Saint Genevieve High School Homecoming Celebration on October 28, 2006 a Special Event (fees and costs absorbed by the City = \$1,800).

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

06-2346 - Arnold Eisenberg

(Zine - All Councilmembers)

Sergeant II Charles P. Urso

(Zine - All Councilmembers)

H.O.P.E. Unit Foundation

(Smith - Zine)

Tim Rudnick

(Rosendahl - All Councilmembers)

Ed Tarvyd

(Rosendahl - All Councilmembers)

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

Ayes, Cardenas, Greuel, Hahn, Huizar, Reyes, Rosendahl, Smith, Zine and President Garcetti (9); Absent: LaBonge, Padilla, Parks, Perry, Weiss and Wesson (6).

Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL