Los Angeles City Council, Journal/Council Proceedings
Tuesday, November 21, 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: Hahn, LaBonge, Padilla, Perry, Reyes, Rosendahl, Smith, Weiss, Wesson and Zine (10); Absent: Cardenas, Greuel, Huizar, Parks and President Garcetti (5).


SALUTE TO THE FLAG

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

Items for Which Public Hearings Have Been Held - Items 1-14

Roll Call #7 - Motion (Padilla - Parks) Adopted, Ayes (12); Absent: Cardenas, Greuel and Huizar (3)
(Item Nos. 1-3)

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

06-2592 CD 13 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 3900 Middlebury 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 in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 06-2592 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 2005-0843 MND] filed on April 8, 2005.
2. ADOPT the FINDINGS of the City Planning Commission 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 Wilshire Community Plan from Public Facilities land use designation to Medium Density Residential land use designation.

Applicant: Ricky and Carolina Perez

CPC 2005-0842 GPA ZC

4. PRESENT and ADOPT the accompanying ORDINANCE, approved by the City Planning Commission effecting a zone change from PF-1XL to (T)(Q) R3-1XL, subject to Conditions of Approval, as attached to the Committee report.

Said rezoning shall be subject to the “Q” Qualified classification zone limitations as shown on the sheets attached to the Committee report.

5. REMOVE (T) Tentative classification as described in detail on the sheet(s) attached to the 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 - JANUARY 8, 2007

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

ITEM NO. (2) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS - TO THE MAYOR FORTHWITH

06-2558

CD 7

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change for property at 8400 North Columbus 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 in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 06-2558 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 2004-2007 MND] filed on May 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 a zone change, incident to a subdivision, from RS-1 to (T)(Q)RD3-1 for a proposed one-lot subdivision and the development of a maximum five dwelling units for property at 8400 North Columbus Avenue, subject to Conditions of Approval.

   Applicant: Tony Le

   APCNV 2004-2760 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.

8. 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 - JANUARY 8, 2007

(LAST DAY FOR COUNCIL ACTION - DECEMBER 20, 2006)
ITEM NO. (3) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS - TO THE MAYOR FORTHWITH

06-2198 CD 7

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT, RESOLUTION, ORDINANCE FIRST CONSIDERATION and APPEAL relative to a General Plan Amendment and zone change for property at 11887 Terra Vista Way.

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 in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 06-2198 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 2004-7910 MND] filed on February 7, 2005.

2. ADOPT the FINDINGS of the Planning Department Hearing Officer, as prepared by the Director Planning, and shown in a report dated November 13, 2006 (attached to the Council file), as the Findings of the Council.

3. ADOPT the accompanying RESOLUTION approving the proposed General Plan Amendment (disapproved by the Mayor and City Planning Commission), to the Sunland-Tujunga-Lakeview Terrace-Shadow Hills-East La Tuna Canyon Community Plan from Minimum Density Residential land use to Low Density Residential land use designation for the proposed construction, use and maintenance of not more than 39 detached dwelling units per 11,000 square feet (reduced from 78 dwelling units), in the (T)(Q) RD6-1 Zone for property at 11887 Terra Vista Way - Periodic Plan Review for Window No. 149, Geographic Area 1.

Applicant: Mark Handel, MWH Development CPC 2005-0855 GPA ZC

(12 Votes Required for approval of General Plan Amendment, disapproved by both the Mayor and City Planning Commission, pursuant to City Charter Section 555)

4. PRESENT and ADOPT the accompanying ORDINANCE, disapproved by the Director of Planning, effecting a zone change from A2-1 to (T)(Q)RD6-1 for the proposed construction, use and maintenance of not more than 39 detached dwelling units per 11,000 square feet (reduced from 78 dwelling units), for property at 11887 Terra Vista Way - Periodic Plan Review for Window No. 149, Geographic Area 1, subject to Conditions of Approval as modified. (This zone change was disapproved by the Mayor, City Planning Commission, and the Director of Planning on behalf of the City Planning Commission.)

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

5. RESOLVE TO GRANT THE APPEAL filed by Mark Handel, MWH Development Corporation (Rob Searcy, MWH Development Corporation, Representative) from the entire determination of the City Planning Commission in disapproving an Ordinance effecting a zone change from A2-1 to (T)(Q)RD6-1, for the proposed construction, use and maintenance of 78 two-story single-family...
dwellings located at 11887 Terra Vista Way, and in determining that the project’s proposed environmental clearance, pursuant to the California Environmental Quality Act is inadequate, and recommending the preparation of an Environmental Impact Report for the project, and THEREBY OVERRULE City Planning Commission and APPROVE the Ordinance in Recommendation No. 4 of the Committee report for the zone change from A2-1 to (T)(Q)RD6-1, for the proposed construction, use and maintenance of not more than 39 detached dwelling units (reduced from 78 dwelling units), for property at 11887 Terra Vista Way. (The General Plan Amendment requested for this project was not appealable to Council.)

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

7. INSTRUCT the Planning Department to update the General Plan and appropriate maps pursuant to this action.

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

9. 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.

10. 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 29, 2006
(LAST DAY FOR COUNCIL ACTION - NOVEMBER 29, 2006)

ITEM NO. (4) - ADOPTED

Roll Call #8 - Motion (Weiss - Reyes) Adopted, Ayes (12); Absent: Cardenas, Greuel and Huizar (3)

06-0400       EXEMPTION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to Beverly Grove Interim Control Ordinance (ICO) for the Wilshire Community Plan Area.

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

1. FIND that this action is exempt from California Environmental Quality Act pursuant to Article II, Section 2(m) of the City's Guidelines.
2. ADOPT the October 18, 2006 FINDINGS of the Director of Planning as the Findings of the Council.

3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, report from the City Planning Commission and a draft ICO to temporarily prohibit the issuance of certain permits on any R1-zoned properties fronting on and bounded by Colgate Avenue on the north, Fairfax Avenue on the east, Lindenhurst Avenue on the south, and San Vicente Boulevard on the west, referred to as the “Beverly Grove” area, as amended by the City Planning Commission to exclude the area provided for required parking, not to exceed 400 square-feet, from the total Floor Area calculation of a property.

Applicant: City of Los Angeles

CPC 2006-2502 ICO

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

ITEM NO. (5) - ADOPTED

Roll Call #4 - Motion (Padilla - Reyes) Adopted, Ayes (10); Absent: Cardenas, Greuel, Huizar, Parks and President Garcetti (5)

05-1213

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to authority to release Senior Service and Family Caregiver (SS&FC) Request for Proposals (RFP).

Recommendations for Council action:

1. AUTHORIZE the Department of Aging (AGE) General Manager to release 16 RFPs for its SS&FC programs, substantially in the form of the drafts included in the AGE report dated September 28, 2006 (Contained in Council file No. 05-1213) and subject to City Attorney review and approval, for an initial contract period of July 1, 2007 through June 30, 2008, with three one-year renewal options that are subject to satisfactory contract performance and sufficient program funding.

2. INSTRUCT the AGE to report back with the RFP results and recommendations for selection of service providers.

Fiscal Impact Statement: The City Administrative Officer reports that the adoption of the recommendations above will have no impact on the General Fund. Since no funding commitments are being made at this time, the City’s Financial Policies are not applicable. The funding level of the SS&FC contracts ultimately awarded under the 2007-11 RFPs, will be contingent upon the continuation of City funding and the amounts of federal and state grant awards. Currently, a combined total of $5.5 million in discretionary City General Fund and Proposition A monies augment grant funds and provide for senior transportation and meal services. Absent an increase in grant funds, a continuing commitment of General Fund and Proposition A monies would be required to maintain SS&FC services at their current levels.
ITEM NO. (6) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #9 - Motion (LaBonge - Padilla) to Adopt as Amended, Ayes (12); Absent: Cardenas, Greuel and Huizar (3)

06-1387

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to the City’s Mural Restoration Program.

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

1. DIRECT the Department of Cultural Affairs (CAD) to head a multi-departmental task force consisting, but not limited to, the Department of Public Works Office of Community Beautification, Los Angeles Police Department, City Attorney’s Office, Department of Building and Safety Sign Code Division, and Community Development Department, to develop a unified plan to combat vandalism on the City’s mural heritage.

2. REQUEST the City Attorney to draft an ordinance that will offer greater protection to the City’s public art and to murals on non-City owned properties.

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

ADOPTED

AMENDING MOTION (PERRY - LABONGE)

Recommendations for Council action:

1. ALLOCATE funding to the CAD in the amount of $75,000 to be used to continue their work on restoration of five to six of the City’s significant and endangered murals.

2. ALLOCATE funding to the CAD in the amount of $50,000 to be used for professional inspection survey of the 300 City-sponsored murals in relation to the presence of viable anti-graffiti coatings.

3. INSTRUCT the City Administrative Officer and the CAD to report back in two weeks to Committee on the above two recommendations.

ITEM NO. (7) - ADOPTED

Roll Call #4 - Motion (Padilla - Reyes) Adopted, Ayes (10); Absent: Cardenas, Greuel, Huizar, Parks and President Garcetti (5)

06-1726

CD 4

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to installing a fence around the perimeter of Shatto Park.
Recommendation for Council action, pursuant to Motion (LaBonge - Wesson):

INSTRUCT the Department of Recreation and Parks, with assistance from the Department of General Services, to report on the feasibility of installing a fence around the perimeter of Shatto Park to keep individuals from entering the park during non-operating hours.

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

ITEM NO. (8) - CONTINUED TO DECEMBER 12, 2006

Roll Call #1 - Motion (Zine - Rosendahl) Adopted to Continue, Unanimous Vote (10); 
Absent: Cardenas, Greuel, Huizar, Parks and President Garcetti (5)

04-1822-S8
CONTINUED CONSIDERATION OF BUDGET AND FINANCE COMMITTEE REPORT relative to amending the City Financial Policies concerning the sale of surplus equipment to all Sister Cities of Los Angeles and their official organizations.

Recommendation for Council action:

RECEIVE and FILE the Motion (Zine - LaBonge) relative to amending the City Financial Policies concerning the sale of surplus equipment, to exempt all Sister Cities of Los Angeles and their official organizations so that the City may continue to sell equipment and vehicles for less than current market value to these agencies, inasmuch as a previous Council action amended the Financial Policies to include a provision stating that Official Sister Cities of the City and their official organizations may purchase equipment up to an annual total of $50,000 fair market value, and no further Council action is necessary.

Fiscal Impact Statement: Not applicable.

(Continued from Council meeting of November 7, 2006)

ITEM NO. (9) - CONTINUED TO DECEMBER 12, 2006

Roll Call #2 - Motion (Smith - Rosendahl) Adopted to Continue, Unanimous Vote (10); 
Absent: Cardenas, Greuel, Huizar, Parks and President Garcetti (5)

06-2130 CD 13
CONTINUED CONSIDERATION OF HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to a Settlement Agreement with Dome Entertainment Center Inc. (DEC) and Nationwide Theatres Corporation regarding the payment of daily charges at the Cinerama Dome parking structure.

Recommendations for Council action:
1. APPROVE, subject to the review of the City Attorney as to form and legality, the Settlement Agreement (Attachment A of the Community Redevelopment Agency (CRA) report dated September 11, 2006) with DEC and Nationwide Theatres Corporation which provides, among other things, that:
   
a. The DEC shall pay $500,000 in Daily Charges (bond debt service).
   
b. The CRA shall reimburse the DEC $500,000 for off-site public improvements made by DEC adjacent to the Cinerama Dome.
   
c. The CRA shall construct new public improvements in the amount of $400,000 adjacent to the Cinerama Dome.
   
d. The CRA shall pay $786,068 for Development Tax Increment.
   
e. The CRA shall instruct the trustee to reduce the stated amount of the Letter of Credit by $34,228.

2. AUTHORIZE the Chief Executive Officer, CRA, or designee, to execute the Settlement Agreement with DEC and Nationwide Theatres Corporation.

3. AMEND the CRA Fiscal Year (FY) 07 Budget and Work Program for additional carryover by recognizing $286,068 of unspent Hollywood Bond Proceeds Series D from FY06 and allocating those resources to the Cinerama Dome Public Parking objective (HW4600).

   Fiscal Impact Statement: The Chief Legislative Analyst reports that resources from the Hollywood Bond Proceeds Series D will be allocated to the Cinerama Dome Public Parking objective. The remainder of the settlement agreement will be funded from FY08 Tax Increment Benefit.

   (Continued from Council meeting of November 14, 2006)

Roll Call #4 - Motion (Padilla - Reyes) Adopted, Ayes (10); Absent: Cardenas, Greuel, Huizar, Parks and President Garcetti (5)
   (Item Nos. 10-13)

ITEM NO. (10) - ADOPTED

05-0495-S1
   PERSONNEL COMMITTEE REPORT relative to a contract with Prince and Phelps Consultants for the Workplace Violence Prevention Program.

   Recommendation for Council action:

   AUTHORIZE the General Manager, Personnel Department, or designee, to execute a contract with Prince & Phelps for workplace violence services for a period of one year, in the amount of $1,185,840 with two one-year option periods, subject to the review of the City Attorney as to form and legality.
Fiscal Impact Statement: The City Administrative Officer reports that funding in the amount of $250,000 is available in the Personnel Department's contractual services accounts (Department 66, Fund 100, Account 3040) for 2006-07. The proposed contract complies with the adopted Financial Policies of the City to the extent that $250,000 has been budgeted for this purpose. Any additional amount needed for this contract will be addressed in subsequent financial status reports.

(Budget and Finance Committee waived consideration of the above matter)

ITEM NO. (11) - ADOPTED

07-0001
RULES AND ELECTIONS COMMITTEE REPORT relative to the 2007 Council Recess Schedule.

Recommendations for Council action:

1. RESOLVE, in accordance with Charter Section 242, that Council recess on the following days in Calendar Year 2007:

   Good Friday, April 6, 2007
   Summer Recess, Tuesday, August 21, 2007 through Friday, August 31, 2007
   Winter Recess, Friday, December 21, 2007 through Friday, January 4, 2008

2. RESOLVE that Council, in accordance with Charter Section 242, recess on the days identified below to attend conferences in Calendar Year 2007, with the understanding that Council may introduce resolutions to remove the dates from the recess schedule:

   National League of Cities' Congressional Cities Conference, Friday, March 9, 2007 through Wednesday, March 14, 2007 (event held from March 10, 2007 through March 14, 2007, in Washington, D.C.; March 9, 2007 is recommended as a travel day)
   League of California Cities’ Annual Conference, Tuesday, September 4, 2007 through Friday, September 7, 2007 (event held from September 5, 2007 through September 8, 2007, in Sacramento, California; September 4, 2007 is recommended as a travel day)
   National League of Cities' Congress of Cities Conference, Tuesday, November 13, 2007 through Friday, November 16, 2007 (event held from November 13, 2007 through November 17, 2007 in New Orleans, Louisiana)

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

ITEM NO. (12) - ADOPTED

07-1100-S4
RULES AND ELECTIONS COMMITTEE REPORT relative to the 2007 Los Angeles Municipal Elections.

Recommendation for Council action:
NOTE and FILE the City Clerk’s report relative to the 2007 Los Angeles Municipal Elections, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (13) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATIONS - TO THE MAYOR FORTHWITH

TRANSPORTATION COMMITTEE REPORT relative to a proposed personal services agreement with Executive Information Systems, LLC (EIS) for consulting and support services in connection with a Performance Management System.

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

1. AUTHORIZE the Los Angeles Department of Transportation (LADOT) to execute an Agreement with EIS for professional services relative to implementing a Performance Management System for a term of approximately 75 days and a total cost of $329,981, subject to City Attorney approval as to form.

2. AUTHORIZE the appropriation and transfer of $471,228 from the Proposition C Antigridlock Improvement Fund 540, Department No. 94, Transportation Grant Fund Work Program Account A655 to the LADOT operating budget, General Fund 100, Department No. 94, Contractual Services Account 3040.

3. AUTHORIZE the appropriation and transfer of $201,954 from the Proposition A Local Transit Assistance Fund 385, Department No. 94, Reserve for Future Transit Capital and Services Account A399 to the LADOT operating budget, General Fund 100, Department No. 94, Contractual Services Account 3040.

4. AUTHORIZE the LADOT to prepare Controller instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer and AUTHORIZE the Controller to implement the instructions.

5. DIRECT the LADOT to report to Council in six months on the status of the Performance Management System.

Fiscal Impact Statement: The LADOT reports that the purchase of equipment ($344,201) and the proposed personal services agreement with EIS for the installation and support services ($328,981) for the Performance Management System totals approximately $673,000. Approval of the transfers of funds for the purchase of the performance management system hardware and software and approval of the proposed personal services agreement with EIS to provide installation and support services related to the Performance Management System is proposed to be funded by Propositions A and C, subject to the approval of the Los Angeles County Metropolitan Transportation Authority. There is no anticipated impact on the General Fund. Should the LADOT wish to expand the use of the Performance Management System to include activities not funded by Propositions A and C, the LADOT should identify a source of funds and the amount of funding that will contribute to the maintenance and license renewal of the system.
ITEM NO. (14) - ADOPTED

Roll Call #10 - Motion (Hahn - Rosendahl) Adopted, Ayes (12); Absent: Cardenas, Greuel and Huizar (3)

04-1822-S3

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT, ENERGY AND ENVIRONMENT and TRADE, COMMERCE AND TOURISM COMMITTEES’ REPORT relative to urging the Boards of the Community Redevelopment Agency (CRA), Los Angeles World Airports (LAWA), Harbor Department, and Department of Water and Power (LADWP) to adopt the City’s Financial Policies.

Recommendations for Council action, pursuant to Motion (Parks - Smith):

1. URGE:
   a. The Board of CRA Commissioners to adopt the City of Los Angeles' Financial Policies as adopted by the Council and approved by the Mayor in April 2005, or a set of similar Financial Policies as appropriate to the CRA.
   b. The Board's of the LAW A, Harbor Department, and LADWP to adopt, at their first opportunity, the City's Financial Policies as adopted by the Council and approved by the Mayor in April 2005.

2. INSTRUCT the City Administrative Officer (CAO) and the Chief Legislative Analyst (CLA) to provide assistance to the CRA and proprietary departments, as may be warranted.

Fiscal Impact Statement: Neither the CAO nor the CLA has completed a financial analysis of this report.

Items for Which Public Hearings Have Not Been Held - Items 15-62
(10 Votes Required for Consideration)

Roll Call #7 - Motion (Padilla - Parks) Adopted, Ayes (12); Absent: Cardenas, Greuel and Huizar (3) (Item Nos. 15-21)

ITEM NO. (15) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS - SET FOR HEARING JANUARY 23, 2007

06-2329 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 BAYWATER AVENUE AND 29TH 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 September 26, 2006.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JANUARY 23, 2007 as the hearing date for the maintenance of Baywater Avenue and 29th Street Lighting District, in accordance with Proposition 218, Articles XIIIC and XIIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, $581.42 will be collected annually starting with tax year 2007-08 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: January 15, 2007)

ITEM NO. (16) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS - SET FOR HEARING JANUARY 23, 2007

06-2377 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 LETICIA PLACE AND WYANDOTTE 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 October 3, 2006.

2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JANUARY 23, 2007 as the hearing date for the maintenance of Leticia Place and Wyandotte Street Lighting District, in accordance with Proposition 218, Articles XIIIC and XIIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, $428.40 will be collected annually starting with tax year 2007-08 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: January 15, 2007)

ITEM NO. (17) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS - SET FOR HEARING JANUARY 23, 2007

06-2397 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 CUMPSTON STREET AND LANKERSHIM 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 October 5, 2006.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of
JANUARY 23, 2007 as the hearing date for the maintenance of Cumpston Street and
Lankershim Boulevard 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, $86.89 will be collected
annually starting with tax year 2007-08 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: January 15, 2007)

ITEM NO. (18) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS -
SET FOR HEARING JANUARY 23, 2007

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION
FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of
WOODBRIDGE STREET AND WHITSETT 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 October 11, 2006.

2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of
JANUARY 23, 2007 as the hearing date for the maintenance of Woodbridge Street and Whitsett
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, $489.60 will be collected
annually starting with tax year 2007-08 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: January 15, 2007)

ITEM NO. (19) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS -
SET FOR HEARING JANUARY 23, 2007

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION
FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of
BURBANK BOULEVARD AND VENTURA CANYON 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 October 11, 2006.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JANUARY 23, 2007 as the hearing date for the maintenance of Burbank Boulevard and Ventura Canyon Avenue Lighting District, in accordance with Proposition 218, Articles XIIIC and XIIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, $1,007.96 will be collected annually starting with tax year 2007-08 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: January 15, 2007)

ITEM NO. (20) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS - SET FOR HEARING JANUARY 23, 2007

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of MACLAY STREET AND FENTON 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 October 5, 2006.

2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of JANUARY 23, 2007 as the hearing date for the maintenance of Maclay Street and Fenton Avenue Lighting District, in accordance with Proposition 218, Articles XIIIC and XIIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, $388.62 will be collected annually starting with tax year 2007-08 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: January 15, 2007)

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

COMMUNICATION FROM THE CITY ATTORNEY, ORDINANCE FIRST CONSIDERATION and RESOLUTIONS relative to a proposed Charter Amendment for the establishment of a public service purchase program and calling a Special Election and consolidating it with the City’s Primary Nominating Election on March 6, 2007.

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

A. PRESENT and ADOPT the accompanying ORDINANCE calling a Special Election to be held on Tuesday, March 6, 2007, for the purpose of submitting to the qualified voters of the City of Los Angeles a proposed Charter amendment and to consolidate this Special Election with the City’s Primary Nominating Election to be held on the same date.
B. BALLOT TITLE RESOLUTION for the above matter, BE ADOPTED, as follows:

ESTABLISHMENT OF A PUBLIC SERVICE PURCHASE PROGRAM. CHARTER AMENDMENT ______.

Shall the Charter be amended to authorize the Council of the City of Los Angeles to establish a voluntary program to allow members to purchase service credit with the Fire and Police Pension Plan for full-time service with other public agencies, provided the member pays the full actuarial cost for the service purchased?

C. RESOLUTION providing that a certain proposal to amend the Charter of the City of Los Angeles be submitted to the qualified voters of the City of Los Angeles, BE ADOPTED.

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

Roll Call #11 - Motion (Zine - Wesson) Adopted, Ayes (12); Absent: Cardenas, Greuel and Huizar (3)

07-1100-S8 COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to calling and ordering the Primary Nominating Election and the General Municipal Election, if necessary, for members of the Los Angeles City Council and members of the Board of Education and consolidated elections for members of the Board of Community College Trustees.

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

PRESENT and ADOPT the accompanying ORDINANCE calling, ordering, providing for and giving notice of a Primary Nominating Election and General Municipal Election on Tuesday, March 6, 2007, and Tuesday, May 15, 2007, respectively, in the City of Los Angeles, the Los Angeles Unified School District and the Los Angeles Community College District.

(Rules and Elections Committee waived consideration of the above matter)

ITEM NO. (23) - ADOPTED

Roll Call #12 - Motion (Padilla - LaBonge) Adopted, Ayes (12); Absent: Cardenas, Greuel and Huizar (3)

06-0005-S437 RESOLUTION removing the property at 754 East 24th Street from the Rent Escrow Account Program [REAP], (Case No. 5600), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department (LAHD), Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the LAHD’s report of November 9, 2006.

Assessor I.D. No. 5131-023-007

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on July 30, 2002)
ITEM NO. (24) - ADOPTED

06-0005-S438
CD 10 RESOLUTION removing the property at 2942 South La Brea Avenue from the Rent Escrow Account Program [REAP], (Case No. 8662), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department (LAHD), Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the LAHD’s report of November 9, 2006. Assessor I.D. No. 5049-030-012

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 5, 2006)

ITEM NO. (25) - ADOPTED

06-0005-S439
CD 13 RESOLUTION removing the property at 5139 West Marathon Street from the Rent Escrow Account Program [REAP], (Case No. 8681), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department (LAHD), Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the LAHD’s report of November 9, 2006. Assessor I.D. No. 5535-012-017

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 13, 2006)

ITEM NO. (26) - ADOPTED

06-0005-S440
CD 8 RESOLUTION removing the property at 1260 Rolland Curtis Place from the Rent Escrow Account Program [REAP], (Case No. 8683), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department (LAHD), Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the LAHD’s report of November 9, 2006. Assessor I.D. No. 5037-009-005

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 13, 2006)

ITEM NO. (27) - ADOPTED

06-0005-S441
CD 1 RESOLUTION removing the property at 1361 West Temple Street from the Rent Escrow Account Program [REAP], (Case No. 8702), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department (LAHD), Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the LAHD’s report of November 9, 2006. Assessor I.D. No. 5160-005-005

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 25, 2006)
ITEM NO. (28) - ADOPTED

06-0005-S442
CD 10  RESOLUTION removing the property at 2946 South La Brea Avenue from the Rent Escrow Account Program [REAP], (Case No. 8719), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department (LAHD), Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the LAHD's report of November 9, 2006. Assessor I.D. No. 5049-030-013

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 23, 2006)

ITEM NO. (29) - ADOPTED

06-0005-S443
CD 1  RESOLUTION removing the property at 989 North West Kensington Road from the Rent Escrow Account Program [REAP], (Case No. 11582), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department (LAHD), Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the LAHD's report of November 9, 2006. Assessor I.D. No. 5405-005-034

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 10, 2006)

ITEM NO. (30) - ADOPTED

06-0005-S444
CD 15  RESOLUTION removing the property at 801 West Oliver Street from the Rent Escrow Account Program [REAP], (Case No. 20733), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department (LAHD), Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the LAHD's report of November 9, 2006. Assessor I.D. No. 7447-013-016

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on October 10, 2006)

ITEM NO. (31) - ADOPTED

06-0005-S445
CD 14  RESOLUTION removing the property at 518 South Breed Street from the Rent Escrow Account Program [REAP], (Case No. 24179), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department (LAHD), Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the LAHD's report of November 9, 2006. Assessor I.D. No. 5183-015-032

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 9, 2006)
ITEM NO. (32) - ADOPTED

06-0005-S446
CD 14 RESOLUTION removing the property at 215 North Indiana Street from the Rent Escrow Account Program [REAP], (Case No. 25137), inasmuch as the owner has corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department LAHD), Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the LAHD's report of November 9, 2006. Assessor I.D. No. 5179-018-018

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 23, 2006)

ITEM NO. (33) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

06-0146
COMMUNICATION FROM CHAIR, ARTS, PARKS, HEALTH AND AGING COMMITTEE relative to Quarterly Accountability of Funds Reports for the Olive View Medical Center for the periods of January 1, 2006 through March 31, 2006 and July 1, 2006 through September 30, 2006.

Recommendation for Council action:

RECEIVE and FILE the communications from the County of Los Angeles relative to Quarterly Accountability of Funds Reports for the Olive View Medical Center for the periods of January 1, 2006 through March 31, 2006 and July 1, 2006 through September 30, 2006, inasmuch as the reports are submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

ITEM NO. (34) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION, AS AMENDED - SEE FOLLOWING

Roll Call #13 - Motion (Parks - Rosendahl) to Adopt as Amended, Ayes (11); Absent: Cardenas, Greuel, Huizar and Padilla (4)

06-0600-S59
COMMUNICATION FROM CHAIR, and VICE CHAIR, BUDGET AND FINANCE COMMITTEE relative to the First Financial Status Report for Fiscal Year (FY) 2006-07.

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

APPROVE the recommendations of the City Administrative Officer (CAO) contained in the FY 2006-07 First Financial Status Report, dated October 31, 2006, attached to the Committee report, with the following amendments:

a. Revise CAO recommendation No. 52 as follows: AUTHORIZE the Controller to increase appropriations to the Information Technology Agency Fund No. 100/32, Account 1100, Hiring Hall Salaries, in the amount of $158,000 from MCLA Fund No. 290/70, Account S929, Mobile Data Radio System Upgrade, for the installation of Mobile Digital Computers into Police Department vehicles.
b. Transfer $160,000 from the Reserve Fund to the Unappropriated Balance and appropriate therefrom to the City Administrative Officer Fund No. 100/10, Contractual Services Account No. 3040, to execute the second year of the Barrington-Wellesly Group contract related to updating the Revenue Requirements Study for the Department of Water and Power.

Fiscal Impact Statement: The CAO reports transfers, appropriations, and adjustments totaling $53,371,937. Of this amount, $19,801,903 are for Bond and construction projects, $10,177,739 for reappropriations from the Reserve Fund, $6,742,975 for appropriations from special funds, $5,150,000 for appropriations from the Unappropriated Balance, $3,672,000 for an appropriation from the Reserve Fund, $5,237,846 for transfers between accounts within various departments and funds, $1,574,765 for reappropriations from special funds, $767,556 for transfers between various departments and funds, $206,041 for a Reserve Fund loan, and $41,112 to process a payment to the Department of Fire and Police Pensions. Additionally, at this time, there is no change from the 2006-07 Adopted Budget projected Reserve Fund balance at June 30, 2007.

ADOPTED

AMENDING MOTION (ZINE - SMITH)

INSTRUCT the CAO and the Los Angeles Police Department (LAPD), to identify funding to increase sworn overtime for police divisions in areas that have reported increases in gang activities through the end of the calendar year, and to report to the Budget and Finance Committee in one week regarding funding options, LAPD’s current plans for sworn overtime use during the holiday season, and an analysis of how additional funding would be utilized.

ADOPTED

MOTION (HAHN - LABONGE)

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

1. AUTHORIZE the Controller to TRANSFER $175,852 from the Proposition K Fund No. 43K from Account Y363, Banning Museum Phase II, to the General Services Department, Account A140 and APPROPRIATE to the following accounts in General Services Fund No. 100/40:

<table>
<thead>
<tr>
<th>Account</th>
<th>Title</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>1101</td>
<td>Hiring Hall Construction</td>
<td>$ 85,426</td>
</tr>
<tr>
<td>1121</td>
<td>Hiring Hall Fringe Benefits</td>
<td>16,485</td>
</tr>
<tr>
<td>3180</td>
<td>Construction Materials and Supplies</td>
<td>73,941</td>
</tr>
<tr>
<td></td>
<td>Total</td>
<td>$175,852</td>
</tr>
</tbody>
</table>

2. REQUEST the Department of General Services to submit expenditure reports to the Bureau of Engineering and the CAO on a monthly basis.

3. AUTHORIZE the Board of Public Works to TRANSFER funds not to exceed $175,852 on an as-needed basis, subject to the approval of the expenditure reports.
4. AUTHORIZE the CAO to make technical corrections as necessary to implement the Mayor and Council intentions.

ADOPTED

AMENDING MOTION (PARKS - GARCETTI)

1. INSTRUCT the City General Managers to:
   a. Limit the filling of vacancies to only critical and essential public service positions to address legal or public health and safety emergencies and to include a brief statement with their monthly Employment Level Reports that identifies the positions filled during the previous month and the reasons why.
   b. Defer any new initiatives that require additional General Fund support until they have been evaluated and approved for 2007-08.
   c. Reduce expenditures to generate internal savings to cover any anticipated deficits for the remainder of the fiscal year and to ensure that no new General Fund appropriations will be needed.
   d. Ensure that all revenue targets will be met or exceeded.
   e. Ensure that Reserve Fund loans are paid back on a timely basis.
   f. Continue efforts to attain full cost-recovery of special services by adjusting fees and including annual inflationary increases.
   g. Conduct a thorough review of all prior-year encumbrances and identify those that can be reverted to the Reserve Fund.

2. INSTRUCT the CAO to:
   a. Review with departments all unspent, prior year MICLA monies that are over three years old and provide recommendations on sweeping those unspent, prior-year monies to the Budget and Finance Committee.
   b. Include in its Mid-Year Financial Status Report recommendations for budget adjustments and other fiscal actions that will increase the City’s Reserve Fund.

3. INSTRUCT the LAPD to examine and report back on the possibility of having more than 13 classes of 50 police recruits this fiscal year.

4. INSTRUCT the CAO, with the assistance of the LAPD, to report back on Police sworn overtime usage by obligatory and discretionary categories. Discretionary spending is to be defined as overtime being used to augment the everyday (straight-time) workforce as opposed to employees that are obligated to work overtime (e.g., attend court on their day-off, tactical alert, etc.).
5. INSTRUCT the CAO to report to the Budget and Finance Committee regarding the supplemental questions relative to LAPD sworn overtime provided by the Chair of Budget and Finance Committee on November 13, 2006 to the CAO.

6. INSTRUCT the Council, subject to the approval of the Mayor to:

   a. Authorize the Controller to transfer $127,800 from the Unappropriated Balance, Fund No. 100, Department 58, Account No. 0197, City Attorney Outside Counsel to Fund No. 100, Department 12, Account No. 9301, City Attorney Outside Counsel, for the law firm of Mayer Brown Rowe & Maw LLP to assist with the Donner v. City of Los Angeles, BS 104862 and B193531 (Donner) and the Pasley v. Martinez, BS 104788 and B193565 (Pasley) cases.

   b. Authorize the City Attorney, or designee, to amend the contract with Mayer Brown Rowe & Maw LLP to include the defense for the Pasley case.

   c. Request the City Attorney to provide the Budget and Finance Committee an expenditure plan for outside counsel expenses for the balance of the 2006-07 fiscal year.

7. AUTHORIZE the CAO to prepare Controller instructions for any necessary technical adjustments to the above, and AUTHORIZE the Controller to implement the instructions.

ADOPTED

MOTION (PARKS - HAHN)

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

1. AUTHORIZE the Controller to TRANSFER $114,500 within the Proposition K Fund No. 43K/10 from Account W459 to General Services A140 and APPROPRIATE therefrom to the following accounts in General Services Fund No. 100/40 for the Loren Miller Recreation Center - Childcare Center project as follows:

<table>
<thead>
<tr>
<th>Account</th>
<th>Title</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>1014</td>
<td>Construction Salaries</td>
<td>$ 34,500</td>
</tr>
<tr>
<td>3180</td>
<td>Construction Materials &amp; Supplies</td>
<td>$ 80,000</td>
</tr>
</tbody>
</table>

2. INSTRUCT the Department of General Services to submit expenditure reports to the Bureau of Engineering, the Department of Recreations and Parks and the CAO on a monthly basis.

3. AUTHORIZE the CAO to make technical corrections as necessary to implement the Mayor and Council intentions.
ADOPTED

AMENDING MOTION (PARKS - SMITH)

INSTRUCT the CAO to audit Police Overtime; and further, INSTRUCT the LAPD to cooperate with the CAO in the performance of the audit.

ADOPTED

AMENDING MOTION (PERRY - PARKS)

TRANSFER $76,135 from Sites and Facilities, Fund 209/88 from Account 209, Ross Snyder Recreation Center to Account A140.

Roll Call #5 - Motion (Hahn - Zine) Adopted, Ayes (10); Absent: Cardenas, Greuel, Huizar, Parks and President Garcetti (5) (Item Nos. 35-40)

ITEM NO. (35) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

06-2617 CD 6 ADMINISTRATIVE EXEMPTION and COMMUNICATION FROM THE BOARD OF AIRPORT COMMISSIONERS relative to a proposed First Amendment to Lease No. VNA-2501 with Gausman Van Nuys Inc. covering lease extension, improvement reversion date, seven-year payment plan and financing provisions of the lease at Van Nuys Airport.

Recommendations for Council action:

1. FIND that the First Amendment to Lease No. VNA-2501 with Gausman Van Nuys Inc. covering lease extension, improvement reversion date, seven-year payment plan and financing provisions of the lease at Van Nuys Airport is administratively exempt from the requirements of the California Environmental Quality Act (CEQA), as provided by Article III, Class 1 (18)(c) of the Los Angeles City CEQA Guidelines.

2. APPROVE the First Amendment to Lease No. VNA-2501 with Gausman Van Nuys Inc.; and CONCUR with the Board of Airport Commissioners’ action on October 23, 2006, Board Order No. AO-5037, authorizing the Executive Director of the Los Angeles World Airports (LAWA) to execute said First Amendment.

Fiscal Impact Statement: The City Administrative Officer reports that there is no impact on the General Fund. Since the LAWA is only bound by the City Debt Management Policies, the City Financial Policies are not applicable. Approval of the proposed First Amendment will generate approximately $2,756,560 in additional revenue for the Airport Revenue Fund. This total has two components, approximately $913,061 from the payment of the retroactive rent, including interest, and approximately $1,843,500 from increased rent revenue.
ITEM NO. (36) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION TO VACATE relative to the alley southerly of Martin Luther King Jr. Boulevard (formerly Santa Barbara Avenue) and westerly of Grand Avenue - VAC-21862.

Recommendations for Council action:

1. REAFFIRM the FINDINGS of July 9, 1981, that this vacation is in substantial conformance with the General Plan, pursuant to Section 556 of the Los Angeles City Charter (subject to the conditions contained therein).

2. ADOPT the accompanying RESOLUTION TO VACATE No. 06-21862 for the alley southerly of Martin Luther King Jr. Boulevard (formerly Santa Barbara Avenue) and westerly of Grand Avenue, thereby VACATING the previously approved Resolution to Vacate No. 82-21862.

3. APPROVE the City Engineer report dated September 12, 2006 for the vacation.

4. FIND that there is a public benefit to this vacation, and RELIEVE the City, upon vacation of the alley, of its ongoing obligation to maintain the alley and of any potential liability that might result from continued ownership of the involved alley easement.

5. INSTRUCT the Department of Public Works, Bureau of Engineering, Land Development Group, to record the Resolution with the Los Angeles County Recorder.

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

ENVIRONMENTAL WORK COMPLETED FOR THIS PROJECT

ITEM NO. (37) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

CATEGORICAL EXEMPTION and COMMUNICATION FROM THE CITY ENGINEER relative to an offer to dedicate easement for street and sanitary sewer purposes lying on 3923-41 Hopevale Drive.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(19) of the City’s Environmental Guidelines.
2. ADOPT the City Engineer report dated August 3, 2006 to dedicate street and sanitary sewer easement lying on 3923-41 Hopevale Drive - Right of Way No. 36000-1589.

3. AUTHORIZE the Board of Public Works to acquire the dedication.

Fiscal Impact Statement: The City Engineer reports that a fee of $1,284.00 was paid for processing this request pursuant to Sections 7.3 and 7.41.1 of the Los Angeles Administrative Code. No additional City Funds are needed.

ITEM NO. (38) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

06-2169 CD 3

CATEGORICAL EXEMPTION and COMMUNICATION FROM THE CITY ENGINEER relative to an offer to dedicate easement for sanitary sewer purposes lying on property south of Victory Boulevard between De Soto and Winnetka Avenues.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(19) of the City's Environmental Guidelines.

2. ADOPT the City Engineer report dated August 17, 2006 to dedicate sanitary sewer easement lying on property south of Victory Boulevard between De Soto and Winnetka Avenues - Right of Way No. 36000-1602.

3. AUTHORIZE the Board of Public Works to acquire the dedication.

Fiscal Impact Statement: The City Engineer reports that a fee of $1,284.00 was paid for processing this request pursuant to Sections 7.3 and 7.41.1 of the Los Angeles Administrative Code.

ITEM NO. (39) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

06-2320 CD 2

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER relative to an offer to dedicate easement for street purposes on Van Nuys Boulevard, north of Circle Drive.

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(19) of the City's Environmental Guidelines.

2. ADOPT the City Engineer report dated September 26, 2006, to dedicate easement for street purposes lying on Van Nuys Boulevard, north of Circle Drive - Right of Way No. 36000-1594.

3. AUTHORIZE the Board of Public Works to acquire the dedication.

Fiscal Impact Statement: The City Engineer reports that a fee of $1,284.00 was paid for processing this request pursuant to Sections 7.3 and 7.41.1 of the Los Angeles Administrative Code. No additional funds are required from the General Fund.
ITEM NO. (40) - ADOPTED

06-2797
CD 13 MOTION (GARCETTI - LABONGE) relative to declaring the Escape From the Mall on December 17, 2006 a Special Event (fees and costs absorbed by the City = none submitted).

Recommendation for Council action:

DECLARE the Escape From the Mall, sponsored by the Silverlake Chamber of Commerce on December 17, 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. (41) - ADOPTED

Roll Call #14 - Motion (Parks - LaBonge) Adopted, Ayes (11); Absent: Cardenas, Greuel, Huizar and Padilla (4)

06-2798
CD 8 MOTION (PARKS - LABONGE) relative to declaring the University of Southern California (USC) Third Annual Conquest on November 30, 2006 a Special Event (fees and costs absorbed by the City = $3,000).

Recommendation for Council action:

DECLARE the USC Third Annual Conquest, sponsored by USC on November 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.

Roll Call #5 - Motion (Hahn - Zine) Adopted, Ayes (10); Absent: Cardenas, Greuel, Huizar, Parks and President Garcetti (5)
(Item Nos. 42-44)

ITEM NO. (42) - ADOPTED

06-2799
CD 1 MOTION (REYES - ROSEDAHL) relative to declaring the Alzheimers Association Press Conference and community outreach event on November 15, 2006 a Special Event (fees and costs absorbed by the City = $750).

Recommendation for Council action:

DECLARE the Alzheimers Association Press Conference and community outreach event sponsored by St. Barnabas Senior Center on November 15, 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. (43) - ADOPTED

04-2409
CD 8
MOTION (PARKS - LABONGE) relative to declaring the Annual Thanksgiving Day Celebration Dinner on November 23, 2006 a Special Event (fees and costs absorbed by the City = $700).

Recommendation for Council action:

DECLARE the Annual Thanksgiving Day Celebration Dinner, sponsored by the Faith in Christ Ministries on November 23, 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. (44) - ADOPTED

06-2804
CD 15
MOTION (HAHN - LABONGE) relative to declaring the Customer Holiday Luncheon on December 12, 2006 a Special Event (fees and costs absorbed by the City = $1,260).

Recommendation for Council action:

DECLARE the Customer Holiday Luncheon, sponsored by the Port of Los Angeles on December 12, 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. (45) - ADOPTED

Roll Call #15 - Motion (LaBonge - Hahn) Adopted, Ayes (11); Absent: Cardenas, Greuel, Huizar and Padilla (4)

06-2806
CD 15
MOTION (HAHN - LABONGE) relative to declaring the Thanksgiving Dinner for the Homeless and Community on November 21, 2006 a Special Event (fees and costs absorbed by the City = $1,226).

Recommendation for Council action:

DECLARE the Thanksgiving Dinner for the Homeless and Community, sponsored by His Sheltering Arms, Inc. on November 21, 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 #5 - Motion (Hahn - Zine) Adopted, Ayes (10); Absent: Cardenas, Greuel, Huizar, Parks and President Garcetti (5)
(Item Nos. 46-50)

ITEM NO. (46) - ADOPTED

05-2177
CD 4  MOTION (LABONGE - ROSENDHAHL) relative to declaring the Annual Sycamore Square Block Party on December 3, 2006 a Special Event (fees and costs absorbed by the City = $830).

Recommendation for Council action:

DECLARE the Annual Sycamore Square Block Party, sponsored by the residents of Sycamore Square on December 3, 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. (47) - ADOPTED

06-2812
CD 7  MOTION (PADILLA - CARDENAS) relative to declaring the Virgen de Guadalupe Procession on December 10, 2006 a Special Event (fees and costs absorbed by the City = $2,920).

Recommendation for Council action:

DECLARE the Virgen de Guadalupe Procession, sponsored by Our Lady of Peace Catholic Church on December 10, 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

06-2813
CD 15  MOTION (HAHN - PERRY) relative to declaring the Day of Service in Watts on November 18, 2006 a Special Event (fees and costs absorbed by the City = $8,250).

Recommendation for Council action:

DECLARE the Day of Service in Watts, sponsored by Mayor Antonio Villaraigosa and Councilmember Janice Hahn on November 18, 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. (49) - ADOPTED

05-2508 CD 5 MOTION (WEISS - ZINE) relative to declaring the Annual Thanksgiving Community Event on November 23, 2006 a Special Event (fees and costs absorbed by the City = $1,188).

Recommendation for Council action:

DECLARE the Annual Thanksgiving Community Event, sponsored by St. Marks Church on November 23, 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. (50) - ADOPTED

06-2814 CD 5 MOTION (WEISS - ZINE) relative to declaring the Chanukah Parade on December 18, 2006 a Special Event (fees and costs absorbed by the City = $2,510).

Recommendation for Council action:

DECLARE the Chanukah Parade, sponsored by the Yeshiva Ohr Elchonon Chabad on December 18, 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) - CONTINUED TO NOVEMBER 22, 2006

Roll Call #26 - Motion (Parks - Smith) Adopted to Continue, Unanimous Vote (10);
Absent: Cardenas, Greuel, Huizar, Perry and Rosendahl (5)

06-0010-S33 MOTION (PARKS - SMITH) relative to reinstating the reward offer in the death of Marvin Powell for an additional 60 days.

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

REAFFIRM Council's findings and REINSTATE the reward offer relative to the death of Marvin Powell (Council action of September 12, 2006, Council file No. 06-0010-S33) for an additional period of 60 days from the publication of the offer of reward by the Office of the City Clerk and, further, that the sum of $50,000 shall be the aggregate maximum sum of any payment or payments of a City reward in this instance.
ITEM NO. (52) - ADOPTED

Roll Call #16 - Motion (LaBonge - Parks) Adopted, Ayes (11); Absent: Cardenas, Greuel, Huizar and Padilla (4)

06-0010-S20

MOTION (PERRY - ZINE) relative to reinstating the reward offer in the death of Nazareth Castro for an additional 60 days.

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

REAFFIRM Council’s findings and REINSTATE the reward offer relative to the death of Nazareth Castro (Council action of June 30, 2006, Council file No. 06-0010-S20) for an additional period of 60 days from the publication of the offer of reward by the Office of the City Clerk and, further, that the sum of $50,000 shall be the aggregate maximum sum of any payment or payments of a City reward in this instance.

Roll Call #5 - Motion (Hahn - Zine) Adopted, Ayes (10); Absent: Cardenas, Greuel, Huizar, Parks and President Garcetti (5)

(Item Nos. 53-58)

ITEM NO. (53) - ADOPTED

06-0010-S44

MOTION (HAHN - PARKS) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Richard Romero and the attempted murder of Edward Villegas on October 31, 2006.

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 death of Richard Romero and the attempted murder of Edward Villegas on October 31, 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. (54) - ADOPTED

06-0010-S43

MOTION (PERRY - ZINE) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the injuries caused to Simon Khalil on October 2, 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 injuries caused to Simon Khalil on October 2, 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. (55) - ADOPTED

05-2600 CD 7
MOTION (PADILLA - CARDENAS) relative to relative to installing street banners announcing the numerous community events and the 39th Annual Pacoima Holiday Parade.

Recommendations for Council action:

1. APPROVE the street banner program announcing the Pacoima Christmas Parade, as a “City of Los Angeles Event,” for the period of November 24, 2006 to December 31, 2006.

2. APPROVE the content of the street banners for the above specified event.

3. APPROVE the continuation of the street banner installation program, as described above, should unforeseen circumstances change the actual period of the street banner installation.

ITEM NO. (56) - ADOPTED

06-2805 CD 9
MOTION (ROSENDAHL - PERRY) relative to initiating street vacation proceedings for the subsurface portion of the northeasterly side of Second Street between Main and Spring Streets.

Recommendations for Council action:

1. INITIATE street vacation proceedings, pursuant to California Streets and Highways Code, Division 9, Part 3, Public Streets, Highways and Service Easements Vacation Law for the subsurface portion of the northeasterly side of Second Street between Main and Spring Streets.

2. DIRECT the Bureau of Engineering to investigate the feasibility of this vacation request.

3. DIRECT the Bureau of Engineering to present its report regarding the feasibility of vacating the requested areas to the Public Works Committee.

4. DIRECT the City Clerk to schedule this request for the City Council’s consideration at the appropriate time under the City’s Street Vacation procedures.
ITEM NO. (57) - ADOPTED

06-2803 CD 13

MOTION (GARCETTI - LABONGE) relative to assigning additional traffic control personnel at various intersections affected by a City parking facility in Hollywood during November and December.

Recommendations for Council action:

1. DIRECT the Department of Transportation (LADOT) to assign traffic control personnel at the below listed locations and during the times indicated on high event use evenings in November and December 2006 in order to address increased traffic impacts resulting from large volume parking activities at the City-owned parking facility at Hollywood and Highland:
   - Intersection of Johnny Grant Way and Franklin Avenue from 7:00 pm to 11:00 pm.
   - Intersection of Hollywood and Highland from 7:00 pm to 11:00 pm.
   - Intersection of Hollywood and Orange from 7:00 pm to 11:00 pm.

2. DIRECT the Bureau of Street Services, if needed, to furnish delivery and pickup of any traffic control devises as may be needed by the LADOT for the above purpose.

3. DIRECT the LADOT, if needed, to post “Temporary No Stopping” signs as may be needed for the above purpose.

ITEM NO. (58) - ADOPTED

05-0640 CD 8

MOTION (PARKS - HUIZAR) relative to extending the term for construction of the facility for the People Who Care (PWC) Youth Center in Council District Eight.

Recommendation for Council action:

INSTRUCT the City Engineer, or designee, to negotiate and execute Amendment No. Two to the Proposition K - LA for Kids Grant Agreement between the City of Los Angeles and PWC (Contract No. C104745) to extend the term for construction from November 21, 2006 to November 21, 2008.

ITEM NO. (59) - CONTINUED TO NOVEMBER 29, 2006

Roll Call #3 - Motion (Rosendahl - LaBonge) Adopted to Continue, Unanimous Vote (10);
   Absent: Cardenas, Greuel, Huizar, Parks and President Garcetti (5)

06-2741

CONTINUED CONSIDERATION OF RESOLUTION (ROSENDAHL - GREUEL) relative to declaring November as “National Pancreatic Cancer Awareness Month” in the City of Los Angeles.

Recommendation for Council action:
RESOLVE to commend the goals and ideals of the Pancreatic Cancer Action Network; and,
DECLARE November as “National Pancreatic Cancer Awareness Month” in the City of Los Angeles.

(Continued from Council meeting of November 14, 2006)

Roll Call #5 - Motion (Hahn - Zine) Adopted, Ayes (10); Absent: Cardenas, Greuel, Huizar, Parks and President Garcetti (5)
(Continued)

ITEM NO. (60) - MAP APPROVED - CITY ENGINEER’S REPORT ADOPTED

06-2816
CD 1  FINAL MAP OF TRACT NO. 62503 for property lying easterly of Serrano Avenue and southerly of 11th Street.
(ADOPT City Engineer Report)
(Quimby Fee: $59,676)
Applicants: Stella Sohn
Iacobellis & Associates

ITEM NO. (61) - MAP APPROVED - CITY ENGINEER’S REPORT ADOPTED

06-2817
CD 3  FINAL MAP OF TRACT NO. 61634 for property lying southerly of Keswick Street and westerly of Oso Avenue.
(Approve Subdivision Improvement Agreement and Contract with attached security documents)
(ADOPT City Engineer Report)
(ADOPT Bond No. C-110803)
(Quimby Fee: $22,608)
Applicants: Keswoso Corporation
Harvey A. Goodman

ITEM NO. (62) - MAP APPROVED - CITY ENGINEER’S REPORT ADOPTED

06-2831
CD 5  FINAL MAP OF TRACT NO. 61880 for property lying westerly of Hermitage Avenue and southerly of Weddington Street.
(Approve Subdivision Improvement Agreement and Contract with attached security documents)
(ADOPT City Engineer Report)
(ADOPT Bond No. C-110804)
(Quimby Fee: $26,772)
Applicants: Hermitage Villas, LLC
Lawrence Shmahl
Closed Sessions - Items 63-69

ITEM NO. (63) - CONTINUED TO NOVEMBER 22, 2006

Roll Call #23 - Motion (Parks - Smith) Adopted to Continue, Unanimous Vote (10);
Absent: Cardenas, Greuel, Huizar, Perry and Rosendahl (5)

06-2640
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 Lewis Bressler, Brenda Lee, Gary Mellinger v. City of Los Angeles, et al., Los Angeles Superior Court Case No. BC 336783 (allegations of discrimination and harassment brought by a Los Angeles Fire Department firefighter).

(Budget and Finance Committee considered the above matter in Closed Session on November 6, 2006)

(Continued from Council meeting of November 15, 2006)

ITEM NO. (64) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

Roll Call #19 - Motion (Parks - Smith) Adopted, Ayes (10); Absent: Cardenas, Greuel, Huizar, Perry and Rosendahl (5)

06-2641
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 Diane McIntosh v. City of Los Angeles, et al., Los Angeles Superior Court Case No. BC 339546 (gate falling on plaintiff at a City dog park).

(Budget and Finance Committee considered the above matter in Closed Session on November 6, 2006)

(Continued from Council meeting of November 15, 2006)

ADOPTED

MOTION (PARKS - SMITH)

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

1. AUTHORIZE the City Attorney to expend $325,000 in settlement of the case entitled Diane McIntosh v. City of Los Angeles, et al., Los Angeles Superior Court Case No. BC 339546 from City Attorney Fund 100, Department 59, Account No. 9770.

2. AUTHORIZE the City Attorney to draw the necessary demand thereon in said amount payable to Flanagan, Unger & Grover, attorneys of record, and Diane McIntosh.
This matter was approved by the Budget and Finance Committee (Parks - Greuel - Smith - Rosendahl - Huizar “yes”) at its meeting of November 6, 2006, in Closed Session as permitted by Government Code Section 54956.9(a).

ITEM NO. (65) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

Roll Call #20 - Motion (Parks - Smith) Adopted, Ayes (10); Absent: Cardenas, Greuel, Huizar, Perry and Rosendahl (5)

06-2643

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 Thomas Wilson (deceased) v. City of Los Angeles, Workers’ Compensation Appeals Board Case No. VN0460108, Claim No. 9003-1958-3811 (applicant alleges injuries sustained during the course and scope of employment with the Los Angeles Fire Department).

(Budget and Finance Committee considered the above matter in Closed Session on November 6, 2006)

(Continued from Council meeting of November 15, 2006)

ADOPTED

MOTION (PARKS - SMITH)

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 Thomas Wilson (deceased) v. City of Los Angeles, Workers’ Compensation Appeals Board Case No. VN0460108, Claim No. 9003-1958-3811 through a Stipulated Award for $125,000.00 plus a maximum of $5,000 for burial expenses.

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 - Huizar - “yes”) at its meeting of November 6, 2006, in Closed Session as permitted by Government Code Section 54956.9(a).

ITEM NO. (66) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

Roll Call #21 - Motion (Parks - Smith) Adopted, Ayes (10); Absent: Cardenas, Greuel, Huizar, Perry and Rosendahl (5)

06-2644

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 John Rose v. City of Los Angeles, Workers’ Compensation Appeals Board Case No. VN0477000, Claim No. 9002-1967-6369 (plaintiff alleges personal injuries sustained during the course and scope of employment as a Los
(Budget and Finance Committee considered the above matter in Closed Session on November 6, 2006)

(Continued from Council meeting of November 15, 2006)

**ADOPTED**

**MOTION (PARKS - SMITH)**

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 *John Rose v. City of Los Angeles, Workers' Compensation Appeals Board Case No. VN0477000, Claim No. 9002-1967-6369* through a Stipulated Award for 70 percent permanent disability or $98,095.00, payable at $230.00 per week, plus a life pension thereafter payable at $38.65 per week.

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 - Huizar - “yes”; Rosendahl “no”) at its meeting of November 6, 2006, in Closed Session as permitted by Government Code Section 54956.9(a).

**ITEM NO. (67) - CONTINUED TO NOVEMBER 22, 2006**

Roll Call #25 - Motion (Parks - Smith) Adopted to Continue, Unanimous Vote (10);
Absent: Cardenas, Greuel, Huizar, Perry and Rosendahl (5)

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06-2619

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 *Stanley Miller v. City of Los Angeles, et al.*, Los Angeles Superior Court Case No. TC 018567 (use of force incident which occurred on June 23, 2004).

(Budget and Finance Committee considered the above matter in Closed Session on November 6, 2006)

(Continued from Council meeting of November 15, 2006)
ITEM NO. (68) - CONTINUED TO NOVEMBER 22, 2006

Roll Call #24 - Motion (Parks - Smith) Adopted to Continue, Unanimous Vote (10);
Absent: Cardenas, Greuel, Huizar, Perry and Rosendahl (5)

06-2481
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 Angela Krieg v. City of Los Angeles, Los Angeles Superior Court Case No. BC 345781 (plaintiff alleges retaliation and discrimination in violation of the California Fair Employment and Housing Act).

(Budget and Finance Committee considered the above matter in Closed Session on October 30, 2006)

(Continued from Council meeting of November 15, 2006)

ITEM NO. (69) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

Roll Call #22 - Motion (Parks - Smith) Adopted, Ayes (10); Absent: Cardenas, Greuel, Huizar, Perry and Rosendahl (5)

06-2642
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 Omar Gallo v. Robert James Cermak, et al., Los Angeles Superior Court Case No. BC TC 018410 (traffic accident involving a City of Los Angeles sanitation truck on March 1, 2004).

(Budget and Finance Committee considered the above matter in Closed Session on November 6, 2006)

ADOPTED
MOTION (PARKS - SMITH)

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

1. AUTHORIZE the City Attorney to expend $215,000 in settlement of the case entitled Omar Gallo v. Robert James Cermak, et al., Los Angeles Superior Court Case No. BC TC 018410 from City Attorney Fund 100, Department 59, Account No. 9770.

2. AUTHORIZE the City Attorney to draw the necessary demand thereon in said amount payable to Sutton and Murphy and Omar Gallo.

This matter was approved by the Budget and Finance Committee (Parks - Greuel - Smith - Rosendahl - Huizar “yes”) at its meeting of November 6, 2006, in Closed Session as permitted by Government Code Section 54956.9(a).
Items for Which Public Hearings Have Not Been Held - Items 70-83
(10 Votes Required for Consideration)

ITEM NO. (70) - RECEIVED AND FILED

Roll Call #18 - Motion (Parks - Smith) Adopted to Receive and File, Ayes (10); Absent: Cardenas, Greuel, Huizar, Perry and Rosendahl (5)

03-0884 CD 8 CONTINUED CONSIDERATION OF CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purpose for 1352 West 29th Street.

Recommendations for Council action:

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

2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan, pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.

3. ADOPT the City Engineer report dated April 24, 2003, and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 1352 West 29th Street.

4. AUTHORIZE the Real Estate Group of the Bureau of Engineering to record the Resolution with the County Recorder.

Fiscal Impact Statement: The City Engineer reports that a fee of $1,807.33 was paid for processing of Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of $1,689.00 and a 7 percent surcharge in the amount of $118.23 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

(Continued from Council meeting of November 17, 2006)

Roll Call #6 - Motion (Reyes - Rosendahl) Adopted, Ayes (10); Absent: Cardenas, Greuel, Huizar, Parks and President Garcetti (5) (Item Nos. 71-79)

ITEM NO. (71) - ADOPTED

06-2856 CD 1 MOTION (REYES - ROSENDAHL) relative to declaring the Bram Roos Memorial Festival on November 19, 2006 a Special Event (fees and costs absorbed by the City = $750).

Recommendation for Council action:
DECLARE the Bram Roos Memorial Festival, sponsored by the People in Progress on November 19, 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. (72) - ADOPTED

05-2269 CD 1
MOTION (REYES - ROSENDAHL) relative to declaring the Northeast Holiday Parade on December 3, 2006 a Special Event (fees and costs absorbed by the City = $4,000).

Recommendation for Council action:

DECLARE the Northeast Holiday Parade, sponsored by the Historic Highland Park Neighborhood Council on December 3, 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. (73) - ADOPTED

06-2855 CD 1
MOTION (REYES - ROSENDAHL) relative to declaring the Pico Union Shalom Ministries Street Fair on November 19, 2006 a Special Event (fees and costs absorbed by the City = $2,000).

Recommendation for Council action:

DECLARE the Pico Union Shalom Ministries Street Fair, sponsored by the Pico Union Shalom Ministries on November 19, 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. (74) - ADOPTED

06-2854 CD 14
MOTION (REYES for HUIZAR - PARKS) relative to declaring the First Annual Toy Giveaway and First Street Bridge Lighting Ceremony on December 3, 2006 a Special Event (fees and costs absorbed by the City = $2,497).

Recommendation for Council action:

DECLARE the First Annual Toy Giveaway and First Street Bridge Lighting Ceremony, sponsored by Council District 14 on December 3, 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, AND insurance. The event sponsor shall fulfill all application requirements.
ITEM NO. (75) - ADOPTED

06-2853
CD 14  
MOTION (REYES for HUIZAR - PARKS) relative to declaring the First Annual Operation Gobble Gobble on November 20, 2006 a Special Event (fees and costs absorbed by the City = $754).

Recommendation for Council action:

DECLARE the First Annual Operation Gobble Gobble, sponsored by Council District 14 on November 20, 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. (76) - ADOPTED

06-2852
CD 9  
MOTION (PERRY - ROSENDAHL) relative to declaring the Staples Center Foundation press conference on November 21, 2006 a Special Event (fees and costs absorbed by the City = $1,226).

Recommendation for Council action:

DECLARE the Staples Center Foundation press conference, sponsored by the Staples Center Foundation on November 21, 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. (77) - ADOPTED

06-2851
CD 11  
MOTION (ROSENDAHL - GREUEL) relative to declaring the Holiday Ho-Ho-Ho on December 8, 2006 a Special Event (fees and costs absorbed by the City = $4,200).

Recommendation for Council action:

DECLARE the Holiday Ho-Ho-Ho, sponsored by the Pacific Palisades Chamber of Commerce on December 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 AND application requirements.

ITEM NO. (78) - ADOPTED

05-2664
CD 11  
MOTION (ROSENDAHL - GREUEL) relative to declaring the 14th Annual Veterans' Holiday Celebration on December 3, 2006 a Special Event (fees and costs absorbed by the City = $518).

Recommendation for Council action:
DECLARE the 14th Annual Veterans’ Holiday Celebration, sponsored by the Veterans’ Holiday Celebration, Inc. on December 3, 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. (79) - ADOPTED

04-2457 CD 11

MOTION (ROSENDAHL - GREUEL) relative to declaring the Westchester’s Eighth Annual Holiday Street Parade on December 10, 2006 a Special Event (fees and costs absorbed by the City = $4,000).

Recommendation for Council action:

DECLARE the Westchester’s Eighth Annual Holiday Street Parade, sponsored by the Star, Inc. on December 10, 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. (80) - ADOPTED

Roll Call #17 - Motion (Hahn - Rosendahl) Adopted, Ayes (11); Absent: Cardenas, Greuel, Huizar and Padilla (4)

06-2857 CD 15

MOTION (HAHN - ROSENDAHL) relative to waiving or subsidizing City fees for Habitat for Humanity in connection with two affordable housing projects.

Recommendations for Council action:

1. INSTRUCT and AUTHORIZE the City Engineer and any other affected City department to waive or subsidize, as appropriate, the Habitat for Humanity housing projects’ City fees for permits associated with two affordable housing projects as further described in the text of this Motion.

2. FIND that the above described housing projects serve a public purpose and provide the minimum level of public benefit in that they will provide greatly needed affordable housing for low income families, and that these projects are an undertaking at the applicant’s own expense, and for which no profit will be realized by the applicant.

3. REIMBURSE, if needed, the amount of this fee waiver/subsidy from funding contained in the Special Fund Fee Waiver line item General City Purposes Fund No. 100-56.
Roll Call #6 - Motion (Reyes - Rosendahl) Adopted, Ayes (10); Absent: Cardenas, Greuel, Huizar, Parks and President Garcetti (5) 
(Item Nos. 81-83)

ITEM NO. (81) - ADOPTED

06-0100-S11
CD 15  MOTION (HAHN - PERRY) relative to amending the 32nd year Housing and Community Development Consolidated Plan in connection with the Watts Recreation Center.

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

1. AUTHORIZE the General Manager, Community Development Department (CDD) to amend the 32nd year Housing and Community Development Consolidated Plan(s), to modify the scope of the Watts Recreational Center to add a new roof, and existing restrooms to meet ADA standards.

2. AUTHORIZE the Controller to:

   a. Transfer appropriations within the Community Development Trust Fund as follows:

<table>
<thead>
<tr>
<th>Account</th>
<th>Title</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>From:</td>
<td>A268 Watts Recreation Center</td>
<td>$209,800</td>
</tr>
<tr>
<td>To:</td>
<td>A140 General Services</td>
<td>$209,800</td>
</tr>
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   b. Appropriate to Fund No. 100/40 as follows:

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<td>1014</td>
<td>Construction Salaries</td>
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<td>1090</td>
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<tr>
<td>1101</td>
<td>Hiring Hall</td>
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<tr>
<td>3160</td>
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<tr>
<td>3180</td>
<td>Construction Materials</td>
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</tr>
</tbody>
</table>

   Total $209,800

   c. Expend funds in an amount not to exceed $90,200 to reimburse Public Works Engineering for planning, design, and construction services and $209,800 to reimburse the Department of General Services for the new roof, and ADA restroom and construction work.

   d. Expend funds upon proper demand of the General Manager CDD.
3. AUTHORIZE the CDD to prepare Controller instructions and/or make any technical adjustments that may be required and are consistent with this action subject to the approval of the City Administrative Officer and AUTHORIZE the Controller to implement these instructions.

ITEM NO. (82) - ADOPTED - TO THE MAYOR FORTHWITH

04-0598-S1
CD 7
MOTION (REYES for PADILLA - ROSENDAHL) relative to reprogramming Urban Development Action Grant (UDAG) funds to the Valley Economic Development Center (VEDC).

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

1. REPROGRAM $70,000 of UDAG funds to VEDC for the Pacoima Credit Union Working Capital Program.

2. AUTHORIZE the Controller to:
   a. Establish new account and transfer appropriations within the UDAG Miscellaneous Revenue Fund No. 356 as follows:

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<th>Amount</th>
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<tbody>
<tr>
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</tr>
<tr>
<td>To:</td>
<td>A722 Pacoima Federal Credit Union</td>
<td>$70,000</td>
</tr>
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   b. Expend funds upon proper demand of the General Manager, Community Development Department.

3. AUTHORIZE the General Manager, Community Development Department to make any technical adjustments that may be required and are consistent with this action, subject to the approval of the City Administrative Officer, and AUTHORIZE the Controller to implement these instructions.

ITEM NO. (83) - ADOPTED

06-2858
MOTION (PERRY - ROSENDAHL) relative to a street closure in conjunction with the holiday tree lighting ceremony hosted by Project Restore on the Spring Street steps of City Hall.

Recommendations for Council action:

1. DIRECT the various City departments to perform those services as contained in the text of the Motion required for the street closure on November 28, 2006.

2. AUTHORIZE Project Restore to hold an event at City Hall on November 28, 2006, from 5:00 p.m. to 9:00 p.m.
MOTIONS PRESENTED PURSUANT TO RULE NO. 16 - TO BE PLACED ON THE NEXT AVAILABLE AGENDA

06-2868 MOTION (GARCETTI - REYES) relative to declaring the Echo Park Holiday Parade 2006 on December 9, 2006 a Special Event (fees and costs absorbed by the City = $7,077).

06-2869 MOTION (SMITH - ROSENDAHL) relative to declaring the 2006 Chatsworth Holiday Parade and Festival on December 10, 2006 a Special Event (fees and costs absorbed by the City = $4,070).

06-2870 MOTION (PERRY - REYES) relative to declaring the Fifth Annual Street Conference on December 23, 2006 a Special Event (fees and costs absorbed by the City = $3,053).

06-2872 MOTION (PARKS - LABONGE) relative to declaring the Eighth Annual District Tree Lighting Celebration on November 27, 2006 a Special Event (fees and costs absorbed by the City = $3,000).

06-2881 MOTION (HAHN - LABONGE) relative to declaring the Weymouth Corners Christmas Open House on December 1, 2006 a Special Event (fees and costs absorbed by the City = $1,260).

06-0010-S46 MOTION (PERRY - REYES ) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Ronnel Villanueva and injuries to his brother on November 17, 2006.

06-0010-S47 MOTION (WEISS - WESSON) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Gregory Turner on September 20, 2006.

06-2880 MOTION (LABONGE - GARCETTI) relative to authorizing the Department of Water and Power to use the City Hall Tom Bradley Room for a reception on January 7, 2007.

06-2871 MOTION (PERRY - LABONGE) relative to extending the terms for design, construction and closeout activities for the Marina Pavilion Amphitheater.

07-1100-S9 MOTION (GARCETTI - PERRY) relative to the order and ballot designation for the two ballot measures to be placed on the March 6, 2007 City of Los Angeles Primary Nominating Election.
05-2727
MOTION (ZINE - WESSON) relative to executing a Neighborhood Council lease at 18341 Sherman Way for the Reseda Neighborhood Council.

06-2879
MOTION (LABONGE - GARCETTI) relative to authorizing Councilmember Tom LaBonge to use his assigned City vehicle to travel to Owens Valley for a Department of Water and Power (DWP) ceremony on December 5, 2006.

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

Whereupon the Council did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk		PRESIDENT OF THE CITY COUNCIL