

07-3758-52
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TO CITY CLERK FOR PLACEMENT ON NEXT
REGULAR COUNCIL AGENDA TO BE POSTED #54

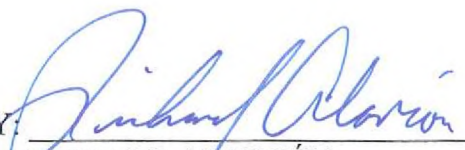
MOTION

DEC 01 2009

The Councilmember of the Seventh District has expressed the need for a personal services contract with John De La Rosa for expertise the Councilmember needs relative to his Council Office that is not otherwise available. The proposed services to be performed are of an expert and technical nature and are temporary and occasional in character. The term of the contract is to be from November 15, 2009 to November 14, 2010 and the Contractor is to receive an amount not to exceed \$71,500.00 for his services. There are funds available in the Council Office Budget to meet this request.

I THEREFORE MOVE that the attached personal services contract with John De La Rosa for providing services for the Seventh Council District as set forth therein, be approved.

I FURTHER MOVE that the Councilmember of the Seventh Council District be authorized to execute this contract on behalf of the City; and that the City Clerk is instructed to encumber the necessary funds against the Contractual Services Account of the Council Fund for the Fiscal year 2009/2010 and to reflect it as a charge against the budget of the involved Council Office.

PRESENTED BY: 
RICHARD ALARCÓN
Councilmember, 7th District

SECONDED BY: 

ORIGINAL

DEC 1 2009

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AGREEMENT

THIS AGREEMENT is made and entered into by and between the CITY OF LOS ANGELES, a municipal corporation, (hereinafter referred to as the "City") and John De La Rosa (hereinafter referred to as the "Contractor") with reference to the following facts:

WHEREAS, the Contractor's services hereunder are of an expert and technical nature and are temporary and occasional in character; and


WHEREAS, the necessary funds are available in the Council Office Budget and have been appropriated for such purposes:

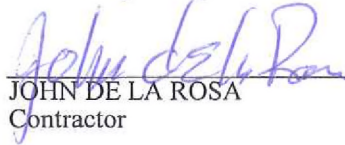
NOW, THEREFORE, the parties hereto do hereby agree as follows:

1. As requested by the Councilmember of the Seventh District, the Contractor shall:
 - (a) Work with the Public Works Committee and related issues.
 - (b) Perform other such related duties as may be assigned by the Councilmember of the Seventh District.
2. The term of this agreement shall commence on November 15, 2009 and shall terminate on November 14, 2010.
3. The City will pay the Contractor \$40.00 per hour for the services performed incurred pursuant to this Agreement. The Contractor shall perform said services in accordance with a work schedule approved in advance by the Councilmember of the Seventh District. The Contractor shall submit monthly invoices indicating therein the services performed for which payment is requested. Said invoices shall be submitted in accordance with the approved work schedule as provided therein and shall be subject to approval of the Councilmember of the Seventh District.
4. The City's total obligation under this Agreement shall not exceed \$71,500.00.
5. The "Standard Provisions for City Personal Services Contracts," are attached as exhibit I and are incorporated as though fully stated here.
6. The Councilmember of the Seventh District, or his designee, may terminate this contract by giving at least three days prior written notice thereof to the Contractor. In the event of such termination, the Contractor shall be paid for hours worked prior to the effective date of termination.
7. The Contractor agrees to present monthly reports at the request of the Councilmember of the Seventh District setting forth his performance of the tasks required in fulfilling the terms of this contract; and, further that any and all data, information, conclusions, recommendations, and reports originated hereunder shall become the sole property of the City for its use in any manner or for any purpose.

IN WITNESS WHEREOF, the parties hereto have caused this instrument to be duly executed as of the day and year herein written.

THE CITY OF LOS ANGELES

BY:  11/25/09
RICHARD ALARCÓN Date
Councilmember, 7th District

BY:  11/24/09
JOHN DE LA ROSA Date
Contractor

ATTEST: JUNE LAGMAY, City Clerk

By: _____
Deputy

_____ Date

Approved as to form and legality:
CARMEN A. TRUTANICH, City Attorney

By: _____
Assistant City Attorney

_____ Date