



OFFICE OF THE CITY ATTORNEY
ROCKARD J. DELGADILLO
CITY ATTORNEY

REPORT NO. R09-0146

REPORT RE:

**DRAFT ORDINANCE AMENDING SECTIONS 5.117 and 5.118
OF THE LOS ANGELES ADMINISTRATIVE CODE TO CLARIFY
THAT INCIDENTAL EXPENSES PAYABLE FROM THE SPECIAL
PARKING REVENUE FUND INCLUDE EXPENSES FOR SERVICES
RELATED TO CONSIDERING AND IMPLEMENTING PUBLIC
PRIVATE PARTNERSHIPS FOR THE PARKING SYSTEM**

The Honorable City Council
of the City of Los Angeles
Room 395, City Hall
200 North Spring Street
Los Angeles, CA 90012

Honorable Members:

This office has prepared and transmits for your consideration the attached draft ordinance, approved as to form and legality. This ordinance would amend the City of Los Angeles Administrative Code to clarify that incidental expenses payable from the Special Parking Revenue Fund include compensation for engineers, attorneys, financial and other consultants and other persons supplying services to consider and implement granting rights to operate, maintain, install and remove, and collect fees from City parking structures, parking meters and parking meter spaces to private entities under arrangements commonly referred to as public private partnerships.

If you have any questions regarding this matter, please contact Assistant City Attorney Marilyn L. Garcia at (213) 978-7782. She or another member of this office will be available when you consider this matter to answer any questions you may have.

Sincerely,

ROCKARD J. DELGADILLO, City Attorney

By 
DAVID MICHAELSON
Chief Assistant City Attorney

DM:MG:vrc
Transmittal

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ORDINANCE NO. _____

An Ordinance amending Sections 5.117 and 5.118 of the Los Angeles Administrative Code to clarify the types of incidental expenses that can be paid from the Special Parking Revenue Fund.

**THE PEOPLE OF THE CITY OF LOS ANGELES
DO ORDAIN AS FOLLOWS:**

Section 1. Subsection 2 of Section 5.117 of the Los Angeles Administrative Code is amended to read:

2. For the purchasing, leasing, acquiring, designing, constructing, improving, operating and maintaining of off-street parking facilities in the City of Los Angeles for the provision of parking for the public and for City employees, and for the payment of any and all expenses relating or incidental thereto; consistent with the purpose of the regulation of traffic and the prevention of congestion of the city streets, it is the intention of the City that off-street parking facilities be acquired or constructed within or in close proximity to the business district which parking meter zones are established, and paid for from the receipts of the off-street parking facilities and the parking meters installed on streets within or in proximity to said business districts; provided, that notwithstanding such intent, the City may pledge any and all funds in the Special Parking Revenue Fund to fund the acquisition, design, construction, operation and maintenance of a particular off-street parking facility within a parking meter zone anywhere in the City.

Sec. 2. Section 5.118 of the Los Angeles Administrative Code is amended to redesignate subsection (c) as subsection (d) and to add a new subsection (c) to read:

(c) Compensation for engineers, attorneys, financial and other consultants and other persons supplying services as are necessary or convenient to consider and/or implement the granting of certain rights to operate, maintain, install and remove, and collect fees from parking structures, parking meters and/or parking meter spaces to private entities.

Sec. 3. The City Clerk shall certify to the passage of this ordinance and have it published in accordance with Council policy, either in a daily newspaper circulated in the City of Los Angeles or by posting for ten days in three public places in the City of Los Angeles: one copy on the bulletin board at the Main Street entrance to the Los Angeles City Hall; one copy on the bulletin board located at the Main Street entrance to City Hall East; and one copy on the bulletin board located at the Temple Street entrance to the Los Angeles County Hall of Records.

I hereby certify that this ordinance was passed by the Council of the City of Los Angeles, at its meeting of _____.

KAREN E. KALFAYAN, City Clerk

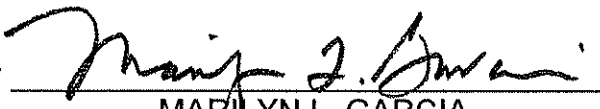
By _____
Deputy

Approved _____

Mayor

Approved as to Form and Legality

ROCKARD J. DELGADILLO, City Attorney

By 
MARILYN L. GARCIA
Assistant City Attorney

Date April 29, 2009

File No. 09-0728