

182272

ORDINANCE NO. _____

An ordinance adding Article 26 to Chapter 5 of Division 5 of the Los Angeles Administrative Code, establishing the Bicycle Plan Trust Fund.

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

Section 1. A new Article 26 is added to Chapter 5 of Division 5 of the Los Angeles Administrative Code to read as follows:

CHAPTER 5, ARTICLE 26

BICYCLE PLAN TRUST FUND

Sec. 5.115.10. Creation and Administrative of the Fund.

(a) There is hereby created and established in the Treasury of the City of Los Angeles a special fund to be known as the "Bicycle Plan Trust Fund" (Fund).

(b) The purpose of the Fund shall be the receipt, retention and disbursement of funds, including developer contributions, received by either the Los Angeles Department of City Planning or the Los Angeles City Department of Transportation designated for the formulation and implementation of bicycle improvements, to facilitate more efficient management and administration of the funds. The Fund shall also be used for the disbursement of monies transferred into the Fund by the City Council.

(c) The Fund shall be administered by the General Manager of the Department of Transportation (General Manager) or the General Manager's designee(s), in accordance with established City practices and the provisions of the Fee Mitigation Act (Government Code section 66000, *et seq.*). No more than 5% of monies in the Fund shall be used per year for administrative costs. Administrative costs shall not include public outreach, traffic studies, feasibility studies, traffic data surveys, conceptual drawings, construction drawings, construction engineering, and construction.

(d) Disbursement of funds requires the approval of the Director of the Department of City Planning (Director) and the General Manager, or their designees.

(e) The General Manager shall inform the Controller of any special condition or restriction imposed upon any monies accepted for deposit in the Fund.

(f) The General Manager is authorized to establish procedures to carry out the provisions of this Article.

(g) Monies not expended from the Fund at the close of any fiscal year shall not revert to the Reserve Fund, but shall remain in the Fund.

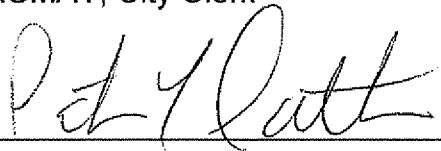
(h) All interest and other earnings attributable to monies in the Fund or to any of the separate accounts within the Fund shall be credited to the Fund or to the account to which it is attributable and shall be devoted to the purposes of the Fund.

(i) The General Manager shall maintain appropriate accounting records of the actual costs of the services rendered pursuant to the Fund. The General Manager shall report to the City Council regarding and identifying all receipts into, and all expenditures out of, the Fund as well as the purpose for which the expenditures were made. Each report shall cover a fiscal year and shall be submitted within 90 days after the close of that fiscal year.

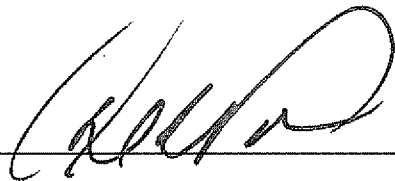
Sec. 2. The City Clerk shall certify to the passage of this ordinance and have it published in accordance with Council policy, either in a daily newspaper circulated in the City of Los Angeles or by posting for ten days in three public places in the City of Los Angeles: one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall; one copy on the bulletin board located at the Main Street entrance to the Los Angeles 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 SEP 21 2012.

JUNE LAGMAY, City Clerk

By 
Deputy

Approved OCT 03 2012


Mayor

Approved as to Form and Legality

CARMEN A. TRUTANICH, City Attorney

By 
MICHAEL NAGLE
Deputy City Attorney

Date May 2, 2012

File No. 10-2385-S5

DECLARATION OF POSTING ORDINANCE

I, MARIA VIZCARRA, state as follows: I am, and was at all times hereinafter mentioned, a resident of the State of California, over the age of eighteen years, and a Deputy City Clerk of the City of Los Angeles, California.

Ordinance No. 182272 – Adding Article 26 to Chapter 5 of Division 5 of the Los Angeles Administrative Code, establishing the Bicycle Plan Trust Fund - a copy of which is hereto attached, was finally adopted by the Los Angeles City Council on **September 21, 2012**, and under the direction of said City Council and the City Clerk, pursuant to Section 251 of the Charter of the City of Los Angeles and Ordinance No. 172959, on **October 4, 2012** I posted a true copy of said ordinance at each of the three public places located in the City of Los Angeles, California, as follows: 1) one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall; 2) one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall East; 3) one copy on the bulletin board located at the Temple Street entrance to the Los Angeles County Hall of Records.

Copies of said ordinance were posted conspicuously beginning on **October 4, 2012** and will be continuously posted for ten or more days.

I declare under penalty of perjury that the foregoing is true and correct.

Signed this **4th** day of **October, 2012** at Los Angeles, California.



Maria Vizcarra, Deputy City Clerk

Ordinance Effective Date: **November 13, 2012**

Council File No. **10-2385-S5**