

CITY OF LOS ANGELES

CALIFORNIA



ERIC GARCETTI
MAYOR

HOLLY L. WOLCOTT
City Clerk

GREGORY R. ALLISON
Executive Office

When making inquiries relative to
this matter, please refer to the
Council File No.

Office of the
CITY CLERK

Council and Public Services
Room 395, City Hall
Los Angeles, CA 90012
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SHANNON HOPPE
Division Manager

www.cityclerk.lacity.org

October 24, 2014

To All Interested Parties:

The City Council adopted the action(s), as attached, under Council File No. 12-0014-S22, at its meeting held October 14, 2014.



City Clerk
wrq

OFFICE OF THE MAYOR
RECEIVED
Mayor's Time Stamp
2014 OCT 15 PM 2:56
CITY OF LOS ANGELES

City Clerk's Time Stamp
CITY CLERK'S OFFICE
2014 OCT 15 PM 2:56
CITY CLERK
BY _____ DEPUTY

SUBJECT TO THE MAYOR'S APPROVAL

COUNCIL FILE NO. 12-0014-S22

COUNCIL DISTRICT _____

COUNCIL APPROVAL DATE October 14, 2014

RE: INCREASE IN FUNDING AND CONTRACT AMENDMENT FOR AN ATTORNEY CONFLICTS
PANEL CONTRACT

LAST DAY FOR MAYOR TO ACT OCT 27 2014
(10 Day Charter requirement as per Charter Section 341)

DO NOT WRITE BELOW THIS LINE - FOR MAYOR USE ONLY

APPROVED
 /

*DISAPPROVED

*Transmit objections in writing
pursuant to Charter Section 341

DATE OF MAYOR APPROVAL OR DISAPPROVAL 10/23/14

EC
MAYOR

BY _____ DEPUTY
CITY CLERK
2014 OCT 24 AM 10:27
CITY CLERK'S OFFICE

BUDGET AND FINANCE COMMITTEE REPORT relative to an increase in funding and contract amendment for an attorney conflicts panel contract.

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

1. AUTHORIZE the City Administrative Officer (CAO), or designee, to execute a fourth contract amendment to Contract No. C-121063 with the law firm of Byrne & Nixon, and to encumber funds totaling \$3,875,000 from the Attorney Conflicts Panel Fund No. 46T, Department 10, for a revised contract cumulative total of \$6,325,000, subject to the review of the City Attorney.
2. AUTHORIZE the CAO, or designee, to make any technical adjustments needed to implement the intent of the Mayor and Council action; and, AUTHORIZE the Controller to implement those instructions.

Fiscal Impact Statement: The CAO reports that the proposed contract amendment is in compliance with City Financial Policies. The recommendations in this report may have an impact on the General Fund. The proposed contract amendment, in combination with other Attorney Conflicts Panel contracts, may require additional funds for the ACP Fund No. 46T to fund the necessary expenses this fiscal year. The CAO will report on the Fund Balance in future Financial Status Reports.

Community Impact Statement: None submitted.

SUMMARY

At its regular meeting of September 29, 2014, the Budget and Finance Committee considered a CAO report relative to a funding increase and contract amendment with the law firm of Byrne & Nixon (B&N) for representation in American with Disabilities Act (ADA) compliance matters as related to the former Community Redevelopment Agency of Los Angeles, now known as the CRA/LA. The CAO requests authority to amend an existing legal services contract agreement under the Attorney Conflicts Panel program with the law firm of B&N to increase funding by an additional \$3,875,000 for a revised contract cumulative total of \$6,325,000. The proposed funding is based on the following: 1) incurred billing of \$1,335,000; 2) projected funding needs of \$1,340,000, as provided by B&N, for the period of September through December 2014; and, 3) an additional \$1,200,000, as projected by the CAO, for funding needs from January through June 2015. The CAO projection is a forecast based upon an average of prior monthly costs of \$200,000.

The CAO further reports that the law firm of B&N was retained to represent the City of Los Angeles in four inter-related matters concerning alleged ADA non-compliance violations at certain affordable housing units as to the CRA/LA. The law firm of B&N was selected through a formal Request for Proposal process on the basis of specialized expertise and experience in complex business law and federal prosecution.

After consideration and having provided an opportunity for public comment, the Committee recommended approval of the CAO recommendations. This matter is now forwarded to the Council for its consideration.

Respectfully Submitted,

BUDGET AND FINANCE COMMITTEE

Paul Krikorian

<u>MEMBER</u>	<u>VOTE</u>
KREKORIAN:	YES
ENGLANDER:	YES
KORETZ:	ABSENT
BLUMENFIELD:	YES
BONIN:	YES

OCT 08 2014 - CONTINUED TO OCT. 14, 2014

ep

12-0014-S22 9-29-14

-NOT OFFICIAL UNTIL COUNCIL ACTS-

ADOPTED
** as amended*
OCT 14 2014
see attached Motion
LOS ANGELES CITY COUNCIL

MOTION

I HEREBY MOVE that Council ADOPT new Recommendation No. 3 and AMEND Recommendation No. 1 of the Budget and Finance Committee Report relative to an increase in funding and a fourth contract amendment for an attorney conflicts panel contract with the law firm of Byrne & Nixon (Item No. 22, Council file No. 12-0014-S22), SUBJECT TO THE APPROVAL OF THE MAYOR, as follows:

1. REDUCE the encumbrance for additional funding for the Attorney Conflicts Panel by \$1,200,000. The new sum for the encumbrance should be \$2,675,000 for a revised contract cumulative total of \$5,125,000.
3. INSTRUCT the City Administrative Officer to report to the Budget and Finance Committee with a summary of all legal bills provided by the law firm to date and all future bills.

PRESENTED BY _____

PAUL KREKORIAN
Councilmember, 2nd District

SECONDED BY _____

BOB BLUMENFIELD
Councilmember, 3rd District

October 14, 2014

CF 12-0014-S22

ADOPTED

OCT 14 2014

LOS ANGELES CITY COUNCIL