

**TO THE COUNCIL OF THE
CITY OF LOS ANGELES**

Your

PUBLIC WORKS COMMITTEE

reports as follows:

PUBLIC WORKS COMMITTEE MINORITY REPORT relative to the proposed contract with Martin Outdoor Media, LLC for a Citywide bus bench program.

Recommendations for Council action, subject to the approval of the Mayor:

1. DISAPPROVE the proposed contract with Martin Outdoor Media, LLC for a Citywide bus bench program and return the contract to the Board of Public Works for reconsideration and resubmission to Council.
2. REQUEST the City Attorney to report relative to any ramifications of Martin Outdoor Media LLC, changing its name after submission of the proposals.
3. REQUEST the City Attorney to report relative to the liability impacts to the City of owning the bus benches as stipulated in the new contract.
4. REQUEST the City Attorney to report relative to the existence of a 'significant difference' between the Request for Proposal and the proposed contract with Martin Outdoor Media.
5. REQUEST the Board of Public Works to report relative to instituting a phase-out plan that would ensure that the public continues to have access to bus benches at all existing sites, and include in that report an analysis relative to the City purchasing the existing benches from the current contractor.

Fiscal Impact Statement: The Board of Public Works reports that there will be no additional impact on the General Fund. In accordance with the Request for Proposal, all costs associated with the installation and maintenance of the benches will be offset by revenues generated from advertising on the benches in the public right-of-way. City administrative and contract enforcement costs may also be offset by program revenues.

Community Impact Statement: None submitted.

SUMMARY

At a regular meeting held on August 3, 2011, the Public Works Committee considered a report from the Board of Public Works relative to the proposed contract with Martin Outdoor Media, LLC for a Citywide bus bench program. Representatives from the Bureau of Street Services and the Board of Public Works gave the Committee background information on the matter.

An opportunity for public comment was held. After a lengthy discussion, Councilmember Englander requested that a minority report be prepared to reflect his disapproval of the recommendations contained in the Board of Public Works report and to request the City Attorney's legal opinion concerning a possible existence of a 'significant difference' between the Request for Proposal and the proposed contract with Martin Outdoor Media. This matter is now forwarded to the Council for its consideration.

Respectfully submitted,

PUBLIC WORKS COMMITTEE

<u>MEMBER</u>	<u>VOTE</u>
ENGLANDER:	YES

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Not Official Until Council Acts -