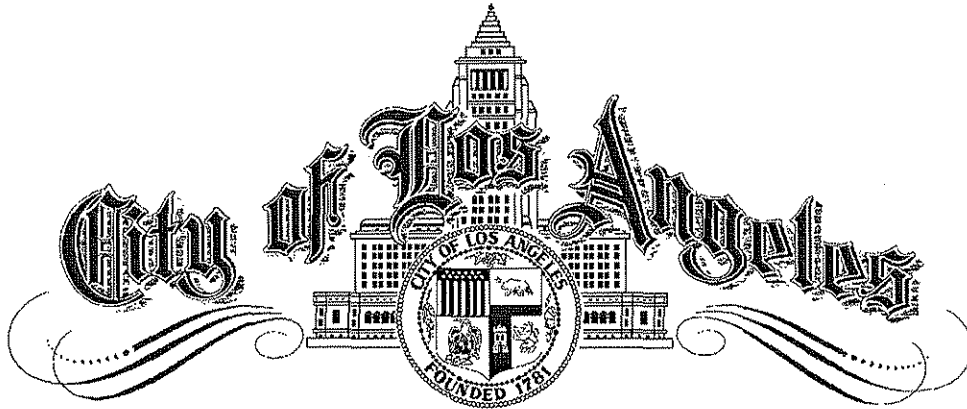


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CARMEN A. TRUTANICH
City Attorney

REPORT NO. R 1 3 - 0 1 0 7
APR 2 9 2013

REPORT RE:

**DRAFT ORDINANCE AUTHORIZING THE APPROVAL OF
THE MOHAVE FISCAL YEAR BUDGET 2013**

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

Honorable Members:

This Office has prepared and now transmits for your consideration the enclosed draft ordinance, approved as to form and legality. This draft ordinance authorizes the approval of the Mohave Fiscal Year Budget for the calendar year 2013 for expenses related to the administrative and maintenance budget for the former site of the Mohave Generating Station. This budget approval is requested to maintain and protect LADWP's ten percent (10%) ownership interest in the Mohave Generating Station and seeks \$136,100.00 for post-decommissioning costs and any emergent work.

CEQA Findings

In accordance with Section 15277 of the Guidelines of California Environmental Quality Act (CEQA), the Mohave Generating Station is located in Arizona and subject to the National Environmental Policy Act, and, therefore, expenditures relating to this project are not subject to CEQA.

Background

Attached to this ordinance is a report to the Board of Water and Power Commissioners that provides a detailed summary of the background on this matter.

Summary of Ordinance Provisions

This ordinance authorizes the approval of the Mohave Fiscal Budget 2013.


Recommendation

The Board of Water and Power Commissioners approved the budget and payment authority under Resolution No. 013 171, and now recommend to the City Council that it approve these expenditures.

If you have any questions regarding this matter, please contact Priscila Castillo at (213) 367-2850. She or another member of this Office will be present when you consider this matter to answer any questions you may have on this matter.

Very truly yours,

CARMEN A. TRUTANICH, City Attorney

By 
PEDRO B. ECHEVERRIA
Chief Assistant City Attorney

PBE:PC:pj
Transmittal

ORDINANCE NO. _____

An ordinance approving the Los Angeles Department of Water and Power's allocation and expenditure of \$136,100.00 for costs, expenses and any emergent work identified within the Mohave Generating Station Budget for 2013, on file with the Secretary of the Board of Water and Power Commissioners.

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

Section 1. Notwithstanding Charter Section 370, the Board of Water and Power Commissioners authorized the allocation and expenditure of \$136,100.00 by the Los Angeles Department of Water and Power for costs, expenses and any emergent work related to the Mohave Generating Station for calendar year 2013, by resolution, in accordance with its authority under Charter Sections 602, 603(b) and 674, and requests approval from the City Council, by ordinance, pursuant to Charter Sections 262 and 674, to allocate and expend up to \$136,100.00 for such costs and work identified within the Mohave Fiscal Year Budget for 2013, on file with the Secretary of the Board of Water and Power Commissioners.

Sec. 2. The Chief Accounting Employee of the Los Angeles Department of Water and Power, upon proper certification by the General Manager, and the Controller of the City of Los Angeles are hereby authorized to approve all demands and lawfully make payments up to \$136,100.00 for costs, expenses and emergent work identified within the Mohave Fiscal Year Budget for 2013, on file with the Secretary of the Board of Water and Power Commissioners.

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 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 _____.

JUNE A. LAGMAY, City Clerk

By _____
Deputy

Approved _____

Mayor

Approved as to Form and Legality

CARMEN A. TRUTANICH, City Attorney

By Shanise Black (PBE)
SHANISE BLACK
Deputy City Attorney

Date April 29, 2013

File No. _____