



MICHAEL N. FEUER
CITY ATTORNEY

REPORT NO. R 1 4 - 0 0 7 4
FEB 2 8 2014

REPORT RE:

**DRAFT ORDINANCE AUTHORIZING THE APPROVAL OF
THE MOHAVE GENERATING STATION 2014 MAINTENANCE AND
ADMINISTRATIVE BUDGET (2014 MOHAVE BUDGET)**

The Honorable City Council
of the City of Los Angeles
Room 395, City Hall
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 2014 Mohave Budget for expenses related to the maintenance and administration of the former site of the Mohave Generating Station. This budget approval is requested to maintain and protect the Los Angeles Department of Water Power's ten percent (10%) ownership interest in the Mohave Generating Station and seeks \$200,000 for post-decommissioning maintenance and administrative expenses 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

A report to the Board of Water and Power Commissioners, which provides a detailed summary of the background on this matter, has been transmitted separately.

Summary of Ordinance Provisions

This authorizes the approval of the 2014 Mohave Budget.

Recommendation

The Board of Water and Power Commissioners approved the budget and payment authority under Resolution No. 014 153, and now recommend to the City Council that it approve these expenditures.

If you have any questions regarding this matter, please contact Deputy City Attorney Vaughn Minassian at (213) 367-5297. He or another member of this Office will be present when you consider this matter to answer any questions you may have.

Very truly yours,

MICHAEL N. FEUER, City Attorney

By 

DAVID MICHAELSON
Chief Assistant City Attorney

DM/VM:me
Transmittals

ORDINANCE NO. _____

An ordinance approving the Los Angeles Department of Water and Power's allocation and expenditure of \$200,000 for costs, expenses and any emergent work identified within the Mohave Generating Station 2014 Maintenance and Administrative Budget, 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 \$200,000 by the Los Angeles Department of Water and Power for costs, expenses and any emergent work related to the decommissioned Mohave Generating Station for calendar year 2014, 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 \$200,000 for such costs and work identified within the Mohave Generating Station 2014 Maintenance and Administrative Budget, 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 \$200,000 for costs, expenses and emergent work identified within the Mohave Generating Station 2014 Maintenance and Administrative Budget, 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 _____.

HOLLY L. WOLCOTT, Interim City Clerk

By _____
Deputy

Approved _____

Mayor

Approved as to Form and Legality

MICHAEL N. FEUER, City Attorney

By *Dallin for*
VAUGHN MINASSIAN
Deputy City Attorney

Date 2/28/14

File No. _____