



MICHAEL N. FEUER
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REPORT NO. R15-0140

REPORT RE:

MAY 26 2015

BUDGET RESOLUTION FOR FISCAL YEAR 2015 - 2016

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

Honorable Members:

Attached, approved as to form and legality, is a budget resolution prepared by the City Administrative Officer (CAO) and the Chief Legislative Analyst (CLA), with the assistance of the City Attorney, for the purpose of adopting a budget for the City of Los Angeles for Fiscal Year 2015-2016, beginning July 1, 2015.

Charter Section 313 requires that if the City Council modifies the budget, the Council shall return the budget as modified to the Mayor on or before June 1, 2015. If the Council fails to return the modified budget to the Mayor on or before June 1, 2015, the Mayor's proposed budget will become the budget for Fiscal Year 2015-2016. As contemplated in Los Angeles Administrative Code (LAAC) Section 5.31, the Council may adopt a budget resolution to meet the Charter Section 313 requirement. Additionally, the budget resolution incorporates the provisions of Division 5, Chapter 2, Article 6 of the LAAC as these provisions relate to appropriations made by virtue of adoption of the General City Budget.

The budget resolution reflects the May 21, 2015 action of the Council in adopting the report of the Budget and Finance Committee, as amended, and the Council instructions to staff.

Paragraph No. 2 of the budget resolution requires that a determination be made pursuant to Charter Section 1022 for all new contracts listed in the supplemental schedules of the budget or any new contracts proposed during the fiscal year. In certain cases, the Council makes the determination and in other instances the determination is delegated. This paragraph also requires that before a contract is initiated, the awarding authority must request the Personnel Department to determine whether existing position classifications can perform the proposed work. Other required procedures are explained in Paragraph No. 2.

In Paragraph No. 6 of the budget resolution, the Council, as authorized under Section 3 of Chapter 927 of the California Statutes of 1968, authorizes and directs the Controller to file claims and to take all steps necessary to obtain replacement of revenue lost by operation of the Revenue and Taxation Code.

Paragraph No. 11 of the budget resolution instructs the City Attorney, with the assistance of the CAO and other City departments and offices as necessary, to prepare and present to the Council no later than June 30, 2015, those ordinances necessary to implement the final decisions of the Mayor and the Council on the 2015-16 Budget. The City Attorney's Office will prepare and transmit these ordinances under separate cover. The ordinances that effectuate fee increases require a special notice and hearing pursuant to Proposition 218 and/or Government Code Section 66000, *et seq.*, in addition to the notice and public hearing the Brown Act requires, which may delay action by your honorable body to a date beyond June 30, 2015. Prior to bringing these ordinances before you for adoption, the City Clerk will notice the necessary public hearings, which you or your Committees will conduct. The remainder of the budget ordinances may be heard and adopted immediately, in conformance with the notice and public hearing requirements of the Brown Act.

Paragraph No. 14 of the budget resolution appropriates certain funds at the close of the 2015-2016 Fiscal Year to the Article XIII B, Section 5, Special Fund, and includes instructions to the Controller. The effect of this is to provide for the transfer of year-end balances by means of the budget resolution rather than a separate and special Mayor/Council action at the end of the fiscal year.

Very truly yours,

MICHAEL N. FEUER, City Attorney

By 
DION O'CONNELL
Deputy City Attorney

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