

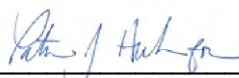
0220-05151-0482

T R A N S M I T T A L

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|---|------------------|-------------------------|
| TO City Council | DATE 09-12-23 | COUNCIL FILE NO. |
| FROM Measure W - Safe, Clean Water Program, Administrative Oversight Committee | | COUNCIL DISTRICT All |

At its regular meeting held on August 31, 2023, the Measure W – Safe, Clean Water Program Administrative Oversight Committee approved the recommendations of the attached City Administrative Officer report, which is hereby transmitted to Council for consideration. Adoption of the report recommendations will allow the Measure W – Safe, Clean Water Municipal Fund to receive funds from sources in addition to the Los Angeles County’s Safe, Clean Water Program.

Fiscal Impact Statement: There is no fiscal impact to the General Fund from approval of the recommendations in this report as the action is administrative only.



Matthew W. Szabo
City Administrative Officer

Attachment – August 28, 2023 Report from the City Administrative Officer regarding an amendment to the Measure W fund ordinance

MWS:PJH/JVW:jq:10240043t

REPORT FROM

OFFICE OF THE CITY ADMINISTRATIVE OFFICER

Date: August 28, 2023

CAO File No. 0220-05151-0479
Council File No.
Council District:

To: Measure W Safe, Clean Water Program Administrative Oversight Committee

From: Matthew W. Szabo, City Administrative Officer 

Reference: May 25, 2023 AOC Meeting Minutes

Subject: **REPORT BACK REGARDING MEASURE W FUND ORDINANCE AMENDMENT**

RECOMMENDATION

That the Measure W Safe, Clean Water Administrative Oversight Committee recommend that City Council, subject to the approval of the Mayor:

1. Request the City Attorney to prepare and present an ordinance to amend the Los Angeles Administrative Code to allow the Measure W – Safe, Clean Water Municipal Special Fund, Fund 60W to receive revenue and expend funds for projects from other sources, including grant funding, in addition to the Los Angeles County Safe, Clean Water Program; and,
2. Authorize the CAO and CLA to make technical changes as needed to implement Mayor and City Council intentions.

SUMMARY

At its regular meeting on May 25, 2023, during discussion of Item No. 5, the Measure W Safe, Clean Water Program Administrative Oversight Committee (AOC) noted that the Measure W Fund is unable to receive deposits other than from the Los Angeles County Safe, Clean Water Program (LAC SCWP). The AOC requested a report back from staff for recommendation for the Council to request the City Attorney to amend one or both Measure W funds to allow receipt of funds from other sources. It is recommended that the Measure W – Safe, Clean Water Municipal Special Fund 60W (Municipal Fund) be amended to allow for the expanded receipt and expenditure of funds for projects from sources in addition to the LAC SCWP.

On November 6, 2018, Los Angeles County voters approved Measure W – The Los Angeles Region Safe, Clean Water Program (Measure W), a parcel tax of 2.5 cents per square foot of impermeable surface to support the costs of stormwater-related projects and activities. The

Measure W program is administered by the Los Angeles County Flood Control District (LACFCD). Revenues are allocated to three sub-programs: municipal, regional, and administrative. Fifty percent of revenues are allocated for region-wide projects and are awarded on a competitive basis. Forty percent of revenues are allocated to municipalities in the same proportion as the amount of revenues collected within each municipality. The remaining ten percent is allocated to the LACFCD for implementation and administration of the Measure W program. On December 3, 2019, the Energy, Environment and Environmental Justice Committee requested that the City Attorney prepare and present ordinances to establish municipal and regional funds to receive revenues from the LAC SCWP (C.F. 18-0384-S1). The special purpose funds were established on June 24, 2020.

In order to deliver projects, the Bureau of Sanitation has applied for various grants and has also worked with other agencies for cost-sharing purposes. Due to the authorizing language within Los Angeles Administrative Code (LAAC) Sections 5.593 (Regional Fund) and 5.594 (Municipal Fund), only funds from the LAC SCWP can be received into the special funds. As a result of this language, there have been two instances where grant monies have had to be deposited in other funds (C.F. 22-1150-S2 and C.F. 23-0492). The recommendation to request the City Attorney to prepare an ordinance to amend the LAAC will allow for funds from other sources to be received into the Municipal Fund and tracked accordingly. It is recommended that the Regional Fund remain as-is for auditing purposes, as those funds are for specific projects for which the City enters into transfer agreements with the LACFCD.

FISCAL IMPACT STATEMENT

There is no fiscal impact to the City as the recommendations are administrative in nature.

FINANCIAL POLICIES STATEMENT

The recommendation in this report complies with the City Financial Policies, to the extent that special fund expenditures are limited to the mandates of the funding source.