
Office of the City Clerk, City of Los Angeles

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Council File Number

[00-1073-S1](#)

Title

Street Furniture Program

Subject

Motion - The Board of Public Works is currently developing a comprehensive street furniture program, including newsracks, transit shelters, trash receptacles, kiosks and automated public toilets. A contractor has been working with City staff on this project, but the contract must be extended and additional funds are needed for the extension period, to allow for the completion of the development of this program concept, drafting a Request For Proposals and selection of a contractor for the comprehensive street furniture program. THEREFORE MOVE that the Council, subject to the approval of the Mayor, authorize the Controller to transfer \$140,000 from Fund 100 Department 62 (Bureau of Street Services) Revenue Source No. 4101 to Fund No. 100 Department 74 (Board of Public Works) Account No. 3040 (Contractual Services) for services in connection with the development of a comprehensive street furniture program, including a newsrack ordinance and development of a Request For Proposals for selection of a contractor for this program.

Last Change Date

11/27/2019

Expiration Date

11/20/2021

Reference Numbers

Contract: C-102477, Chief Legislative Analyst Report: 18-09-0876, Relative Council File: 20-1536

Mover

RITA WALTERS

Second

MICHAEL FEUER

Action History for Council File [00-1073-S1](#)

Date	Activity
11/27/2019	Council action final.
11/26/2019	Council adopted item forthwith.
11/20/2019	City Clerk scheduled item for Council on November 26, 2019.
11/12/2019	Budget and Finance Committee waived consideration of item .
11/12/2019	Corrected Referral per City Clerk to include Budget and Finance Committee.
11/06/2019	Public Works and Gang Reduction Committee approved item(s) .
11/01/2019	Public Works and Gang Reduction Committee scheduled item for committee meeting on November 6, 2019.
10/30/2019	Public Works: Street Services document(s) referred to Public Works and Gang Reduction Committee.
10/30/2019	Document(s) submitted by Public Works: Street Services, as follows: Bureau of Street Services report, dated October 29, 2019, relative to authorization to issue an Request for Proposal (RFP) for the City's Coordinated Street Furniture Program, and related actions.
10/03/2018	Controller document(s) referred to Budget and Finance Committee; Public Works and Gang Reduction Committee.

10/03/2018 Document(s) submitted by Controller, as follows:

Controller report, dated October 3, 2018, relative to the pending actions related to the City's Street Furniture Program.

10/03/2018 Public Works and Gang Reduction Committee continued item to/for a date to be determined.

09/28/2018 Public Works and Gang Reduction Committee scheduled item for committee meeting on October 3, 2018.

09/28/2018 Chief Legislative Analyst document(s) referred to Budget and Finance Committee; Public Works and Gang Reduction Committee.

09/27/2018 Document(s) submitted by Chief Legislative Analyst, as follows:

Chief Legislative Analyst report 18-09-0876, dated September 27, 2018, relative to the City's Coordinated Street Furniture Program.

09/19/2018 Corrected Referral per Council President to include Budget and Finance Committee.

09/08/2018 Community Impact Statement submitted by Palms Neighborhood Council.

09/04/2018 Public Works: Street Services document(s) referred to Public Works and Gang Reduction Committee.

08/31/2018 Document(s) submitted by Public Works: Street Services, as follows:

Bureau of Street Services report, dated August 31, 2018, relative to a draft Request for Proposals for a successor to the City's Coordinated Street Furniture Program.

08/01/2018 Bureau of Street Services report dated July 26, 2018 removed.

07/30/2018 Public Works: Street Services document(s) referred to Public Works and Gang Reduction Committee.

07/27/2018 Document(s) submitted by Public Works: Street Services, as follows:

Bureau of Street Services report, dated July 26, 2018, relative to an agreement with Outfront JC Decaux, LLC for the Coordinated Street Furniture Program.

02/21/2018 Community Impact Statement submitted by Rampart Village Neighborhood Council.

01/29/2018 Council action final.

01/29/2018 Council action final.

01/19/2018 Council adopted Public Works and Gang Reduction Committee report as amended by Motion 8C (Krekorian - Blumenfield - Wesson), subject to reconsideration, pursuant to Council Rule 51.

01/19/2018 Council failed to adopt Motion 8B (Buscaino - Bonin) [Vote: Ayes - 2; Nay - 11]; Motion referred to Public Works and Gang Reduction Committee for further analysis.

01/17/2018 Council continued Public Works and Gang Reduction Committee report and amending Motion (Buscaino - Bonin) to/for January 19, 2018.

01/10/2018 City Clerk scheduled item for Council on January 17, 2018.

11/01/2017 Controller document(s) referred to Public Works and Gang Reduction Committee.

11/01/2017 Public Works and Gang Reduction Committee approved as amended .

11/01/2017 Document(s) submitted by Controller, as follows:

Controller report, dated November 1, 2017, relative to future actions related to the Street Furniture Program contract with Outfront JC Decaux, LLC.

10/27/2017 Public Works and Gang Reduction Committee scheduled item for committee meeting on November 1, 2017.

03/02/2017 Public Works: Street Services document(s) referred to Public Works and Gang Reduction Committee.

03/02/2017 Document(s) submitted by Public Works: Street Services, as follows:

Bureau of Street Services report, dated February 28, 2017, relative to the Coordinated Street Furniture Program - Year Six Review.

Archive History

1-17-01 - This days Council session
1-17-01 - File to Calendar Clerk for placement on next available Council agenda
1-24-01 - Motion ADOPTED
1-30-01 - File to Mayor
2-5-01 - Mayor's message concurred in action of January 24, 2001
2-6-01 - File to Calendar Clerk
2-13-01 - File in files
6-25-01 - For ref - Transmittal from the Chief Legislative Analyst relative to the Coordinated Street Furniture Program.
6-26-01 - Ref to Planning and Land Use Management, Public Works and Arts, Health and Humanities Committees - Set for Planning and Land Use Management Committee on June 26, 2001
6-26-01 - Planning and Land Use Management Committee Disposition - Approve Chief Legislative Analyst report
6-28-01 - File to Planning and Land Use Management Committee Clerk
7-6-01 - File to Public Works Committee Clerk per Planning and Land Use Management Committee Clerk letter
7-11-01 - File to Planning and Land Use Management Committee Clerk
7-13-01 - File to Council District Two (2) for signature
7-18-01 - File to Council District Nine (9) for signature
7-18-01 - File to Planning and Land Use Management Committee Clerk
7-20-01 - Entire Matter CONTINUED TO July 24, 2001
7-24-01 - Public Works Committee report ADOPTED *AS AMENDED (see attached motions) to:
1. CONCUR with the Planning and Land Use Management Committee recommendation to APPROVE the following recommendations, as shown in the June 22, 2001, Chief Legislative Analyst Report:
a. AUTHORIZE the Director, Bureau of Street Services and the Chief Legislative Analyst to negotiate with Infinity Decaux, LLC to reach a 20-year (2001-2002 through 2021-2022) Agreement for the City of Los Angeles Coordinated Street Services Program. If after 60 days an agreement cannot be reached, AUTHORIZE the Director, Bureau of Street Services and the Chief Legislative Analyst to exclusively negotiate with Adshel, Incorporated, to reach an agreement for the above specified program. Areas of negotiation may include, but may not be limited to: advertising strategy; transit shelter designs; maintenance and service schedules; and automatic self-cleaning public toilet features. (Adopted by the Board of Public Works on June 22, 2001.)
b. REQUEST the Bureau of Street Services and the Chief Legislative Analyst to report back to Council with the final agreement and other actions necessary to implement a successful program.
2. CONCUR with the Planning and Land Use Management Committee to AMEND the June 22, 2001, Chief Legislative Analyst recommendations to REQUEST the Director, Bureau of Street Services and the Chief Legislative Analyst to include in its negotiations and final recommended contract provisions to:
a. PROVIDE for funding to be dedicated for City inspectors to enforce contract provisions, regular maintenance, and other regulations pertaining to the placement, use, and operation of street furniture.
b. ENSURE all street furniture advertising (where permitted) is in compliance with applicable specific plan and historic district area guidelines. The final contract shall include sufficient flexibility to allow for the control of the quantity of street furniture advertising in accordance with specific or community plan requirements or other applicable standards.
c. INCLUDE input from the local community on street furniture style and color to maximize street furniture consistency with the surrounding community.
d. PROHIBIT all free-standing advertising.
e. RESOLVE, in consultation with representatives of the news publishing industry, First Amendment issues regarding newspaper display rights and other related news stand issues raised at the June 26, 2001 Planning and Land Use Management Committee hearing.
f. INCLUDE collective bargaining provisions for street furniture employees.
3. REQUEST, as recommended by Public Works Committee, that the Director, Bureau of Street Services and the Chief Legislative Analyst report back to the City Council in 60 days on the coordination, negotiation and cost of computer information terminals and kiosks with the following: The needs of Neighborhood Councils through the Department of Neighborhood Empowerment; the placement of terminals in certain City facilities through the Department of General Services; and technology issues with the Information Technology Agency. (Arts, Health and Humanities Committee waived consideration of the above matter.)
7-24-01 - *Verbal Amending Motion - Bernson Mover 2001 / Garcetti - ADOPTED - HEREBY MOVE that

Council AMEND the recommendations contained in the Public Works Committee report on today's Council agenda (Item No. 22B, Council File Nos. 00-1073 and 00-1073S1) in regards to authorizing the Chief Legislative Analyst and the Bureau of Street Services to negotiate a 20-year agreement with Infinity Decaux, LLC for the Coordinated Street Furniture Program, as follows:

DIRECT the Chief Legislative Analyst and the Bureau of Street Services to include a process for ensuring the concurrence of the City and publishers regarding modular newsrack placement.

7-24-01 - *Verbal Amending Motion - Pacheco Mover 2001 / Perry - ADOPTED - HEREBY MOVE that Council AMEND the recommendations contained in the Public Works Committee report on today's Council agenda (Item No. 22B, Council File Nos. 00-1073 and 00-1073-S1) in regards to authorizing the Chief Legislative Analyst and the Bureau of Street Services (BOSS) to negotiate a 20-year agreement with Infinity Decaux, LLC for the Coordinated Street Furniture Program, as follows:

DIRECT the Chief Legislative Analyst, the Bureau of Street Services and other departments, as appropriate, to set a high priority for locating facilities in areas that have a high concentration of homeless citizens.

7-24-01 - Planning and Land Use Management Committee report RECEIVED and FILED

7-31-01 - File to Public Works Committee Clerk OK

7-31-01 - File in files

9-12-01 - For Council - Transmittal from Chief Legislative Analyst relative to Coordinated Street Furniture Contractor negotiation.

9-12-01 - File to Council Clerk

9-19-01 - Verbal Motion - Garcetti Mover 2001 / Perry - ADOPTED - HEREBY MOVE that Council ADOPT the following recommendation of the Chief Legislative Analyst (Item No. 47, Council File 00-1073-S1) relative to coordinated street furniture contractor negotiation:

EXTEND the contract negotiation conclusion date for the Coordinated Street Furniture Program from September 24, 2001 to November 5, 2001; and AUTHORIZE the Director, Bureau of Street Services and Chief Legislative Analyst to continue negotiating an agreement with Infinity Decaux, LLC to a date no later than November 5, 2001.

9-24-01 - File in files

12-6-01 - For Council - Transmittal from Chief Legislative Analyst relative to Coordinated Street Furniture Program proposed agreement, including documents submitted by Infinity Decaux and Adshel, Inc.

12-6-01 - File to Council Clerk

12-11-01 - CONTINUED TO December 14, 2001

12-14-01 - Verbal Motion - Pacheco Mover 2001 / Perry - ADOPTED *AS AMENDED (see attached motions) - HEREBY MOVE that Council ADOPT the recommendations of the Chief Legislative Analyst on today's Council agenda (Item No. 48; Council Files 00-1073 and 00-1073-S1) relative to a proposed agreement for the Coordinated Street Furniture Program, subject to the approval of the Mayor to:

1. PRESENT and ADOPT the accompanying ORDINANCE to change the name of the Transit Shelter Revenues Fund to "Street Furniture Revenue Fund" for the deposit of program revenue from the Coordinated Street Furniture Program paid to the City. All other terms and conditions would remain unchanged.

2. ACKNOWLEDGE the corporate name change of Infinity Decaux LLC to Viacom Decaux LLC, which occurred after the proposal submission deadline for the Coordinated Street Furniture Program.

3. APPROVE the contract between the City and Viacom Decaux LLC for a Coordinated Street Furniture Program for the City of Los Angeles, to provide transit shelters, automatic self-cleaning public toilets, newsstands, public amenity kiosks, modular news racks and a minimum aggregate guaranteed annual payment of \$150 million over the 20 year contract term, substantially as attached to the Council file, subject to City Attorney approval as to form.

4. AUTHORIZE the Board of Public Works to execute the contract on behalf of the City.

5. RESOLVE that Employment Authority for the following positions in the Bureau of Street Services for the administration of the Coordinated Street Furniture Program for the period January 1, 2002 through June 30, 2002, is APPROVED:

Average

Annual Salary for

No. Code Title Salary FY 2001-02

1 9171-1 Sr. Mgmt. Analyst \$ 71,848 \$ 35,924

1 9168 Contract Administrator 87,529 43,764

1 9184-2 Management Analyst II 61,394 30,697

1 4286-2 Ch. St. Use Inspector I 69,601 34,801

1 4285-3 Sr. St. Use Inspector III 58,379 29,190

6 4283 Street Use Inspector 291,780 145,890

1 1368 Sr. Clerk Typist 41,328 20,664

6. TRANSFER \$535,209 from the Reserve Fund to the Unappropriated Balance, and APPROPRIATE therefrom to the following accounts within Fund No. 100 (Department 62); such funds are to be immediately reimbursed to the Reserve Fund from the Minimum Annual Guarantee Payment from

Viacom Decaux:

Account Name Amount

1010 Salaries General \$340,929

7300-02 Office and Technical Equipment 29,600

7300-01 Office and Technical Equipment 20,000

6020 Operating Supplies and Expense 66,680

6020-25 Operating Supplies and Expense 16,000

3040 Contractual Services 62,000

Total \$535,209

7. REQUEST the City Attorney to prepare and present to the Council an ordinance, within 15 days, to prohibit loitering near an automatic self-cleaning public toilets and prohibiting more than one person from occupying an automatic self-cleaning public toilet simultaneously, unless assisting a child or disabled person.

8. INSTRUCT the General Managers/Directors of the following departments/bureaus, or designees, to actively participate on the Street Furniture Task Force, which will administer siting, design and permitting of street furniture: Street Services (Chair), Engineering, Street Lighting, Transportation, Chief Legislative Analyst, Building and Safety, Planning, Police and any other agency designated by the Board of Public Works - Ordinance OVER ONE WEEK TO December 21, 2001

12-14-01 - *Amending Motion - Zine Mover 2001 / Padilla - ADOPTED - MOVE that the matter of CONTINUED CONSIDERATION OF COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST and ORDINANCE FIRST CONSIDERATION relative to a proposed agreement for the Coordinated Street Furniture Program. Item 48 on today's Council Agenda (Council File 00-1073), BE AMENDED to require that the contractor shall remove any street furniture at the contractor's expense upon request by the Council when there has been a crime or health problem at the location in question and when reasonable efforts to alleviate the problem at that location have not succeeded; and that a provision implementing this amendment be included in the contract.

12-14-01 - *Amending Motion - Miscikowski Mover 2001 / LaBonge - ADOPTED - MOVE that the matter of CONTINUED CONSIDERATION OF COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST and ORDINANCE FIRST CONSIDERATION relative to a proposed agreement for the Coordinated Street Furniture Program. Item 48 on today's Council Agenda (Council File 00-1073), BE AMENDED to require that the following, and to instruct the Chief Legislative Analyst to include these provisions in the contract:

1. In order to ensure that there is coordinated review and analysis of proposed street furniture amenities, advertising impacts and other general impacts on the affected areas, the contractor shall submit to the Council office of each affected area for approval, proposed street furniture locations in Historic Preservation Overlay Zones, Specific Plan Areas, Scenic Parkways, Targeted Neighborhood Initiatives, Pedestrian Oriented Districts, Transit Oriented Districts, Business Improvement Districts, and other areas as may be designated by Council, as a complete package for each such specially designated area.

2. Prior to any submission of applications for permit approval the contractor shall be required to appear before any neighborhood council or other such community group as requested by the Council Member of the affected area to make presentations about proposed street furniture locations and amenities.

3. A yearly review by the Council and City Attorney regarding the extent of the contractor's compliance with maintenance standards designated in the contract so that if compliance is found to be insufficient the Council may consider appropriate remedial actions.

12-21-01 - Ordinance ADOPTED changing the name of the Transit Shelter Revenue Fund to "Street Furniture Revenue Fund" for the deposit of program revenue from the Coordinated Street Furniture Program paid to the City. All other terms and conditions would remain unchanged.

12-21-01 - File to Mayor for signature FORTHWITH

12-24-01 - Mayor's message concurred in action of December 14, 2001

12-31-01 - File to Calendar Clerk

1-8-02 - File in files

8-13-02 - This days Council session - Motion - Weiss Mover 2002 / Reyes - In recent edition of the Wall Street Journal, it was reported that after having JC Decaux's Automated Public Toilets (APTs) installed in the City of San Francisco for six years, many of the units are not providing the services intended. JC Decaux joint-ventured with Viacom Outdoor and was recently awarded the contract to operate the City of Los Angeles' Coordinated Street Furniture Program. This program includes the provision of up to 150 APTs in areas throughout the City, none of which have been installed to date. In view of the problems experienced in San Francisco, it would be prudent for the Bureau of Street Services and Viacom Decaux to report to the City Council on the lessons learned from the San Francisco experience and what safeguards have been instituted for the Los Angeles program to avoid similar problems.

THEREFORE MOVE that the City Council, instruct the Director, Department of Public Works, Bureau of Street Services and a representative of Viacom Decaux, to report to the Council within 15 days on the following:

* An overview of the problems encountered in San Francisco and other cities, with regard to the JC

Decaux automated public toilets;

- * The causes of the problems and potential solutions to avoid repeating such problems with the Los Angeles automated public toilets;

- * The maintenance and servicing provisions for automated public toilets, included in the City of Los Angeles contract with Viacom Decaux; and

- * The status of the City's Coordinated Street Furniture Program

8-13-02 - Ref to Public Works Committee

8-13-02 - File to Public Works Committee Clerk

9-9-02 - For ref - Transmittal from Bureau of Street Services relative to noting and filing status report on Coordinated Street Furniture Program.

9-10-02 - Ref to Public Works Committee - to Committee Clerk

12-10-02 - For ref - Transmittal from Bureau of Street Services relative to Automated Public Toilet experiences in San Francisco and City of Los Angeles Coordinated Street Furniture Program Status Report.

12-13-02 - Ref to Public Works Committee - to Committee Clerk

1-15-03 - For ref - Transmittal from Viacom JCDecaux relative to response to the Weiss-Reyes motion regarding the Automatic Public Toilet project included within the Los Angeles Coordinated Street Furniture contract.

1-16-03 - Ref to Public Works - to Committee Clerk

2-12-03 - Public Works Committee report ADOPTED to NOTE and FILE the Bureau of Street Services report entitled, "Response to Motion (Weiss - Reyes): Automated Public Toilet Experiences in San Francisco and City of Los Angeles Coordinated Street Furniture Program Status Report," and, the Viacom/JCDecaux communication dated January 13, 2003, inasmuch as both were submitted for information only and no Council action is required

2-24-03 - File to Public Works Committee Clerk OK

2-28-03 - File in files