



**OFFICE OF THE CITY ATTORNEY**  
ROCKARD J. DELGADILLO  
CITY ATTORNEY

REPORT NO. R 0 7 - 0 1 6 1

MAY 11 2007

**REPORT RE:**

**A DRAFT ORDINANCE ADDING CHAPTER 144 TO DIVISION 5 OF THE LOS ANGELES ADMINISTRATIVE CODE, TO PROVIDE FOR A SPECIAL TRUST FUND TO BE KNOWN AS THE COUNCIL DISTRICT 6 PUBLIC BENEFITS TRUST FUND**

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

Council File No. 06-1661

Honorable Members:

In accordance with your instructions, this office has prepared and now transmits for your action the attached draft ordinance, approved as to form and legality. This draft ordinance adds Chapter 144 to Division 5 of the Los Angeles Administrative Code, to establish the "Council District 6 Public Benefits Trust Fund" for the support of police and community activities in Council District 6. The Fund shall be administered by the City Clerk. Expenditures from the Fund shall be authorized by the Councilmember representing Council District 6.

The draft ordinance has been transmitted to the Office of the Councilmember of the 6<sup>th</sup> District, the City Controller, the Chief Legislative Analyst, the City Administrative Officer and the Office of the City Clerk pursuant to Council Rule 38. They were asked to make any comments that they have directly to you when you consider this matter.



The Honorable City Council  
of the City of Los Angeles  
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If you have any questions, please contact Deputy City Attorney Carmen Hawkins at (213) 978-7740. Either she or another member of this office will be available to answer any questions you may have.

Sincerely,

ROCKARD J. DELGADILLO, City Attorney

By *Claudia Culling*  
CLAUDIA CULLING  
Special Counsel - Municipal

CC:CDH:cm  
Transmittal

ORDINANCE NO. \_\_\_\_\_

An ordinance adding Chapter 144 to Division 5 of the Los Angeles Administrative Code, to provide for a special trust fund to be known as the Council District 6 Public Benefits Trust Fund.

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

Section 1. Chapter 144 is added to Division 5 of the Los Angeles Administrative Code to read:

**CHAPTER 144**

**COUNCIL DISTRICT 6 PUBLIC BENEFITS TRUST FUND**

**Sec. 5.544. Creation and Administration of the Fund.**

(a) There is hereby created and established in the Treasury of the City of Los Angeles a special trust fund to be known as the "**Council District 6 Public Benefits Trust Fund**," referred to in this chapter as the "**Fund**."

(b) The purpose of the Fund shall be for the receipt, retention and disbursement of gifts, contributions, and bequests for the support of police and community activities within Council District 6.

(c) The fund shall be administered by the City Clerk. Expenditures from the Fund shall be authorized by the Councilmember representing Council District 6.

(d) All gifts, contributions and bequests to the City for the purposes set forth in this chapter, which exceed the sum of \$5,000 in value, shall be submitted to the City Council for acceptance or rejection. All gifts, contributions and bequests to the City, which do not exceed the sum of \$5,000 in value, to the Fund for the purposes set forth in this chapter, shall be submitted to the Councilmember representing Council District 6 for acceptance or rejection.

(e) The City Clerk shall inform the Controller of any special terms or conditions placed upon the use of all monies accepted for deposit in the Fund. The Controller shall establish a separate account in the Fund for each specific use for all accepted monetary gifts, contributions, bequests or City fund appropriations that contain any special term or condition. No money shall be expended from the Fund except in compliance with each special term or condition under which the money was accepted. Any request for an expenditure of money from any of these separate accounts shall be accompanied by sufficient information for the Controller to determine that the proposed expenditure would not contravene the specific use for which the separate account was established.

(f) All monetary gifts, contributions, or bequests, which are accepted without special terms or conditions upon their use, shall be placed in a general account established in the Fund by the Controller.

(g) All interest and other earnings attributable to monies in the Fund shall be credited to the Fund and shall be devoted to the purposes of the Fund.

(h) The City Clerk shall report to the City Council and Mayor regarding and identifying all receipts into, and all expenditures out of, the Fund, as well as the purposes for which the expenditures were made. Each report shall cover a fiscal year and shall be submitted within 60 days after the close of the fiscal year.

Sec. 2. 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 \_\_\_\_\_.

FRANK T. MARTINEZ, City Clerk

By \_\_\_\_\_ Deputy

Approved \_\_\_\_\_

\_\_\_\_\_  
Mayor

Approved as to Form and Legality

ROCKARD J. DELGADILLO, City Attorney

By Carmen Hawkins  
CARMEN D. HAWKINS  
Deputy City Attorney

Date May 11, 2007

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