

CITY OF LOS ANGELES

CALIFORNIA



JUNE LAGMAY
City Clerk

HOLLY L. WOLCOTT
Executive Officer

When making inquiries relative to
this matter, please refer to the
Council File No.

ANTONIO R. VILLARAIGOSA
MAYOR

Office of the
CITY CLERK

Council and Public Services
Room 395, City Hall
Los Angeles, CA 90012
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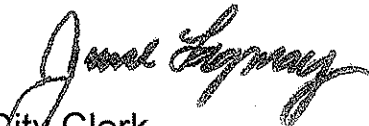
SHANNON HOPPE
Council and Public Services
Division

www.cityclerk.lacity.org

March 12, 2013

To All Interested Parties:

The City Council adopted the action(s), as attached, under Council File
No. 11-1604-S1, at its meeting held March 5, 2013.


City Clerk
kw

Mayor's Time Stamp
OFFICE OF THE MAYOR
RECEIVED
2013 MAR -6 PM 2:29
CITY OF LOS ANGELES

City Clerk's Time Stamp
CITY CLERK
2013 MAR -6 PM 2:29
CITY CLERK
BY _____
DEPUTY

SUBJECT TO THE MAYOR'S APPROVAL

COUNCIL FILE NO. 11-1604-S1

COUNCIL DISTRICT


COUNCIL APPROVAL DATE MARCH 5, 2013

RE: WAIVING PERMITTING FEES FOR FOUR PILOT PARKLETS

LAST DAY FOR MAYOR TO ACT MAR 18 2013
(10 Day Charter requirement as per Charter Section 341)

DO NOT WRITE BELOW THIS LINE - FOR MAYOR USE ONLY

APPROVED



*DISAPPROVED

*Transmit objections in writing
pursuant to Charter Section 341

DATE OF MAYOR APPROVAL OR DISAPPROVAL MAR 11 2013


MAYOR

CITY CLERK
DEPUTY
2013 MAR 11 PM 1:03

11-1604-S1
CD14

MOTION

BUDGET & FINANCE

TRANSPORTATION PUBLIC WORKS

NOV 16 2012

On August 24, 2012, City Council directed the Department of Public Works to issue permits for four demonstration "parklet" projects in Council District 14 to allow for their completion, review, and evaluation by December 31, 2012 (CF#11-1604). The City Council further directed the Department of Transportation to execute a memoranda of understanding with community partners setting forth the terms and conditions of the pilot parklets.

Permits and MOUs are still pending due to complications with respect to liability, indemnification, and permitting fees. To implement the pilot program, community partners are contributing significant hard costs associated with design, construction, and installation of the pilot parklets while also agreeing to maintain the parklets on behalf of the City once installed. The City is an active partner in establishing these pilot parklets inasmuch as it is contributing area in the public right-of-way for the temporary use, drafting MOUs with community partners, and conferring permits for the installation of the projects.

Council's previous direction on parklets did not expressly exempt community partners from the soft costs of permitting fees and general liability insurance. Such costs may be prohibitive to community groups with whom the City is partnering to establish these pilot parklets.

Council File 01-2215, *Policy Indemnification for Neighborhood Improvements*, establishes a program through the Departments of Neighborhood Empowerment and Public Works to provide insurance coverage for neighborhood organizations involved in neighborhood beautification projects. The policy protects community groups from onerous and costly litigation arising from their community beautification projects.

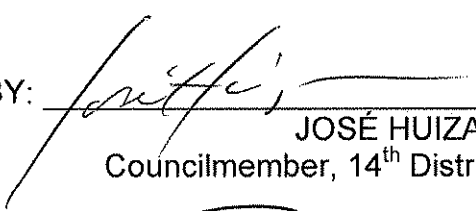
As a partner in establishing these demonstration pilot parklets, and in order to meet the required December 31, 2012 deadline set by Council, the City should alleviate unnecessary cost burdens on volunteer community partners and encourage the creation of quality neighborhood public spaces. The city will then undertake a review of all policies and provisions associated with the pilot programs, to determine best practices for the future citywide parklet program.

I THEREFORE MOVE that the City Council direct the Departments of Public Works and Transportation to waive all permitting fees associated with the four pilot parklets approved by Council on August 24, 2012 (CF#11-1604).

I FURTHER MOVE that the City assume general liability for the four pilot parklets once installed.

 **ADOPTED**
NOV 16 2012 AS Amended
MAR 05 2013

PRESENTED BY:


JOSE HUIZAR
Councilmember, 14th District

LOS ANGELES CITY COUNCIL

See Attached Motion

SECONDED BY:



ORIGINAL

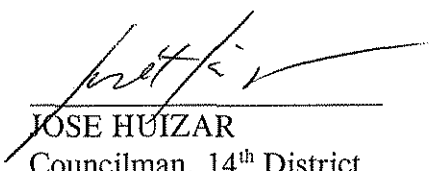
MAYOR WITH FILE

ITEM No. 3 - A

MOTION

I MOVE that the matter of the Continued Consideration of Budget and Finance Committee Report relative to waiving permitting fees for four pilot parklets (CF 11-1604-S1), BE AMENDED to allocate/appropriate/transfer/give/move \$4,100 from the Council District 14 portion of the Street Furniture Revenue Fund No. 43D Dept. 50 to the Engineering Fund No. 100-78, Revenue Source Code 324101 to cover the cost of the involved fees, and to authorize the Bureau of Engineering to make any technical corrections or clarifications to the above fund transfer instructions in order to effectuate the intent of this Motion.

PRESENTED BY:


JOSE HUIZAR
Councilman, 14th District

SECONDED BY:



ORIGINAL

March 5, 2013

ak



MAR - 5 2013

ADOPTED

AS Amended
MAR 05 2013

LOS ANGELES CITY COUNCIL

MAYOR WITH FILE