

BUDGET AND FINANCE COMMITTEE REPORT relative to the implementation of the Administrative Citation Enforcement (ACE) Pilot Program.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. CONCUR with the recommendations of the Public Safety and Personnel and Animal Welfare Committees relative to the implementation of the ACE Program as a pilot program involving the LAPD and DAS.
2. INSTRUCT the City Administrative Officer (CAO) to prepare the necessary documentation to effectuate a Reserve Fund Loan to fund the ACE program with the understanding that revenue from the program will replenish the Reserve Fund.
3. REQUIRE Council approval for any changes to implementation of the ACE program.

Fiscal Impact Statement: The City Attorney reports that the annual cost of implementing the ACE Pilot Program is \$577,603 for City staff responsible for the critical elements of this program. These costs will be covered by the revenue generated by the program.

Community Impact Statement: None submitted.

SUMMARY

Accompanying a report to Council dated June 18, 2014 (attached to the Council file), the City Attorney presents an Ordinance amending the Los Angeles Administrative Code to modify time to pay a fine and revising definition of a Continuing Violation, and amending the fee schedule for animal related violations. ACE is an alternative method of enforcement for violations of the Los Angeles Municipal Code. An administrative citation would be issued to a violator in place of a criminal citation or an arrest. Presently, a citation results in a criminal conviction with penalties that may include probation, fines, and jail. An administrative citation, on the other hand, can be resolved through the payment of a fine and there is no resulting criminal record, probation, or threat of jail.

At their joint meeting held August 15, 2014, the Public Safety and the Personnel and Animal Welfare Committees recommended (Buscaino voting no) to request that the City Attorney prepare a revised ordinance to delete Operating a Parking Lot Without a Permit and Selling of Tobacco Without the Required Retail Permit; and, to add a citation for the use of gas-powered leaf blowers with discretion given to LAPD to issue the citation to the property owners for whom the gardeners work. The Committees also approved other amendments, the program contract, and the cost estimates and positions authorities presented by the City Attorney. Finally, a recommendation was made for LAPD and DAS to provide quarterly status reports.

At its regular meeting held August 25, 2014, the Budget and Finance Committee considered the matter and recommended to concur with the amended recommendations of the Public Safety and the Personnel and Animal Welfare Committees. The Budget and Finance Committee further recommended to instruct the CAO to prepare the necessary documentation to effectuate a Reserve Fund Loan to fund the ACE program with the understanding that revenue from the

program will replenish the Reserve Fund and to require Council approval for any changes to implementation of the ACE program. This matter is now forwarded to the Council for its consideration.

Respectfully Submitted,

BUDGET AND FINANCE COMMITTEE

<u>MEMBER</u>	<u>VOTE</u>
KREKORIAN:	YES
ENGLANDER:	YES
KORETZ:	YES
BLUMENFIELD:	YES
BONIN:	YES

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-NOT OFFICIAL UNTIL COUNCIL ACTS-