



MICHAEL N. FEUER
CITY ATTORNEY

REPORT NO. R 15 - 0034
FEB 13 2015

REPORT RE:

**DRAFT ORDINANCE ADDING A NEW ARTICLE 12 TO CHAPTER 6 OF THE
LOS ANGELES ADMINISTRATIVE CODE ESTABLISHING A
SIDEWALK AND CURB REPAIR FUND**

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

Honorable Members:

Pursuant to your request, this Office has prepared and now transmits for your consideration the enclosed draft ordinance, approved as to form and legality. The draft ordinance adds a new Article 12 to Chapter 6 of the Los Angeles Administrative Code to establish a Sidewalk and Curb Repair Fund to manage the funds the City has budgeted to repair sidewalks and curbs, and install missing curb ramps in the pedestrian public right-of-way.

Council Rule 38 Referral

A copy of the draft ordinance was sent, pursuant to Council Rule 38, to City Administrative Officer with a request that all comments, if any, be presented directly to the City Council when this matter is considered.

If you have any questions regarding this matter, please contact Assistant City Attorney Laurie Rittenberg at (213) 978-2205. She or another member of this Office will be present when you consider this matter to answer any questions you may have.

Very truly yours,

MICHAEL N. FEUER, City Attorney

By 
DAVID MICHAELSON
Chief Assistant City Attorney

DM:LR:ac
Transmittal

ORDINANCE NO. _____

An ordinance adding a new Article 12 to Chapter 6 of the Los Angeles Administrative Code establishing a Sidewalk and Curb Repair Fund.

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

Section 1. A new Article 12 is added to Chapter 6 of Division 5 of the Los Angeles Administrative Code to read as follows:

CHAPTER 6, ARTICLE 12

SIDEWALK AND CURB REPAIR FUND

Sec. 5.121.12. Creation and Administration of the Fund.

(a) There is hereby created and established within the Treasury of the City of Los Angeles a special fund to be known as the “**Sidewalk and Curb Repair Fund**” (Fund).

(b) Revenue deposited into the Fund shall be used for the following:

(1) Administration, design, construction and inspection of new improvements to, and reconstruction of, impassible sidewalks, and improvements to, and construction of, curb ramps.

(c) The Fund shall be administered by the Director, Bureau of Engineering, Department of Public Works.

(d) Accrued interest on the Fund shall not revert to the Reserve Fund of the City and shall remain in the Fund.

Sec. 2. Urgency Clause. The City Council finds and declares that this ordinance is required for the immediate protection of public peace, health and safety for the following reason: In order for the City of Los Angeles to protect its residents by repairing the pedestrian public right-of-way, the amendments to the Los Angeles Administrative Code as reflected in this ordinance must become effective as soon as possible. For this reason, the ordinance shall become effective upon publication pursuant to Los Angeles Charter Section 253.

Sec. 3. 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, **by a vote of not less than three-fourths** of all its members, at its meeting of _____.

HOLLY L. WOLCOTT, City Clerk

By _____ Deputy

Approved _____

Mayor

Approved as to Form and Legality

MICHAEL N. FEUER, City Attorney

By 
LAURIE RITTENBERG
Assistant City Attorney

Date February 12, 2015

File No. _____