

Los Angeles City Council, **Journal/Council Proceedings**
Wednesday, **July 27, 2011**
John Ferraro Council Chamber, Room 340, City Hall - 10:15 am

- - - SPECIAL COUNCIL MEETING - - -

10:15 A.M. OR AS SOON THEREAFTER
AS COUNCIL RECESSES ITS REGULAR MEETING

ROLL CALL - Members present: Alarcón, Cárdenas, Englander, Koretz, Krekorian, LaBonge, Parks, Perry, Reyes, Rosendahl, Wesson, Zine and President Garcetti (13); Absent: Huizar (1)

ROLL CALL NUMBER (#) - INDICATES THE ORDER IN WHICH THE ITEMS WERE ACTED UPON DURING THE COUNCIL MEETING

Items for Which Public Hearings Have Been Held - Items 42-44

Roll Call #1 - to Adopt as Amended, Ayes (13); Absent: Huizar (1)
(Item Nos. 42-44)

ITEM NO. (42) - ADOPTED - SEE FOLLOWING

[10-1117-S1](#)

COMMUNICATIONS FROM THE CONTROLLER relative to the audit of the Photo Red Light Program and follow-up correspondence from the Los Angeles Police Department and the Controller.

(Audits and Governmental Efficiency Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(Click on the above hyperlink or go to <http://cityclerk.lacity.org/lacityclerkconnect/index.cfm> for background documents.)

ADOPTED

AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE REPORT relative to the audit of the Photo Red Light Program.

Recommendations for Council action:

1. **NOTE and FILE** the reports from the City Controller dated September 29, 2010 and January 12, 2011.

2. **INSTRUCT** the Los Angeles Police Department (LAPD) to investigate and report to the Council with information on:
 - a. The length of time the Court will retain information regarding Photo Red Light citations in which the registered owner has not responded to the citation and a Failure to Appear designation has been noted in the Courts' records.
 - b. The ramifications or consequences of a Failure to Appear for a Photo Red Light citation and the affect of a Failure to Appear for such a citation on other citations or warrants on the offender's record.
3. **INSTRUCT** the LAPD to provide information to the Council on the collections system for Photo Red Light citations, including:
 - a. The collections rate.
 - b. How the collection rate compares with other types of citations

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (43) - ADOPTED - SEE FOLLOWING

[10-1502](#)

COMMUNICATION FROM THE BOARD OF POLICE COMMISSIONERS relative to the Audit of the Photo Red Light Program, pursuant to Motion (Hahn - Koretz - Garcetti - Zine).

(Audits and Governmental Efficiency Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(Public Safety Committee waived consideration of the above matter)

(Click on the above hyperlink or go to <http://cityclerk.lacity.org/lacityclerkconnect/index.cfm> for background documents.)

ADOPTED

AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE REPORT relative to the Los Angeles Police Department (LAPD) report in response to the audit of the Photo Red Light Program.

Recommendation for Council action:

NOTE and FILE the report from the LAPD as transmitted by the Los Angeles Police Commission, in response to Motion (Hahn - Koretz), on December 23, 2010.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

(Public Safety Committee waived consideration of the above matter)

ITEM NO. (44) - ADOPTED, AS AMENDED - SEE FOLLOWING

[11-1015](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to the Photo Red Light Program (PRLP).

Recommendation for Council action, as initiated by Motion (Cárdenas - Parks):

INSTRUCT the City Administrative Officer and Chief Legislative Analyst (CLA) to work with the vendor of the PRLP, American Traffic Solutions, to negotiate all cost issues and other elements, including equipment removal, for a phase out approach to the PRLP and terminate the issuance of photo red light citations as of August 1, 2011.

Fiscal Impact Statement: The CLA reports that the Fiscal Year (FY) 2011-12 Budget assumed that the City would receive revenue from the PRLP of \$3.6 million and assumed contract expenditures of \$2.76 million resulting in net revenue of \$848,000. Factoring in the approximately \$600,000 Los Angeles Police Department/Los Angeles Department of Transportation (LAPD/LADOT) staff costs results in a positive budget impact of approximately \$245,000. It is estimated that terminating the PRLP as of August 1, 2011 could result in the City receiving revenue amounting to \$2.5 million because of the lag time to process photo red light citations and payments made by violators. Contract payments of \$2.5 million would be avoided. Expenditures would total approximately \$400,000 (one month contract payment of \$256,000 + LADOT overtime staff costs of \$155,000 to remove PRL equipment) resulting in net revenue of \$2.1 million, and a FY 2011-12 Budget positive impact of \$1.5 million factoring in the LAPD/LADOT staff costs. Net revenue would decrease, however, with expenditures for technology costs to transition the data from the vendor to LAPD; that amount is currently unknown. With PRLP termination, it is likely that revenue would phase out in FY 2012-13 with the City potentially receiving approximately \$880,000, and a positive budget impact of \$274,000 factoring in LAPD/LADOT staff costs. If the PRLP is completely terminated with no phase-out, the FY 2011-12 Budget would result in a negative impact of approximately (\$200,000). LAPD/LADOT staff costs of \$600,000 to administer the PRLP are on-going General Fund expenditures as these positions will continue in other assignments if the Program is concluded.

Community Impact Statement: Yes,
Midtown North Hollywood Neighborhood Council
Northridge East Neighborhood Council
Sherman Oaks Neighborhood Council

(Audits and Governmental Efficiency Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

ADOPTED

AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE REPORT relative to the Photo Red Light Program.

Recommendation for Council action:

CONCUR with the action of the Budget and Finance Committee taken at its meeting of July 25, 2011 relative to an instruction to the City Administrative Officer and Chief Legislative Analyst (CLA) to work with the vendor of the Photo Red Light Program (PRLP), American Traffic Solutions, to negotiate all cost issues and other elements, including equipment removal, for a phase out approach to the PRLP and terminate the issuance of photo red light citations as of August 1, 2011.

Fiscal Impact Statement: The CLA reports that the Fiscal Year (FY) 2011-12 Budget assumed that the City would receive revenue from the PRLP of \$3.6 million and assumed contract expenditures of \$2.76 million resulting in net revenue of \$848,000. Factoring in the approximately \$600,000 Los Angeles Police Department/Los Angeles Department of Transportation (LAPD/LADOT) staff costs results in a positive budget impact of approximately \$245,000. It is estimated that terminating the PRLP as of August 1, 2011 could result in the City receiving revenue amounting to \$2.5 million because of the lag time to process photo red light citations and payments made by violators. Contract payments of \$2.5 million would be avoided. Expenditures would total approximately \$400,000 (one month contract payment of \$256,000 plus LADOT overtime staff costs of \$155,000 to remove PRL equipment) resulting in net revenue of \$2.1 million, and a FY 2011-12 Budget positive impact of \$1.5 million factoring in the LAPD/LADOT staff costs. Net revenue would decrease, however, with expenditures for technology costs to transition the data from the vendor to LAPD; that amount is currently unknown. With PRLP termination, it is likely that revenue would phase out in FY 2012-13 with the City potentially receiving approximately \$880,000, and a positive budget impact of \$274,000 factoring in LAPD/LADOT staff costs. If the PRLP is completely terminated with no phase-out, the FY 2011-12 Budget would result in a negative impact of approximately (\$200,000). LAPD/LADOT staff costs of \$600,000 to administer the PRLP are on-going General Fund expenditures as these positions will continue in other assignments if the Program is concluded.

Community Impact Statement: Yes
Midtown North Hollywood Neighborhood Council
Northridge East Neighborhood Council
Sherman Oaks Neighborhood Council

ADOPTED

AMENDING MOTION (KREKORIAN - KORETZ)

Recommendation for Council action:

REQUEST the City Attorney to review the contract and advise the Council as to whether or not any amendment or supplemental contract, or no action at all, other than a demand letter to the contractor, is necessary.

Whereupon the Special Council meeting did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL