ANALYSIS

This ordinance amends Title 2 – Administration of the Los Angeles County Code, relating to the powers and duties of the Director of the Department of Beaches and Harbors, to delegate authority to the Director to provide for musical entertainment events at the harbors.

RAYMOND G. FORTNER, JR.
County Counsel

By

THOMAS J. FAUGHNAN
Principal Deputy County Counsel
Property Division

TJF:ss

7/18/08 (requested)
8/20/08 (revised)

HOA.539365.5

ORDINANCE NO. 2009-0006

An ordinance amending Title 2 – Administration of the Los Angeles County Code, relating to the powers and duties of the Director of the Department of Beaches and Harbors.

The Board of Supervisors of the County of Los Angeles ordains as follows:

SECTION 1. Section 2.116.020 is hereby amended to read as follows:

2.116.020 Director – Powers and duties.

The director of the department of beaches and harbors shall, for and subject to the authority of the board of supervisors, protect, develop, manage, regulate and have complete and exclusive charge and control, except as provided in subsection C of this section, below, of all harbors and beaches under the jurisdiction of the county, including the harbor known as the Marina del Rey. His duties shall include, but not be confined to:

A. The establishment and enforcement of rules and regulations pertaining to the use of the harbors and beaches;

B. The imposition and collection of charges, rates and rentals for the use of the facilities of the harbors and beaches;

C. The leasing, subleasing or licensing the use, individually or collectively, of portions of the harbors and beaches and the imposition and collection of rentals, charges and rates therefor, and enforcement of license agreements by suit against any person in breach of contract with the department for the use of a facility that is owned or controlled by the county within those areas and for which the director is responsible. No

suit shall be filed by the director without the concurrence of the county counsel. The chief ~~administrative~~executive officer shall participate with, and assist the director in, negotiating the terms and conditions of leases of county–owned properties in the Marina del Rey;

D. The development, improvement, expansion, maintenance, operation and supervision of the use of the harbors and beaches, and facilities thereon;

E. The operation, supervision and control of the county beach life guard service;

F. The determination of the kind and extent of recreational programs to be carried out at the harbors and beaches;

G. The development of a program of community relations with citizens residing in the harbor and incorporated and unincorporated beach areas;

H. The delegated authority on behalf of the board of supervisors to enter into contracts pursuant to Government Code section 25559(a) for the furnishing of music and musical entertainment to the public at the harbors, either by employment of individual musicians or by entering into contracts, with or without bids, with orchestras, bands, symphony associations or other organizations. Expenditures authorized for such events may also include event–related catering, transportation, lodging and security services, and rental of performance, sound and lighting equipment, dressing rooms and tents, which shall be procured through the internal services department. To the extent available, proceeds from public–private partnerships established by the board of supervisors to sponsor musical entertainment events shall be used to fund

expenditures authorized by this section; any county funds necessary to augment the funding for such expenditures shall only be committed by the director with the prior approval of the chief executive officer, from funds appropriated for such purposes by the board of supervisors;

~~H~~I. Any other authority and duties possessed by the department of beaches and department of small craft harbors and the directors thereof prior to July 1, 1982, the time that such departments were merged into the department of beaches and harbors, and not enumerated above;

~~I~~J. Such other authority and duties as the board of supervisors shall delegate to the director.

[2116020TFCC]

SECTION 2. This ordinance shall be published in The Daily Commerce a newspaper printed and published in the County of Los Angeles.

Don Knabe
Chairman

ATTEST:

Sachi A. Hamai
Executive Officer -
Clerk of the Board of Supervisors
County of Los Angeles

I hereby certify that at its meeting of March 3, 2009 the foregoing ordinance was adopted by the Board of Supervisors of said County of Los Angeles by the following vote, to wit:

	Ayes		Noes
Supervisors	Mark Ridley-Thomas	Supervisors	None
	Zev Yaroslavsky		
	Michael D. Antonovich		
	Don Knabe		

Effective Date: April 2, 2009

~~Operative Date:~~

Sachi A. Hamai
Executive Officer -
Clerk of the Board of Supervisors
County of Los Angeles

I hereby certify that pursuant to Section 25103 of the Government Code, delivery of this document has been made.

SACHI A. HAMAI
Executive Officer
Clerk of the Board of Supervisors

By _____
Deputy

APPROVED AS TO FORM:
RAYMOND G. FORTNER, JR.
County Counsel

By _____
Leela Kapur
Chief Deputy County Counsel

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