

# CITY OF LOS ANGELES

CALIFORNIA



ANTONIO R. VILLARAIGOSA  
MAYOR

JUNE LAGMAY  
City Clerk

HOLLY L. WOLCOTT  
Executive Officer

Office of the  
CITY CLERK

Council and Public Services  
Room 395, City Hall  
Los Angeles, CA 90012  
General Information - (213) 978-1133  
Fax: (213) 978-1040

KONRAD CARTER  
Acting Chief, Council and Public Services  
Division

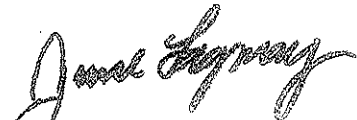
[www.cityclerk.lacity.org](http://www.cityclerk.lacity.org)

February 23, 2010

To All Interested Parties:

The City Council adopted the action(s), as attached, under Council file No.

09-1482, at its meeting held February 5, 2010.



City Clerk  
kw

Mayor's Time Stamp  
OFFICE OF THE MAYOR  
RECEIVED  
2010 FEB 12 PM 4:07  
CITY OF LOS ANGELES

City Clerk's Time Stamp  
CITY CLERK'S OFFICE  
2010 FEB 12 PM 4:06  
CITY CLERK  
BY \_\_\_\_\_ DEPUTY

SUBJECT TO THE MAYOR'S APPROVAL

COUNCIL FILE NO. 09-1482

COUNCIL DISTRICT \_\_\_\_\_

COUNCIL APPROVAL DATE FEBRUARY 5, 2010

RE: SETTLEMENT IN THE CASE ENTITLED BEKEREDJIAN V. CITY OF LOS ANGELES, LOS ANGELES SUPERIOR COURT CASE NO. BC343886. (THIS CASE ARISES FROM EARTH MOVEMENT THAT OCCURRED ON FEBRUARY 27, 2005, IN THE VICINITY OF LAUREL CANYON BOULEVARD. THE EARTH MOVEMENT AFFECTED PRIVATE PROPERTY AND LAUREL CANYON BOULEVARD).

LAST DAY FOR MAYOR TO ACT FEB 22 2010  
(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 FEB 18 2010

  
MAYOR

RECEIVED  
CITY CLERK'S OFFICE  
2010 FEB 18 PM 2:52  
CITY CLERK  
BY \_\_\_\_\_ DEPUTY

LA

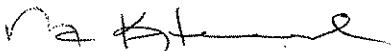
CF 09-1482

February 5, 2010

**MEMORANDUM TO FILE**

The City Council held a Closed Session on Friday, February 5, 2010, pursuant to authority provided in California Government Code Section 54956.9(a), to confer with its legal counsel relative to the case entitled Bekeredjian v. City of Los Angeles, Los Angeles Superior Court Case No. BC343886. (This case arises from earth movement that occurred on February 27, 2005, in the vicinity of Laurel Canyon Boulevard. The earth movement effected private property and Laurel Canyon Boulevard; Budget and Finance Committee considered the above matter on July 20, 2009).

The purpose of this memorandum is to note for the record that following discussion of the above matter in Closed Session, the City Council adopted Motion (Cardenas - Hahn) in Open Session and instructed the City Clerk to transmit the file to the Mayor.



MARIA KOSTRENCICH  
Council Clerk

69

VERBAL MOTION

I HEREBY MOVE that Council ADOPT the following recommendations of the City Attorney in order to effect settlement in the case entitled Bekeredjian v. City of Los Angeles, Los Angeles Superior Court Case No. BC343886. (This case arises from earth movement that occurred on February 27, 2005, in the vicinity of Laurel Canyon Boulevard. The earth movement effected private property and Laurel Canyon Boulevard.), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. **AUTHORIZE the City Attorney to expend \$5,465,000 in settlement of the case entitled Bekeredjian v. City of Los Angeles, Los Angeles Superior Court Case No. BC343886, and to execute all necessary documents necessary to implement the settlement.**
2. **AUTHORIZE the Controller's Office to TRANSFER \$4,465,000 from the Reserve Fund to the Unappropriated Balance and APPROPRIATE therefrom to Liability Claims Fund 100/59, Liability Claims Over \$100,000 Account No. 9770 to be reimbursed by proceeds from a future Judgement Obligation Bond issuance.**
3. **FIND that:**
  - a. **The settlement is in the best interests of the City.**
  - b. **There are no other sources of available money to pay the settlement amount on a timely basis pursuant to the terms of the settlement agreement.**
  - c. **The City intends to make an interfund borrowing or advance from the Reserve Fund to pay the settlement on an interim basis, which loan or advance will be refunded or reimbursed with the proceeds of a judgment obligation bond issue.**
4. **AUTHORIZE the City Attorney's Office to draw a demand in the amount of \$4,665,000 payable to the Law Offices of John S. Peterson Client Trust Account for the Laurel Canyon Repair Fund.**
5. **AUTHORIZE the City Attorney's Office to draw a demand in the amount of \$1,000,000 payable to the Law Offices of John W. Peterson and John Bekeredjian and Linda Bekeredjian; upon sale of property, plaintiffs will pay the City \$1,000,000, which will be deposited back into the General Fund.**
6. **AUTHORIZE the City Attorney, or designee, to prepare Controller instructions for any necessary technical amendments, subject to the approval of the City Administrative Officer, and AUTHORIZE the Controller to implement the instructions.**

**This matter was approved by the Budget and Finance Committee (Parks-Rosendahl-Smith "yes") at its meeting on July 20, 2009, in Closed Session as permitted by Government Code Section 54956.9(a).**

PRESENTED BY \_\_\_\_\_  
TONY CARDENAS  
Councilmember, 6th District

SECONDED BY \_\_\_\_\_  
JANICE HAHN  
Councilmember, 15th District

February 5, 2010

CF 09-1482

**ADOPTED**  
FEB 5 2010  
LOS ANGELES CITY COUNCIL