

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations of the City Attorney in order to effect settlement in the case entitled Hill RHF Housing Partners v. City of Los Angeles, Los Angeles Superior Court Case No. BS 238416. (This case is a challenge to the formation of a business improvement district in the City of Los Angeles), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. APPROVE settlement of this case on the terms of the settlement, that the City will satisfy Plaintiffs for all payments made by Plaintiffs with respect to assessments by the Downtown City Business Improvement District (DCBID), and AUTHORIZE the City Attorney to execute the necessary settlement and release documents to effectuate the settlement.
2. AUTHORIZE and INSTRUCT the City Clerk, subject to approval of the City Attorney, upon receipt of documentary proof that Hill RHF Housing Partners has paid each of the assessments from the DCBID during the five-year life of the DCBID, to cause to be drawn and delivered demands for each such payment required to be made by the settlement in this matter, from funds available in City Attorney Fund 100, Department 12, Liability Claims Account No. 9770, to Hill RHF Housing Partners, without further action by the Council or Mayor.
3. AUTHORIZE and INSTRUCT the City Controller to process the payments to the payee as specified by the City Clerk, subject to the approval of the City Attorney, that are authorized and required to be made pursuant to this settlement, from funds available in City Attorney Fund 100, Department 12, Liability Claims Account No. 9770, to Hill RHF Housing Partners, without further action by the Council or Mayor.

This matter was approved by the Budget and Finance Committee (Krekorian-Englander-Rosendahl-Koretz "yes") at its meeting on February 4, 2013, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

PRESENTED BY _____
PAUL KREKORIAN
Councilmember, 2nd District

SECONDED BY _____
MITCHELL ENGLANDER
Councilmember, 12th District

ep
CF 12-1621
February 4, 2013

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