



Eric Garcetti | *Mayor, City of Los Angeles*

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March 28, 2019

Honorable Members of the
City Council of the
City of Los Angeles

CD No. 15

Attention: Mr. John White, City Clerk's Office

SUBJECT: RESOLUTION NO. 19-8429 – PROPOSED SECOND AMENDMENT AGREEMENT NO. 19-3109-B BETWEEN THE CITY OF LOS ANGELES HARBOR DEPARTMENT AND BROWN & WINTERS

Pursuant to Section 373 of the City Charter and Section 10.5 of the Los Angeles Administrative Code, enclosed for your approval is Resolution No. 19-8429 authorizing proposed Agreement No. 19-3109-B between the City of Los Angeles Harbor Department and Brown & Winters; which was approved at the February 21, 2019 meeting of the Board of Harbor Commissioners. The proposed Second Amendment will extend the term of the Agreement by eighteen months. The current six-year Agreement expired on February 28, 2019. The proposed extension will allow Brown & Winters to continue to assist the City Attorney with efforts to recover environmental investigation and cleanup expenses from both the City's and certain tenant's historic insurance policies. The proposed Second Amendment does not alter the compensation amount or the contingent fee payment schedule but does make it clear that Brown & Winters' fees must be paid from recoveries made during the contract period. There is no impact to the General Fund.

RECOMMENDATION FOR CITY COUNCIL:

1. ADOPT the determination by the Board of Harbor Commissioners (Board) that the proposed action is administratively exempt from the requirements of the California Environmental Quality Act (CEQA) in accordance with Article II, Section 2(f) of the Los Angeles City CEQA Guidelines;
2. APPROVE Harbor Department Resolution No. 19-8429 authorizing proposed Agreement No. 19-3109-B between the City of Los Angeles Harbor Department and Brown & Winters; and
3. Return to the Board of Harbor Commissioners for further processing.

Respectfully Submitted,

AMBER M. KLESGES
Commission Secretary

cc: Trade, Travel & Tourism Committee
Councilman Buscaino
Councilman Bonin
Councilman Krekorian
Mandy Morales, Mayor's Office

Erick Martell, Harbor Representative
Alvin Newman, CAO
Dennis Gleason, CD15
Matthew Shade, CLA