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File No. 16-0921-S1

ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to a request to discuss with its legal counsel pending litigation arising from the approval of the 2012 Municipal Separate Storm Sewer System (MS4) permit by the Regional Water Quality Control Board.

Recommendation for Council action:

REQUEST the City Attorney to provide on-going litigation monitoring with outside counsel.

Fiscal Impact Statement: None submitted by the City Attorney. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

(The City Council may recess to Closed Session, pursuant to Government Code Sections 54956.9(d)(1), (d)(2) and (d)(4), to confer with its legal counsel relative to the cases entitled: City of Gardena v. Regional Water Quality Control Board, et. al, Case No. 30-2016-00833722-CU-WM-CJC; City of Duarte v. Regional Water Quality Control Board, et. al, Case No. 30-2016-00833614-CU-WM-CJC; Natural Resources Defense Council, Inc., et. al v. Regional Water Quality Control Board, et. al, Case No. BS156962; Los Angeles Waterkeeper v. California State Water Resources Control Board, et. al, Case No. BS163391.)

Summary

At the public hearing held on April 5, 2017, the Energy and Environment Committee considered a City Attorney report relative to a request to discuss with its legal counsel pending litigation arising from the approval of the 2012 MS4 permit by the Regional Water Quality Control Board. After consideration and discussion of the City Attorney's report in Closed Session, and after providing an opportunity for public comment, the Committee recommended in Open Session that Council request the City Attorney to provide on-going litigation monitoring with outside counsel. This matter is now forwarded to the Council for its consideration.

Respectfully Submitted,



ENERGY AND ENVIRONMENT COMMITTEE

<u>MEMBER</u>	<u>VOTE</u>
MARTINEZ:	YES
BLUMENFIELD:	YES
CEDILLO:	YES
KORETZ:	YES
O'FARRELL:	YES

SG
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-NOT OFFICIAL UNTIL COUNCIL ACTS-