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CITY CLERK

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CALIFORNIA

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When making inquiries relative to
this matter, please refer to the
Council File No.: [16-0921-S4](#)

OFFICIAL ACTION OF THE LOS ANGELES CITY COUNCIL

January 31, 2018

Council File No.: [16-0921-S4](#)

Council Meeting Date: January 30, 2018

Agenda Item No.: 19

Agenda Description: BUDGET AND FINANCE COMMITTEE REPORT relative to a proposed legal services agreement for outside counsel with the firm Downey Brand, LLP.

Council Action: BUDGET AND FINANCE COMMITTEE REPORT - ADOPTED

Council Vote:

YES BLUMENFIELD
YES BONIN
YES BUSCAINO
ABSENT CEDILLO
YES ENGLANDER

YES HARRIS-DAWSON
YES HUIZAR
ABSENT KORETZ
ABSENT KREKORIAN
ABSENT MARTINEZ

YES O'FARRELL
YES PRICE
YES RODRIGUEZ
YES RYU
YES WESSON

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Pursuant to Charter/Los Angeles Administrative Code Section(s): 341

FILE SENT TO MAYOR:

01/31/2018

LAST DAY FOR MAYOR TO ACT:

02/12/2018



APPROVED

*DISAPPROVED

*VETO

02/05/2018

Mayor

DATE SIGNED

BUDGET AND FINANCE COMMITTEE REPORT relative to a proposed legal services agreement for outside counsel with the firm Downey Brand, LLP.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. AUTHORIZE the City Attorney to enter into a contract with Downey Brand, LLP, for a not to exceed budget of \$300,000, for the purpose of representing the City in the following four cases:
 - a. Los Angeles Waterkeeper v. California State Water Resources Control Board, et al., Los Angeles Superior Court (LASC) Case No. BS171009.
 - b. Los Angeles Waterkeeper v. California State Water Resources Control Board, et al., LASC Case No. BS171010.
 - c. Los Angeles Waterkeeper v. California State Water Resources Control Board, et al., LASC Case No. BS171011.
 - d. Los Angeles Waterkeeper v. California State Water Resources Control Board, et al., LASC Case No. BS171012.
2. AUTHORIZE the City Attorney, or designee, to prepare Controller instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer (CAO); and, AUTHORIZE the Controller to implement those instructions.

Fiscal Impact Statement: None provided by the City Attorney. Neither the CAO, 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 Section 54956.9(d)(1) to confer with its legal counsel relative to the retention of outside counsel in the litigation entitled Los Angeles Waterkeeper v. California State Water Resources Control Board, et al., LASC Case Nos. BS171009, BS171010, BS171011, and BS171012.)

SUMMARY

At its regular meeting held on January 22, 2018, the Budget and Finance Committee considered a report from the City Attorney dated December 18, 2017 relative to the retention of the law firm Downey Brand, LLP as outside counsel, under a legal services agreement, in an amount not to exceed \$300,000, to represent the City for four cases in the above-entitled matter.

After providing an opportunity for public comment, and after consulting with its legal counsel during Closed Session, the Committee approved the City Attorney's recommendations relative to the retention of Downey Brand, LLP as outside counsel. This matter is now forwarded to the Council for its consideration.

Respectfully Submitted,

BUDGET AND FINANCE COMMITTEE

<u>MEMBER</u>	<u>VOTE</u>
KREKORIAN:	YES
ENGLANDER:	ABSENT
KORETZ:	ABSENT
BLUMENFIELD:	YES
BONIN:	YES

REW 1/22/18 FILE NO. 16-0921-S4

-NOT OFFICIAL UNTIL COUNCIL ACTS-