

ITEM NO. 48

10/31/18 Council – Regular Meeting Agenda
Closed Session

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations of the City Attorney in order to effect settlement in the case entitled City of Los Angeles v. Duesenberg Investment Company LLC, Los Angeles Superior Court Case No. BC579701. (This is a condemnation action in which the City is seeking to acquire a fee take and temporary construction easement in portions of a property for its Sixth Street Viaduct Replacement Project.) **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. APPROVE the proposed settlement for **\$10,200,000**.
2. AUTHORIZE the City Attorney, or designee, to execute the settlement agreement.
3. AUTHORIZE the Bureau of Engineering to draw a demand warrant for \$5,098,000 from Fund No. 298, Account No. TBD, Sixth Street Viaduct Replacement Project Parcel 16 Acquisition (Reimbursable), payable to Duesenberg Investment Company, LLC or its designee.
4. AUTHORIZE the City Attorney to execute any additional or revised documents necessary to carry out the settlement in substantial conformance with the above terms.
5. AUTHORIZE the City Attorney, or designee, to make necessary technical adjustments, subject to the approval of the City Administrative Officer, and AUTHORIZE the Controller to implement the instructions.

This matter was recommended for approval by the Budget and Finance Committee (Krekorian – Englander – Blumenfield – Bonin: “Yes”) at a meeting on October 22, 2018, 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

AC
CF No. 11-1789-S5
October 22, 2018

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