

COMMUNICATION

File No. 13-0331

TO: LOS ANGELES CITY COUNCIL
FROM: COUNCILMEMBER JOE BUSCAINO, CHAIR
PUBLIC WORKS COMMITTEE

COMMUNICATION FROM CHAIR, PUBLIC WORKS COMMITTEE relative to a settlement in the case entitled Venice Investors, LLC v. City of Los Angeles, Los Angeles Superior Court Case No. BC 116345.

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

1. AUTHORIZE the City Attorney to execute a settlement agreement and all other documents necessary to implement the settlement.
2. AGREE to help facilitate issuance of a revocable encroachment permit for Plaintiff's structures that are in the public right-of-way, and will not revoke the permit unless the City determines that it needs the subject property for street purposes.

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

Community Impact Statement: None submitted.

(The Council may recess into Closed Session pursuant to Government Code Section 54956.9(d)(1) to confer with its legal counsel relative to the above matter)

SUMMARY

At a regular meeting held on June 12, 2013, the Public Works Committee considered a City Attorney report relative to a settlement discussion in the case entitled Venice Investors, LLC v. City of Los Angeles, Los Angeles Superior Court Case No. BC 116345. (This case arises from a Quiet Title action alleging that the City does not have an easement for the portion of the right-of-way in front of Plaintiff's property that is not currently being used as a street.) An opportunity for public comment was held. The Committee recessed into closed session to consider the matter. After resuming in open session, the Committee moved to approve the recommendations as detailed above. This matter is now forwarded to the Council for its consideration.

Respectfully submitted,

COUNCILMEMBER JOE BUSCAINO, CHAIR
PUBLIC WORKS COMMITTEE

<u>MEMBER</u>	<u>VOTE</u>
BUSCAINO:	YES
KREKORIAN:	ABSENT
GARCETTI:	ABSENT

ME
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-Not Official Until Council Acts-