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Executive Director

October 24, 2023

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

CD No. 15

Attention: Mr. Andrew Suh, City Clerk's Office

Subject: RESOLUTION NO. 23-10182 – PROPOSED THIRD AMENDMENT TO LEGAL SERVICES AGREEMENT NO. 15-3308 WITH MEYERS NAVE FOR CHINA SHIPPING LITIGATION

Pursuant to Section 373 of the City Charter, enclosed for your approval is Resolution No. 23-10182 authorizing proposed Third Amendment Agreement No. 23-3308-C between the City of Los Angeles Harbor Department and Meyers Nave Riback Silver & Wilson (Meyers Nave); which was approved at the May 25, 2023 meeting of the Board of Harbor Commissioners. The proposed Third Amendment increases the Agreement authority by \$623,500. The current eleven-year Agreement expires on February 28, 2026, and there is no term extension requested. The current Agreement authority is \$4,084,242 and the proposed Amendment would add \$623,500 and increase the authority to \$4,707,742. The additional funding will allow Meyers Nave to continue to represent the Port of Los Angeles in the defense of various claims of violations of the law and improper actions with respect to the China Shipping Terminal located at Berths 97-104 brought by the South Coast Air Quality Management District, the State Attorney General, the California Air Resources Board and the Natural Resources Defense Council (NRDC). There is no impact to the General Fund.

RECOMMENDATION FOR CITY COUNCIL:

1. ADOPT the determination by the Board of Harbor Commissioners 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; and
2. APPROVE POLA Resolution No. 23-10182 authorizing proposed Third Amendment Agreement No. 23-3308-C between the City of Los Angeles Harbor Department and Meyers Nave Riback Silver & Wilson (Meyers Nave).

Respectfully Submitted,

AMBER M. KLESGES
Commission Secretary

cc: Trade, Travel & Tourism Committee
Councilwoman Park, Chair
Councilman McOsker
Councilman Soto-Martinez
Heleen Ramirez, Mayor's Office
Jacqueline Wagner, CAO
Sergio Carrillo, CD15

Erick Martell, Mayor's Office
Stephanie Magnien Rockwell, Harbor Representative
Sandra Fu, CAO
Kevin Brunke, CD11
Tristan Noack, CLA
Anissa Raja, CD15