

TO CITY CLERK FOR PLACEMENT ON NEXT
REGULAR COUNCIL AGENDA TO BE POSTED #53

Motion

The City of Los Angeles (the "City") entered into that certain Temporary Easement Agreement with 9940 Jefferson, LLC ("Owner") (as successor-in-interest to NantWorks, LLC) on June 28, 2017 (the "Temporary Easement Agreement") to provide the City a temporary easement ("Jefferson Boulevard Easement") over 9940 Jefferson Boulevard in Culver City, California, for the City to access the Odor Control Facility it owns on APN 4296-001-276 ("OCF Property").

Pursuant to the terms of the Temporary Easement Agreement, the City and Owner agreed to use reasonable efforts to obtain a more efficient easement to provide vehicular access to the OCF Property directly from College Boulevard ("College Blvd Easement"). Upon obtaining the College Blvd Easement, the Jefferson Boulevard Easement would automatically terminate. However, in the event the College Blvd Easement was not obtained by June 27, 2020, then the Jefferson Boulevard Easement would become permanent. As the College Blvd Easement was not expected to be obtained by this date, the City approved the First Amendment to Temporary Easement Agreement on June 11, 2020, which amendment provided for a three year extension (until June 27, 2023) to obtain the College Blvd Easement.

As the City and Owner desire the more efficient College Blvd Easement for the City's access to the OCF Property, but the College Blvd Easement is not ready for truck access (with the current three-year extension expiring on June 27, 2023), the City and Owner mutually desire to extend the term of the temporary Jefferson Boulevard Easement for another three years.

Action is needed to authorize and execute a second three-year extension to allow for additional time to obtain the College Blvd Easement and to prevent the temporary Jefferson Boulevard Easement from becoming permanent.

I THEREFORE MOVE that the General Services Department be instructed and authorized to prepare, process and execute the necessary document(s) to extend by an additional three years the Temporary Easement Agreement with Owner, to use the Jefferson Boulevard Easement to access the Odor Control Facility [APN 4296-001-276].

PRESENTED BY: Heather Hutt
HEATHER HUTT
Councilwoman, Tenth District

SECONDED BY: Cassidy

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FEB 2 2 2023