

MOUNTAINS RECREATION AND CONSERVATION AUTHORITY

December 14, 2012 — Agenda Item V

Resolution No. 12-169

RESOLUTION OF THE GOVERNING BOARD OF THE MOUNTAINS RECREATION AND CONSERVATION AUTHORITY AUTHORIZING SETTLEMENT OF THE FOLLOWING PENDING LITIGATION: CITY OF MALIBU v. CALIFORNIA COASTAL COMMISSION, SANTA MONICA MOUNTAINS CONSERVANCY, AND MOUNTAINS RECREATION AND CONSERVATION AUTHORITY (CASE NO. BS12922) AND CITY OF MALIBU v. CALIFORNIA COASTAL COMMISSION, SANTA MONICA MOUNTAINS CONSERVANCY AND MOUNTAINS RECREATION AND CONSERVATION AUTHORITY (CASE NO. BS121650)

Resolved, That the Governing Board of the Mountains Recreation and Conservation Authority (MRCA) hereby:

1. FINDS settlement and final disposition of the listed litigation is in the best interest of the Mountains Recreation and Conservation Authority;
2. FINDS that the proposed settlement is in the public interest and is necessary for the continued acquisition and maintenance of trails, open space, and related improvements in the Santa Monica Mountains;
3. FINDS that the proposed action is categorically exempt from the provisions of the California Environmental Quality Act;
4. AUTHORIZES the settlement of the remaining issues in the above litigation, the payment of attorneys' fees, and the filing of the requisite stipulation(s) in Los Angeles Superior Court; and
5. AUTHORIZES the Executive Officer or his designee to do any and all acts necessary to carry out this resolution and any recommendations made by the Governing Board.

Chair

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AYES:

NOS:

ABSTAIN:

ABSENT:

I HEREBY CERTIFY that the foregoing resolution was adopted at a special meeting of the governing board of the Mountains Recreation and Conservation Authority, duly noticed and held according to law, on the 14th day of December, 2012.

Date:

Executive Officer