

## Attachment 2: BMC Section 10-1-19400 - Table Summary

<b>Summary of Recommended Amendments to the BMC,</b>	
<b>BMC Code Section</b>	<b>Overview of Proposed Amendment</b>
<b>10-1-19400: Purpose</b>	This section outlines the purpose of this division to establish indemnification requirements on discretionary, administrative, and ministerial for private projects and developments and/or environmental determinations from CEQA to ensure that the City of Burbank is protected and held harmless from damages, liabilities, and costs associated with a legal challenge to a City action.
<b>10-1-19401: Indemnification Agreements on Land Use Applications, Entitlement Applications, and Environmental Determinations</b>	This section discusses how the indemnification agreement will be applied and the responsibilities of the applicant. As part of the land use and entitlement applications, the applicant shall be required to sign an acknowledgement form stating awareness of the indemnification agreement. The agreement shall also be placed as a condition of approval to all applications and shall apply even if the applicant fails or refuses to enter into the indemnification agreement.
<b>10-1-19402: Legal Challenges</b>	Discusses the City's rights and involvement if a claim, lawsuit, or action is taken against the City. In the event of such of a legal challenge, the City will promptly inform the applicant. The City shall also cooperate with the applicant throughout the entire proceeding. The City will retain the right to: (1) approve defense counsel; (2) approve all significant defense decisions; and (3) approve case settlements, while also reserving the option not to participate directly in the defense.