

CITY OF LOS ANGELES  
CALIFORNIA

HOLLY L. WOLCOTT  
Interim City Clerk



ERIC GARCETTI  
MAYOR

Office of the  
CITY CLERK

Council and Public Services  
Room 395, City Hall  
Los Angeles, CA 90012  
General Information - (213) 978-1133  
Fax: (213) 978-1040

SHANNON HOPPE  
Council and Public Services  
Division

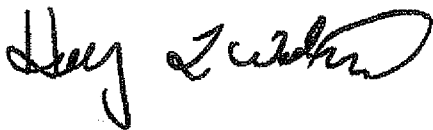
[www.cityclerk.lacity.org](http://www.cityclerk.lacity.org)

When making inquiries relative to  
this matter, please refer to the  
Council File No.

April 14, 2014

To All Interested Parties:

The City Council adopted the action(s), as attached, under Council File No. 14-0404,  
at its meeting held April 11, 2014.



City Clerk  
cr

Mayor's Time Stamp  
2014 APR 14 PM 2:46  
CITY OF LOS ANGELES

City Clerk's Time Stamp  
CITY CLERK'S OFFICE  
2014 APR 14 PM 2:38  
CITY CLERK  
BY \_\_\_\_\_ DEPUTY

FORTHWITH

SUBJECT TO THE MAYOR'S APPROVAL

COUNCIL FILE NO. 14-0404

COUNCIL DISTRICT \_\_\_\_\_

COUNCIL APPROVAL DATE APRIL 11, 2014

RE: THE CASE ENTITLED SINISHA NISEVIC V. CITY OF LOS ANGELES, LOS ANGELES SUPERIOR COURT CASE NO. SC111319. (THIS CASE ARISES FROM A SEWAGE BACK UP ON AUGUST 4, 2010, THAT FLOODED THE PLAINTIFFS' HOME OFFICE AND DESTROYED HIS PERSONAL PROPERTY. THE BACK UP OCCURRED BECAUSE OF ROOT INTRUSION IN THE CITY'S SEWER MAIN LINE.)

LAST DAY FOR MAYOR TO ACT APR 24 2014  
(10 Day Charter requirement as per Charter Section 341)

**DO NOT WRITE BELOW THIS LINE - FOR MAYOR USE ONLY**

APPROVED

✓

\*DISAPPROVED

\*Transmit objections in writing pursuant to Charter Section 341

DATE OF MAYOR APPROVAL OR DISAPPROVAL 4/14/14

EG  
MAYOR

RECEIVED  
CITY CLERK'S OFFICE  
2014 APR 14 PM 4:02  
CITY CLERK  
DEPUTY

**MOTION**

I HEREBY MOVE that the Council ADOPT the following recommendations of the City Attorney for payment of adverse judgment in the case entitled Sinisha Nisevic v. City of Los Angeles, Los Angeles Superior Court Case No. SC111319. (This case arises from a sewage back up on August 4, 2010, that flooded the Plaintiffs' home office and destroyed his personal property. The back up occurred because of root intrusion in the City's sewer main line), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. APPROVE payment of the Plaintiff's judgment against the City in the amount of \$6,187,678.68, plus \$566.69 per day after April 30, 2014, until the judgment is paid.
2. AUTHORIZE the City Attorney to execute all documents necessary to pay the judgment.
3. AUTHORIZE and INSTRUCT the City Attorney, without further instruction, to draw the amount of \$6,187,678.68, plus \$566.69 per day after April 30, 2014, payable to Manatt, Phelps & Phillips, LLP Attorney Client Trust Account from the Sewer Operations and Maintenance Fund No. 760, Account 50JX82, titled PW-Sanitation Expense & Equipment.
4. AUTHORIZE the City Attorney, or designee, to prepare Controller instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer, and AUTHORIZE the Controller to implement the instructions.

**(Budget and Finance Committee waived consideration of the above matter)**

PRESENTED BY \_\_\_\_\_  
PAUL KREKORIAN  
Councilmember, 2nd District

SECONDED BY \_\_\_\_\_  
MITCHELL ENGLANDER  
Councilmember, 12th District

ep  
CF 14-0404  
April 11, 2014

14-0404\_motion

**ADOPTED**

APR 11 2014

**LOS ANGELES CITY COUNCIL**

**TO THE MAYOR FORTINWORTH**