

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations of the City Attorney in order to effect settlement in the case entitled Peter Godefroy v. City of Los Angeles, Los Angeles Superior Court Case No. BC593101 (this dangerous condition of public property lawsuit arises out of a bicycle accident at 13650 West Valley Vista Boulevard on May 2, 2015), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney to pay a total of **\$6,500,000** in settlement of the above-entitled matter, **payable in Fiscal Years (FY) 2017-18 and 2018-19.**
2. AUTHORIZE the Controller to transfer \$3,500,000 from Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, to Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts.
3. AUTHORIZE the City Attorney draw demands from Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts, and made payable to: Parish, Shea and Boyle, LLP; Peter Godefroy and Patricia Godefroy, in two separate installments as follows:
 - a. \$3,500,000 **due FY 2017-18.**
 - b. \$3,000,000 **due FY 2018-19.**
4. INSTRUCT the City Clerk to place on the agenda for the first regular Council meeting on **July 1, 2018**, or shortly thereafter, the following instructions:

Authorize the Controller to transfer \$3,000,000 from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, to Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts.
5. AUTHORIZE the City Attorney, or designee, to make necessary technical adjustments, subject to the approval of the City Administrative Officer; and, AUTHORIZE the Controller to implement the instructions.

This matter was recommended for approval by the Budget and Finance Committee (Krekorian – Englander – Koretz – Blumenfield: “Yes”) at its meeting on August 21, 2017, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

PRESENTED BY _____
PAUL KREKORIAN
Councilmember, 2nd District

SECONDED BY _____
MITCHELL ENGLANDER
Councilmember, 12th District

REW
CF 17-0899
September 5, 2017