

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations of the City Attorney in order to effect settlement in the case entitled Farzin Nassir v. City of Los Angeles, Los Angeles Superior Court Case No. BC655989 (this matter arises from an alleged sewer backup damaging property located at 1965 Mt. Olympus Drive, Los Angeles [Council District 4]), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney to pay \$363,750 in settlement of the above-entitled matter.
2. AUTHORIZE the City Attorney to execute a Settlement Agreement and all other documents necessary to implement the proposed settlement. As a condition precedent on Plaintiff's receipt of the settlement proceeds, Plaintiff agrees to install a backflow prevention device at his sole expense.
3. AUTHORIZE the City Attorney, or designee, to draw a demand in the amount of \$363,750 from the Liability Claims Fund No. 100/59, Account No. 009794, Public Works, Sanitation Liability Payouts, and made payable to: Rosen Law Firm Client Trust Account.
4. 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 – Bonin: "Yes") at its meeting on June 18, 2018, 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 18-0496
June 18, 2018