

# ITEM NO. 65

12/11/18 Council – Regular Meeting Agenda  
Closed Session

## MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations of the City Attorney in order to effect settlement in the case entitled Ann DeHayes v. City of Los Angeles et al., Los Angeles Superior Court Case No. BC639134 (this matter involves an alleged dangerous condition of public property arising out of a falling tree incident, which occurred on February 1, 2016, at 4611 – 4617 Clybourn Street, in the City of Los Angeles) **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney to expend up to **\$200,000** in settlement of the above-entitled matter.
2. AUTHORIZE the Controller to transfer \$200,000 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.
3. AUTHORIZE the City Attorney to draw a demand from Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts as follows: Panish Shea and Boyle LLP and Ann DeHayes in the amount of \$200,000.
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 Chair and Member of the Budget and Finance Committee (Krekorian – Bonin: “Yes”) on December 3, 2018, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

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

SECONDED BY \_\_\_\_\_  
MIKE BONIN  
Councilmember, 11th District

AC  
CF No. 18-1029  
December 3, 2018

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