

ITEM NO. 8

2/8/19 Council – Regular Meeting Agenda
Closed Session

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations in order to effect settlement in the case entitled Philip Ramon Alvarez v. City of Los Angeles, Los Angeles Superior Court Case No. BC632510 (this matter arises from a motorcycle accident on Western Avenue in San Pedro), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney to expend up to **\$6,100,000** in settlement of the above-entitled matter.
2. AUTHROIZE the City Attorney to draw two demands payable to Banafsheh, Danesh, and Javid, PC and Philip Alvaraez as follows:
 - a. \$3,050,000 in Fiscal Year (FY) 2018-19 from:
 - i. Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts in the amount of \$1,525,000.
 - ii. Fund No. 100/59, Account No. 009793, Public Works, Bureau of Engineering Liability Payouts in the amount of \$1,525,000.
 - b. \$3,050,000 in (FY) 2019-20 from:
 - i. Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts in the amount of \$1,525,000.
 - ii. Fund No. 100/59, Account No. 009793, Public Works, Bureau of Engineering Liability Payouts in the amount of \$1,525,000.
3. AUTHORIZE the Controller to transfer \$3,050,000 from the Liability Claims Fund 100/59 Account 009798, Miscellaneous Liability Payouts, as follows:
 - a. \$1,525,000 to Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts.
 - b. \$1,525,000 to Fund No. 100/59, Account No. 009793, Bureau of Engineering Liability Payouts.
4. INSTRUCT the City Clerk to place on the agenda for the first regular Council meeting on **July 1, 2019**, or shortly thereafter, the following instruction:

AUTHORIZE the Controller to transfer \$3,050,000 from the Liability Claims Fund No. 100/59 Account No. 009798, Miscellaneous Liability Payouts, as follows:

 - a. \$1,525,000 to Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability. Payouts.
 - b. \$1,525,000 to Fund No. 100/59, Account No. 009793, Bureau of Engineering Liability Payouts.

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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 (Price – Koretz – Bonin: “Yes”) at its meeting on February 4, 2018, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

PRESENTED BY _____
CURREN D. PRICE, JR.
Councilmember, 9th District

SECONDED BY _____
PAUL KORETZ
Councilmember, 5th District

AC
CF 19-0053
February 4, 2019

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