

ITEM NO. 86 - B

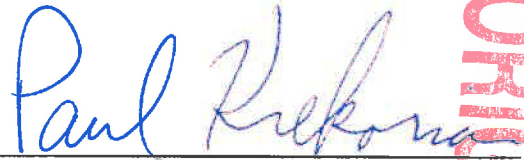
MOTION

I MOVE that the Council ADOPT the following recommendations in order to pay the judgment against the City in the case entitled James Pearl v. City of Los Angeles, Court of Appeal State of California Second Appellate District Nos. B285235 and B286993 and Los Angeles Superior Court No. BC518568 (this matter involves an appeal from a judgment entered after a jury verdict in favor of plaintiff James Pearl), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney and Public Works, Bureau of Sanitation to expend up to \$14,033,800.65 plus applicable interest in judgment of the above-entitled matter.
2. AUTHORIZE the Controller to appropriate \$13,000,000 within Sewer Operations and Maintenance Fund No. 760/50 from available cash balance to Account No. TBD, and further transfer to the Liability Claims Fund No. 100/59, Account No. 009794, Public Works, Sanitation Liability Payouts.
3. AUTHORIZE Public Works, Bureau of Sanitation to pay the past and future economic losses as set on the Court's judgment in the amount of \$2,394,972 from Fund No. 100/82, Appropriation Unit No. 001010.
4. AUTHORIZE the City Attorney to draw two demands from Fund No. 100/59, Account No. 009794, Public Works, Sanitation Liability Payouts, as follows:
 - a. \$11,638,828.65 plus applicable interest, made payable to Scolinos, Sheldon & Nevell and James Pearl.
 - b. The interest applicable to \$2,394,972, for the past and future economic losses, made payable to Scolinos, Sheldon & Nevell and James Pearl.
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 – Price – Koretz – Blumenfield: "Yes") at its meeting on July 1, 2019, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

PRESENTED BY



PAUL KREKORIAN
Councilmember, 2nd District

SECONDED BY



JULY 3, 2019



ORIGINAL