

## ITEM NO. 32

6/5/18 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 Valerio Gruppioni, et al. v. City of Los Angeles, Los Angeles Superior Court Case No. BC553109 (this matter rises out of a motor vehicle collision which occurred on August 3, 2013 in Venice), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney to expend **\$12,000,000** in settlement of the above-entitled matter, **payable in Fiscal Years (FY) 2017-18, 2019-20, and 2020-21.**
2. AUTHORIZE the Controller to transfer \$6,000,000 from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, to Fund No. 100/59, Account No. 009796, Recreation and Parks Liability Payouts.
3. AUTHORIZE the City Attorney to draw demands from Fund No. 100/59, Account No. 009796, Recreation and Parks Liability Payouts, made payable as follows:
  - a. \$6,000,000 made payable to Bentley and More LLP Attorney Client Trust Account, in **FY 2017-18**, promptly upon Council approval.
  - b. \$4,000,000 made payable to Bentley and More LLP Attorney Client Trust Account, and Shernoff Bidart Echeverria, LLP, a lien holder, due **FY 2019-20**, before September 30, 2019.
  - c. \$2,000,000 made payable to Bentley and More LLP Attorney Client Trust Account, due **FY 2020-21**, before July 31, 2020.
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 instructions:

Authorize the Controller to transfer \$4,000,000 from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, to Fund No. 100/59, Account No. 009796, Recreation and Parks Liability Payouts.
5. INSTRUCT the City Clerk to place on the agenda for the first regular Council meeting on **July 1, 2020**, or shortly thereafter, the following instructions:

Authorize the Controller to transfer \$2,000,000 from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, to Fund No. 100/59, Account No. 009796, Recreation and Parks Liability Payouts.
6. 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.
7. AUTHORIZE the placement of a small memorial on the Venice Boardwalk to be paid for by the Gruppionis, with the design to be mutually agreed upon between the City and the Gruppionis at a later date.

This matter was recommended for approval by the Budget and Finance Committee (Krekorian – Koretz – Blumenfield - Bonin: "Yes") at its meeting on June 4, 2018, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

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

SECONDED BY \_\_\_\_\_  
PAUL KORETZ  
Councilmember, 5th District

REW  
CF 18-0250  
June 4, 2018

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