

ITEM NO. 22

6/9/20 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 Tyler Shear, et al. v. City of Los Angeles, et al., Los Angeles Superior Court Case No. BC702166 (this matter involves a dangerous condition of public property arising out of a vehicle-versus-pedestrian traffic accident which occurred at the intersection of Pacific Avenue and Sunset Avenue, in the City of Los Angeles), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney to expend up to **\$12,250,000** in settlement of the above-entitled matter.
2. AUTHORIZE the Controller to transfer \$4,250,000 from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, to Fund No. 100/59, Account No. 009797, Transportation Liability Payouts.
3. AUTHORIZE the City Attorney to draw demands from Fund No. 100/59, Account No. 009797, Transportation Liability Payouts payable to Paoli and Purdy, PC Client Trust Account, Tyler, Alexandria, and Tanner Shear, as follows:
 - a. \$4,250,000 due in June 2020
 - b. \$4,000,000 due in July 2021
 - c. \$4,000,000 due in July 2022
4. INSTRUCT the City Clerk to place on the agenda for the first regular Council meeting on **July 1, 2021**, 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. 009797, Transportation Liability Payouts.

5. INSTRUCT the City Clerk to place on the agenda for the first regular Council meeting on **July 1, 2022**, 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. 009797, Transportation 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.

(Budget and Finance Committee waived consideration of the above matter)

PRESENTED

BY _____

PAUL KREKORIAN
Councilmember, 2nd District

SECONDED BY

CURREN D. PRICE, JR
Councilmember, 9th District