

ITEM NO. 49

09/02/20 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 William Mercier v. City of Los Angeles, Los Angeles Superior Court Case No. BC719817, (this matter arises from a bicycle accident on Imperial Highway near Ballona Creek), **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, as follows:
 - a. \$100,000 to Fund No. 100/59, Account No. 009795 – Public Works, Street Services Liability Payouts.
 - b. \$100,000 to Fund No. 100/59, Account No. 009797 – Transportation Liability Payouts.
3. AUTHORIZE the City Attorney to draw a demand in the amount of \$200,000, payable to Pierry Law Firm, Cohen Law Partners, and William Mercier, as follows:
 - a. \$100,000 from Fund No. 100/59, Account No. 009795 – Public Works, Street Services Liability Payouts.
 - b. \$100,000 from Fund No. 100/59, Account No. 009797 – Transportation Liability Payouts.
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 Budget and Finance Committee (Krekorian – Price – Koretz – Blumenfield – Bonin: “Yes”) at its meeting on August 24, 2020, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

PRESENTED BY _____

PAUL KREKORIAN
Councilmember, 2nd District

SECONDED BY _____

CURREN D. PRICE, JR
Councilmember, 9th District