

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations in order to effect settlement in the case entitled LAGD Properties LLC v. City of Los Angeles, Los Angeles Superior Court Case No. 22STCV02977. (This case involves damages to plaintiff’s residential property allegedly caused by storm waters from Montecito Drive.), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. APPROVE settlement of this matter in the amount of \$700,000, comprised of:
 - a. \$350,000 due in fiscal year 2022-23.
 - b. \$350,000 due in fiscal year 2023-24.
2. AUTHORIZE the City Attorney, or designee, to execute the settlement agreement.
3. AUTHORIZE the City Attorney to draw two demands from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts as follows:
 - a. \$350,000 to Sullivan Workman & Dee, LLP Client Trust Account, as first payment due in fiscal year 2022-23.
 - b. \$350,000 to Sullivan Workman & Dee, LLP Client Trust Account, as second and final payment due in fiscal year 2023-24, to be paid upon Council approval by July 31, 2023.
4. AUTHORIZE the City Attorney to execute any additional or revised documents necessary to carry out the settlement in substantial conformance with the above terms.

This matter was recommended for approval by the Budget, Finance and Innovation Committee (Blumenfield – Price – Yaroslavsky – McOsker: “Yes”) at its meeting held on February 27, 2023, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

PRESENTED BY _____

BOB BLUMENFIELD
Councilmember, 3rd District

SECONDED BY _____

CURREN D. PRICE, JR.
Councilmember, 9th District

AS 2/27/23
CF 23-0139