

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations in order to effect settlement in the case entitled Julian A. Martinez, Jr., et al. v. City of Los Angeles, et al., Los Angeles Superior Court Case No. 20STCV26314. (This matter arises from a vehicle collision that occurred on January 7, 2020, between an LAPD police officer and Plaintiff who was a passenger in a vehicle.) **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney's Office to expend up to **\$1,250,000** in settlement of the above-entitled matter.
2. AUTHORIZE the Controller's Office to transfer \$1,250,000 from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, to Fund No. 100/59, Account No. 009792, Police Liability Payouts.
3. AUTHORIZE the City Attorney to draw a demand from Fund No. 100/59, Account No. 009792, Police Liability Payouts, as follows: Carpenter & Zuckerman and Julian A. Martinez, Jr. in the amount of \$1,250,000.
4. INSTRUCT the City Clerk to place on the agenda for the first regular Council meeting on July 1, 2023, or shortly thereafter, the following instructions:
 - a. Authorize the Controller's Office to transfer \$1,250,000 from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, to Fund No. 100/59, Account No. 009792, Police Liability Payouts during the next fiscal year 2023-24.
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, Finance and Innovation Committee (Blumenfield – Harris-Dawson - Yaroslavsky – McOsker – Rodriguez: "Yes") at its meeting held on August 23, 2023, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

PRESENTED BY _____

BOB BLUMENFIELD
Councilmember, 3rd District

SECONDED BY _____
MARQUEECE HARRIS-DAWSON
Councilmember, 8th District

AS 8/23/23
CF 23-0692