

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations in order to effect settlement in the case entitled Philadelphia Indemnity Ins. Co. v. City of Los Angeles, et al., Los Angeles Superior Court Case No. 22STCV35193. (The complaint in this action alleges dangerous condition of public property and inverse condemnation in connection with a sewer backup incident at 2201-2207 East 1st Street, Los Angeles California.), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. APPROVE the proposed settlement for up to **\$150,000** of the above-entitled matter.
2. AUTHORIZE the City Attorney, or designee, to execute the settlement agreement of the above-entitled matter.
3. AUTHORIZE the City Attorney’s Office to expend up to **\$150,000** in settlement of the above-entitled matter.
4. AUTHORIZE the City Attorney to draw a demand from the Liability Claims Fund No. 100/59, Account No. 009794, Public Works, Sanitation Liability Payouts, as follows: Law Offices of Robert A. Stutman, PC, in the amount of **\$150,000**, subject to reimbursement from the Sewer Construction and Maintenance Fund.
5. AUTHORIZE the City Attorney, or designee, to execute any additional or revised documents necessary to carry out the settlement in substantial conformance with the terms of the above-entitle matter.
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.

This matter was recommended for approval by the Budget, Finance and Innovation Committee (Blumenfield – Harris-Dawson – Yaroslavsky – McOsker: “Yes”) at its meeting held on March 20, 2024, 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

LV 3.20.24
CF 24-0110