

**MOTION**

I HEREBY MOVE that the Council ADOPT the following recommendations in order to effect settlement in the case entitled Ben Katz v. City of Los Angeles, et al., Los Angeles Superior Court Case No. 21STCV11397. (This matter arises from a June 19, 2020 incident involving an alleged defect in a crosswalk at Santa Monica Boulevard and Westwood Boulevard in the City of Los Angeles.), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney's Office to expend up to **\$1,900,000** in settlement of the above-entitled matter.
2. AUTHORIZE the Controller to transfer **\$950,000 in Fiscal Year 2023-24**, from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, to Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts.
3. AUTHORIZE the City Attorney to draw a demand **in Fiscal Year 2023-24**, from Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts, as follows: McElroy Parris Trial Lawyers and Ben Katz in the amount of **\$950,000**.
4. AUTHORIZE the Controller to transfer **\$950,000 in Fiscal Year 2024-25**, from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, to Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts.
5. AUTHORIZE the City Attorney to draw a demand **in Fiscal Year 2024-25**, from Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts, as follows: McElroy Parris Trial Lawyers and Ben Katz in the amount of **\$950,000**.
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 – McOske: "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  
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