

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations in order to effect settlement in the case entitled Kristen Wheldon v. City of Los Angeles, Los Angeles Superior Court Case No. 19STCV05064. (This matter arises from a May 2017, incident and subsequent investigations regarding the Los Angeles Fire Department and its civilian psychologist.), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney's Office and Los Angeles Fire Department (LAFD) to expend up to **\$5,750,000** in settlement of the above-entitled matter.
2. APPROVE the following recommendations to make payable in Fiscal Year 2023-24:
 - a. AUTHORIZE the Controller to transfer **\$1,810,718.37** from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, to Fund No. 100/59, Account No. 009790, Fire Liability Payouts.
 - b. AUTHORIZE the City Attorney to draw a demand from Fund No. 100/59, Account No. 009790, Fire Liability Payouts, as follows: Gladius Law, APC and Kristen Wheldon in the amount of **\$1,414,291.16**.
 - c. AUTHORIZE the City Attorney to draw a demand from Fund No. 100/59, Account No. 009790, Fire Liability Payouts, as follows: Kristen Wheldon in the amount of **\$396,427.21**.
 - d. AUTHORIZE the LAFD to draw a demand from Fund No. 100/38, Account No. 1012, Salaries Sworn payable to Kristen Wheldon in the amount of **\$1,189,281.63**, as gross wages subject to all applicable taxes, deductions and payroll withholdings.
 - e. 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.
3. APPROVE the following recommendations to make payable in Fiscal Year 2024-25:
 - a. AUTHORIZE the Controller to transfer **\$1,631,565.63** from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, to Fund No. 100/59, Account No. 009790, Fire Liability Payouts.

- b. AUTHORIZE the City Attorney to draw a demand from Fund No. 100/59, Account No. 009790, Fire Liability Payouts, as follows: Gladius Law, APC and Kristen Wheldon in the amount of **\$1,258,754.17**.
- c. AUTHORIZE the City Attorney to draw a demand from Fund No. 100/59, Account No. 009790, Fire Liability Payouts, as follows: Kristen Wheldon in the amount of **\$372,811.46**.
- d. AUTHORIZE the LAFD to draw a demand from Fund No. 100/38, Account No. 1012, Salaries Sworn payable to Kristen Wheldon in the amount of **\$1,118,434.37**, as gross wages subject to all applicable taxes, deductions and payroll withholdings.
- e. 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 February 28, 2024, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

PRESENTED BY _____
BOB BLUMENFIELD
Councilmember, 3rd District

SECONDED BY _____
HARRIS-DAWSON
Councilmember, 8th District