



MICHAEL N. FEUER
CITY ATTORNEY

REPORT NO. R21-0380
DEC 21, 2021

SUPPLEMENTAL REPORT RE:

ANDREW WILSON v. CITY OF LOS ANGELES, ET AL.
USDC CASE NO. CV18-05775-KS
COUNCIL FILE NO. 21-1092

REQUEST TO ADJUST TRANSFER OF FUNDS

The Honorable City Council
City of Los Angeles
Room 395, City Hall
200 North Spring Street
Los Angeles, California 90012

Honorable Members:

The Office of the City Attorney requests authority to adjust the timing of the transfer of funds and liability payments for the above-entitled matter. On November 3, 2021, this Honorable body approved a transfer of funds and payment of \$14,000,000 for FY 2021-22. However, this office now recommends splitting this payment into two Fiscal Years, as follows: the first transfer of funds and payment for \$9,000,000 to occur in FY 2021/22; and the second transfer of funds and payment for \$5,000,000 to occur in FY 2022/23.

It is therefore respectfully requested that the City Council, subject to the approval of the Mayor:

Rescind the following Council instruction:

2. AUTHORIZE the Controller's Office to transfer \$14,000,000 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.

Replace with the following Council instructions:

- 2a. AUTHORIZE the Controller's Office to transfer \$9,000,000 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.
- 2b. INSTRUCT the City Clerk to place on the agenda for the first regular Council meeting on **July 1, 2022**, or shortly thereafter, the following instruction:

AUTHORIZE the Controller's Office to transfer \$5,000,000 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.

Amend the following Council instruction as indicated:

3. AUTHORIZE the City Attorney to draw **two** demands from Fund No. 100/59, Account No. 009792, Police Liability Payouts made payable to McLane, Bednarski & Litt, LLP Trust Account and Andrew Wilson, as follows:
- a) \$9,000,000 **by January 31, 2022**
b) \$5,000,000 **by July 31, 2022**

It is also respectfully requested that the City Attorney, or designee, be authorized to make necessary technical adjustments, subject to the approval of the City Administrative Officer, and that the Controller be authorized to implement the instructions.

There is no additional General Fund impact resulting from this timing adjustment.

If you have any questions, please contact me at (213) 978-1000.

Very truly yours,

MICHAEL N. FEUER, City Attorney



By

SCOTT MARCUS
Chief Assistant City Attorney