

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations in the case entitled AIDS Healthcare Foundation v. City of Los Angeles / CRA/LA, CRA/LA Governing Board; CRA/LA Oversight Board, Sacramento Superior Court Case No. 34-2020-80003462-CU-WM-GDS, Los Angeles Superior Court Case No. 19STCP04589., **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. Reject the offer by Petitioner to settle the November 8, 2022, Final Ruling (Fee Order) by the trial court awarding attorneys' fees to counsel for Petitioner in the amount of \$220,214, and to dismiss Petitioner's appeal of that ruling, by payment by the City an additional \$150,000 (for a total of \$370,214).
2. AUTHORIZE payment of the Court ordered attorneys' fees in the amount of \$220,214 plus applicable interest from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts. The demand drawn on said funds shall be paid as follows: "The Silverstein Law Firm, APC, Client Trust Account" in the amount of \$220,214, plus applicable interest.
3. AUTHORIZE the City Attorney to deliver the warrant payable to "The Silverstein Law Firm, APC, Client Trust Account", subject to the City's right to demand repayment of fees paid in the event the Court of Appeal awards a lower amount to Petitioner than the amount in the Fee Order.
4. AUTHORIZE the City Attorney to make necessary technical adjustments, subject to the approval of the City Administrative Officer, and that the Controller be authorized to implement the instructions.

This matter was recommended for approval by the Budget, Finance and Innovation Committee (Blumenfield – Price – Yaroslavsky – McOskey – Rodriguez: "Yes") at its meeting held on February 27, 2023, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

PRESENTED BY _____

BOB BLUMENFIELD
Councilmember, 3rd District

SECONDED BY _____

CURREN D. PRICE, JR.
Councilmember, 9th District

AS 2/27/23
CF 13-1482-S3