



COUNCIL REPORT

DATE: December 9, 2025

CATEGORY: Consent

DEPT.: City Attorney's Office

TITLE: **Ella Kobzanets v. City of Mountain View Settlement Agreement**

RECOMMENDATION

Adopt a Resolution of the City Council of the City of Mountain View Authorizing and Directing the City Attorney to Compromise and Settle the case of *Ella Kobzanets v. City of Mountain View*, Santa Clara County Superior Court Case No. 23CV420311, in the amount of Four Hundred Thousand Dollars (\$400,000), and Authorizing the City Manager or Designee to appropriate the same amount to the City Attorney's Office Liability Insurance Fund to implement the Settlement, to be read in title only, further reading waived (Attachment 1 to Council Report). (Five Votes Required)

BACKGROUND

On August 2, 2023, Ella Kobzanets filed a lawsuit in Santa Clara County Superior Court against the City of Mountain View ("City") and J.J.R. Construction, Inc., seeking damages arising from a December 9, 2022, slip and fall incident in Mountain View ("subject incident").

City Council authorized the settlement of this case in closed session on September 23, 2025.

FISCAL IMPACT

Adoption of the attached resolution will result in the appropriation of Four Hundred Thousand Dollars (\$400,000) to the City Attorney's Office Liability Insurance Fund for implementation of this settlement. The Liability Insurance Fund has a sufficient balance to support this appropriation request.

LEVINE ACT

California Government Code Section 84308 (also known as the Levine Act) prohibits city officials from participating in any proceeding involving a "license, permit, or other entitlement for use" if the official has received a campaign contribution exceeding \$500 from a party, participant, or agent of a party or participant within the last 12 months. The Levine Act is intended to prevent financial influence on decisions that affect specific, identifiable persons or participants. For more

information see the Fair Political Practices Commission website: www.fppc.ca.gov/learn/pay-to-play-limits-and-prohibitions.html

Please see below for information about whether the recommended action for this agenda item is subject to or exempt from the Levine Act.

EXEMPT FROM THE LEVINE ACT

☒ General policy and legislative actions

PUBLIC NOTICING

Agenda posting.

Prepared by:

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Attachment: 1. Resolution Authorizing Settlement and Appropriation of Funds