

City Attorney's Office

14 MAY -8 PM 12:23

OAKLAND CITY COUNCIL

Resolution No. 84977 C.M.S.

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF JOHN WENDT V. CITY OF OAKLAND, ET AL., ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG13666136, CITY ATTORNEY'S FILE NO. 28906, FOR A SUM NOT TO EXCEED SIXTY-NINE THOUSAND SEVEN HUNDRED FIFTY DOLLARS AND NO CENTS (\$69,750.00) (OAKLAND POLICE DEPARTMENT (VEHICLE ABATEMENT UNIT)—CIVIL RIGHTS)

WHEREAS, John Wendt alleges that he incurred damages as a result of the abatement of his vehicle; and

WHEREAS, Mr. Wendt filed the above-referenced action to recover monetary damages; and

WHEREAS, Without admitting fault or wrongdoing, the City has determined to compromise and settle Mr. Wendt's claims against it for the sum of sixty-nine thousand seven hundred fifty dollars and no cents (\$69,750.00) payable by the City of Oakland; now, therefore, be it

RESOLVED: That the City of Oakland is authorized and directed to compromise and settle the case of John Wendt v. City of Oakland, et al., Alameda County Superior Court Case No. RG13666136, City Attorney's File No. 28906, for a sum not to exceed sixty-nine thousand seven hundred fifty dollars and no cents (\$69,750.00); and be it

FURTHER RESOLVED: That the City Attorney is further authorized and directed to take whatever steps necessary to effect said settlement; and be it

FURTHER RESOLVED: That the sum of sixty-nine thousand seven hundred fifty dollars and no cents (\$69,750.00) be paid to Mr. Wendt's attorney the East Bay Community Law Center.

IN COUNCIL, OAKLAND, CALIFORNIA,  **MAY 20 2014**

PASSED BY THE FOLLOWING VOTE:

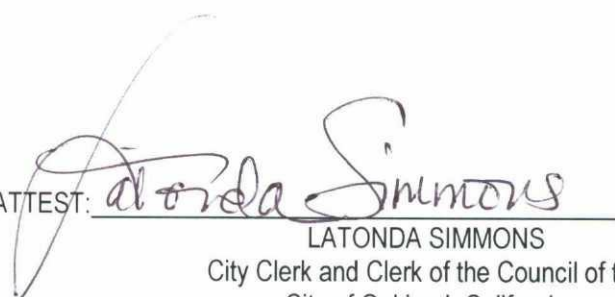
AYES - BROOKS, GALLO, GIBSON MCELHANEY, KALB, KAPLAN, REID, SCHAAF AND PRESIDENT KERNIGHAN **- 8**

NOES - 

ABSENT - 

ABSTENTION - 

ATTEST:



LATONDA SIMMONS
City Clerk and Clerk of the Council of the
City of Oakland, California