

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2021 JUN -3 PM 6:50

Barbara J. Parker
CITY ATTORNEY'S OFFICE

OAKLAND CITY COUNCIL

RESOLUTION NO. 88700 C.M.S.

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE COSTS AND ATTORNEYS' FEES IN THE CASE OF DARWIN BONDGRAHAM AND ALI WINSTON V. CITY OF OAKLAND, OAKLAND POLICE DEPARTMENT AND SUSAN MANHEIMER, ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG20071657, CITY ATTORNEY'S FILE NO. X05171, IN THE AMOUNT OF ONE HUNDRED TWENTY-FIVE THOUSAND TWO HUNDRED FOUR DOLLARS AND FIFTY CENTS (\$125,204.50) AS A RESULT OF ALLEGED PUBLIC RECORDS ACT VIOLATIONS (POLICE DEPARTMENT- PUBLIC RECORDS ACT)

WHEREAS, Petitioners in this matter filed a Petition for Writ of Mandate alleging that the City of Oakland and Oakland Police Department violated the Public Records Act, Government Code section 6250 et seq., and Oakland Sunshine Ordinance, Municipal Code sections 2.20.010 et seq., with respect to requests for Oakland Police Department records under Senate Bill 1421; and

WHEREAS, the Court issued an Order, on April 7, 2021, and Writ of Mandate, on April 13, 2021, granting the Petition and commanding the City and Police Department to produce all records responsive to Petitioner's requests within six months; and

WHEREAS, the City has determined to compromise and settle Petitioners' attorneys' fees and costs for services provided up to the date of the April 13, 2021 entry of Writ of Mandate for the sum of \$125,204.50; now, therefore, be it

RESOLVED: That the City Attorney is authorized and directed to compromise and settle Petitioners' attorneys' fees and costs in Darwin BondGraham and Ali Winston v. City of Oakland, Oakland Police Department and Susan Manheimer, Alameda County Superior Court Case No. RG20071657, City Attorney File No. X05171, for the amount of \$125,204.50 payable to the Meade Firm; and be it

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

IN COUNCIL, OAKLAND, CALIFORNIA,

JUN 15 2021

PASSED BY THE FOLLOWING VOTE:

AYES - FIFE, GALLO, KALB, KAPLAN, REID, TAYLOR, THAO AND PRESIDENT FORTUNATO BAS -8

NOES - 0
ABSENT - 0
ABSTENTION - 0

ATTEST: *Asha Reed*
ASHA REED
City Clerk and Clerk of the Council of the City of
Oakland, California