

Christy Pak
City Attorney's Office

FILED
OFFICE OF THE CITY CLERK
OAKLAND

18 SEP 20 11:48 AM
OAKLAND CITY COUNCIL

Resolution No. 87856 C.M.S.

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF *MICHAEL LEWIS AND LISA LEWIS V. CITY OF OAKLAND*, ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG16842881, CITY ATTORNEY'S FILE NO. 31268, IN THE AMOUNT OF ONE MILLION SEVEN HUNDRED AND FIFTY THOUSAND DOLLARS AND ZERO CENTS (\$1,750,000.00) (OFFICE OF PUBLIC WORKS - WRONGFUL DEATH)

WHEREAS, this matter arises from tragic events which led to the death of sixteen-year-old Jack Lewis on December 4, 2015 at Lakeside Park wherein the decedent was killed by a tree limb that broke from a tree.

WHEREAS, Plaintiffs filed the above-referenced action to recover monetary damages; and

WHEREAS, without admitting fault or wrongdoing, the City has determined to compromise and settle Plaintiffs' claims against it for the sum of One Million Seven Hundred and Fifty Thousand Dollars and No Cents (\$1,750,000.00); now, therefore, be it

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the case of *Michael Lewis and Lisa Lewis v. City of Oakland*, Alameda County Superior Court Case No. RG16842881, City Attorney's File No. 31268, for a sum not to exceed One Million Seven Hundred and Fifty Thousand Dollars and No Cents (\$1,750,000.00) payable by the City of Oakland; 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,

OCT 02 2018

PASSED BY THE FOLLOWING VOTE:

AYES - ~~WONG~~ CAMPBELL-WASHINGTON, GALLO, GUILLÉN, KALB, KAPLAN, ~~WONG~~
~~WONG~~ MCELHANEY - 6

NOES - 0

ABSENT - 0

ABSTENTION - 0

Excused - 2 *Brooks, Reid*

ATTEST:

Latonda Simmons

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