

*RWB*

Approved as to Form and Legality

12 MAY 24 PM 4:47

# OAKLAND CITY COUNCIL

RESOLUTION NO. 83890 C.M.S.

COT:ljj

**RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF IDA AND JOE SCODELLA v. CITY OF OAKLAND, ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG10552641, CITY ATTORNEY'S FILE NO. 27787, IN THE AMOUNT OF FORTY-FIVE THOUSAND DOLLARS AND NO CENTS (\$45,000.00). (PUBLIC WORKS – TRIP AND FALL)**

**WHEREAS**, on October 18, 2009, Plaintiff Ida Scodella suffered personal injuries when she tripped and fell on a City sidewalk, and

**WHEREAS**, Plaintiffs Ida and Joe Scodella have filed the above entitled lawsuit seeking damages resulting from the trip and fall accident, and

**WHEREAS**, the City of Oakland has determined that settlement in this amount, without an admission of liability, is in the best interest of the City; and now therefore, be it

**RESOLVED**: that the City Attorney is authorized and directed to settle the matter of Ida and Joe Scodella v. City of Oakland, Alameda County Superior Court Case No. RG10552641, City Attorney File No. 27787, for the sum of Forty-Five Thousand Dollars and No Cents (\$45,000) payable to Ida and Joe Scodella and their attorney of record Thomas C. Tagliarini; and be it

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

**FURTHER RESOLVED**: that the sum of Forty-Five Thousand Dollars and No Cents (\$45,000), payable to Ida and Joe Scodella and their attorney of record Thomas C. Tagliarini.

IN COUNCIL, OAKLAND, CALIFORNIA.

JUN 5 2012

**PASSED BY THE FOLLOWING VOTE:**

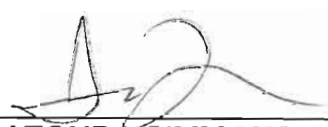
AYES- BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, SCHAAF, ~~BRUNNER~~, and  
~~PRESIDENT REID~~ - 6

NOES- 0

ABSENT- 0

ABSTENTION- 0

Excused- Reid, Brunner - 2

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