

FILED
OFFICE OF THE CITY CLERK
OAKLAND

Barbara J. Parks
Approved as to Form and Legality

OAKLAND CITY COUNCIL

12 SEP 19 PM 2: 19

RESOLUTION No. 84044 C.M.S.

JFH

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF MELINDA MARTINEZ V. CITY OF OAKLAND, ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG09-443084 IN THE AMOUNT OF \$6,000.00 AS A RESULT OF A MOTOR VEHICLE COLLISION AT OR NEAR 18TH AND WEST STREETS. (OAKLAND POLICE DEPARTMENT – OPD)

WHEREAS: Melinda Martinez was injured when the vehicle in which she was a passenger was struck by an OPD vehicle driven by an on-duty police officer and;

WHEREAS: Ms. Martinez sustained serious injuries requiring medical treatment as a result of this accident; and

WHEREAS: In order to avoid the risk of an adverse jury verdict under the circumstances;

NOW, THEREFORE, BE IT RESOLVED: That the City Attorney is authorized and directed to compromise and settle the case of Melinda Martinez v. City of Oakland, City Attorney's File No. 26534, for the sum of Six Thousand Dollars and No Cents (\$6,000.00); 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 Six Thousand Dollars and No Cents (\$6,000.00) be payable to Plaintiff Melinda Martinez and her attorney Brian L. Larsen.

IN COUNCIL, OAKLAND, CALIFORNIA, OCT 02 2012

PASSED BY THE FOLLOWING VOTE:

AYES- DE LA FUENTE, KERNIGHAN, NADEL, BRUNNER, SCHAAF, BROOKS, KAPLAN and PRESIDENT REID-8
NOES- 0
ABSENT- 0
ABSTENTION- 0

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