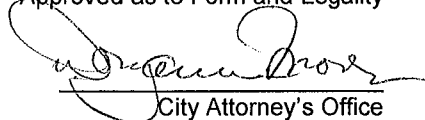


FILED  
OFFICE OF THE CLERK  
OAKLAND

17 OCT 18 PM 1:42

Approved as to Form and Legality

  
City Attorney's Office

## OAKLAND CITY COUNCIL

RESOLUTION NO. 86951 C.M.S.

---

**RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF LUCIO G. PELAYO & ALBERTO PELAYO V. MATTHEW JUNG & THE CITY OF OAKLAND, ET AL., ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG16829240, IN THE AMOUNT OF THIRTY THOUSAND DOLLARS AND NO CENTS (\$30,000.00) AS A RESULT OF A VEHICLE COLLISION ON FEBRUARY 2, 2016 (OAKLAND POLICE DEPARTMENT - NEGLIGENCE)**

**WHEREAS**, Lucio and Alberto Pelayo were injured when they were involved in a vehicle accident with an Oakland Police vehicle, operated by an Oakland Police Officer, on February 2, 2016; and

**WHEREAS**, Lucio and Alberto Pelayo sustained injuries and received medical treatment as a result of that accident; and

**WHEREAS**, Lucio and Alberto Pelayo sustained damage to their personal property as a result of that accident; and

**WHEREAS**, Alameda County Superior Court Action RG16829240 was filed against the City of Oakland and Oakland Police Officer Matthew Jung alleging negligence;

**WHEREAS**, 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 Lucio G. Pelayo & Alberto Pelayo v. Matthew Jung & the City of Oakland, et al. Alameda County Superior Court Case No. RG16829240, City Attorney's File No. 31305, for the sum of Thirty Thousand Dollars and No Cents (\$30,000.00); 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.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

**NOV 07 2017**

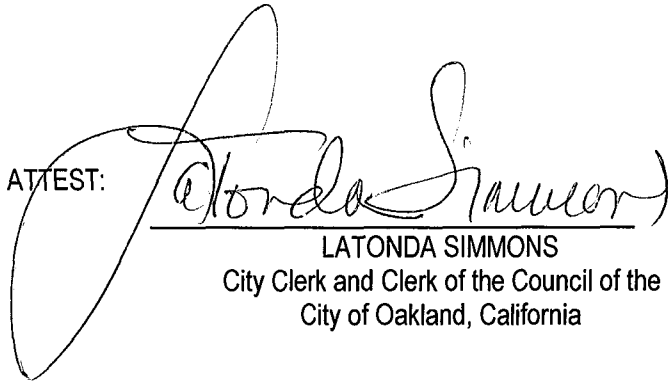
AYES - BROOKS, CAMPBELL WASHINGTON, GALLO, GUILLÉN, KALB, KAPLAN, GIBSON MCELHANEY, AND PRESIDENT REID - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST:



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

2241680