

APPROVED AS TO FORM AND LEGALITY


CITY ATTORNEY'S OFFICE

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE GOVERNMENT CLAIM OF SABA GROCERS INITIATIVE, CITY ATTORNEY FILE NO. C37739, IN THE AMOUNT OF FIVE HUNDRED THOUSAND DOLLARS AND ZERO CENTS (\$500,000.00) (OAKLAND CITY ADMINISTRATOR – CONTRACT/PROMISSORY ESTOPPEL)

WHEREAS, this action arises out of a claim of promissory estoppel made by Saba Grocers Initiative (“Saba”), a nonprofit promoting access to healthy foods. Saba implemented a program that distributes food cards to low-income residents in Oakland; and

WHEREAS, the City Council authorized funds in 2022 to support Saba, and Saba alleges that it relied on the City’s representations for funding the food card program and spent a \$500,000 federal grant with matching requirements in anticipation of receiving City funds in 2023 and 2024; and

WHEREAS, the City’s grant agreement was never executed and the City funds were not disbursed due to budget constraints; and

WHEREAS, Saba has documented that it expended \$500,000 on distribution of food cards to low-income residents in Oakland; and

WHEREAS, Saba submitted a government claim alleging that it relied on the City’s representations and spent a \$500,000 federal grant with matching requirements in anticipation of receiving City funds; and

WHEREAS, the City has considered all the evidence, litigation costs, and litigation risks in the case and determined to pay \$500,000.00 to settle Saba’s claims, without admitting any wrongdoing or liability; now, therefore, be it

RESOLVED: that the City Attorney is authorized and directed to compromise and settle the government claim related to Saba Grocers Initiative, City Attorney File No. C37739, for the sum of five hundred thousand dollars and zero cents (\$500,000.00); and be it

FURTHER RESOLVED: that the City Attorney is authorized and directed to take whatever steps may be necessary to effect said settlement.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES – BROWN, FIFE, GALLO, HOUSTON, RAMACHANDRAN, UNGER, WANG, AND
PRESIDENT JENKINS

NOES –

ABSENT –

ABSTENTION –

ATTEST: _____
ASHA REED
City Clerk and Clerk of the Council of the
City of Oakland, California