


Approved as to Form and Legality

OAKLAND CITY COUNCIL

RESOLUTION NO. 83455 C.M.S.

WES: csa

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF ROSEMARY HARDY AND DAVID SHERERTZ v. CITY OF OAKLAND, ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG10531620, CITY ATTORNEY'S FILE NO. 27714, IN THE AMOUNT OF THIRTY THOUSAND DOLLARS (\$30,000.00). (PWA)

WHEREAS, on September 5, 2009 Plaintiff Rosemary Hardy was involved in a bicycle accident on Claremont Boulevard and suffered personal injuries and has filed a lawsuit alleging that a dangerous condition of public property caused the 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 Rosemary Hardy and David Sherertz v. City of Oakland, Alameda County Superior Court Case No. RG10531620, City Attorney File No. 27714, for the sum of Thirty Thousand Dollars (\$30,000.00), payable to Rosemary Hardy and David Sherertz and their attorney, Richard Minkoff; 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 Thirty Thousand Dollars (\$30,000.00) be made payable to Rosemary Hardy and David Sherertz and their attorney, Richard Minkoff.

IN COUNCIL, OAKLAND, CALIFORNIA, JUL 5 2011, 2011

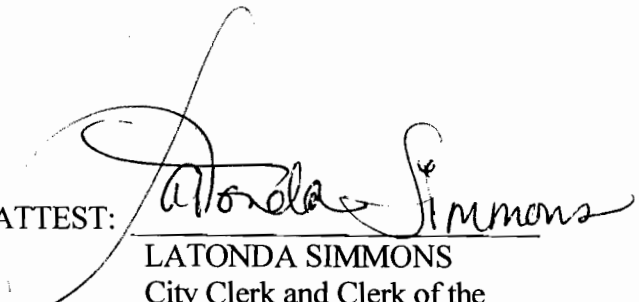
PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, SCHAAF, BRUNNER, 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