

OAKLAND CITY COUNCIL

GTFL 1 11:00 AM

RESOLUTION No. 80433 C.M.S.

IVF

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF MARY HARVEY V. CITY OF OAKLAND, et al., SUPERIOR COURT, COUNTY OF ALAMEDA, CASE NO. RG06256879, IN THE AMOUNT OF \$25,000.00 AS A RESULT OF A TRIP AND FALL ACCIDENT AT 3711 MAC ARTHUR BOULEVARD, OAKLAND, ON JUNE 11, 2005 (PUBLIC WORKS AGENCY - TRIP AND FALL ACCIDENT)

WHEREAS, on February 24, 2006, Mary Harvey filed a lawsuit alleging that she tripped and fell in the vicinity of 3711MacArthur Boulevard, causing her to sustain personal injuries and medical expenses; and

WHEREAS, on December 13, 2006, Mary Harvey agreed to accept the amount of Twenty Five Thousand Dollars and No Cents (\$25,000.00), subject to approval of the Oakland City Council, as full settlement of her claims against the City in this referenced action; it is hereby

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the case of Mary Harvey v. City of Oakland, et al., City Attorney's File No. 25084, for the sum of Twenty Five Thousand Dollars and No Cents (\$25,000.00); 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 Twenty Five Thousand Dollars and No Cents (\$25,000.00) be payable to Plaintiff Mary Harvey and Neil Cook, Esq., her attorney of record.

IN COUNCIL, OAKLAND, CALIFORNIA, MAR 6 2007, 20   

PASSED BY THE FOLLOWING VOTE:

- AYES- BRUNNER, KERNIHGAN, NADEL, REID, QUAN, BROOKS, CHANG and PRESIDENT DE LA FUENTE 8
- NOES- 0
- ABSENT- 0
- ABSTENTION- 0

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