

OAKLAND CITY COUNCIL

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

RESOLUTION No. 82170 C.M.S.



2009 JUL -9 PM 5:12

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO SETTLE THE CASE OF BARNABUS FAIRFIELD, ET AL. V. THE CITY OF OAKLAND, ET AL., ALAMEDA COUNTY SUPERIOR COURT NO. RG07304706, OUR FILE NO. 25935, IN THE AMOUNT OF THIRTY-THREE THOUSAND DOLLARS (\$33,000.00) AND FURTHER AUTHORIZING AND DIRECTING THE CITY ADMINISTRATOR TO ADOPT OF A REVISED CURB RAMP TRANSITION PLAN. THIS CASE INVOLVES ALLEGED DISCRIMINATION DUE TO DENIAL OF SIDEWALK ACCESS. (PWA)

**WHEREAS:** Barnabus Fairfield, Dion Lefall, Eddie King, and George Louie claim that they were denied access due to the lack of sidewalk curb ramps at various locations in the City of Oakland;

**WHEREAS:** Settlement is recommended as a compromise of this matter and to avoid a potentially adverse jury verdict.

**RESOLVED:** That the City Attorney is authorized and directed to settle the case of Barnabus Fairfield, et al. v. City of Oakland, et. al., Alameda County Superior, Court, No. RG07304706, our file no. 25935, in the amount of Thirty-Three Thousand Dollars payable to Barnabus Fairfield, Dion Lefall, Eddie King, and George Louie and their attorneys, the Law Offices of Morse Mehrban. Further, the City Administrator is authorized to adopt a revised Curb Ramp Transition Plan.

**FURTHER RESOLVED:** That the City Attorney is authorized and directed to take whatever steps necessary to effect the settlement; and be it

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IN COUNCIL, OAKLAND, CALIFORNIA.

JUL 21 2009

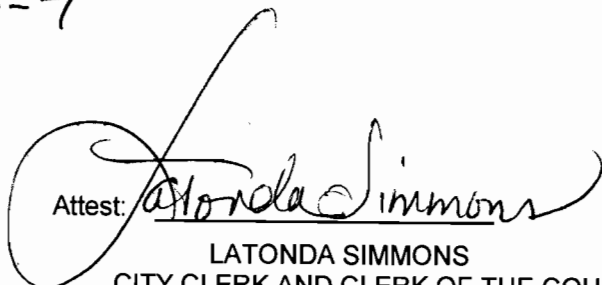
PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, DE LA FUENTE KAPLAN, KERNIGHAN, NADEL, QUAN, REID AND ~~PRESIDENT BRUNNER~~ - 7

NOES- 0

ABSENT- 0

ABSTENTION- Brunner- 1



Attest:

LATONDA SIMMONS

CITY CLERK AND CLERK OF THE COUNCIL