

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

*Barbara J. [Signature]*  
City Attorney's Office

17 JUN 22 PM 1:16  
**OAKLAND CITY COUNCIL**

**RESOLUTION NO. 86808 E.M.S.**

**RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF ANDREW JOHNSON v. CITY OF OAKLAND, ET AL, ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG15-763787, IN THE AMOUNT OF FORTY-FOUR THOUSAND DOLLARS AND NO CENTS (\$44,000.00) AS A RESULT OF A TRIP AND FALL ACCIDENT ON APRIL 9, 2014 (PUBLIC WORKS - DANGEROUS CONDITION)**

**WHEREAS**, Andrew Johnson was injured when he tripped and fell on a City sidewalk in the 2400 block of 80<sup>th</sup> Avenue near Hillside Street in the City of Oakland on April 9, 2014; and

**WHEREAS**, Mr. Andrews sustained injuries requiring medical treatment as a result of this accident; and

**WHEREAS**, Alameda County Superior Court Action RG15-763787 was filed against the City of Oakland alleging a dangerous condition of public property; and

**WHEREAS**, in order 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 Andrew Johnson v. City of Oakland, RG15-763787, City Attorney's File No. 30133, for the sum of Forty-Four Thousand Dollars and No Cents (\$44,000.00); 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.

**JUL 27 2017**

IN COUNCIL, OAKLAND, CALIFORNIA

PASSED BY THE FOLLOWING VOTE:

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

NOES: 0

ABSENT: 0

ABSTENTION: 0

ATTEST: *[Signature]*  
LATONDA SIMMONS  
City Clerk and Clerk of the Council  
of the City of Oakland, California