

FILED
OFFICE OF THE CITY CLERK
OAKLAND

21 JUL -8 PM 5:24

APPROVED AS TO FORM AND LEGALITY


CITY ATTORNEY'S OFFICE

OAKLAND CITY COUNCIL

RESOLUTION NO. 88758 C.M.S.

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF LYDIA M. TAHENY V. CITY OF OAKLAND AND DOES 1 - 30, ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG18896127, CITY ATTORNEY'S FILE NO. 32518, IN THE AMOUNT OF ONE HUNDRED THOUSAND DOLLARS AND NO CENTS (\$100,000.00) ARISING FROM A JULY 28, 2017 TRIP AND FALL ON PIEDMONT AVENUE (DEPARTMENT OF PUBLIC WORKS – DANGEROUS CONDITION)

WHEREAS, On July 28, 2017, Plaintiff Lydia Taheny allegedly tripped and fell over a tree well on Piedmont Avenue and suffered a knee injury, requiring medical treatment; and

WHEREAS, Plaintiff filed Alameda County Superior Court Case No. RG18896127 against the City of Oakland alleging a dangerous condition of public property; and now, therefore, be it

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the case of Lydia M. Taheny v. City of Oakland and DOES 1 - 30, Alameda County Superior Court Case No. RG18896127, City Attorney's File No. 32518, for the sum of One Hundred Thousand Dollars and No Cents (\$100,000.00); and be it;

FURTHER RESOLVED: That the City Administrator is authorized and directed to issue settlement payments as negotiated by the City Attorney with Plaintiff and Plaintiff's counsel; 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,

JUL 20 2021

PASSED BY THE FOLLOWING VOTE:

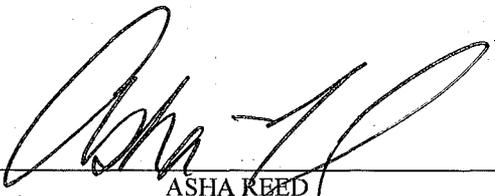
AYES - FIFE, GALLO, KALB, KAPLAN, REID, TAYLOR, THAO AND PRESIDENT FORTUNATO BAS — 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST:


ASHA REED
City Clerk and Clerk of the Council of the City
of Oakland, California