

OAKLAND CITY COUNCIL

FILED
OFFICE OF THE CITY CLERK
OAKLAND

RESOLUTION No. 82510 C.M.S.

2010 JAN 20 PM 2:07



RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO SETTLE THE CASE OF CALIFORNIA FOUNDATION FOR INDEPENDENT LIVING CENTERS, ET AL. V. CITY OF OAKLAND ET AL., U.S. DISTRICT COURT ACTION NO. C 07-04608 EDL OUR FILE NO. X03060, IN THE AMOUNT OF ONE HUNDRED EIGHTY THOUSAND DOLLARS (\$180,000) AND ADOPTION OF A MASS CARE AND SHELTER PLAN FUNCTIONAL NEEDS ANNEX. THIS CASE INVOLVES ALLEGED DISABILITY DISCRIMINATION (OFFICE OF EMERGENCY SERVICES).

WHEREAS: California Foundation For Independent Living Centers, Californians For Disability Rights, Inc. and Marion Gray claim that persons with disabilities are denied access to emergency shelters 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 California Foundation for Independent Living Centers, et al. v. City of Oakland, et al., United States District Court Action No. C 07-04608 EDL, Our File No. 25935 EDL(Office of Emergency Services payment of \$180,000 to California Foundation for Independent Living Centers; Californians For Disability Rights, Inc., Marian Gray and their attorneys, Disability Rights Advocates. The Office of Emergency Services is directed to adopt a Mass Care and Shelter Plan Functional Needs Annex.

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

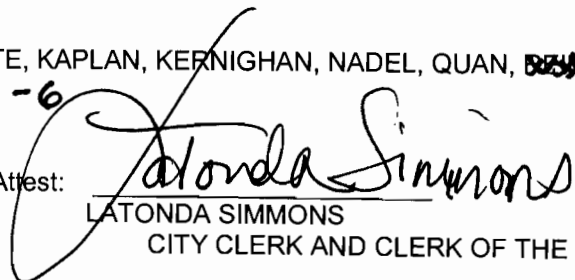
FURTHER RESOLVED: That the Offices of Emergency Services adopt a Mass Care and Shelter Plan Functional Needs Annex and the sum of \$180,000 be paid to California Foundation for Independent Living Centers; Californians For Disability Rights, Inc., Marian Gray and their attorneys, Disability Rights Advocates.

In Council, Oakland, California. FEB 02 2010

PASSED BY THE FOLLOWING VOTE:

AYES- ~~Brooks~~, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN, ~~Reid~~, AND PRESIDENT BRUNNER, -6

NOES- 0
ABSENT- 0
ABSTENTION- Brooks-1
~~Excused- Reid -1~~

Attest: 
LATONDA SIMMONS
CITY CLERK AND CLERK OF THE COUNCIL