

JANUARY 18, 2024

CLOSED SESSION REPORT OF FINAL ACTION

Date of Meeting: *Tuesday, January 18, 2024*

Anticipated Litigation Negotiations

NAME OF ACTION:

Claim of Crescent Villas HOA

Claim No. C35918

This matter is listed as **Item No. 2** on the Closed Session Agenda:

The Council authorized settlement in the amount of **\$39,955.00**

This case arose out of an incident occurring on **December 5, 2022.**

FACTS/ISSUES:

On December 5, 2022, a City sewer main failed. This resulted in raw sewage travelling into the ground floor, common area of the Crescent Villas condominium building. Claimant Crescent Villas HOA alleges that the incident caused damage to the property that required extensive repairs.

Crescent Villas HOA (“Claimant”) filed a government tort claim to seek reimbursement of their damages. At this time, the alleged economic damages total approximately \$39,955.00. The approved settlement resolves all claims with the Claimant in this matter without litigation.

Motion Made by: **Councilmember Kalb**

Motion Seconded by: **Councilmember Fife**

AYES: Fife, Gallo, Jenkins, Kalb, Kaplan, Ramachandran, Reid, and President Fortunato Bas=7

NOES: Fife, Gallo, Jenkins, Kalb, Kaplan, Ramachandran, Reid, and President Fortunato Bas =

ABSENT: Fife, Gallo, Jenkins, Kalb, Kaplan, Ramachandran, Reid, and President Fortunato Bas =1

ABSTENTIONS: Fife, Gallo, Jenkins, Kalb, Kaplan, Ramachandran, Reid, and President Fortunato Bas =