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OAKLAND CITY COUNCIL

Resolution No. 85699 C.M.S.

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF WILLIAM SCOTT NICOLSON v. CITY OF OAKLAND ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG14711286 CITY ATTORNEY'S FILE NO. 29640, IN THE AMOUNT OF EIGHTY-SEVEN THOUSAND FIVE HUNDRED DOLLARS AND NO CENTS (\$87,500.00) (OAKLAND PUBLIC WORKS— DANGEROUS CONDITION)

WHEREAS, William Scott Nicolson alleges that he incurred damages as a result of an injury that he sustained due to the condition of a public property; and

WHEREAS, William Scott Nicolson, filed a personal-injury lawsuit against the City; and

WHEREAS, without admitting fault or wrongdoing, the City has determined to compromise and settle William Scott Nicolson's claims against it for the sum of Eighty-Seven Thousand Five Hundred Dollars and No Cents (\$87,500.00) payable by the City of Oakland; now, therefore, be it

RESOLVED: That the City of Oakland is authorized and directed to compromise and settle the case of William Scott Nicolson v. City of Oakland, Alameda County Superior Court Case No. RG13663115, City Attorney's File No. 29640, for a sum not to exceed Eighty-Seven Thousand Five Hundred Dollars and No Cents (\$87,500.00); and be it

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

FURTHER RESOLVED: That the sum of Eighty-Seven Thousand Five Hundred Dollars and No Cents (\$87,500.00) be paid to William Scott Nicolson.

IN COUNCIL, OAKLAND, CALIFORNIA, **JUL 21 2015**

PASSED BY THE FOLLOWING VOTE:

AYES - ~~BROOKS~~, GALLO, GIBSON MCELHANEY, KALB, KAPLAN, REID, *Guillen*, AND PRESIDENT

NOES -

ABSENT -

ABSTENTION -

Excused - Brooks - 1

ATTEST:

Latonda Simmons
LATONDA SIMMONS
City Clerk and Clerk of the Council of the
City of Oakland, California