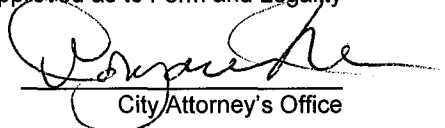


2019 SEP -5 AM 4:18

Approved as to Form and Legality


City Attorney's Office

OAKLAND CITY COUNCIL
RESOLUTION NO. 87849 C.M.S.

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF *CARLITTA COLLINS V. CITY OF OAKLAND, ET AL.*, ALAMEDA COUNTY SUPERIOR COURT CASE NO. HG16810675, CITY ATTORNEY'S FILE NO. 30969, IN THE AMOUNT OF THIRTY-SIX THOUSAND SIX HUNDRED AND SIXTY-SIX DOLLARS AND SIXTY-SEVEN CENTS (\$36,666.67) (DEPARTMENT OF TRANSPORTATION – DANGEROUS CONDITION)

WHEREAS, this matter arises from an incident on October 19, 2015, wherein the guardrail and fencing became detached from the 23rd Avenue overpass and fell onto the 1-880 freeway below, resulting in an accident that caused personal injuries and property damage to Carlitta Collins.

WHEREAS, Plaintiff filed the above-referenced action to recover monetary damages; and

WHEREAS, without admitting fault or wrongdoing, the City has determined to compromise and settle Plaintiff's claims against it for the sum of Thirty-Six Thousand Six Hundred and Sixty-Six Dollars and Sixty-Seven Cents (\$36,666.67); now, therefore, be it

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the case of *Carlitta Collins v. City of Oakland*, et al., Alameda County Superior Court Case No. HG16810675, City Attorney's File No. 30969, for a sum of Thirty-Six Thousand Six Hundred and Sixty-Six Dollars and Sixty-Seven Cents (\$36,666.67), payable by the City of Oakland; and be it

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

IN COUNCIL, OAKLAND, CALIFORNIA,

SEP 17 2019

PASSED BY THE FOLLOWING VOTE:

AYES - FORTUNATO BAS, GALLO, GIBSON MCELHANEY, KALB, REID, TAYLOR, ~~WILLIAMS~~ AND
PRESIDENT KAPLAN - 7

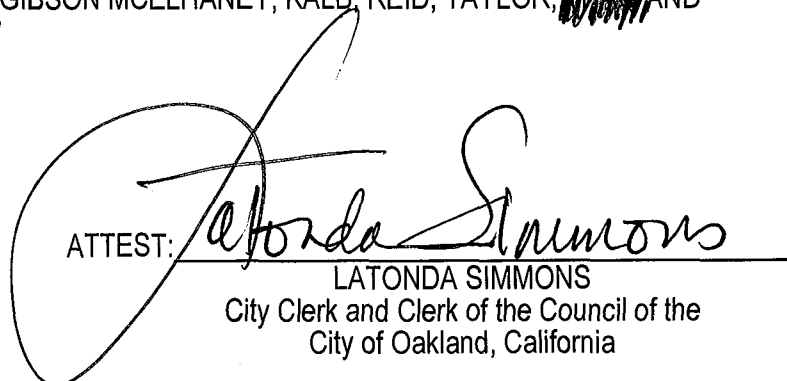
NOES - 0

ABSENT - 0

ABSTENTION - 0

Excused - 1 Thao

ATTEST:


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