



CITY ATTORNEY'S OFFICE

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF REBECCA REED-LUNN V. CITY OF OAKLAND, CITY OF OAKLAND PUBLIC WORKS, COUNTY OF ALAMEDA, AND DOES 1-50, ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG19022470, CITY ATTORNEY'S FILE NO. 33115, IN THE AMOUNT OF NINETY EIGHT THOUSAND NINE HUNDRED NINETY NINE DOLLARS AND ZERO CENTS (\$98,999.00) (DEPARTMENT OF TRANSPORTATION - DANGEROUS CONDITION)

WHEREAS, Plaintiff alleges that on July 9, 2018, she fell from her bicycle and was injured near 77 Vernon Street in Oakland, due to a roadway depression that Plaintiff alleges is a dangerous condition on public property; and

WHEREAS, Plaintiff allegedly suffered a fractured elbow and AC joint separation, requiring surgery, due to her fall; and

WHEREAS, Superior Court of the State of California, County of Alameda, Case No. RG19022470, was filed against the City of Oakland, alleging a claim for dangerous condition on public property; and

WHEREAS, the City has considered all the evidence, litigation costs, and litigation risks in this case; and

WHEREAS, the City admits no wrongdoing or liability; now, therefore be it

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the case of Rebecca Reed-Lunn v. City of Oakland, City of Oakland Public Works, County of Alameda and Does 1-50, Alameda County Superior Court Case No. RG19022470, City Attorney's File No. 33115, for the sum of Ninety Eight Thousand Nine Hundred Ninety Nine Dollars and Zero Cents (\$98,999.00); and be it

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

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

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

NOES –
ABSENT –
ABSTENTION –

ATTEST: _____

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