

RESOLUTION NUMBER R- 304609

DATE OF FINAL PASSAGE FEB 05 2009

**A RESOLUTION AUTHORIZING SETTLEMENT OF
PROPERTY DAMAGE CLAIM TO MARGARET HAHN**

WHEREAS, in Closed Session on October 7, 2008, by motion made by Councilmember Atkins and a second by Council President Peters, by the following Vote: Yeas, 7; Nays, None, with Councilmember Young absent:

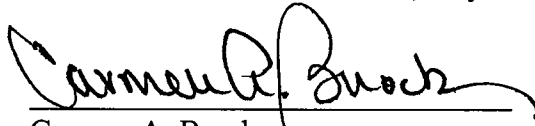
WHEREAS on February 22, 2006, Plaintiff Margaret Hahn [Plaintiff], filed suit against the City of San Diego [City] in the matter entitled *Margaret Hahn v. City of San Diego*, San Diego Superior Court Case No GIC861704, alleging damages to the property caused by a failed City storm drain in 2005property [the Litigation]; and

WHEREAS the City in closed session on October 7, 2008 authorized settlement of the Litigation in an amount consistent with the amount set forth below, NOW THEREFORE,

BE IT RESOLVED by the Council of the City of San Diego that the Council authorizes:

1. The sum of \$300,000.00 to be paid from the Public Liability Fund in settlement of each and every claim against the City, its agents and employees, arising from the Litigation.
2. That the City Auditor and Comptroller is authorized to issue a check in the amount of \$300,000.00 to Margaret Hahn and her counsel of record, Brian Gonzales, Esq.


APPROVED: JAN I. GOLDSMITH, City Attorney

By 
 Carmen A. Brock
 Deputy City Attorney

CB:mc
12/30/08
Or.Dept: Risk Management
R-2009-763

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JAN 27 2009.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 2-5-09
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor