

11/13/12  
#110

RESOLUTION NUMBER R- 307795

DATE OF FINAL PASSAGE NOV 13 2012

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING THE SETTLEMENT BETWEEN JOSEPH OPP AND THE CITY OF SAN DIEGO

WHEREAS, on August 16, 2011, Plaintiff Joseph Opp filed suit against the City of San Diego [City] alleging personal injuries arising from an incident which occurred on January 27, 2011. The suit is entitled *Joseph Opp v. City of San Diego, et al.*, San Diego Superior Court Case Number 37-2011-00096401-CU-PO-CTL [Litigation]; and

WHEREAS, the City Council in Closed Session on September 25, 2012 authorized settlement of the Litigation for an amount consistent with the amounts set forth below and pursuant to such other terms more fully set forth in the Settlement Agreement; NOW,

THEREFORE,

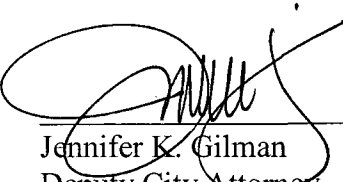
BE IT RESOLVED, by the City Council of the City of San Diego, that the council authorizes:

1. Authorizing the sum of \$75,000 to be paid from the Public Liability Fund No. 720045, in settlement of each and every claim for damages, interest, costs, and fees of any type, including attorney fees, against City of San Diego, its agents and employees, arising from the personal injury claim of Joseph Opp, San Diego Superior Court Case No. 37-2011-00096401-CU-PO-CTL.

2. Authorizing the Chief Financial Officer to appropriate and expend \$75,000 from the Public Liability Fund, Fund 720045, contingent upon the Chief Financial Officer first furnishing one or more certificates certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

3. Authorizing the Comptroller to issue a check in the amount of \$75,000, made payable to the Law Offices of Steven Williams for the benefit of Joseph Opp.

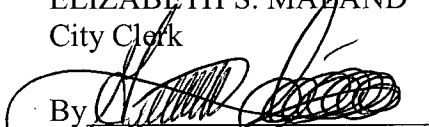
APPROVED: JAN I. GOLDSMITH, City Attorney

By   
Jennifer K. Gilman  
Deputy City Attorney

JKG:slc  
October 31, 2012  
Or.Dept:City Atty  
R-2013-303

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of NOV 13 2012.

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

Approved: 11-13-12  
(date)

  
JERRY SANDERS, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
JERRY SANDERS, Mayor