Item #102 10/28/14 (R-2015-136)

RESOLUTION NUMBER 309290

DATE OF FINAL PASSAGE NOV 0 3 2014

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING THE SETTLEMENT AGREEMENT BETWEEN MARTIN WILLIAM PEREZ AND THE CITY OF SAN DIEGO

WHEREAS, on July 23, 2013, MARTIN WILLIAM PEREZ filed suit against the City of San Diego [City] alleging negligence in the operation of a motor vehicle causing injury arising from the collision occurring on April 14, 2013. Plaintiff brought suit in the San Diego Superior Court. The suit is entitled Perez, Martin William v. COSD: Case No 37-2013-00059164-CU-PA-CTL; and

WHEREAS, the City Council in closed session on September 16, 2014 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 Council of the City of San Diego that the Council authorizes:

1. The sum of \$ 67,500 to be paid from the Public Liability Fund (Fund number 720045) in settlement of each and every claim for damages, interest, costs and fees of any type, including attorney fees, against the City, its agents and employees, arising from the Litigation.

2. The Comptroller to issue a check in the amount of \$ 67,500 payable to Martin William Perez and his attorney Deon S. Goldschmidt.

APPROVED: JAN I. GOLDSMITH, City Attorney

By Joe Cardileone Chief Deputy City Attorney

JBC:ctm

Or. Dept: City Attorney's Office CC No. 3000007310 Doc. No.: R 2015-136

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of OCI 2 8 2014.

(date)

The City of San Diego COMPTROLLER'S CERTIFICATE

		CERTIFICATE OF UNALLOTTED BALANCE						ORIGINATING	CC 30000	07310			
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Passed by the Council of The Cit	y of San Diego on	OCT 2	8 2014, by	, by the following vote:	
Councilmembers	Yeas	Nays	Not Present	Recused	
Sherri Lightner	\triangleright				
Ed Harris					
Todd Gloria	\square				
Myrtle Cole					
Mark Kersey	$ ot \hspace{-1em} \square$				
Lorie Zapf	\square				
Scott Sherman	\triangleright				
David Alvarez					
Marti Emerald	$ ot \hspace{-1em} \nearrow$				
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Date of final passageNO\	03 2014				
Date of final passage		•			
	KEVIN L. FAULCONER				
AUTHENTICATED BY:		M	ayor of The City of	San Diego, Californi	a.
			ELIZABETH		
(Seal)		By	Clark of The City of	of/San Diego, Califor	nia. Deputy
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		Office of	the City Clerk, Sa	n Diego, California	
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