RESOLUTION NUMBER R- 310356

DATE OF FINAL PASSAGE APR 1 4 2016

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING THE SETTLEMENT AGREEMENT BETWEEN BENELIA SANTOS-HUNTER, an individual AND THE CITY OF SAN DIEGO

WHEREAS, on August 15, 2014, BENELIA SANTOS-HUNTER, an individual filed suit against the City of San Diego [City] alleging personal injuries arising from sexual harassment and related claims of Benelia Santos-Hunter. Plaintiff brought suit in the San Diego Superior Court. The suit is entitled *Benelia Santos-Hunter v. City of San Diego*, San Diego Superior Court Case No. 37-2014-00027634-CU-OE-CTL [Litigation]; and

WHEREAS, in Closed Session on February 2, 2016, the City Council, by the following votes:

Yeas, District(s) 1, 2, 3, 4, 5, 6, 7, 8, 9; Nays, None; approved the Settlement.

WHEREAS, the City Council in closed session on February 2, 2016, authorized settlement of the Litigation for an amount consistent with the amounts set forth; NOW, THEREFORE,

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

1. Authorizing the Mayor or his designee to pay the sum of \$641,000.00 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 *Benelia Santos-Hunter vs. City of San Diego, et al.*, 37-2014-00027634-CU-OE-CTL.

- 2. Authorizing the Chief Financial Officer to appropriate and expend \$641,000.00 from the Public Liability 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 four checks totaling \$641,000, made payable as follows: 1) \$119,800 to the "Gruenberg Law Firm Client Trust Account"; 2) \$166,000 to "Joshua Gruenberg, Attorney"; 3) \$100,000 to "Havelet Assignment Company"; and 4) \$255,200 to Barco Assignments, Ltd.

APPROVED: JAN I. GOLDSMITH, City Attorney

By George Schaefer

Lead Deputy City Attorney

GFS:gcb 3/15/2016

Or.Dept: City Attorney CC No. 3000008700 Doc. No.: 1246323

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of _APR 1 2 2016.

ELIZABETH S. MALAND City Clerk

Deputy City Clerk

(R-2016-484)

Approved: 4/14/16 (date)	KEVIN L. FAULCONER, Mayor
Vetoed:(date)	KEVIN L. FAULCONER, Mayor

The City of San Diego COMPTROLLER'S CERTIFICATE

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ssed by the Council of The City of San Diego on		APR 1 2 2016 , by		y the following vote:	
Councilmembers	Yeas	Nays	Not Present	Recused	
Sherri Lightner	Ø				
Lorie Zapf	Ž				
Todd Gloria	\mathbf{Z}				
Myrtle Cole	\mathbf{Z}				
Mark Kersey	\mathbb{Z}				
Chris Cate	\mathbf{Z}				
Scott Sherman	Z				
David Alvarez	\mathbf{Z}				
Marti Emerald			Z		
Date of final passage A (Please note: When a resolution was ret	ition is approved by the	he City Cle	rk.) KEVIN L. FA	ULCONER	
AUTHENTICATED BY:	·	М	ayor of The City of	San Diego, California.	
(Seal)		City	ELIZABETH Clerk of The City of	S. MALAND of San Diego, California.	
		Ву	Sty Riac	, Deputy	
		Office of	the City Clerk, Sa	n Diego, California	

Resolution Number R-_____310356