

RESOLUTION NUMBER R- 310694

DATE OF FINAL PASSAGE OCT 04 2016

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO APPROVING THE SETTLEMENT
BETWEEN REBECCA WOOLSTON AND THE CITY
OF SAN DIEGO

WHEREAS, Rebecca Woolston filed a claim with the City of San Diego (City) for damages to her residence and property located at 6230 Cabaret Street, San Diego CA 92120, following the failure of a City storm drain on January 5, 2016. Claim No. 12282 was reviewed by City of San Diego's Risk Management Department; and

WHEREAS, on July 12, 2016, the City Council by the following votes: Yeas, Districts 1, 2, 3, 4, 5, 6, 7 8, 9; Nays, None; and Absent, None, approved the settlement of the claim for an amount consistent with the amounts set forth below; NOW THEREFORE,

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

1. Authorizing the Mayor or his designee to pay the sum of \$199,273.77 from the Liability Fund 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 January 5, 2016 incident that is the subject of Rebecca Woolston's claim. The City has advanced \$42,960.82 to claimant;

2. Authorizing the Chief Financial Officer to appropriate and expend \$156,312.95 from the 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; and

3. Authorizing the Comptroller to issue a check for the outstanding balance of One Hundred Fifty-Six Thousand, Three Hundred Twelve dollars and Ninety-Five cents (\$156,312.95) made payable to Rebecca Woolston.

APPROVED: JAN I. GOLDSMITH, City Attorney

By David J. Karlin
David J. Karlin
Chief Deputy City Attorney

DJK:aml
September 16, 2016 (Cor. Copy)
Or. Dept: Streets
CC No. 3000009180
Doc. No.: 1324847

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of SEP 20 2016.

ELIZABETH S. MALAND
City Clerk

By [Signature]
Deputy City Clerk

Approved: 10/3/16
(date)

[Signature]
KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on SEP 20 2016, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Sherr Lightner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lorie Zapf	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Todd Gloria	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Myrtle Cole	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Cate	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
David Alvarez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marti Emerald	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage OCT 04 2016.


(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

KEVIN L. FAULCONER
Mayor of The City of San Diego, California.

ELIZABETH S. MALAND
City Clerk of The City of San Diego, California.

(Seal)

By , Deputy

Office of the City Clerk, San Diego, California

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