RESOLUTION NUMBER R- 312031

DATE OF FINAL PASSAGE NOV 05 2018

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING THE SETTLEMENT AGREEMENT BETWEEN MINDY C., ET AL. AND THE CITY OF SAN DIEGO.

WHEREAS, on July 17, 2014, MINDY C., HEATHER D., LINDA E., VALERIA E., SARA G., CRYSTAL H., ANDREA L., CHLOE L., RENEE L., BRITTANY M., MALLORY M., ROWSANNA M., ZINNIA P., CHELSEA S., and JENNIFER S. [Plaintiffs] filed suit against the City of San Diego [City] and Shelley Zimmerman alleging damages arising from police permit inspections that occurred on July 15, 2013 and March 6, 2014. Plaintiffs first brought suit in the Superior Court for the County of San Diego as *Tanya A., et al., v. City of San Diego, et al.*, Superior Court Case No. 37-2014-00024053-CU-CR-CTL. This matter was then removed to federal court as *Tanya A., et al., v. City of San Diego, et al.*, United States District Court Case No. 14cv01942-L (AGS) [Litigation]; and

WHEREAS, in Closed Session on September 18, 2018, the City Council approved the settlement with the following votes: Yeas: Districts 1, 3, 5, 6, 7, and 9; Nays: Districts 2, 4, and 8; and none absent; and

WHEREAS, the City Council in Closed Session on September 18, 2018, 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:

1. Authorizes the Mayor or his designee to pay the sum of \$1,382,500.00 from 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 Tanya A. et al., v. City of San Diego Complaint.

- Authorizes the Chief Financial Officer to expend \$1,382,500.00 from Public 2. Liability Fund No. 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.
- Authorizes the Comptroller to issue a check in the amount of \$1,382,500.00, 3. made payable to "Gilleon Law Firm IOLTA."

(date)

Vetoed:

APPROVED: MARA W. ELLIOTT, City Attorney	y
By Le-Mai Dam Deputy City Attorney	
LPD:jn October 1, 2018 Or.Dept: City Attorney CC No. 300011591 Doc. No.: 1847710	
I certify that the foregoing Resolution was passed to meeting of	by the Council of the City of San Diego, at this —·
	ELIZABETH S. MALAND City Clerk
·	By Jyndstrum Deputy Cify Clerk
Approved: 11518 (date)	There is the second of the sec

KEVIN L. FAULCONER, Mayor

The City of San Diego COMPTROLLER'S CERTIFICATE

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Passed by the Council of T	OCT 30 2018		, by the following vote:	
Councilmembers	Yeas	Nays	Not Present	Recused
Barbara Bry	\mathbb{Z}			
Lorie Zapf	Ø			
Chris Ward	Ø			
Myrtle Cole				
Mark Kersey	Ø			
Chris Cate	Ø			
Scott Sherman				
David Alvarez	A A B C C C C C C C C C C	\mathbb{Z}		
Georgette Gomez				
Date of final passage(Please note: When a reso				ge is the date the
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AUTHENTICATED BY:		Ma	KEVIN L. FA	San Diego, California.
in the control of			ELIZABETH	S. MALAND
(Seal)		City	Clerk of The City of	of San Diego, California.
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		Office of the	e City Clerk, San I	Diego, California