RESOLUTION NUMBER R- 312092

DATE OF FINAL PASSAGE DEC 10 2018

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING THE SETTLEMENT AGREEMENT BETWEEN SUSANA ROWLEY AND THE CITY OF SAN DIEGO.

WHEREAS, on May 8, 2015, SUSANA ROWLEY filed suit against the City of San Diego [City] alleging personal injuries arising from an incident that occurred on March 27, 2014. Plaintiff brought suit in the Superior Court for the County of San Diego. The suit is entitled Susana Rowley v. City of San Diego, San Diego Superior Court Case No. 37-2015-00015414-CU-PO-CTL [Litigation]; and

WHEREAS, in Closed Session on October 30, 2018, the City Council, by the following votes: Yeas, District(s) 1, 2, 3, 4, 5, 6 and 9; Nays, 8 and absent, 7, approved the settlement; and

WHEREAS, the City Council in closed session on October 30, 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 \$100,000.00 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 personal injury complaint filed by Susana Rowley.

- Authorizes the Chief Financial Officer to expend \$100,000.00 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.	
3.	Authorizes the Comptroller to issu	ue a check in the amount of \$100,000.00, made
payable to La	aw Offices of Dirk L. Manoukian an	d Susana Rowley.
Dave Depure DA:sle November 2, Or.Dept: City CC No. 3000 Doc. No.: 18	y Attorney 0011636 70753	they If by the Council of the City of San Diego, at this
	·	ELIZABETH S. MALAND City Clerk
Approved: _	12/10/18 (date)	By <u>Connie Patterson</u> Deputy City Clerk KEVIN L. FAULGONER, Mayor
Vetoed:	(date)	KEVIN L. FAULCONER, Mayor

The City of San Diego COMPTROLLER'S CERTIFICATE

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Item	Fund	Funded Program	Internal Order	Functional Area	G/L Account		Cost Center	WBS	Original Amount
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Passed by the Council of The City of San Dieg		DEC (4 2018	, by the following vote:	
Councilmembers	Yeas	Nays	Not Present	Recused	
Barbara Bry	Ø	П			
Lorie Zapf	<u> </u>	П			
Chris Ward	_ Z				
Myrtle Cole	$\overline{\mathbf{Z}}$				
Mark Kersey	Z				
Chris Cate	Ø				
Scott Sherman	$ ot \hspace{-1em} \square$				
David Alvarez		\mathbb{Z}			
Georgette Gomez	$ ot \square$				
Date of final passageDEC	1 0 2018				
(Please note: When a resolution approved resolution was return	on is approved by the ned to the Office of	Mayor, the	date of final passark.) KEVIN L. FA		
AUTHENTICATED BY:		M		San Diego, California.	
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(Seal)		City	Clerk of The City	of San Diego, California.	
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		Office of th	ne City Clerk, San	Diego, California	
	Reso	lution Numb	oer R312(92	