

RESOLUTION NUMBER R- 312493

DATE OF FINAL PASSAGE JUN 06 2019

A RESOLUTION OF THE COUNCIL OF THE CITY OF  
SAN DIEGO APPROVING THE SETTLEMENT BETWEEN  
KIMBERLY LUDLAM AND THE CITY OF SAN DIEGO

WHEREAS, on May 2, 2017, Kimberly Ludlam [Plaintiff] filed suit against the City of San Diego [City] alleging damages resulting from violations of the Fair Employment and Housing Act while employed as a Police Officer Recruit with the San Diego Police Department in May 2015. Plaintiff brought suit in the Superior Court of the County of San Diego. The suit is entitled *Kimberly Ludlam v. City of San Diego*, San Diego Superior Court Case No. 37-2017-00015974-CU-PO-CTL [Litigation]; and

WHEREAS, in Closed Session on April 16, 2019, the City Council approved the settlement with the following votes: Yeas: Districts 1, 2, 3, 4, 5, 6, 7, 8 and 9; Nays: None; and Absent: None;

WHEREAS, the City Council in Closed Session on April 13, 2019, authorized settlement of the Litigation against the City for an amount consistent with the amounts set forth below;

NOW, THEREFORE,

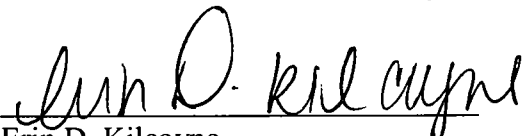
BE IT RESOLVED, by the City Council of the City of San Diego, that the Council:

1. Authorizes the Mayor or his designee to pay the sum of \$240,000.00 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 lawsuit filed by Kimberly Ludlam for violations of the Fair Employment and Housing Act, entitled *Kimberly Ludlam v. City of San Diego*, San Diego Superior Court Case No. 37-2017-00015974-CU-OE-CTL.

2. Authorizes the Chief Financial Officer to expend \$240,000.00 from Public 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 issue a check in the amount of \$240,000.00, made payable to McNicholas & McNicholas, LLP Client Trust Account.

APPROVED: MARA W. ELLIOTT, City Attorney

By   
Erin D. Kilcoyne  
Deputy City Attorney

EDK:amc  
May 14, 2019  
Or.Dept: City Attorney  
Doc. No.: 1994190

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUN 04 2019.

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

Approved: 6/6/19  
(date)

  
KEVIN L. FAULCONER, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on JUN 04 2019, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Barbara Bry	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jennifer Campbell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Ward	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Monica Montgomery	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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"/>
Vivian Moreno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Georgette Gómez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage JUN 06 2019.

**(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.

(Seal)

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

By Connie Patterson, Deputy

Office of the City Clerk, San Diego, California

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