RESOLUTION NUMBER R- 312576

DATE OF FINAL PASSAGE JUL 2 9 2019

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING SETTLEMENT OF JOSE ANTUNES.

WHEREAS, on June 6, 2017, JOSE ANTUNES filed suit against the City of San Diego [City] alleging personal injuries resulting from a bicycle accident that occurred on June 22, 2016. Jose Antunes brought suit in the Superior Court for the County of San Diego. The suit is entitled *Jose Antunes v. City of San Diego*, San Diego Superior Court Case No. 37-2017-00020380-CU-PO-CTL [Litigation]; and

WHEREAS, in Closed Session on June 25, 2019, the City Council, by the following votes: Yeas, District(s) 1, 2, 3, 4, 5, 6, 7, 8, and 9; Nays, None; and Absent, None; approved the settlement; and

WHEREAS, the City Council in Closed Session on June 25, 2019, 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 \$75,000 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 Jose Antunes.
- 2. Authorizes the Chief Financial Officer to expend \$75,000 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 \$75,000.00, made payable to Jose Antunes and Jurewitz Law Group.

APPROVED: MARA W. ELLIOTT, City Attorney

By Seets Tein

Sectal Lejura

Chief Deputy City Attorney

ST:my

June 26, 2019 Or.Dept:1400

CC No. 3000012369 Doc. No.: 2038440

meeting of JUL 2	2019
	ELIZABETH S. MALAND City Clerk
	By Connie Pattuson Deputy City Clerk
Approved: 7/29 (date)	KEVIN L. FAULCONER, Mayor
Vetoed:(date)	KEVIN L. FAULCONER, Mayor

## The City of San Diego COMPTROLLER'S CERTIFICATE

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Passed by the Council of The Ci	ty of San Dieg	o onJL	JL 2 3 2019	_, by the follow	ing vote:					
Councilmembers  Barbara Bry  Jennifer Campbell  Chris Ward  Monica Montgomery  Mark Kersey  Chris Cate  Scott Sherman  Vivian Moreno	Yeas	Nays	Not Present  Z	Recused						
Georgette Gómez	$\square$									
Date of final passage										
AUTHENTICATED BY:		May	or of The City of S	an Diego, Calif	ornia.					
(Seal)		,	ELIZABETH STEPS  The City of Steps of S	San Diego, Ca	lifornia. , Deputy					
	Resc		e City Clerk, San [	•	a					