#607
10/26 26
(R-2027-88)

RESOLUTION NUMBER R- 316990

DATE OF FINAL PASSAGE OCT 3 0 2026

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING THE SETTLEMENT BETWEEN PLAINTIFFS ANDREA STEVENS, ET AL. AND THE CITY OF SAN DIEGO.

RECITALS

The Council of the City of San Diego (Council) adopts this Resolution based on the following:

A. Plaintiffs Andreas Stevens, David and Fifi Burgess, Son Huynh and Cynthia Thai, Paul and Barbara Liu, Jayachandran and Weizhu Naidu, Teddy Zhang, Tommy Koelling and Cassandra Lo, Abedmajid Sendid and Najwa Bouicha filed suit against the City of San Diego, alleging inverse condemnation stemming from a failed storm drainpipe near their owned condominium units, located near 8803 and 8807 Gilman Drive, San Diego, California. These lawsuits were consolidated, along with other plaintiffs, under the case entitled *La Jolla Terrace Homeowners Association v. City of San Diego, et al.*, Superior Court Lead Case Number 37-2024-00008244-CU-EI-CTL. Claimants Paul Stephens and Rachel O'Connor filed a claim based on the same incident. Both are collectively referred to as the "Litigation".

B. In closed session on September 14, 2026, the City Council, by the following votes: Yeas, Districts 1, 2, 3, 6, 7, 8 and 9; Nays, District 5; Absent, District 4; approved the settlement of the Litigation as to Plaintiffs Andreas Stevens, David and Fifi Burgess, Son Huynh and Cynthia Thai, Paul and Barbara Liu, Jayachandran and Weizhu Naidu, Teddy Zhang, Tommy Koelling and Cassandra Lo, Abedmajid Sendid and Najwa Bouicha and Claimants Paul Stephens and Rachel O'Connor (collectively "Settling Plaintiffs") for an amount consistent with the amounts set forth below.

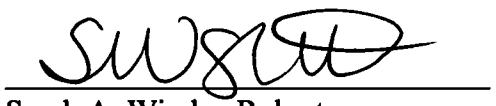
ACTION ITEMS

Be it resolved by the Council of the City of San Diego:

1. The Mayor or his designee is authorized to pay the sum of $429,509.00 to Plaintiff Andreas Stevens; $300,912.00 to Plaintiffs David and Fifi Burgess; $267,228.00 to Plaintiffs Son Huynh and Cynthia Thai; $202,105.00 to Plaintiffs Paul and Barbara Liu; $341,334.00 to Plaintiffs Jayachandran and Weizhu Naidu; $341,333.00 to Plaintiff Teddy Zhang; $739,404.00 to Plaintiffs Tommy Koelling and Cassandra Lo; $838,175.00 for Plaintiffs Abedmajid Sendid and Najwa Bouicha; and $465,000.00 to Claimants Paul Stephens and Rachel O'Connor from Public Liability Fund No. 720045 in settlement of each and every claim for damages, interest, costs, and fees of any type, including attorneys' fees, against the City, its agents, and employees, arising from the Litigation as to the Settling Plaintiffs only.

2. The Chief Financial Officer is authorized to appropriate and expend an amount not to exceed $3,925,000.00 from Public Liability Fund No. 720045, for the purpose of settling the Litigation as to Settling Plaintiffs.

APPROVED: HEATHER FERBERT, City Attorney

By 

Sarah A. Wigdor-Roberts
Assistant City Attorney

SAW:mgm
September 28, 2026
Or. Dept: City Attorney
CC No. 3000018871
Doc. No. 4559515

I certify that the Council of the City of San Diego adopted this Resolution at a meeting held on OCT 26 2026.

DIANA J.S. FUENTES
City Clerk

By _____
Deputy City Clerk

Approved: 10/30/26
(date)

_____
TODD GLORIA, Mayor

Vetoed: _____
(date)

_____
TODD GLORIA, Mayor

#1007

The City of San Diego
COMPTROLLER'S CERTIFICATE

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING DEPT. NO.: CC 3000018871 / 1211

I HEREBY CERTIFY that the money required for the allotment of funds for the purpose set forth in the foregoing resolution is available in the Treasury, or is anticipated to come into the Treasury, and is otherwise unallotted.

Amount: $3,925,000.00

Purpose: Settlement of La Jolla Terrace Homeowners Association v. City of San Diego, et al. San Diego Superior Court No. 37-2024-00008244-CU-EI-CTL, Claim No. 34436

Date: October 9, 2026 Lauren Rehkopf *Lauren Rehkopf*

ACCOUNTING DATA

Doc. Item	Fund	Funded Program	Internal Order	Functional Area	G/L Account	Business Area	Cost Center	WBS	Original Amount
1	720045	NON-PROGRAM		OTHR-00000000-GG	512007	1515	1515000011		$3,925,000.00
								TOTAL AMOUNT	$3,925,000.00

FUND OVERRIDE ☐

CERTIFICATION OF UNENCUMBERED BALANCE

I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto attached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby further certify, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, or are anticipated to come into the Treasury, to the credit of the appropriation from which the same are to be drawn, and that the said money now actually in the Treasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered.

Not to Exceed:

Vendor:

Purpose:

Date: By:
COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA

Doc. Item	Fund	Funded Program	Internal Order	Functional Area	G/L Account	Business Area	Cost Center	WBS	Original Amount
								TOTAL AMOUNT	

CC-361 (REV 7-09)

FUND OVERRIDE ☐

CC 3000018871

#607

Passed by the Council of The City of San Diego on October 26, 2026, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Joe LaCava	☒	☐	☐	☐
Jennifer Campbell	☒	☐	☐	☐
Stephen Whitburn	☒	☐	☐	☐
Henry L. Foster III	☒	☐	☐	☐
Marni von Wilpert	☒	☐	☐	☐
Kent Lee	☒	☐	☐	☐
Raul A. Campillo	☒	☐	☐	☐
Vivian Moreno	☐	☐	☒	☐
Sean Elo-Rivera	☒	☐	☐	☐

Date of final passage OCT 30 2026.

(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:

TODD GLORIA
Mayor of The City of San Diego, California.

(Seal)

DIANA J.S. FUENTES
City Clerk of The City of San Diego, California.

By _____, Deputy

Office of the City Clerk, San Diego, California

Resolution Number **R-316990**