

RESOLUTION NUMBER R-\_\_\_\_\_

DATE OF FINAL PASSAGE \_\_\_\_\_

A RESOLUTION OF THE COUNCIL OF THE CITY OF  
SAN DIEGO APPROVING THE SETTLEMENT AGREEMENT  
BETWEEN DENISE EDWARDS AND THE CITY OF SAN  
DIEGO

WHEREAS, on June 12, 2014, DENISE EDWARDS filed suit against the City of San Diego [City] alleging personal injury damages arising from a trip-and-fall on a City sidewalk on October 23, 2013. Plaintiff brought suit in the San Diego Superior Court. The suit is entitled Edwards, Denise v. COSD: SDSC 37-2014-00019139-CU-PO-CTL, Case No 37-2014-00019139-CU-PO-CTL; and

WHEREAS, in Closed Session on October 27, 2015, the City Council, by the following votes: Yeas, Districts 1, 2, 3, 4, 5, 6 and 7; Nays, None; and absent, Districts 8 and 9, approved the Settlement.

WHEREAS, the City Council in closed session on October 27, 2015 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 Council of the City of San Diego that the Council authorizes:

1. The sum of \$180,000 to be paid from the 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 the City, its agents and employees, arising from the Litigation.

2. The Chief Financial Officer to appropriate and expend \$180,000 from the Public Liability Fund, Fund 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. Authorizing the Comptroller to issue a check for one hundred eighty thousand dollars (\$180,000) made payable to Suppa, Trucchi and Henein LLP Attorney Client Trust account.

APPROVED: JAN I. GOLDSMITH, City Attorney

By \_\_\_\_\_  
Christina M. Milligan  
Deputy City Attorney

CMM:gcb  
11/24/2015  
Or.Dept: City Attorney  
CC No. 3000008354  
Doc. No.: 1176243

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of \_\_\_\_\_.

ELIZABETH S. MALAND  
City Clerk

By \_\_\_\_\_  
Deputy City Clerk

Approved: \_\_\_\_\_  
(date)

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

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

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