

CLOSED SESSION REPORTING OUT FORM

Date of Meeting: ***Tuesday, May 3, 2016***

The Council made a final decision in Closed Session on one item of Litigation:

NAME OF ACTION:

Alexis Herron v. City of Oakland, et al.
Alameda County Superior Court Case No. RG14723878
(Oakland Public Works – Dangerous Condition)

This matter is listed as **Item No. 1(b)** on the Closed Session Agenda:

Council authorized settlement in the amount of: **\$6,500**

This case arose out of incidents that occurred on **July 30, 2013**

FACTS/ISSUES:

Ms. Herron fell from a motorized wheelchair when it collided with an uneven portion of the sidewalk adjacent to 4512 Market Street in Oakland. She was taken to the hospital for evaluation and was later advised by an orthopedic surgeon that she may need knee surgery/replacement. Ms. Herron sued alleging a dangerous condition and seeking reimbursement for her medical costs in addition to other claims, which total approximately \$6,300.00. This settlement will resolve all claims in this matter.

Motion Made by: Councilmember Reid

Motion Seconded by: Councilmember Kaplan

AYES: ~~Brooks~~, **Campbell-Washington, Gallo, Guillén, Kalb, Kaplan, Reid and President Gibson McElhaney = 7**

NOES: Brooks, Campbell-Washington, Gallo, Guillén, Kalb, Kaplan, Reid and President Gibson McElhaney =

ABSENT: ~~Brooks, Campbell-Washington, Gallo, Guillén, Kalb, Kaplan, Reid and President Gibson McElhaney = 1~~

ABSTENTIONS: Brooks, Campbell-Washington, Gallo, Guillén, Kalb, Kaplan, Reid and President Gibson McElhaney =

CLOSED SESSION REPORTING OUT FORM

Date of Meeting: **Tuesday, May 3, 2016**

The Council made a final decision in Closed Session on one item of Litigation:

NAME OF ACTION:

Joanna Stamps v. City of Oakland, et al.
Alameda County Superior Court Case No. HG15756338
(Oakland Public Works – Dangerous Condition)

This matter is listed as **Item No. 1(d)** on the Closed Session Agenda:

Council authorized settlement in the amount of: **\$14,000**

This case arose out of incidents that occurred on **January 17, 2014**

FACTS/ISSUES:

Ms. Stamps tripped and fell on the base of a street sign which was embedded in the sidewalk adjacent to 957 21st Street on January 17, 2014. She suffered injuries to her hips, knees and lower back and required emergency medical treatment, physical therapy and may need knee surgery. She sued the City alleging maintenance of a dangerous condition and seeks non-economic and economic damages, including reimbursement of Medicare costs. This settlement will resolve all claims against the City in this matter.

Motion Made by: Councilmember Kaplan

Motion Seconded by: Councilmember Reid

AYES: ~~Brooks~~, **Campbell-Washington, Gallo, Guillén, Kalb, Kaplan, Reid and President Gibson McElhaney = 7**

NOES: Brooks, Campbell-Washington, Gallo, Guillén, Kalb, Kaplan, Reid and President Gibson McElhaney =

ABSENT: ~~Brooks, Campbell-Washington, Gallo, Guillén, Kalb, Kaplan, Reid and President Gibson McElhaney = 1~~

ABSTENTIONS: Brooks, Campbell-Washington, Gallo, Guillén, Kalb, Kaplan, Reid and President Gibson McElhaney =