

**CLOSED SESSION REPORTING OUT FORM**

Date of Meeting: *Tuesday, November 18, 2014*

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

**NAME OF CASE:**

**Claim of Salvador and Laura Navarro**

This matter is listed as **Item No. 2(a)** on the Closed Session Agenda:

The Council authorized settlement in the amount of **\$ 13,756.14**

This case arose out of incidents that occurred on **January 20, 2014**

**FACTS OF THE CASE:**

The Navarro's home at 2457 6rd Ave sustained damage to carpeting, hardwood floor, kitchen, living and dining rooms and personal items when a sewer main clogged with grease and debris overflowed causing raw sewage into their home.

Motion Made by: Councilmember **Gibson McElhaney**

Motion Seconded by: Councilmember **Kaplan**

**AYES:** Brooks Gallo Gibson McElhaney Kalb Kaplan Reid Schaaf President  
Kernighan = **8**

**NOES:** Brooks Gallo Gibson McElhaney Kalb Kaplan Reid Schaaf President  
Kernighan =

**ABSENT:** Brooks Gallo Gibson McElhaney Kalb Kaplan Reid Schaaf  
President Kernighan =

**ABSTENTIONS:** Brooks Gallo Gibson McElhaney Kalb Kaplan Reid Schaaf  
President Kernighan =

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Date of Meeting: *Tuesday, November 18, 2014*

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

**NAME OF CASE:**

**Claim of Diana Montes and Jeremy Leeds**

This matter is listed as **Item No. 2(a)** on the Closed Session Agenda:

The Council authorized settlement in the amount of **\$ 7,727.50**

This case arose out of incidents that occurred on **April 4, 2014**

**FACTS OF THE CASE:**

City tree trimming aerial lift struck the electrical line supplying power to Ms. Montes' and Mr. Leeds' home at 964 54<sup>th</sup> Street, damaging portions of their roof and supporting structures.

Motion Made by: Councilmember **Reid**

Motion Seconded by: Councilmember **Kaplan**

**AYES:** Brooks Gallo Gibson McElhaney Kalb Kaplan Reid Schaaf President  
Kernighan = **8**

**NOES:** Brooks Gallo Gibson McElhaney Kalb Kaplan Reid Schaaf President  
Kernighan =

**ABSENT:** Brooks Gallo Gibson McElhaney Kalb Kaplan Reid Schaaf  
President Kernighan =

**ABSTENTIONS:** Brooks Gallo Gibson McElhaney Kalb Kaplan Reid Schaaf  
President Kernighan =

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Date of Meeting: *Tuesday, November 18, 2014*

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

**NAME OF CASE:**

**Ana Castaneda v. City of Oakland**

Alameda County Superior Court Case No. RG13682362

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

The Council authorized settlement in the amount of **\$ 100,000.00**

This case arose out of incidents that occurred on **July 20, 2012**

**FACTS OF THE CASE:**

Ms. Castaneda was injured in a bicycle accident on Grizzly Peak Boulevard. She suffered significant injuries including facial wounds and scarring, injury to and permanent disfiguration of a finger, significant damage to her teeth and memory loss. Ms. Castaneda's current and anticipated future medical expenses are approximately \$83,000. This settlement would resolve all claims in this matter.

Motion Made by: Councilmember **Kalb**

Motion Seconded by: Councilmember **Gibson McElhaney**

**AYES:** Brooks Gallo Gibson McElhaney Kalb Kaplan Reid Schaaf President Kernighan = **8**

**NOES:** Brooks Gallo Gibson McElhaney Kalb Kaplan Reid Schaaf President Kernighan =

**ABSENT:** Brooks Gallo Gibson McElhaney Kalb Kaplan Reid Schaaf President Kernighan =

**ABSTENTIONS:** Brooks Gallo Gibson McElhaney Kalb Kaplan Reid Schaaf President Kernighan =

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