



Legislation Details (With Text)

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Title: Resolution to Authorize Settlement of Claim by Deborah Gordon-Gurfinkel and Elihau Gurfinkel

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Date	Ver.	Action By	Action	Result
8/15/2022	2	City Council	Approved	Pass

Resolution to Authorize Settlement of Claim by Deborah Gordon-Gurfinkel and Elihau Gurfinkel

Prepared by: Tim Wilhelm, Deputy City Attorney

Reviewed by: Atleen Kaur, City Attorney

Whereas, Deborah Gordon-Gurfinkel and her husband, Elihau Gurfinkel, have asserted a claim against the City alleging personal injuries and damages resulting from an incident on August 6, 2020 in which Deborah Gordon-Gurfinkel suffered an injury to her ankle from stepping in a hole while walking on Sunset Road;

Whereas, The City disputes the claim and that it is responsible for the incident or resulting injury and damages;

Whereas, The parties now desire to settle and resolve the disputed claim and without an admission of liability on the part of any party, wherein the City will pay \$24,500.00 to Deborah Gordon-Gurfinkel and Elihau Gurfinkel in exchange for a settlement agreement and a release of all claims against the City; and

Whereas, The City Attorney's Office has advised City Council on this matter in an attorney-client privileged and confidential Legal Advice Memorandum dated July 13, 2022;

RESOLVED, That City Council authorizes the City Attorney to fully resolve the claims by Deborah Gordon-Gurfinkel and Elihau Gurfinkel for a payment of \$24,500.00 contingent on the receipt of a settlement agreement and release of all claims acceptable to the City Attorney; and

RESOLVED, That the Mayor, Clerk, City Administrator and City Attorney are authorized to take actions to implement this resolution, including signing a settlement agreement.