# Legislation Details (With Text)

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| **File #:** | 22-1331 | **Version:** | 2 | **Name:** | 8/15/22 Gordon-Gurfinkel Settlement |
| **Type:** | Resolution | | | **Status:** | Passed |
| **File created:** | 8/15/2022 | | | **In control:** | City Council |
| **On agenda:** | 8/15/2022 | | | **Final action:** | 8/15/2022 |
| **Enactment date:** | 8/15/2022 | | | **Enactment #:** | R-22-268 |
| **Title:** | Resolution to Authorize Settlement of Claim by Deborah Gordon-Gurfinkel and Elihau Gurfinkel | | | | |
| **Sponsors:** | | | | | |
| **Indexes:** | | | | | |
| **Code sections:** | | | | | |
| **Attachments:** | | | | | |

| Date | Ver. | Action By | Action | Result |
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| 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.