



**Contra
Costa
County**

To: Board of Supervisors
From: Mary Ann Mason, County Counsel
Date: November 29, 2022

Subject: Public report of litigation settlement agreements that became final during the period of October 1, 2022, through October 31, 2022.

RECOMMENDATION(S):

RECEIVE public report of litigation settlement agreements that became final during the period of October 1, 2022, through October 31, 2022, as recommended by County Counsel.

FISCAL IMPACT:

Settlement amounts are listed below.

BACKGROUND:

One agreement to settle pending litigation, as defined in Government Code section 54956.9, became final during the period of October 1, 2022, through October 31, 2022.

In re Claim of Peter Fogarty. On September 20, 2022, the Board of Supervisors approved a settlement in this property damage and personal injury claim arising out of an automobile accident involving a Sheriff's Office vehicle. The Board authorized settlement in the amount of \$200,000, in exchange for a release of all claims, in closed session by a 4-0 vote, Supervisor Burgis absent. The funding source is the Risk Management Liability Internal Service Fund. The settlement agreement was fully executed on October 6, 2022.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **11/29/2022** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Candace Andersen, District II
Supervisor
Diane Burgis, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V Supervisor

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: November 29, 2022

Monica Nino, County Administrator and Clerk of the
Board of Supervisors

Contact: Thomas L. Geiger, Chief
Assistant County Counsel, (925) 655-2200

By: Stacey M. Boyd, Deputy

This report includes final settlements

BACKGROUND: (CONT'D)

of litigation matters handled by the Office of the County Counsel. This report does not include litigation settlements that were reported by the Risk Management Division of the County Administrator's Office as a consent item on the Board's open session agenda.

CONSEQUENCE OF NEGATIVE ACTION:

The report would not be accepted.