

**CITY OF SAN MATEO
RESOLUTION NO. __ (2021)**

**APPROVING A SETTLEMENT AGREEMENT WITH THE CALIFORNIA RENTERS LEGAL ADVOCACY AND EDUCATION
FUND, VICTORIA FIERCE AND JOHN MOON, AND AUTHORIZING AN APPROPRIATION IN THE AMOUNT OF
\$450,000 FROM THE GENERAL FUND**

WHEREAS, on September 10, 2021, the Court of Appeal ruled that, in connection with an application for a four-story, ten-unit multifamily residential project, the City improperly denied the project, as further explained in the staff report; and

WHEREAS, under the proposed settlement agreement, the City will not appeal to the California Supreme Court or take other actions to challenge the Court of Appeal decision, and will pay \$450,000 in attorney's fees and costs; and

WHEREAS, an appropriation of \$450,000 from the General Fund is necessary to appropriately allocate the funds to make this payment under the settlement agreement.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SAN MATEO, CALIFORNIA, HEREBY RESOLVES that:

1. The settlement agreement is not a project subject to CEQA, because it is an organizational or administrative activity that will not result in direct or indirect physical changes in the environment. (CEQA Guidelines Section 15378(b)(5).)
2. The Council authorizes the appropriation of \$450,000 from the General Fund (Fund 10) to the Comprehensive Liability Fund (Fund 88).
3. The Council authorizes the City Attorney to execute the settlement agreement in substantially the form presented.