

[Signature]
City Attorney's Office

15 MAY -7 PM 2:23 OAKLAND CITY COUNCIL

Resolution No. 85567 C.M.S.

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIM OF CHRISTOPHER BEISCHEL AND ELIZABETH JAMEYSON (CLAIM NO. C30257) IN THE AMOUNT OF TWENTY FIVE THOUSAND SEVENTY EIGHT DOLLARS AND TWENTY SIX CENTS (\$25,078.26), AS A RESULT OF PROPERTY DAMAGE SUSTAINED DUE TO A SEWER FLOOD CAUSED BY A FAILED CITY SEWER MAIN ON APRIL 17, 2014 (PUBLIC WORKS AGENCY – DANGEROUS CONDITION/SEWERS)

WHEREAS, claimants allege that on April 17, 2014, a City sewer main failed and caused flooding to their property at 4285 Whittle Avenue, and

WHEREAS, the claimants filed the above-entitled claim seeking payment for said damages, and

WHEREAS, the City of Oakland has determined that settlement in this amount, without an admission of liability, is in the best interest of the City; now therefore, be it

RESOLVED: That the City Attorney is authorized and directed to settle the claim of Christopher Beischel and Elizabeth Jameyson, our file number C30257, in the amount of Twenty-Five Thousand Seventy-Eight Dollars and Twenty-Six Cents (\$25,078.26) and be it

FURTHER RESOLVED: That the City Attorney is further authorized and directed to take whatever steps may be necessary to effect said settlement; and be it

FURTHER RESOLVED: That the sum of Twenty-Five Thousand Seventy- Eight Dollars and Twenty-Six Cents (\$25,078.26), be made payable to Christopher Beischel and Elizabeth Jameyson.

IN COUNCIL, OAKLAND, CALIFORNIA, **MAY 19 2015**

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, CAMPBELL-WASHINGTON, GALLO, GUILLEN, KALB, KAPLAN, ~~AND~~ AND PRESIDENT GIBSON MCELHANEY -7

NOES- 0

ABSENT- 0

ABSTENTION- 0

Excused - Reid - 1

Attest: *[Signature]*
LATONDA SIMMONS
CITY CLERK AND CLERK OF THE COUNCIL
OF THE CITY OF OAKLAND, CALIFORNIA