  
City Attorney's Office

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

### OAKLAND CITY COUNCIL

13 JUL 18 AM 11:56

RESOLUTION No. 84550 C.M.S.

**RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIM OF LIBERTY MUTUAL INSURANCE COMPANY, CITY ATTORNEY'S CLAIM NO. C29456, IN THE AMOUNT OF FOURTEEN THOUSAND EIGHT HUNDRED THIRTY-NINE DOLLARS AND SEVENTY-TWO CENTS (\$14,839.72) (PUBLIC WORKS AGENCY-SEWERS)**

**WHEREAS**, on September 22, 2012, the City's sanitary sewer main backed up and sewage flooded the property located at 7047 Exeter Drive, and

**WHEREAS**, the claimant filed the above entitled claim seeking subrogation damages 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 Liberty Mutual Insurance Company as subrogee of Laurence and Michelle Zak, our file C29456, for the sum of Fourteen Thousand Eight Hundred Thirty-Nine Dollars and Seventy-Two Cents (\$14,839.72) payable to Liberty Mutual Insurance Company, and be it

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

**FURTHER RESOLVED:** that the sum of Fourteen Thousand Eight Hundred Thirty-Nine Dollars and Seventy -Two Cents (\$14,839.72) be made payable to Liberty Mutual Insurance Company.

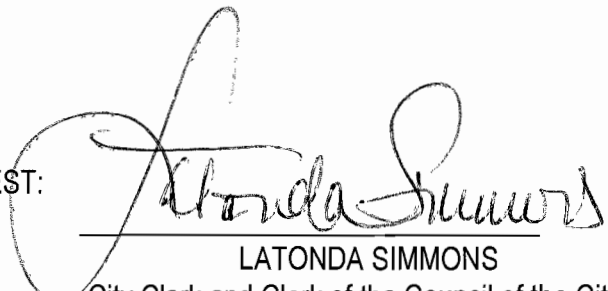
IN COUNCIL, OAKLAND, CALIFORNIA,

JUL 30 2013

PASSED BY THE FOLLOWING VOTE:

AYES - ~~Brooks~~, GALLO, GIBSON MCELHANEY, KALB, KAPLAN, ~~Reid~~, SCHAAF, AND PRESIDENT KERNIGHAN - 6

NOES - 0  
ABSENT - Reid - 1  
ABSTENTION - 0  
Excused - Brooks - 1

ATTEST:   
LATONDA SIMMONS  
City Clerk and Clerk of the Council of the City of  
Oakland, California