

OAKLAND CITY COUNCIL

RWH

RESOLUTION NO. 78571 C.M.S.

JFH/aah

**RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF J.W. SILVEIRA, ET AL. v. CITY OF OAKLAND, UNITED STATES DISTRICT COURT CASE NO. C03-0621 TEH, OUR FILE NO. X01775, IN THE AMOUNT OF \$50,000.00. THIS MATTER INVOLVES A CONSTITUTIONAL DUE PROCESS CHALLENGE TO THE CITY OF OAKLAND BLIGHT ORDINANCE. (CEDA)**

**RESOLVED:** That the City Attorney is authorized and directed to compromise and settle the case of J.W. Silveira v. City of Oakland, United States District Court Case No. C0300621 TEH, City Attorney's File No. X01775, for a sum not to exceed a total of Fifty Thousand Dollars and No Cents (\$50,000.00) payable by the City of Oakland to J.W. Silveira and Barbara O. Silveira and Bruce A. McIntosh, Esq., their attorney of record.


**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 Fifty Thousand Dollars and No Cents (\$50,000.00) be paid to J.W. Silveira and Barbara O. Silveira and Bruce A. McIntosh, Esq., their attorney of record.

IN COUNCIL, OAKLAND, CALIFORNIA, JUN 1 2004, 2004

**PASSED BY THE FOLLOWING VOTE:**

- AYES- BROOKS, BRUNNER, CHANG, NADEL, QUAN, REID, WAN AND PRESIDENT DE LA FUENTE - 8
- NOES- 0
- ABSENT- 0
- ABSTENTION- 0

ATTEST:   
 CEDA FLOYD  
 City Clerk and Clerk of the Council  
 of the City of Oakland, California