

OFFICE OF THE CITY ATTORNEY

CITY OF OAKLAND



2007 JAN 31 PM 8:39

ONE FRANK H. OGAWA PLAZA • 6TH FLOOR • OAKLAND, CA 94612

Office of the City Attorney  
John A. Russo  
City Attorney

(510) 238-3601  
FAX: (510) 238-6500  
TDD: (510) 839-6451

February 6, 2007

**HONORABLE CITY COUNCIL**  
Oakland, California

**Subject: *Steve Frasier v. City of Oakland***  
**Alameda County Superior Court Case No. RG03080150**  
**Our File No. 21814 – Office of Public Works/Traffic**  
**Parking Meter Ordinance**

Dear President De La Fuente and Members of the City Council:

Pursuant to Section 401 of the Charter, the City Attorney has prepared and recommends settlement of the above-entitled matter arising from allegations that the City of Oakland failed to amend its parking meter ordinance to reflect changes in parking meter rates and parking meter locations.

Due to the risk of an adverse jury verdict under the circumstances, settlement is *recommended in the amount of Thirty Thousand Dollars and No Cents (\$30,000.00)*, to be made payable to Steve Frasier and Douglas A. Prutton, Esq., his attorney of record.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "John A. Russo".

JOHN A. RUSSO  
City Attorney

Attorney Assigned:  
James F. Hodgkins  
383966

OFFICE

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*James F. Hoffen*  
Oakland City Attorney's Office

# OAKLAND CITY COUNCIL

RESOLUTION No. \_\_\_\_\_ C.M.S.

*JFH*  
JFH:aah

**RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF STEVE FRASIER v. CITY OF OAKLAND, ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG03-080150, OUR FILE NO. 21814 IN THE AMOUNT OF \$30,000.00. THIS CASE INVOLVES ALLEGATIONS THAT THE CITY FAILED TO AMEND ITS PARKING METER ORDINANCE (PUBLIC WORKS AGENCY)**

**RESOLVED:** That the City Attorney is authorized and directed to compromise and settle the case of Steve Frasier v. City of Oakland, Alameda County Superior Court Case No. RG03-080150, City Attorney's File No. 21814, for a sum not to exceed a total amount of Thirty Thousand Dollars and No Cents (\$30,000.00) payable to Steve Frasier and Douglas A. Prutton, Esq., his attorney.

**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 Thirty Thousand Dollars and No Cents (\$30,000.00) be paid to Steve Frasier and Douglas A. Prutton, Esq., his attorney.

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_

**PASSED BY THE FOLLOWING VOTE:**

AYES- BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID, and  
PRESIDENT DE LA FUENTE

NOES-

ABSENT-

ABSTENTION-

ATTEST: \_\_\_\_\_

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