FILED OFFICE OF THE CITY CLERK OAKLAND 2010 APR 29 PM 7:56

OAKLAND CITY COUNCIL
RESOLUTION NO. 82763 C.M.S.

RESOLUTION AUTHORIZING THE APPROPRIATION AND EXPENDITURE OF INSURANCE CLAIM RECOVERIES FOR THE REPAIR OR REPLACEMENT OF DAMAGED CITY ASSETS

WHEREAS, the City of Oakland receives monies for damages to City assets, including vehicles, equipment, and buildings; and

WHEREAS, monies are received regularly from City-purchased insurance policies and from third-party claims for damage to City assets; and

WHEREAS, Oakland Charter Section 806 provides that all monies received by the City shall be deposited in the City Treasury, and no monies shall be disbursed from the treasury without the approval of the City Administrator or of another officer duly authorized by the City Administrator; and

WHEREAS, Oakland Charter Section 806 further provides that no expenditure of City funds shall be made except for the purposes and in the manner specified by an appropriation of the Council; now, therefore, be it

RESOLVED: That the Council authorizes the City Administrator to appropriate funds for the purpose of repairing and replacing damaged City assets, provided that the funds are properly supported by accounting evidence; and be it

FURTHER RESOLVED: That the City Administrator is authorized to expend monies received for damage to City assets for purposes of repairing and replacing damaged City assets; and be it

FURTHER RESOLVED: That an Administrative Instruction will be prepared to document the recommended guidelines regarding insurance claim recoveries; and be it

FURTHER RESOLVED: That the funds be expended to repair or replace the property within the twelve (12) month period after they are received; and be it

FURTHER RESOLVED: That staff will prepare an annual informational report for Council regarding insurance recoveries received and appropriated.

IN COUNCIL, OAKLAND, CALIFORNIA, _____ **MAY 1 8 2010** _____ .
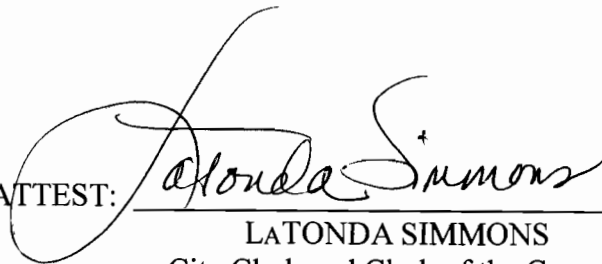
PASSED BY THE FOLLOWING VOTE:

AYES –   BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN, REID, and PRESIDENT BRUNNER ~ *8*

NOES – *0*

ABSENT – *0*

ABSTENTION – *0*

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