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CITY OF OAKLAND



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November 15, 2005


HONORABLE CITY COUNCIL
Oakland, California

President De La Fuente and Members of the City Council

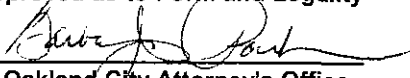
Subject: Resolution Authorizing Settlement of the United States Environmental Protection Agency, California Department of Fish and Game, California Department of Toxic Substances Control and California Regional Water Quality Control Board for Remediation Costs at Casmalia Disposal Site, Santa Barbara County, CA
File Number: X02625

Pursuant to Section 401 of the Charter, the City Attorney has prepared and recommends settlement of the above-entitled claim for the sum of Ten Thousand Six Hundred Seventy Nine Dollar and No Cents (\$10,679.00) payable to Wells Fargo Bank as Custodian for the Casmalia Resources Site for the United States Environmental Protection Agency, Three Hundred Thirty Four Dollars and Eleven Cents (\$334.11) payable to the California Department of Fish and Game for the State Natural Resources Damage Claim, Two Hundred Fifty Four Dollars and Eighty Five Cents (\$254.85) payable to the California Department of Toxic Substances Control and One Hundred Fifty Six Dollars and Nineteen Cents (\$156.19) payable to the California Regional Water Quality Control Board, as a result of City's disposal of hazardous substances at the Casmalia Disposal Site in Santa Barbara County, California, between 1987 and 1989. (Public Works Agency, Oakland Fire Department, Oakland Police Department) This was a closed session item on October 18, 2005.

Respectfully submitted,

for 
JOHN A. RUSSO
City Attorney

Approved as to Form and Legality


Oakland City Attorney's Office

OAKLAND CITY COUNCIL

RESOLUTION No. _____ C.M.S.

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO SETTLE THE CLAIMS OF THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY, CALIFORNIA DEPARTMENT OF FISH AND GAME, CALIFORNIA DEPARTMENT OF TOXIC SUBSTANCES CONTROL AND CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD RESULTING FROM CITY'S DISPOSAL OF HAZARDOUS SUBSTANCES AT THE CASMALIA DISPOSAL SITE IN SANTA BARBARA COUNTY, CALIFORNIA, BETWEEN 1987 AND 1989 FOR A TOTAL SUM NOT TO EXCEED \$11,500.00 (PUBLIC WORKS AGENCY, OAKLAND FIRE DEPARTMENT AND OAKLAND POLICE DEPARTMENT)

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the claims of the United States Environmental Protection Agency, California Department of Fish and Game, California Department of Toxic Substances Control and California Regional Water Quality Control Board resulting from the City's disposal of hazardous substances at the Casmalia Disposal Site in Santa Barbara County, California from 1987 to 1989 (File Number X02625); and, be it

FURTHER RESOLVED: That the total sum not to exceed Eleven Thousand Five Hundred Dollars and No Cents (\$11,500.00) shall be paid as follows: Ten Thousand Six Hundred Seventy Nine Dollar and No Cents (\$10,679.00) payable to "Wells Fargo Bank as Custodian for Casmalia Resources Site" for the United States Environmental Protection Agency, Three Hundred Thirty Four Dollars and Eleven Cents (\$334.11) payable to the California Department of Fish and Game for the State Natural Resources Damage Claim, Two Hundred Fifty Four Dollars and Eighty Five Cents (\$254.85) payable to the California Department of Toxic Substances Control and One Hundred Fifty Six Dollars and Nineteen Cents (\$156.19) payable to the California Regional Water Quality Control Board; 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.

In Council, Oakland, California, _____, 200_____

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