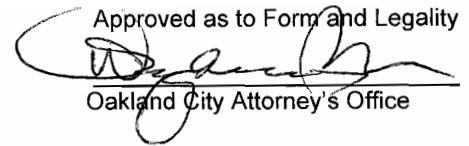


FILED
OFFICE OF THE CITY CLERK
OAKLAND

Approved as to Form and Legality

Oakland City Attorney's Office

12 OCT 31 PM 2:49 OAKLAND CITY COUNCIL

Resolution No. 84089 C.M.S.

BJP: MC

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIM OF SAMANTHA AND GARY WISE, IN THE AMOUNT OF \$26,000.00, AS A RESULT OF PROPERTY DAMAGE SUSTAINED CAUSED BY AN OBSTRUCTED CITY SEWER MAIN. (Public Works Agency)

WHEREAS, on April 13, 2012, the City's sanitary sewer main backed up and sewage flooded the property located at 2435 90th Ave; and

WHEREAS, Samantha and Gary Wise filed a claim to recover damages caused by the April 13, 2012 flooding of the property located at 2435 90th Ave; 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 and now,

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the claim of Samantha and Gary Wise, our file number C29082, for the sum of Twenty Six Thousand Dollars (\$26,000.00) payable to Samantha and Gary Wise.

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 Twenty Six Thousand Dollars (\$26,000.00) payable to Samantha and Gary Wise is approved.

In Council, Oakland, California, NOV 13 2012, 2012

PASSED BY THE FOLLOWING VOTE:

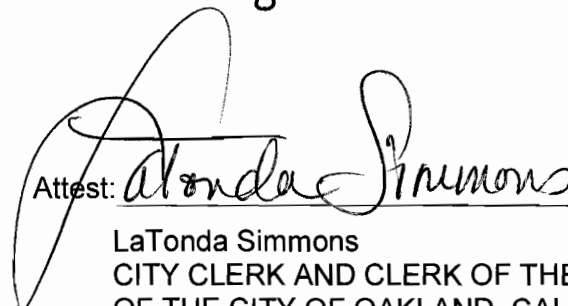
AYES- BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, SCHAAF,
BRUNNER, AND PRESIDENT REID - 8

NOES- 0

ABSENT- 0

ABSTENTION- 0

Attest:


LaTonda Simmons
CITY CLERK AND CLERK OF THE COUNCIL
OF THE CITY OF OAKLAND, CALIFORNIA