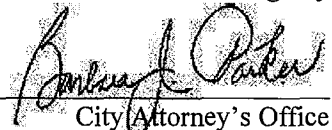


FILED
OFFICE OF THE CITY CLERK
OAKLAND

22 MAY -6 AM 9:01

Approved as to Form And Legality


City Attorney's Office

OAKLAND CITY COUNCIL

RESOLUTION NO. 89190 C.M.S.

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIM OF BEST INSTRUMENT REPAIR AND A&G MUSIC / DICK AKRIGHT, CITY ATTORNEY FILE NO. C34483, IN THE AMOUNT OF THIRTY-FOUR THOUSAND FIFTY-FIVE DOLLARS AND THIRTY-FIVE CENTS (\$34,055.35) (DEPARTMENT OF PUBLIC WORKS - FAILED SEWER MAIN)

WHEREAS, Best Instrument Repair and A&G Music / Dick Akright alleges that on December 14, 2020, the City's sewer main caused damage to business property which included music instruments, accessories, and books; and

WHEREAS, Best Instrument Repair and A&G Music / Dick Akright filed the above entitled claim seeking payment for said damages; 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; now, therefore, be it

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the case of Best Instrument Repair and A&G Music / Dick Akright, City Attorney's File No. C34483, for the sum of Thirty-Four Thousand Fifty-Five Dollars and Thirty-Five Cents (\$34,055.35); and be it

FURTHER RESOLVED: That the City Administrator is authorized and directed to issue settlement payments as negotiated by the City Attorney with Best Instrument Repair and A&G Music / Dick Akright; 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,

MAY 17 2022

PASSED BY THE FOLLOWING VOTE:

AYES - FIFE, GALLO, KALB, KAPLAN, REID, TAYLOR, THAO AND
PRESIDENT FORTUNATO BAS - 8

NOES - 0
ABSENT - 0
ABSTENTION - 0

ATTEST:



ASHA REED

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