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CITY OF OAKLAND



08 OCT -8 PM 2:27

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

Office of the City Attorney
John A. Russo
City Attorney

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

October 21, 2008

HONORABLE CITY COUNCIL
Oakland, California

President De La Fuente and Members of the City Council

Subject: Resolution Authorizing Settlement of
Claim of CSAA Insurance a/s/o Barry and Sasaki Junko Feigelman
File Number: C26532

Pursuant to Section 401 of the Charter, the City Attorney has prepared and recommends settlement of the above-entitled claim for the sum of Thirty Nine Thousand Six Hundred Seventy Six Dollars and 42 Cents (\$39,676.42), payable to CSAA Insurance a/s/o Barry and Sasaki Junko Feigelman, as a result of sewer flood damage to the insured's property on March 1, 2008. The flooding was caused by a failed City sewer main. (Public Works Agency) This was not a closed session item.

Respectfully submitted,


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

JOHN A. RUSSO
City Attorney

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2008 OCT -9 PM 3:55

Approved as to Form and Legality:


Oakland City Attorney's Office

OAKLAND CITY COUNCIL

Resolution No. _____ C.M.S.

JAR: end

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIM OF CSAA INSURANCE AS SUBROGEE OF BARRY AND SASAKI JUNKO FEIGELMAN IN THE AMOUNT OF THIRTY NINE THOUSAND SIX HUNDRED SEVENTY SIX DOLLARS AND 42 CENTS (\$39,676.42), AS A RESULT OF PROPERTY DAMAGE SUSTAINED DUE TO A SEWER FLOOD CAUSED BY A FAILED CITY SEWER MAIN ON MARCH 1, 2008. (PUBLIC WORKS AGENCY)

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the claim of CSAA Insurance as subrogee of Barry and Sasaki Junko Feigelman, our file number C26532, for the sum of Thirty Nine Thousand Six Hundred Seventy Six Dollars and 42 Cents (\$39,676.42), payable to CSAA Insurance as subrogee of Barry and Sasaki Junko Feigelman.

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 Thirty Nine Thousand Six Hundred Seventy Six Dollars and 42 Cents (\$39,676.42), be paid to CSAA Insurance as subrogee of Barry and Sasaki Junko Feigelman.

In Council, Oakland, California, _____, 2008

PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, BRUNNER, 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