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July 6, 2004

HONORABLE CITY COUNCIL  
Oakland, California

President De La Fuente and Members of the City Council

Subject: Resolution Authorizing Settlement of  
Claim of Robert McEwan  
File Number: C23946

Pursuant to Section 401 of the Charter, the City Attorney has prepared and recommends settlement of the above-entitled claims for the sum of Seven Thousand Nine Hundred Ninety One Dollars and No Cents (\$7,991.00), payable to Robert McEwan as a result of flooding caused by poor drainage from a City Street. On December 29, 2003, during a heavy rainstorm water runoff from City streets overflowed onto Mr. McEwan's property causing damages. This was not a closed session item.

Respectfully submitted,

JOHN A. RUSSO  
City Attorney

10.8CC

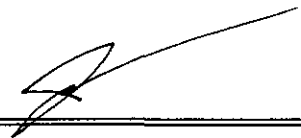
CRA/COUNCIL

JUL 6 2004

OAKLAND CITY COUNCIL

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

RESOLUTION No. \_\_\_\_\_ C.M.S.



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JAR: GDH

**RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF ROBERT MC EWAN, IN THE AMOUNT OF 7,991.00, FOR PROPERTY DAMAGE SUSTAINED AS A RESULT OF FLOODING CAUSED BY POOR DRAINAGE FROM A CITY STREET. (PUBLIC WORKS AGENCY)**

**RESOLVED:** That the City Attorney is authorized and directed to compromise and settle the case of Robert McEwan, our file number C23946, for the sum of Seven Thousand Nine Hundred Ninety One Dollars and No Cents (\$7,991.00), payable to Robert McEwan.

**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 Seven Thousand Nine Hundred Ninety One Dollars and No Cents (\$7,991.00), be paid to Robert McEwan.

In Council, Oakland, California, \_\_\_\_\_, 19\_\_

**PASSED BY THE FOLLOWING VOTE:**

AYES- BROOKS, BRUNNER, CHANG, NADEL, QUAN, REID, WAN AND  
PRESIDENT DE LA FUENTE

NOES-

ABSENT-

ABSTENTION-

Attest: \_\_\_\_\_

Ceda Floyd  
CITY CLERK AND CLERK OF THE COUNCIL  
OF THE CITY OF OAKLAND, CALIFORNIA

10.8CC

OAKLAND CITY COUNCIL

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