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OAKLAND

CITY OF OAKLAND



2007 SEP 20 AM 11:29

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

Office of the City Attorney  
John A. Russo  
City Attorney

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October 2, 2007

HONORABLE CITY COUNCIL  
Oakland, California

President De La Fuente and Members of the City Council

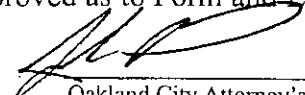
Subject: Resolution Authorizing Settlement of  
Claim of Andrew R. Brown  
File Number: C25647

Pursuant to Section 401 of the Charter, the City Attorney has prepared and recommends settlement of the above-entitled claim for the sum of SIX HUNDRED FORTY THREE THOUSAND FIVE HUNDRED DOLLARS AND NO CENTS (\$643,500.00), payable to Andrew R. Brown, as a result of sewer flood damage to the insured's property on December 8, 2006. The flooding was caused by a failed City sewer main. (Public Works Agency) This was a closed session item.

Respectfully submitted,

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

JOHN A. RUSSO  
City Attorney

  
Oakland City Attorney's Office

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07 SEP 19 11 41 13 **OAKLAND CITY COUNCIL**

Resolution No. \_\_\_\_\_ C.M.S.

JAR: end

**RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIM OF ANDREW R. BROWN IN THE AMOUNT OF SIX HUNDRED FORTY THREE THOUSAND FIVE HUNDRED DOLLARS AND NO CENTS (\$643,500.00), AS A RESULT OF PROPERTY DAMAGE SUSTAINED DUE TO A SEWER FLOOD CAUSED BY A FAILED CITY SEWER MAIN ON DECEMBER 8, 2006. (PUBLIC WORKS AGENCY)**

**RESOLVED:** That the City Attorney is authorized and directed to compromise and settle the claim of Andrew R. Brown, our file number C25647, for the sum of SIX HUNDRED FORTY THREE THOUSAND FIVE HUNDRED DOLLARS AND NO CENTS (\$643,500.00), payable to Andrew R. Brown.

**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 SIX HUNDRED FORTY THREE THOUSAND FIVE HUNDRED DOLLARS AND NO CENTS (\$643,500.00), be paid to Andrew R. Brown.

In Council, Oakland, California, \_\_\_\_\_, 2007

**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