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CITY OF OAKLAND



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Office of the City Attorney
John Russo
City Attorney

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January 18, 2011

HONORABLE CITY COUNCIL
Oakland, California


**Subject: First Baptist Church of Oakland v. County of Alameda
Alameda County Superior Court No. RG 09468773**

President Reid and Members of the City Council:

Pursuant to Section 401 of the Charter, the City Attorney has prepared and requests your approval of a resolution authorizing the City Attorney to compromise and settle the above-entitled action. Settlement is recommended in the sum of Thirteen Thousand Dollars and No Cents (\$13,000.00) payable to plaintiff First Baptist Church of Oakland and John Claassen, its attorney.

This action arises from plaintiff's contest of two assessments by the City of Oakland on plaintiff's property.

Respectfully submitted,


for JOHN A. RUSSO
City Attorney

Attorney Assigned:
Mark Morodomi

M. Morodomi
Approved as to Form and Legality

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OAKLAND

OAKLAND CITY COUNCIL

2011 JAN -6 PM 2:39

RESOLUTION No. _____ C.M.S.

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF FIRST BAPTIST CHURCH OF OAKLAND v. COUNTY OF ALAMEDA, ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG 09468773, IN THE AMOUNT OF \$13,000.00

WHEREAS: This item was approved in closed session of the City Council on September 21, 2010, regarding claims about two assessments by the City of Oakland on the plaintiff's property; and be it

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the case of First Baptist Church of Oakland v. County of Alameda, Case No. RG 09468773, for the sum of Thirteen Thousand Dollars and No Cents (\$13,000.00); and be it

FURTHER RESOLVED: That the City Attorney is further authorized and directed to take whatever steps as may be necessary to effect said settlement; and be it

FURTHER RESOLVED: That the sum of Thirteen Thousand Dollars and No Cents (\$13,000.00) be payable to plaintiff First Baptist Church of Oakland and John Claassen, its attorney.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 2010

PASSED BY THE FOLLOWING VOTE:

AYES- DE LA FUENTE, KERNIHGAN, NADEL, REID, QUAN, BROOKS, KAPLAN and PRESIDENT BRUNNER

NOES-

ABSENT-

ABSTENTION-

ATTEST: _____

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