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CITY OF OAKLAND



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

Office of the City Attorney
Barbara J. Parker
City Attorney

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July 17, 2012

HONORABLE CITY COUNCIL
Oakland, California

President Larry Reid and Members of the City Council

SUBJECT: Claim of Odelia To
File number: C28520
(Police Department)

Pursuant to Section 401 of the Charter, the City Attorney has prepared and recommends settlement of the above-entitled claim for the sum of Ten Thousand Dollars and No Cents (\$10,000), payable to Odelia To as a result of bodily injuries sustained in an automobile collision with a City vehicle on February 9, 2011. (Oakland Police Department) This was not a closed session item.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Barbara J. Parker', written in a cursive style.

Barbara J. Parker
City Attorney

[Signature]
Office of the City Attorney

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Resolution No. _____ C.M.S.

BJP: DH

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIM OF ODELIA TO, IN THE AMOUNT OF \$ 10,000.00, AS A RESULT OF AN AUTOMOBILE COLLISON PROPERTY DAMAGE SUSTAINED CAUSED BY AN OBSTRUCTED CITY SEWER MAIN. (Oakland Police Department)

WHEREAS, on February 9, 2011, the City's sanitary sewer main backed up and sewage flooded the property located at 5532 Manila Street; and

WHEREAS, Odelia To filed a claim to recover damages caused by the March 14th, flooding of the property located at 5532 Manila Ave; 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; and now,

RESOLVED: that the City Attorney is authorized and directed to compromise and settle the claim of Michael And Isabel Herman, our file number C28925, for the sum of Twelve Thousands Seven Hundred Seventy Eight Dollars and Thirty Two Cents (\$12,778.32) payable to Michael and Isabel Herman.

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 Twelve Ten Thousand Dollars and No Cents (\$10,000) is approved.

In Council, Oakland, California, _____, 2011_____

PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, SCHAAF, BRUNNER, AND PRESIDENT REID

NOES-

ABSENT-

ABSTENTION-

ATTEST: _____

LaTonda Simmons
CITY CLERK AND CLERK OF THE COUNCIL
OF THE CITY OF OAKLAND, CALIFORNIA