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CITY OF OAKLAND

08 JUN 25 PM 4:21



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Office of the City Attorney
John A. Russo
City Attorney

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July 15, 2008

HONORABLE CITY COUNCIL
Oakland, California

President De La Fuente and Members of the City Council

Subject: Resolution Authorizing Settlement of
Claim of J.W. Silveira Co.
File Number: C26565

Pursuant to Section 401 of the Charter, the City Attorney has prepared and recommends settlement of the above-entitled claim for the sum of FIVE THOUSAND ONE HUNDRED DOLLARS AND NO CENTS (\$5,100.00), payable to J.W. Silveira Co., as a result of damage to his sidewalk caused by roots from a City tree on April 30, 2008. (Public Works Agency) This was not a closed session item.

Respectfully submitted,

A handwritten signature in black ink, appearing to be 'J.A. Russo', written over a horizontal line.

JOHN A. RUSSO
City Attorney

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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 J.W. SILVEIRA CO. IN THE AMOUNT OF FIVE THOUSAND ONE HUNDRED DOLLARS AND NO CENTS (\$5,100.00), AS A RESULT OF PROPERTY DAMAGE SUSTAINED DUE TO ROOTS FROM A CITY TREE ON APRIL 30, 2008. (PUBLIC WORKS AGENCY)

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the claim of J.W. Silveira Co., our file number C26565, for the sum of Five Thousand One Hundred Dollars and No Cents (\$5,100.00), payable to J.W. Silveira Co..

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 Five Thousand One Hundred Dollars and No Cents (\$5,100.00), be paid to J.W. Silveira Co..

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