

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2003 DEC 22 AM 10:32

CITY OF OAKLAND



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

Office of the City Attorney
John A. Russo
City Attorney

(510) 238-3601
FAX: (510) 238-6500
TDD: (510) 839-6451

January 6, 2004


HONORABLE CITY COUNCIL
Oakland, California

President De La Fuente and Members of the City Council

**Subject: Resolution Authorizing Settlement of
Claim of E. Lum
File Number: C23049**

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 Nine Hundred Eighty Nine Dollars and 50 Cents (\$5,989.50), payable to E. Lum, as a result of tree roots from an official city tree causing damage to Ms. Lum's sewer lateral on her property. (Life Enrichment Agency/Parks and Recreation)

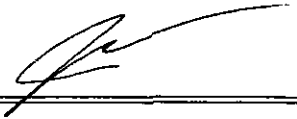
Respectfully submitted,


JOHN A. RUSSO
City Attorney

10.5 CC
ORA/COUNCIL
JAN 6 2004

OAKLAND CITY COUNCIL

RESOLUTION No. _____ C.M.S.



JAR: END

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIM OF E. LUM, IN THE AMOUNT OF FIVE THOUSAND NINE HUNDRED EIGHTY NINE DOLLARS AND 50 CENTS (\$5,989.50), AS A RESULT OF PROPERTY DAMAGE SUSTAINED FROM TREE ROOTS FROM A CITY TREE (OPR)

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the claim of E. Lum, our file number C23049, for the sum of FIVE THOUSAND NINE HUNDRED EIGHTY NINE DOLLARS AND 50 CENTS (\$5,989.50), payable to E. Lum.

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 Nine Hundred Eighty Nine Dollars and 50 Cents (\$5,989.50), be paid to E. Lum.

In Council, Oakland, California, _____, 20____

PASSED BY THE FOLLOWING VOTE:

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

NOES-
ABSENT-
ABSTENTION-

10.5CC
ORA/COUNCIL
JAN 6 2004

Attest: _____
CEDA FLOYD
City Clerk and Clerk of the Council of
the City of Oakland, California