

OFFICE OF THE CITY CLERK
OAKLAND

Approved as to Form and Legality

H. Miller
Agency Counsel

2005 DEC 21 PM 3:22

**REDEVELOPMENT AGENCY
OF THE CITY OF OAKLAND**

RESOLUTION No. 79658 C.M.S.

**RESOLUTION AUTHORIZING AND DIRECTING AGENCY
COUNSEL TO COMPROMISE AND SETTLE THE CASE OF
OAKLAND REDEVELOPMENT AGENCY V. VIACOM
OUTDOOR, INC., IN THE AMOUNT OF \$140,000, PLUS
INTEREST FROM JULY 15, 2005, AS A RESULT OF AN
EMINENT DOMAIN ACTION COMMENCED BY THE
REDEVELOPMENT AGENCY TO FACILITATE THE
UPTOWN PROJECT DEVELOPMENT**

RESOLVED: That the Agency Counsel is authorized and directed to compromise and settle the case of Oakland Redevelopment Agency v. Viacom Outdoor, Inc., Alameda County Superior Court Case No. RG- 04-189661 for the sum of One Hundred and Forty Thousand Dollars and No Cents (\$140,000), which includes \$121,300 previously appropriated by the Agency and deposited with the court for Viacom's account, plus interest accrued on the \$121,300 deposit from July 15, 2005, payable to Viacom Outdoor, Inc. as a result of an eminent domain action commenced by the Redevelopment Agency to facilitate the Uptown Project development; and be it

FURTHER RESOLVED: That the Agency hereby appropriates funds in the amount of eighteen thousand and seven hundred dollars (\$18,700) from the Unrestricted Land Sale Proceeds Fund (Fund 9553, Project P130610) and authorizes the Agency Administrator or her designee to allocate said funds toward payment of the above-referenced settlement; and be it

FURTHER RESOLVED: That the Agency Counsel 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 One Hundred and Forty Thousand Dollars and No Cents (\$140,000), which includes \$121,300 previously deposited with the court for Viacom's account, and \$18,700 of newly appropriated funds as provided for herein, plus interest accrued on the \$121,300 deposit from July 15, 2005, be paid to Viacom Outdoor, Inc.

In Agency, Oakland, California, JAN 03 2006, 2006

PASSED BY THE FOLLOWING VOTE:

AYES- ~~BROOKS, DELANEY~~, CHANG, NADEL, QUAN, REID, KERNIGHAN AND
PRESIDENT DE LA FUENTE - 6

NOES- Ø
ABSENT- Ø
ABSTENTION-

Brooks and Brunner - 2
Attest: [Signature]

LaTonda Simmons
SECRETARY OF THE REDEVELOPMENT AGENCY
OF THE CITY OF OAKLAND, CALIFORNIA