

CITY OF OAKLAND



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

Office of the City Attorney
Barbara Parker
City Attorney

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

February 6, 2024

HONORABLE CITY COUNCIL
Oakland, California

**Subject: Claim of Crescent Villas HOA
City Attorney File No. C35918
(Department of Public Works – Failed Sewer Main)**

President Fortunato Bas 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 compromise and settlement of the above-entitled claim for the sum of Thirty-Nine Thousand Nine Hundred Fifty-Five Dollars (\$39,955.00), payable to Crescent Villas HOA (“Claimant”).

Claimant alleges that on December 5, 2022, raw sewage from a City sewer main overflowed through a manhole into common areas of its property, including a hallway, community room, office, kitchen, bathroom, and storage room. Claimant alleges that a blockage of the City’s sewer main caused the overflow and damaged its property.

The City of Oakland has determined that settlement in this amount, without an admission of liability, is in the best interest of the City.

The City Council authorized settlement of this case in Closed Session on Thursday, January 18, 2024 (moved by Councilmember Dan Kalb and seconded by Councilmember Carroll Fife - 7 Ayes, 1 Absent – Councilmember Noel Gallo).

Respectfully submitted,

A handwritten signature in blue ink that reads "Barbara J. Parker".

BARBARA J. PARKER
City Attorney

Assigned Attorney:
John Burke