

2024 JAN 25 PM 4:42

FILED
OFFICE OF THE CITY CLERK
OAKLAND

APPROVED AS TO FORM AND LEGALITY

Barbara J. Parker

CITY ATTORNEY'S OFFICE

OAKLAND CITY COUNCIL

RESOLUTION NO. 90092 C.M.S.

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIM OF CRESCENT VILLAS HOA, CITY ATTORNEY FILE NO. C35918, IN THE AMOUNT OF THIRTY-NINE THOUSAND NINE HUNDRED FIFTY-FIVE DOLLARS (\$39,955.00) (DEPARTMENT OF PUBLIC WORKS – FAILED SEWER MAIN)

WHEREAS, Crescent Villas HOA (“Claimant”) alleges that on December 5, 2022, a blockage in the City’s sewer main caused damage to Claimant’s property; and

WHEREAS, Claimant submitted the above entitled claim seeking payment for said damages; 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; now, therefore, be it

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the claim of Crescent Villas HOA, City Attorney’s File No. C35918, for the sum of Thirty-Nine Thousand Nine Hundred Fifty-Five Dollars (\$39,955.00); and be it

FURTHER RESOLVED: That the City Administrator is authorized and directed to issue settlement payments as negotiated by the City Attorney with Claimant; and be it

FURTHER RESOLVED: That the City Attorney is further authorized and directed to take whatever steps may be necessary to effect said settlement.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE: **FEB 06 2024**

AYES - FIFE, GALLO, JENKINS, KALB, KAPLAN, RAMACHANDRAN, REID, AND PRESIDENT FORTUNATO BAS - 8

NOES ϕ

ABSENT ϕ

ABSTENTION ϕ

ATTEST:

Asha Reed
ASHA REED
City Clerk and Clerk of the Council of the
City of Oakland, California