

John E. ...
City Attorney's Office

FILED
OFFICE OF THE CITY CLERK
OAKLAND

13 JUL 22 PM 12:34

OAKLAND CITY COUNCIL

RESOLUTION No. 84568 C.M.S.

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIM OF GALEN DAVIS AND EMILY DAVIS CITY ATTORNEY'S CLAIM NO. C29461, IN THE AMOUNT OF \$41,200.00 (PUBLIC WORKS AGENCY- SEWERS)

WHEREAS, on January 7, 2013, the City's main sewer backed up and sewage flooded the property located at 3159 Jordan Road; and

WHEREAS, the claimant filed the above entitled claim seeking damages 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 settle the matter of Galen Davis, Emily Davis and Macauley Davis (a minor), our file C29461, for the sum of Forty One Thousand and Two Hundred and 00/100 Dollars (\$41,200.00) payable to Galen Davis and Emily Davis.

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

FURTHER RESOLVED: That the sum of Forty One Thousand and Two Hundred and 00/100 Dollars (\$41,200.00) be made payable to Galen Davis and Emily Davis.

IN COUNCIL, OAKLAND, CALIFORNIA,

JUL 30 2013

PASSED BY THE FOLLOWING VOTE:

AYES - ~~BROOKS~~, GALLO, GIBSON MCELHANEY, KALB, KAPLAN, ~~BROOKS~~, SCHAAF, AND PRESIDENT KERNIGHAN - 6

NOES - 0
ABSENT - Reid - 1
ABSTENTION - 0

Excused - Brooks - 1

ATTEST:

Latonda Simmons
LATONDA SIMMONS
City Clerk and Clerk of the Council of the
City of Oakland, California