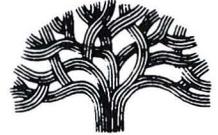


15 OCT 21 PM 3:38

CITY OF OAKLAND



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

Office of the City Attorney
Barbara J. Parker
City Attorney

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

November 3, 2015

HONORABLE CITY COUNCIL
Oakland, California

**Subject: Claim of Michelle Sosa
City Attorney File # 30519
(Oakland Public Works– Sewers)**

President Gibson McElhaney 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 Sixteen Thousand Three Hundred Thirty-One Dollars and .70/100 Cents (\$16,331.70), made payable to Michelle Sosa.

This action arises out of a November 9, 2014 incident in which Ms. Sosa claims that the City's sewer caused property damage at Ms. Sosa's home.

The Council authorized settlement of this case in Closed Session on Tuesday, October 20, 2015 (moved by Councilmember Desley Brooks and seconded by Councilmember Campbell-Washington – 5 Ayes, 1 Absent - Councilmember Gallo, 2 Abstentions – Kalb and Reid).

Respectfully submitted,

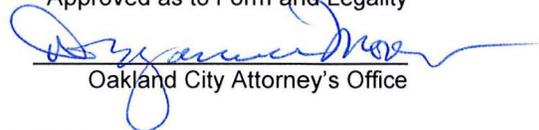
A handwritten signature in blue ink that reads "Barbara J. Parker, for". The signature is written in a cursive, flowing style.

BARBARA J. PARKER
City Attorney

Attorney Assigned:
David Perada

1742963v1

15 OCT 21 PM 3:38


Oakland City Attorney's Office

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIM OF MICHELLE SOSA, IN THE AMOUNT OF SIXTEEN THOUSAND THREE HUNDRED THIRTY-ONE DOLLARS AND 70/100 CENTS (\$16,331.70) (OAKLAND PUBLIC WORKS—SEWER MAIN)

WHEREAS, claimant alleges that on November 9, 2014, the City's sewer main caused property damage at the claimant's home; and

WHEREAS, the claimant filed 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 settle the claim of Michelle Sosa, our file number 30519, in the amount of Sixteen Thousand Three Hundred Thirty-One Dollars and .70/100 Cents (\$16,331.70); 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; and be it

FURTHER RESOLVED: That the sum of Sixteen Thousand Three Hundred Thirty-One Dollars and .70/100 Cents (\$16,331.70), be made payable to Michelle Sosa.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, CAMPBELL-WASHINGTON, GALLO, GUILLÉN, KALB, KAPLAN, REID AND
PRESIDENT GIBSON MCELHANEY

NOES -

ABSENT -

ABSTENTION -

ATTEST: _____

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