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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

March 7, 2017

HONORABLE CITY COUNCIL Oakland, California

Subject: Claim of George Zviagin

City Attorney File # C31341

(Public Works – Failed Sewer Main)

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 Seventy Nine Thousand Five Hundred Eighty-Eight Dollars and 29/100 Cents (\$79,588.29), made payable to George Zviagin.

This action arises out of a July 19, 2016 incident in which Mr. Zviagin claims that a blockage in the City's sewer caused substantial property damage to Mr. Zviagin's home.

The Council authorized settlement of this case in Closed Session on Tuesday, February 21, 2017 (moved by Councilmember Lynette Gibson McElhaney and seconded by Councilmember Rebecca Kaplan - 8 Ayes).

Respectfully submitted,

BARBARA J. PARKER

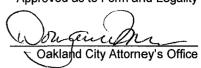
City Attorney

Attorney Assigned: Colin Bowen

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OAKLAND CITY COUNCIL

RESOLUTION NO	C.M.S.
TO COMPROMISE AND SETTLE IN THE AMOUNT OF SEVENTY EIGHT DOLLARS AND	ID DIRECTING THE CITY ATTORNEY THE CLAIM OF GEORGE ZVIAGIN, NINE THOUSAND FIVE HUNDRED 29/100 CENTS (\$79,588.29) AS THE MAIN ON JULY 19, 2016 (PUBLIC
WHEREAS , claimant alleges that cresult of an failed sewer main; and	on July 19, 2016, he sustained damages as a
WHEREAS, the claimant filed the a damages; and	above entitled claim seeking payment for said
	est interest of the City; now therefore, be it
	y is authorized and directed to settle the claim 1, in the amount of Seventy Nine Thousand /100 Cents (\$79,588.29); and be it
FURTHER RESOLVED: That the to take whatever steps may be necessary	City Attorney is further authorized and directed to effect said settlement.
IN COUNCIL, OAKLAND, CALIFORNIA, PASSED BY THE FOLLOWING VOTE: AYES - BROOKS, CAMPBELL-WASHINGTON, KAPLAN, REID AND PRESIDENT REID NOES - ABSENT - ABSTENTION -	GALLO, GIBSON MCELHANEY, GUILLEN, KALB,
	·ot.
ATTE	LATONDA SIMMONS
	City Clerk and Clerk of the Council of the City of Oakland, California