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City Attorney's Office

OAKLAND CITY COUNCIL

Resolution No. ~~87340~~ **87340** C.M.S.

RESOLUTION AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO COMPROMISE AND SETTLE THE CASE OF REYES BRIONES, ET AL. V. CITY OF OAKLAND, ALAMEDA COUNTY SUPERIOR COURT CASE NO. RG16810031, CITY ATTORNEY'S FILE NO. 31072, IN THE AMOUNT OF THIRTY THOUSAND DOLLARS AND ZERO CENTS (\$30,000.00) (PUBLIC WORKS – NUISANCE)

WHEREAS, Plaintiffs Reyes Briones and Louis Briones allege that their home at 4494 Arcadia Avenue sustained damage as a result of repeated failures of the City's storm drain system catch basins;

WHEREAS, Plaintiffs filed the above-referenced action to recover monetary damages; and

WHEREAS, without admitting fault or wrongdoing, the City has determined to compromise and settle Plaintiffs' claims against it for the sum of Thirty Thousand Dollars and No Cents (\$30,000.00); now, therefore, be it

RESOLVED: That the City Attorney is authorized and directed to compromise and settle the case of *Reyes Briones, et al. v. City of Oakland*, Alameda County Superior Court Case No. RG16810031, City Attorney's File No. 31072, for a sum not to exceed Thirty Thousand Dollars and No Cents (\$30,000.00) payable by the City of Oakland; and be it

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

IN COUNCIL, OAKLAND, CALIFORNIA,

SEP 17 2018

PASSED BY THE FOLLOWING VOTE:

AYES - ~~10~~ **11** CAMPBELL-WASHINGTON, GALLO, GUILLÉN, KALB, KAPLAN, REID AND PRESIDENT GUILLÉN
GIBSON MCELHANEY - **7**

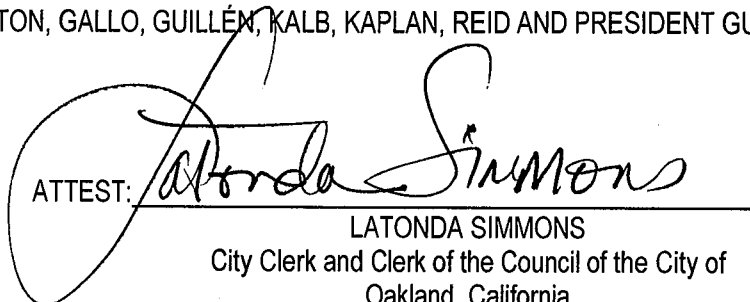
NOES - **0**

ABSENT - **0**

ABSTENTION - **0**

Excused - Brooks

ATTEST:


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