

February 10, 1987

REPORT TO THE HONORABLE
MAYOR AND CITY COUNCIL
"CURLEW (E-1) PARCEL 6" - LIABILITY ISSUES IN THE EVENT OF CITY
ACQUISITION FOR OPEN SPACE

Please see the attached report, dated January 26, 1987,
regarding the subject of potential liability in connection with
the acquisition of open space in the area of Curlew Street.

At the Public Facilities and Recreation Committee meeting
there was certain discussion of new or proposed legislation which
would protect the City against liability if it were to acquire
the subject parcel. This office is unaware of any new or
proposed legislation which would give immunity to the City for
any damages which may result from circumstances such as those
described in the attached report.

Therefore, this office continues to recommend against
acquisition of the subject property.

Respectfully submitted,
JOHN W. WITT
City Attorney

HOV:ps:711(x043.1)
Attachment
RC-87-8