

**RESOLUTION No. 209540**

Adopted on DEC 27 1973

BE IT RESOLVED, by the Council of The City of San Diego as follows:

That the City Attorney and the Claims Division are hereby authorized to settle the \$505,583.65 suit (Case No. 330561) of Jose E. Martinez, et al. v. City of San Diego, in the compromised amount of six thousand five hundred dollars (\$6,500), the claim of which is on file in the office of the City Clerk under Document No. 737594.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is hereby authorized to draw his warrant-check in favor of Jose E. Martinez and Milton Milkes, his attorney, in the amount of six thousand five hundred dollars (\$6,500), in full settlement of the aforementioned Superior Court litigation, said warrant-check to be addressed to Milton Milkes, 618 Broadway, Chula Vista, California 92010.

APPROVED: JOHN W. WITT, City Attorney

By Vincent P. Di Figlia  
Vincent P. Di Figlia, Deputy

VPD:clh  
AUD. CERT.# 5311

**CERTIFICATE OF CITY AUDITOR AND COMPTROLLER**

**CERTIFICATION OF UNALLOTTED BALANCE**

I HEREBY CERTIFY that the money required for the allotment of funds for the purpose set forth in the foregoing resolution is available in the Treasury, or is anticipated to come into the Treasury, and is otherwise unallotted.

Amount \$ \_\_\_\_\_ Fund \_\_\_\_\_

Purpose \_\_\_\_\_

RECEIVED  
CITY CLERK'S OFFICE  
1973 DEC 19 AM 11:06  
SAN DIEGO, CALIF.

Auditor and Comptroller of  
The City of San Diego, Calif.

Date \_\_\_\_\_, 19 \_\_\_\_\_

By \_\_\_\_\_

**CERTIFICATION OF UNENCUMBERED BALANCE**

I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto attached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby further certify, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, or are anticipated to come into the Treasury, to the credit of the appropriation from which the same are to be drawn, and that the said moneys now actually in the Treasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered.

Not to exceed \$ 6,500.00

Dated December 11, 1973

*[Signature]*

Auditor and Comptroller of  
The City of San Diego, Calif.

BY *[Signature]*

Job Order \_\_\_\_\_

Resolution No. \_\_\_\_\_

Project No. \_\_\_\_\_

Fund 100 Dept./Activity 4406 Object 3434

Purpose Jose E. Martinez, et al. v. City of San Diego

Vendor Jose E. Martinez

CERTIFICATE NO. 5311

**209540 DEC 27 1973**

Passed and adopted by the Council of The City of San Diego on DEC 27 1973,  
 by the following vote:

Councilmen	Yeas	Nays	Excused	Absent
Gil Johnson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Maureen F. O'Connor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lee Hubbard	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Floyd L. Morrow	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bob Martinet	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Jim Ellis	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jim Bates	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Pete Wilson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

PETE WILSON  
 Mayor of The City of San Diego, California.

EDWARD NIELSEN  
 City Clerk of The City of San Diego, California.

By *Yolanda Lemoine*, Deputy.

(Seal)  
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Office of the City Clerk, San Diego, California

Resolution Number 209540 Adopted DEC 27 1973

*JEB*