

RESOLUTION No. 218432 (R-77-2096)

Adopted on MAY 25 1977

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

1. That the City Manager be and he is hereby authorized and empowered to pay the sum of \$10,000 in settlement of each and every claim against the City, its agents and employees, in the case of HERMAN LEE LAVENDER v. CITY OF SAN DIEGO, ET AL. (Superior Court Case No. 361940).

2. That the City Auditor and Comptroller be and he is hereby authorized and empowered to issue a warrant-check in the amount of \$10,000 made payable to Herman Lee Lavender and James P. Pierik, his attorney of record.

APPROVED: JOHN W. WITT, City Attorney

By Ted Bromfield
Ted Bromfield, Deputy

TB:cav
5/13/77
Or.Dept.Employee Services

CITY of SAN DIEGO
MEMORANDUM

TELEPHONE 236-6220

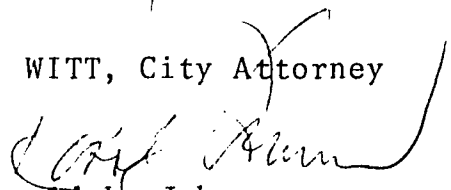
FILE NO. :
DATE : May 26, 1977
TO : City Clerk
FROM : City Attorney
SUBJECT: Executive Session, May 25, 1977

In yesterday's executive session, the Council adopted a resolution authorizing full and complete settlement of Superior Court Case No. 361940, HERMAN LEE LAVENDER v. CITY OF SAN DIEGO, ET AL., in the amount of \$10,000. The vote was unanimous (7-0) with Councilmen Strobl and Haro being excused because of absence.

It is requested that the resolution be processed as expeditiously as possible so that we may obtain a check and forward it to the plaintiff's attorney. Thank you for your cooperation.

JOHN W. WITT, City Attorney

By


Ronald L. Johnson
Chief Deputy City Attorney

cav

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 _____

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 \$ 10,000.00

Dated May 13, _____, 19 77

W. B. Sage
Auditor and Comptroller of
The City of San Diego, Calif.

BY *Matthew Supo*
Job Order
Resolution No. _____
Project No. _____

Fund 100 Prog./Elem. 4406 Object 3434

Purpose Settle lawsuit Superior Court Case No. 361940.

Vendor Herman Lee Lavender and James P. Pierik, his Attorney.

218432

CERTIFICATE NO. ~~8547~~ 8547 me

MAY 25 1977

in Executive Session

Passed and adopted by the Council of The City of San Diego on 25 May 77,
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"/>
Tom Gade	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Joel M. Strobl	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Jess D. Haro	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Mayor Pete Wilson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

Pete Wilson

PETE WILSON

Mayor of The City of San Diego, California.

(Seal)

EDWARD NIELSEN

City Clerk of The City of San Diego, California.

By *Kathleen Martinez*, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number **218432** Adopted **MAY 25 1977**