

RESOLUTION No. R-250824 (R- 80-997)

Adopted on DEC 4 1979

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

1. That the City Attorney may settle that condemnation action authorized by Resolution No. 216152, adopted June 9, 1976, entitled "The City of San Diego v. Lloyd L. Cottingham, et al.," Superior Court No. 383992, as to Parcel 3, for a total amount of \$275,000.00.

2. That the Revolving Fund established for payment of incidental costs connected with open space projects is hereby closed and Resolution No. 206866 is hereby rescinded and the remaining balance of \$172,235.00 for the purpose of acquiring Sunset Cliffs Park (CIP 29-259) is hereby appropriated.

3. That the sum of \$17,565.00 is hereby transferred from the Environmental Growth Fund (Fund 10505) Open Space Maintenance Program (Program 210) to Capital Improvements Program (Program 250) CIP 29-259.

4. That the City Auditor and Comptroller be and he is hereby authorized to issue a check-warrant in the amount of \$189,800.00 to ROBERT D. ZUMWALT, COUNTY CLERK, in full settlement of said parcel of said condemnation.

APPROVED: JOHN W. WITT, City Attorney

By DW Detisch
Donald W. Detisch, Deputy

rb/11-28-79
Orig. Dept.: City Atty.
Aud. Cert. #

00173

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 \$ 189,800.00 Fund 10505 Environmental Growth

Purpose Authorizing the transfer and expenditure of funds for the purpose of acquiring Sunset Cliffs Park

W. G. Sage

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

Date December 3, 19 79

By Margot Holcombe

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 \$ 189,800.00

Dated December 3, 19 79

W. G. Sage

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

BY Margot Holcombe

* FUND/ DEPT.	ORG. NO.	ACCOUNT	JOB ORDER	BENEFITING DEPARTMENT
<u>30244</u>	<u>105</u>	<u>4638</u>	<u>292590</u>	

PURPOSE Settlement of condemnation action: Sunset Cliffs Park: City Vs Cottingham

VENDOR CLERK OF THE SUPERIOR COURT

* USE FUND NO. ONLY WHEN USING GEN. LEDGER & REV. ACCTS., OTHERWISE USE DEPT. NO.

AC-241 17-79 00174 R-250824

DEC 4 1979

AC 80395

Passed and adopted by the Council of The City of San Diego, in Executive Session, on

DEC 4 1979 by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible
Bill Mitchell	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mason E. O'Connor Bill Cleator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bill Lowery	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Fred Schnaubelt	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Tom Gade Mike Gotch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Larry Stirling	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lucy Killea	<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

PETE WILSON

Mayor of The City of San Diego, California.

(Seal)

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California.

By *William Blodan* Deputy.

Office of the City Clerk, San Diego, California

Resolution Number R-250824 Adopted DEC 4 1979