

RESOLUTION No. R-252986 (R.81-685)

Adopted on OCT 27 1980

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

That the City Manager be and he is hereby authorized to pay the sum of Ten Thousand Dollars (\$10,000) in settlement of all claims against the City resulting from increased costs and losses incurred by the contractor, E. A. Rutledge, Inc., a California corporation, in the contract for the Construction of the North Park Storm Drain (Phase 1), and which are the subject of San Diego Superior Court Case No. 412234.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller be and he is hereby authorized to issue a warrant check in the sum of \$10,000 to E. A. Rutledge, Inc., a California corporation, in full settlement of all claims.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller be and he is hereby authorized to expend Project Contingency Funds in the amount of \$6,361.95 and Unexpended Project Construction Funds in the amount of \$3,638.05.

APPROVED: JOHN W. WITT, City Attorney

By 
James J. Thomson, Jr., Deputy

JJT:cj
Or. Dept. :
City Atty
10/10/80
4422
Aud. Cert. : #81304

01645

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 October 13, 19 80

W.B. Sage

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

BY

Don Munn

* FUND/ DEPT.	ORG. NO.	ACCOUNT	JOB ORDER	BENEFITING DEPARTMENT
<u>30244</u>	<u>101</u>	<u>4220</u>	<u>110960</u>	

PURPOSE Settlement of Contractors Claim

VENDOR E.A. Rutledge, Inc.

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

in Executive Session

Passed and adopted by the Council of The City of San Diego on 10/27/80,
by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible
Bill Mitchell	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Bill Cleator	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

Bill Lowery
PETE WILSON

Deputy Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California.

By *Bartora Berridge*, Deputy.

(Seal)

Office of the City Clerk, San Diego, California	
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