

RESOLUTION No. R-253808

(R-81-1690)

Adopted on MAR 17 1981

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

1. That the acceptance by the City Manager of a flowage easement deed executed by Polly B. Wright, et al., on file in the office of the City Clerk, as Document No. R-253808, in favor of the City of San Diego of portions of Villa Lots 366 and 367 of Valle Vista Terrace is approved.

2. That the expenditure of \$5,500.00 from the capital outlay fund is authorized for the acquisition of the above-referenced flowage easement.

3. That the City Auditor and Comptroller is authorized to transfer \$5,500.00 from CIP 90-245 (capital outlay fund reserve) to CIP 52-077.2 (Adams Avenue street improvement).

4. That the City Clerk is authorized and directed to cause the above deed and the certified copy of this resolution to be recorded in the office of the County Recorder.

5. That the acceptance by the City Manager of the above-referenced deed is part of the settlement in the matter of City of San Diego v. Chapman Brothers, Inc., San Diego Superior Court Case No. 380610.

6. That the City Auditor and Comptroller is authorized to issue a check in the amount of \$5,000.00 payable to Chapman Brothers, Inc. in settlement of the above-referenced lawsuit and in acceptance of the above-referenced deed.

APPROVED: JOHN W. WITT, City Attorney

By 
James J. Thomson, Jr., Deputy

JJT/hk
3/16/81
Or. Dept.: Property

01461

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 \$ 5,500.00

Dated December 26, 1980

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>111</u>	<u>4638</u>	<u>902450</u>	

PURPOSE Adams Avenue Drain-SCC 380610

VENDOR Polly B. Wright ,et al.

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

MAR 17 1981

Passed and adopted by the Council of The City of San Diego on
by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible
Bill Mitchell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bill Cleator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Susan Golding	<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"/>
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"/>
Dick Murphy	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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:

(Seal)

PETE WILSON

Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California.

By Bill Mitchell, Deputy.

By Jane A. Blackwell, Deputy.

Office of the City Clerk, San Diego, California

Resolution
Number R-253808 Adopted

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