

RESOLUTION No. R-254244 (R- 81-2158)

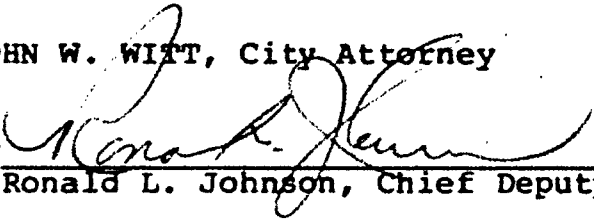
Adopted on MAY 19 1981

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

That the City Manager be and he is hereby authorized and empowered to pay the total sum of \$12,500.00 in the settlement of each and every claim against The City of San Diego, its agents and employees [Superior Court Case No. 435162, Howard Herbert Smith v. Chris Joseph Meaux, etc., et al.] resulting from the personal injury to Howard Smith.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller be and he is hereby authorized to issue one check in the amount of \$12,500.00, made payable to HOWARD SMITH AND HIS ATTORNEY DONALD W. SCHMIDT, in full settlement of the lawsuit and of all claims.

APPROVED: JOHN W. WITT, City Attorney

By 
Ronald L. Johnson, Chief Deputy

RLJ/een:Lit.
5/18/81
Aud. Cert. #81908
Or.Dept.: Risk Mgmt.

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 \$ 12,500.00

W. B. Sage

Dated May 18, 19 81

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

BY Don Mumm

| FUND/ DEPT. | ORG. NO. | ACCOUNT | JOB ORDER | BENEFITING DEPARTMENT |
|----------------|----------|---------|-----------|--------------------------|
| 601 | 106 | 4821 | 60106 | |

PURPOSE Settle Claim

VENDOR Howard Smith and attorney Donald W. Schmidt

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

MAY 19 1981

R-254244

AC 81908

02722

in Closed Session

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

May 19, 1981

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

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California.

(Seal)

By *Ellen Board*, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number *R-254244* Adopted *MAY 19 1981*