

RESOLUTION No. R-254959

(R- 82-324)

Adopted on August 31, 1981

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

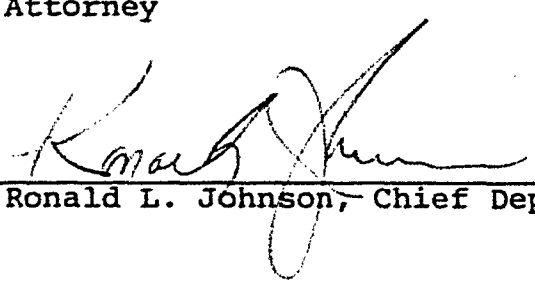
That the City Manager be and he is hereby authorized to pay the total sum of ten thousand dollars (\$10,000) in the settlement of each and every claim against the City, its agents and employees resulting from the loss of reasonable worth of work, labor and materials furnished by Heffler Landscape Company to the City of San Diego.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller be and he is hereby authorized to issue one check in the amount of ten thousand dollars (\$10,000) to Heffler Landscape Company and its attorney of record (Elizabeth Schulman, Schulman and Schulman, 600 "B" Street, Suite 2450, San Diego, CA 92101).

Authorizing the allocation of ten thousand dollars (\$10,000) from the Unallocated Reserve (Fund 100) and transferring this amount to the 100 Fund, Park and Recreation Department, Management Division, Non-Personnel Expense.

APPROVED: JOHN W. WITT, City Attorney

By

  
Ronald L. Johnson, Chief Deputy

RLJ:sm:Lit.

8/24/81

Or. Dept: Park and Rec.

Aud.Cert. #82153

62087

# 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 \$ 10,000.00 Fund General - Unallocated Reserve

Purpose Authorizing expenditure of funds for settlement of Claim

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

Date \_\_\_\_\_, 19 \_\_\_\_\_

By Don Mumm

## 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 August 26, \_\_\_\_\_, 19 81

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

BY Don Mumm

FUND/ DEPT.	ORG. NO.	ACCOUNT	JOB ORDER	BENEFITING DEPARTMENT
<u>441</u>		<u>4469</u>	<u>044120</u>	

PURPOSE Settlement of claim (Superior Court Case No. 435802)

VENDOR Heffler Landscape Company

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

in closed session  
 Passed and adopted by the Council of The City of San Diego on Aug. 31, 1981  
 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Susan Golding	<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"/>
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.

(Seal)

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California.

By *June A. Blackwell*, Deputy.

I HEREBY CERTIFY that the above and foregoing is a full, true and correct

copy of RESOLUTION NO. R-254959  
 of The City of San Diego, California  
 passed and adopted by the Council of

said City AUG 31 1981

CHARLES G. ABDELNOUR, City Clerk

By *June A. Blackwell*  
 Deputy

Office of the City Clerk, San Diego, California

Resolution Number R-254959 Adopted AUG 31 1981