

RESOLUTION No. R-255322 (R-82-758)

Adopted on November 2, 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 \$6,256.25 in the settlement of Superior Court Case No. 399057, Aztec Bus Lines v. City of San Diego, and each and every claim against the City of San Diego, its agents and employees, resulting from the "Freedom Train" bus service contract dispute.

BE IT FURTHER RESOLVED, that the Auditor and Comptroller be and he is hereby authorized to issue a warrant check in the amount of \$6,256.25 made payable to Aztec Bus Company and its attorney of record, George A. Alspaugh in full settlement of the lawsuit and of all claims.

APPROVED: JOHN W. WITT, City Attorney

By Thomas F. Calverley  
Thomas F. Calverley, Deputy

TFC:sf:Lit.  
11/3/81  
Aud.Cert.: No. 82316  
Or.Dept:Atty

00629

# 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 \$ 6,256.25 Fund General - Unallocated Reserve

Purpose Authorizing expenditure of funds for settlement of "Freedom Train" bus service contract dispute.

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

Date 10/29, 19 81

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 \$ 6,256.25

Dated 10/29, 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>605</u>	<u>100</u>	<u>4947</u>	<u>60531</u>	

PURPOSE Settlement of claim.

VENDOR Aztec Bus Company and attorney George A. Alspaugh

\* 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 Nov. 2, 1981,  
 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 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 *Ellen Bovard*, Deputy.

Office of the City Clerk, San Diego, California	
Resolution Number <i>R</i> <b>255322</b>	Adopted <b>NOV 2 1981</b>