

RESOLUTION No. R- 256175 (R- 82-1691)

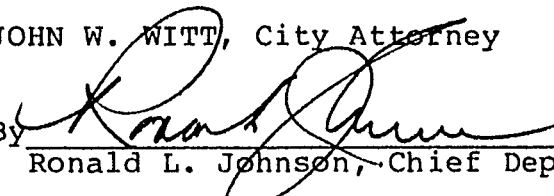
Adopted on APR 6 1982

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 \$275,000.00 in the settlement of Superior Court Case No. 465328, Matthew Tilley, et al. v. City of San Diego, et al., and of each and every claim against The City of San Diego, its agents and employees resulting from the fatal injury of Kim Tilley.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller be and he is hereby authorized to issue one check, in the amount of \$275,000.00, made payable to Ault, Midlam & Reynolds Trust Account, 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.  
3/29/82  
Aud.Cert. #82728  
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 \$ 275,000.00

Dated 29 March, 19 82

*W. E. Lagan*  
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

060106

PURPOSE Settle claim

Ault, Midiam & Reynolds Trust Account

VENDOR ~~Matthew Tilley et al and Christopher Tilley and attorney Thomas H. Ault~~

\* 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 6 April 1982,  
 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Ed Struiksma	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mike Gotch	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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*  
 PETER WILSON  
 Mayor of The City of San Diego, California.

(Seal)

CHARLES G. ABDELNOUR  
 City Clerk of The City of San Diego, California.  
 BY *Barbara Berridge*, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number R-256175 Adopted APR 6 1982