

RESOLUTION No. R- 257600

(R- 83-900)

Adopted on DEC 7 1982

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

1. That the City Attorney be and he is hereby authorized and empowered to enter into a stipulation for judgment in the Case of City of San Diego v. Jacques Syracuse, San Diego Superior Court No. 444210, in the amount of \$1,375,000.00, including statutory interest, pursuant to Section 1268.510 C.C.P.

2. That the City Manager be and he is hereby authorized and empowered to pay the total sum of \$250,000.00 including statutory interest pursuant to Section 1268.310 C.C.P. in full settlement of the above-referenced eminent domain action.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller be and he is hereby authorized to issue one check in the amount of \$250,000.00 made payable to Jacques Syracuse and Daisy Syracuse and their attorney Ronald Endeman of Jennings, Engstrand and Henrikson.

APPROVED: JOHN W. WITT, City Attorney

By

DWDetisch
Donald W. Detisch, Deputy

DWD/hk
12/3/82
Aud.Cert.: 83392
Or.Dept.: Property

01900

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 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.

RECEIVED
 CITY CLERK'S OFFICE
 1982 DEC 18
 SAN DIEGO, CALIF.

Not to exceed \$ 250,000.00

Dated December 06, 19 82

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

BY _____
Steve Boyon

| * FUND/ DEPT. | ORG. NO. | ACCOUNT | JOB ORDER | BENEFITING DEPARTMENT | FACILITY |
|------------------|----------|---------|-----------|--------------------------|----------|
| 79103 | 101 | 4638 | 028201 | | |

PURPOSE Settlement of Eminent Domain Action : City of San Diego vs Syracuse et al
 VENDOR Jacques Syracuse and Daisy Syracuse and their attorney Ronald Endeman

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

R- 257600

DEC 7 1982 AC 83392 01901

Passed and adopted ^{in closed Session} by the Council of The City of San Diego on Dec. 7, 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 checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Ed Struiksmas | <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 type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> <i>VACANT</i> |
| 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 *Barbara Berridge*, Deputy.

RECEIVED
 CITY CLERK'S OFFICE
 1982 DEC - 8 10 34 AM
 SAN DIEGO, CALIF.

Office of the City Clerk, San Diego, California

Resolution Number R- 257600 Adopted DEC 7 1982