

RESOLUTION NUMBER R- 259954

Adopted on JAN 10 1984

WHEREAS, the Council of The City of San Diego adopted Resolution Number R-258037 on February 28, 1983 establishing the "Officer Kirk Leland Johnson Reward Fund" to provide for payment of a reward for information leading to the arrest and conviction of Officer Johnson's assailants; and

WHEREAS, the case has been resolved by the arrest, prosecution and conviction of the assailant; and

WHEREAS, the City Manager with the advice of the Chief of Police was authorized to establish procedures for the payment of the money collected; and

WHEREAS, the funds collected were to be returned to those persons making donations in the event the reward was not paid after five years; and

WHEREAS, the Chief of Police has recommended to the City Manager that the reward not be paid since the suspect information was provided by an accomplice to the crime; and

WHEREAS, the City Manager and City Attorney agree with the recommendation of the Chief of Police; and

WHEREAS, it is now deemed appropriate, pursuant to California Government Code Sections 50050 through 50053, to

return said funds to the donors thereof and thereafter pay over to the family of the Police Officer victim, serving thereby a valuable and necessary public purpose, any funds remaining; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that the offer of reward provided for by Resolution No. R-258037 is hereby withdrawn and of no further effect and the City Auditor and Comptroller is hereby authorized to return the funds in the "Officer Kirk Leland Johnson Reward Fund," Fund 63026, to those persons who made such donations to said fund.

BE IT FURTHER RESOLVED, that pursuant to California Government Code Sections 50050 through 50053, the money shall be retained in an identifiable fund of the City's treasury for a period of three (3) years from the adoption of this resolution for the purpose of paying claims for refund of donations.

BE IT FURTHER RESOLVED, that after exhausting all reasonable efforts to return donations and accommodate claims made thereon, the City Treasurer shall cause any money remaining thereafter to become part of the General Fund pursuant to the notice provision of Government Code Sections 50050 through 50053.

BE IT FURTHER RESOLVED, that this City Council finds and determines that a public purpose exists in the payment of associated funds to the survivors of public employees victimized in the course and scope of employment and directs the Auditor

R- 259954

and Comptroller to pay over to the family of Officer Kirk Johnson those identifiable funds remaining after compliance with the above cited provisions and conditions.

APPROVED: John W. Witt, City Attorney

By Jack Katz  
Jack Katz  
Chief Deputy City Attorney

JK:SMH:mem:rc:143  
12/9/83 REVISED 1/10/84  
R-84-1041 REV.  
Or. Dept: Police  
Form=r. None

JAN 10 1984

Passed and adopted by the Council of The City of San Diego on \_\_\_\_\_,  
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"/>
Gloria McColl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
William Jones	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ed Struikma	<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"/>
Uvaldo Martinez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Roger Hedgecock	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

ROGER HEDGECOCK

Mayor of The City of San Diego, California.

(Seal)

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California.

By *Charles G. Abdelnour*, Deputy.

Office of the City Clerk, San Diego, California

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