R- 84-1282

RESOLUTION NO. <u>R-</u> 260046

Adopted On_

FEB 06 1984

WHEREAS, in Closed Session on January 3, 1984, the City Council by the following vote: Yeas: Districts 1, 2, 3, 4, 5, 6, 7, 8 and Mayor; Noes: None, approved the following; NOW, THEREFORE,

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 sum of \$1,623,390.00 in settlement of the complaint against The City of San Diego, its agents and employees (Superior Court Case No. 484152, Patrick Duggan v. Gordon Lee George, et al.), resulting from the personal injuries and property damage alleged to have been sustained by Patrick Duggan on or about November 7, 1981; and any and all alleged losses sustained by Patrick Duggan as a result of said incident;

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller be and he is hereby authorized to issue one warrant check in the amount of \$1,023,390.00 to the Life Insurance Company of North America for the purchase of an annuity for Patrick Duggan and one warrant check in the amount of \$600,000.00 to Patrick Duggan and his attorney of record James R. Milliken, in full and final settlement of all claims and complaints.

APPROVED:

JOHN W WITH City Attorney

Alejandro Matuk, Deputy

AM/hk:Lit. 2/1/84

The City of San Diego CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

CERTIFICATION OF UN	ALLOTTED BALANCE	AC'

Date	FUND DEPT	_, 19	_		Ву	Auditor						
ACCTG CY					Ву			A U				
Date					Ву			4 11				
ACCTG CY					Ву		By					
ACCTG CY LINE PY	FUND DEPT	ORG.	A000									
ACCTG CY LINE PY	FUND DEPT	ORG.	ACCU	UNTING	DATA							
•	4		ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/EQUIP	FACILITY	AMOUNT				
		+	 	 		<u> </u>		·····				
		- <u>l</u>			1		OUNT					
provisions of th	orized by the l ne Charter of th	Y that t hereto att he City o	he indebte tached reso of San Dieg	edness a plution, o go; and I	und obligat can be incu I do hereby	D BALAN tion to be urred witho y further co	incurred out the vi ertify, in	olation of any of th conformity with th				
provisions of the requirements of the purpose of in the Treasury the same are to anticipated to	orized by the later of the Charter of the Charter of the contract, or are anticipode be drawn, and come into the	Y that thereto atthe City of the City of the City of that sufpated to control Treasury	he indebte tached reso of San Dieg ty of San ficient mot come into t	edness a plution, o go; and I Diego, t meys to the Treas	and obligate an be incuted to hereby that sufficience the content of the content	D BALANGE tion to be urred without y further execute money obligations a credit of the Treasurpriation, a	incurred out the vi ertify, in s have be of said the appro ery, toget are other	l by the contract of colation of any of the conformity with the cen appropriated for contract are actuall opriation from which ther with the money twise unencumbered				
provisions of the requirements of the purpose of in the Treasury the same are to anticipated to	orized by the later of the Charter of the Charter of the contract, or are anticipode be drawn, and come into the	Y that thereto atthe City of the City of the City of that sufpated to control Treasury	he indebte tached reso of San Dieg ty of San ficient mot come into t	edness a plution, o go; and I Diego, t meys to the Treas	and obligate an be incuted to hereby that sufficience the content of the content	D BALANdion to be urred without further executed money obligations are credit of the Treasure opriation, and the Auditor	incurred out the vi ertify, in s have be of said the appro- ery, toget are other	colation of any of the conformity with the conformity with the contract are actuall opriation from which ther with the money twise unencumbered with the money that the money twise unencumbered with the money that the				
provisions of the requirements of the purpose of in the Treasury the same are to anticipated to of Not to exceed	norized by the later of the Charter of the Charter of the contract, or are anticipode drawn, and come into the \$\frac{1,023,390}{2}\$	Y that thereto atthe City of the City of the City of that sufpated to call that the Treasury	he indebte tached reso of San Dieg ity of San ficient more come into t e said mone o, to the co	edness a plution, o go; and I Diego, t meys to the Treas	and obligate an be incuted to hereby that sufficience the content of the content	D BALANdion to be urred without further executed money obligations are credit of the Treasure opriation, and the Auditor	incurred out the vi ertify, in s have be of said the appro- ery, toget are other	colation of any of the conformity with the cen appropriated for contract are actuall opriation from which ther with the money rwise unencumbered				
provisions of the requirements of the purpose of in the Treasury the same are to anticipated to a Not to exceed.	porized by the lone Charter of the Charter of the Charter of the contract, or are anticipode be drawn, and come into the second of the february	Y that thereto atthe City of the City of the City of that sufpated to call that the Treasury OO	he indebte tached resort San Diegrity of San Ticient more ome into the said mone of, to the control of the said mone of the s	edness a plution, o go; and I Diego, t oneys to the Treas eys now credit of	and obligate can be inculated for the control of th	D BALANdion to be urred without further executions exercit of the Treasu opriation, and the Treasu opriation opriation.	incurred out the vi ertify, in s have b of said the appro ery, toget are other	olation of any of the conformity with the conformity with the contract are actuall opriation from which ther with the money twise unencumbered in the conformation of				
provisions of the requirements of the purpose of in the Treasury the same are to	orized by the later of the Charter of the Charter of the Charter of said contract, or are anticiped be drawn, and come into the \$\frac{1,023,390}{February}\$	Y that thereto atthe City of the City of the City of that suffer that the Treasury OO OO OO Do OO Do OO Do Do Do	he indebte tached resort San Dieg ity of San Ficient moreome into the said mone to the control of the control o	edness a clution, of the Great of the Treaseys now credit of	and obligate can be incusted to hereby that sufficient the construction of the constru	D BALANdion to be urred without further executions exercit of the Treasu opriation, and the Treasu opriation opriation.	incurred out the vi ertify, in s have b of said the appro ery, toget are other	olation of any of the conformity with the conformity with the contract are actuall opriation from which ther with the money twise unencumbered in the conformation of				
provisions of the requirements of the purpose of in the Treasury the same are to anticipated to defend the exceed of the purpose	orized by the later of the Charter of the Charter of the Charter of said contract, or are anticiped be drawn, and come into the \$\frac{1,023,390}{February}\$	Y that thereto atthe City of the City of the City of that suffer that the Treasury OO OO OO Do OO Do OO Do Do Do	he indebte tached resort ached resort san Diegrity of San Tricient moreome into the said mone of, to the control of the said mone of the said	edness a clution, of the Great of the Treaseys now credit of	and obligate can be inculated by the can be inculated by a said appropriate by the can be actually in the can be a	D BALANdion to be urred without further executions exercit of the Treasu opriation, and the Treasu opriation opriation.	incurred out the vi ertify, in s have b of said the appro ery, toget are other	olation of any of the conformity with the conformity with the contract are actuall opriation from which ther with the money twise unencumbered in the conformation of				
provisions of the requirements of the purpose of in the Treasury the same are to anticipated to detect the exceed of the purpose	orized by the later of the Charter of the Charter of the Charter of said contract, or are anticiped be drawn, and come into the \$\frac{1,023,390}{February}\$	Y that thereto atthe City of the City of the City of that suffer that the Treasury OO OO OO Do OO Do OO Do Do Do	he indebte tached resort san Diegrity of San Diegrity of San Ticient moreome into the said moneous, to the end of the said moneous of the said mon	edness a plution, of the control of	and obligate can be inculated by the can be inculated by a said appropriate by the can be actually in the can be a	D BALANdion to be urred without further executions exercit of the Treasu opriation, and the Treasu opriation opriation.	incurred out the viertify, in s have be of said the appropriate other and Communication of the Duggan	olation of any of the conformity with the conformity with the contract are actuall opriation from which ther with the money twise unencumbered in the conformation of				

K- 260046 FEB 06 1984

AC <u>84588</u>

The City of San Diego

CERTIFICATE OF CITY AUDITOR AND COMPT

	C	ERTIF	ICATI	E OF C	CITY AU	JDITC	OR AND	COMP	'TRO	LLER
			CE	RTIFIC	ATION OF	UNAL	LOTTED	BALANC	E /	AC
forth in and is ot	the	EREBY (foregoing ise unallo	g resoluti	Y that th ion is av	ne money ailable in t	requirec the Trea	I for the a sury, or is	illotment c anticipated	of funds d to con	for the purpose set ne into the Treasury,
Amo	ount	\$					Fund			
Purp	ose _				· · · · · · · · · · · · · · · · · · ·					
Date				_, 19	aparama .	, ·	Ву			mptroller
			· - · - · - · · · · · · · · · · · · · ·		·					
ACCTG LINE	CY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER		BENF/EQUIP	FACILITY	AMOUNT
		<u> </u>	 	+		 		<u>'</u>		
	ļ	<u> </u>	<u> </u>		<u> </u>	<u> </u>	<u> </u>	<u> </u>		
								TOTAL AM	OUNT	FUND OVERRIDE □
provision requirenthe purp in the T the same	nt auns of nents pose o'reasue e are	thorized the Char of the C of said c try, or ard to be dra	CERTIFY by the h rter of th Charter o contract, re anticipa awn, and	Y that thereto attainereto attainerety of the Cithat suffated to ell that the	tached reso of San Dieg ity of San ficient mo come into t e said mone	edness a plution, go; and I Diego, t neys to he Treas	and obligate can be incuted to hereby that sufficing meet the sury, to the actually in	tion to be arred witho y further ec ent money obligations e credit of l the Treasu	incurred but the vi- ertify, in s have b of said the appro- iry, toge	d by the contract or iolation of any of the conformity with the cen appropriated for contract are actually opriation from which ther with the moneys rwise unencumbered.
Not to e	xcecc	1 \$ <u>600</u>	0,000.00	<u> </u>		_		-6	2/2	gan'
Dated _		Fet	bruary ()2 , 19	84		ву	Theren	. ^	mptroller
PURPOS	se s	ettleme	ent of t	odily	injury cl	Laim of	Patrick	Joseph 1	Duggan,	Jr.
VENDO	R F	atrick	Joseph	Duggan	, jr. and	l his a	ittorney,	James R	. Milli	.ken
r										
ACCTG LINE	CY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/EQUIP	FACILITY	AMOUNT
1	PY		601	106	4823	60106	ACCOUNT			\$600,000.00
							ļ			
	 				ļ					
L	<u> </u>	<u> </u>	 	 		ļ	 	ļ		

					ACCO	UNTING	DATA			
ACCTG LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/EQUIP	FACILITY	AMOUNT
1			601	106	4823	60106				\$600,000.00
					·		<u> </u>			
				 						
								TOTAL AM	OUNT	\$600,000.00

R- 260046 FEB 06 1989 0176

				FE	B 06 1984	
Passed and adopted by the by the following vote:	e Council of The Ci	ty of San Di	iego on			
Councilmen Bill Mitchell Bill Cleator Gloria McColl William Jones Ed Struiksma Mike Gotch Dick Murphy Uvaldo Martinez Mayor Roger He	dgecock	Yeas bibbbbbbb	Nays	Not Present	Ineligible	
(Seal)	AUTHENTICATED		Mayor of T	OGER HEDGEO The City of San Die RLES G. ABDE The City of San I	ego, California. LNOUR	
		Ву ∕				ъерису

office of the City Clerk, San Diego, California

ion R-260046

Adopted FEB 06 1984

CC-1276 (REV. 6-83)