(R-84-2048)

RESOLUTION NO. <u>R-260809</u>

Adopted on MAY 29 1984

WHEREAS, in Executive Session on March 6, 1984, the City Council, by the following vote: Yeas: Districts 1, 2, 3, 6, 7 and 8; Not Present: Mayor, Districts 4 and 5, approved the following; NOW, THEREFORE,

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

- 1. That the City Manager be and he is hereby authorized and empowered to pay the sum of \$125,000.00 in the settlement of Superior Court Case No. 430903, The People of the State of California, acting by and through the Department of Transportation v. H. G. Fenton Material Co., Inc., et al., and each and every claim against The City of San Diego, its agents and employees, resulting from sand and gravel extraction activities on City property and damage to the State bridge on Highway 67 crossing the San Diego River.
- 2. That the City Auditor and Comptroller be and he is hereby authorized to issue a warrant check in the amount of \$125,000.00 made payable to The Department of Transportation, State of California in full settlement of the lawsuit and of all claims.

APPROVED: JOHN W. WITT, City Attorney

By C. Alan Sumption, Chief Deputy

CAS:dv:Lit.

5/15/84

Aud. Cert. #84851

Or.Dept.: Risk Mgt.

The City of San Diego

CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

CERTIFICATION	OF	UNALLOTTED	BALANCE	ΛC	84851	

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R-260809 MAY 2 9 1984_{AC 84851}

Passed and adopted/by the Council	of The City of San Diego on	MAY 29 1984
Councilmen Bill Mitchell Bill Cleator Gloria McColl William Jones Ed Struiksma Mike Gotch Dick Murphy Uvaldo Martinez Mayor Roger Hedgecock	Yeas Nays Not Present	
	FICATED BY: ROGER HEDG Mayor of The City of San	
(Seal)	CHARLES G. ABI City Clerk of The City of Sa	
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	Office of the City Clerk, San Diego,	California
	Resolution Resolution Resolution Adopted Adopted	MAY 2 9 1984

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