

RESOLUTION NUMBER R- 262058

ADOPTED ON DEC 3 1984

WHEREAS, the City Council, by Resolution No. 260034 dated January 30, 1984, authorized the City Attorney to hire outside legal counsel and pay for services rendered, as billed, in the defense of the case Ektelon v. City of San Diego, et al., and consolidated cases, Superior Court No. 464215; and

WHEREAS, the Council authorized funds to be set aside from the Unallocated Reserve for the above purpose to pay for continuing private attorney's fees by said resolution; and

WHEREAS, the City Council, by Resolution No. 261501 dated September 10, 1984, augmented the amount authorized by Resolution No. 260034; and

WHEREAS, the total amount of outside attorney's fees incurred to date for the above stated purpose has exceeded the amount authorized by said resolutions and additional attorney's fees are necessary to continue to represent the City in said litigation;
NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that the City Auditor and Comptroller be and he is hereby authorized to transfer the sum of ten thousand dollars (\$10,000) within Fund 100 from the Unallocated Reserve (605) to the Allocated Reserve (901) for the sole and exclusive purpose of providing funds for the payment of attorney's fees to private legal counsel, as

RESOLUTION NUMBER R- 262058

ADOPTED ON DEC 3 1984

WHEREAS, the City Council, by Resolution No. 260034 dated January 30, 1984, authorized the City Attorney to hire outside legal counsel and pay for services rendered, as billed, in the defense of the case Ektelon v. City of San Diego, et al., and consolidated cases, Superior Court No. 464215; and

WHEREAS, the Council authorized funds to be set aside from the Unallocated Reserve for the above purpose to pay for continuing private attorney's fees by said resolution; and

WHEREAS, the City Council, by Resolution No. 261501 dated September 10, 1984, augmented the amount authorized by Resolution No. 260034; and

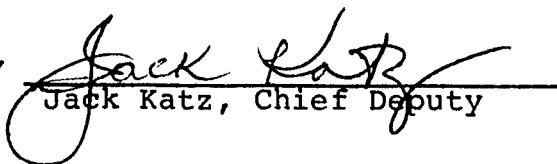
WHEREAS, the total amount of outside attorney's fees incurred to date for the above stated purpose has exceeded the amount authorized by said resolutions and additional attorney's fees are necessary to continue to represent the City in said litigation; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that the City Auditor and Comptroller be and he is hereby authorized to transfer the sum of ten thousand dollars (\$10,000) within Fund 100 from the Unallocated Reserve (605) to the Allocated Reserve (901) for the sole and exclusive purpose of providing funds for the payment of attorney's fees to private legal counsel, as

billed, for services rendered in the defense of the case, Ektelon
v. City of San Diego, et al., and consolidated cases, Superior
Court No. 464215.

APPROVED: John W. Witt, City Attorney

By


Jack Katz, Chief Deputy

JK:smm
11/14/84
Or.Dept:Atty-Lit.
Aud.Cert:85443
R-85-874
Form=r.none

RECEIVED
CLERK'S OFFICE
1984 NOV 21 AM 11:17
SAN DIEGO, CALIF. MC

NOTED: 11/21/84

END-134

OFFICE OF THE

CLERK OF THE

COURT

RECEIVED

1984 NOV 21 AM 11:17
SAN DIEGO, CALIF. MC

RECEIVED: 11/21/84 AM 11:17
CLERK OF THE COURT

CLERK OF THE COURT

CLERK OF THE COURT

CLERK OF THE COURT

C1632

CLERK OF THE COURT

The City of San Diego
CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

CERTIFICATION OF UNALLOTTED BALANCE

AC 85443

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 \$ 10,000.00

Fund 100-General Fund Unallocated Reserve

Purpose Authorizing expenditure of funds for attorney's fees in the case of Ekleton vs. City of San Diego, et al.

Dee R. Hall

Auditor and Comptroller

Date November 14, 19 84

By

Dee R. Hall

ACCOUNTING DATA										
ACCTG LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPER. ACCT.	BENF/EQUIP	FACILITY	AMOUNT
1			605	100	4903	060531				\$10,000.00
TOTAL AMOUNT										\$10,000.00

FUND OVERRIDE ☐

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 \$ _____

Auditor and Comptroller

Dated _____, 19 ____

BY _____

PURPOSE _____

VENDOR _____

ACCOUNTING DATA										
ACCTG LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPER. ACCT.	BENF/EQUIP	FACILITY	AMOUNT
TOTAL AMOUNT										

FUND OVERRIDE ☐

Passed and adopted by the Council of The City of San Diego on DEC 3 1984,
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 Struiksma	<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 Ellen Board, Deputy.

Office of the City Clerk, San Diego, California	
Resolution Number <u>R 262058</u>	Adopted <u>DEC 3 1984</u>