

(R-85-2587)

RESOLUTION NUMBER R- 263599

ADOPTED ON JUL 02 1985

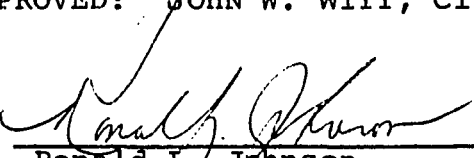
BE IT RESOLVED, by the Council of The City of San Diego, that the City Manager is hereby authorized to pay the total sum of \$305,576.29 to Attorney Robert Klitgaard in settlement of attorneys fees and costs in the matter of Tachiki v. City of San Diego, Case No. 463025.

BE IT FURTHER RESOLVED, that the Auditor and Comptroller is hereby authorized to transfer an amount not to exceed \$305,576.29 within the Sewer Revenue Fund 41506, from the Unallocated Reserve (70697) to the Sewer Main Maintenance Program (70440).

BE IT FURTHER RESOLVED, that the Auditor and Comptroller is hereby authorized to issue one check in the amount of \$305,576.29 made payable to Attorney Robert Klitgaard.

APPROVED: JOHN W. WITT, City Attorney

By

  
\_\_\_\_\_  
Ronald L. Johnson  
Senior Chief Deputy

RLJ:ps  
06/28/85  
Or.Dept:Risk Mgmt.  
Aud.Cert:86065  
R-85-2587  
Form=r.none

The City of San Diego  
**CERTIFICATE OF CITY AUDITOR AND COMPTROLLER**

CERTIFICATION OF UNALLOTTED BALANCE AC \_\_\_\_\_

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

Date \_\_\_\_\_, 19 \_\_\_\_

By \_\_\_\_\_

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

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 \$ 305,576.29

*CPA Ryan*  
 \_\_\_\_\_  
 Auditor and Comptroller

Dated June 28, 19 85

BY *Liane Bradley*  
 \_\_\_\_\_

PURPOSE Payment of Court Ordered Attorney Fees of Attorney Robert Klitgaard.

VENDOR ATTORNEY ROBERT KLITGAARD

ACCOUNTING DATA										
ACCTG LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPER. ACCT.	BENF/EQUIP	FACILITY	AMOUNT
1			700	267	4903	070697				\$305,576.29
TOTAL AMOUNT										\$305,576.29

FUND OVERRIDE

NOTE: CONTINGENT UPON APPROVAL OF FY '86 APPROPRIATION ORDINANCE.

11:27

JUL 02 1985

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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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"/>
District 7	<input 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"/>

VACANT

AUTHENTICATED BY:

ROGER HEDGECOCK

Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California.

(Seal)

By *Raylene S. Polanco*, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number *R-263599* Adopted JUL 02 1985