(R-86-224)

RESOLUTION NUMBER R- 263848

ADOPTED ON AUG 1 2 1985

NOT THE ON

A RESOLUTION APPROVING THE COURT ORDERED PAYMENT IN THE CASE OF GENERAL TELEPHONE COMPANY v. CITY OF SAN DIEGO, SUPERIOR COURT CASE NO. 463619 AND ALL CONSOLIDATED CASES THEREWITH, IN THE AMOUNT OF \$831,936.17 REGARDING FLOOD DAMAGES IN THE TIA JUANA RIVER AREA, WHICH OCCURRED IN JANUARY AND FEBRUARY, 1980.

WHEREAS, flood damages were suffered in the Tia Juana River area in January and February of 1980; and

WHEREAS, as a result thereof, litigation was initiated against The City of San Diego by eleven (11) named plaintiffs for damages suffered; and

WHEREAS, the demands of the plaintiffs and defense by the City were presented to the Court and a judgment rendered therein by the Court in favor of plaintiffs in the sum of \$831,936.17; and

WHEREAS, it is now necessary and appropriate to present said order for payment to the Council for approval; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that the judgment of the Superior Court for payment of damages in the case of General Telephone Company v. City of San Diego, Superior Court Case No. 463619 and all consolidated cases therewith in the amount of \$831,936.17, as damages and interest, regarding flood damages in the Tia Juana River area which occurred in January and February, 1980, be and the same is hereby approved.

BE IT FURTHER RESOLVED, that the Auditor and Comptroller is hereby authorized to issue five checks in the following amount from the Sewer Revenue Fund 41506 made payable as follows:

- 1. California Leasing Corporation \$415,923.94;
- 2. Nick and Theodora Cappos \$209,079.63;
- 3. Arnold A. and Belva A. Ariaudo \$146,273.80;
- 4. George Tachiki \$43,867.10; and
- 5. Tiburcio A. and Antonia O. Martinez \$16,791.70.

APPROVED: John W. Witt, City Attorney

Ву

Jack Katz

Chief Deputy City Attorney

JK:mem 8/6/85 Or.Dept:Risk Mgmt. Aud.Cert:86171,861

Aud.Cert:86171,86172 86173,86174,86175

R-86-224 Form=r.none

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R-263848

The City of San Diego

CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

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R-263848

AUG 1 2 1985 AC 86171 01020

FUND OVERRIDE

The City of San Diego

CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

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The City of San Diego CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

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R- 263848 AUG 1 2 1985

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FUND OVERRIDE

The City of San Diego CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

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The City of San Diego CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

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R- 263848

AUG 1 2 1985

\$16,791.00 FUND OVERRIDE 01024

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Passed and adopted by the Counciby the following vote:	cil of The City of San Diego on	AUG 12 1985
Councilmen Bill Mitchell Bill Cleator Gloria McColl William Jones Ed Struiksma Mike Gotch District 7 Uvaldo Martinez Mayor Roger Hedgecock	Yeas Nays	Not Present Ineligible
AUTHE	*************************	OGER HEDGECOCK The City of San Diego, California.
(Seal)	СНА	ARLES G. ABDELNOUR of The City of San Diego, California.
	Office of the City C	Clerk, San Diego, California
	Resolution - 26384	AUG 1 2 1985

CC-1276 (REV. 6-83)