

(R-87-170)

RESOLUTION NUMBER R- 266336

ADOPTED ON AUG 4 1986

WHEREAS, in Closed Session on July 22, 1986, the City Council, by the following vote: Yeas, Districts 1, 2, 3, 4, 8 and the Mayor; Nays, None; Not Present, Districts 5, 6 and 7; and

WHEREAS, pursuant to Resolution No. 259584 and Superior Court Case No. 516902, the City of San Diego has previously deposited the sum of \$187,000.00 as the probable compensation to be awarded for the condemnation of Parcel No. 5;

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 additional sum of \$293,000.00 towards the settlement of City of San Diego v. Isehour, et al. Parcel No. 5, Superior Court Case No. 516902.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller be and he is hereby authorized to expend the amount of \$293,000.00 from Fund 79104, Open Space, payable to Peter Clarke and Suzanne Clarke and their attorney of record, Eugene Freeland, as the final payment towards full settlement of the lawsuit and all claims.

APPROVED: John W. Witt, City Attorney

By


Leslie J. Girard
Deputy City Attorney

LJG/vtc/lit.

07/23/86

Aud.Cert:

Or.Dept:City Attorney

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The City of San Diego
CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

CERTIFICATE OF UNALLOTTED BALANCE AC 8700133

ORIGINATING DEPT. NO.: 045

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 _____

Date _____, 19____ By: _____
AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	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 \$ 293,000.00

Vendor PETER CLARKE, SUZANNE CLARK AND THEIR ATTORNEY, EUGENE FREELAND

Purpose Authorizing the expenditure of funds for settlement of condemnation action:

City of San Diego V. Isenhour, et al., Parcel No. 5

Date July 24, 1986 By: *Jillian Medina*
AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/EQUIP	FACILITY	AMOUNT
1			79104	101	4638	079104				\$293,000.00
TOTAL AMOUNT										\$293,000.00

AC-361 (REV 3-86) FUND OVERRIDE

NOTE: Contingent upon approval of FY'87 Appropriations Ordinance AC 8700133

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AUG 4 1986

Passed and adopted by the Council of The City of San Diego on....., by the following vote:

Council Members	Yeas	Nays	Not Present	Ineligible
Abbe Wolfsheimer	<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 Struiksm	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Mike Gotch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Judy McCarty	<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 Maureen O'Connor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

MAUREEN O'CONNOR
Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR
City Clerk of The City of San Diego, California.

(Seal)

By *June G. Blackhall*, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number **266336**

AUG 4 1986

Adopted

RECEIVED
CITY CLERK'S OFFICE
1966 JUL 28 AM 10:01
SAN DIEGO, CALIF.

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