

(R-87-2340)

RESOLUTION NUMBER R- 268412

ADOPTED ON MAY 26 1987

WHEREAS, the City Council met in a duly noticed closed session on April 7, 1987 to discuss litigation, specifically the cases of Moore, et al. v. City of San Diego and City of San Diego v. Horseman's Park; and

WHEREAS, the Council unanimously determined and decided in closed session that the employment of outside counsel was appropriate for the Moore case and authorized an allocation of \$25,000 for said outside counsel in accordance with the proposal of outside counsel to the City Attorney, dated April 9, 1987; and

WHEREAS, the Council further determined and decided that the sum of \$10,000 be allocated for the prosecution by outside counsel of the Horseman's Park case; and


WHEREAS, it is now necessary to set aside the monies recited above for said cases, pursuant to the authority of the City Council; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that the Auditor and Comptroller be and he is hereby fully authorized to transfer within the General Fund 100, the sum of \$35,000 from the Unallocated Reserve (605) to the Allocated Reserve (901) to be used solely and exclusively for providing funds for outside counsel in connection with litigation of the superior court cases

entitled, Moore, et al. v. City of San Diego [\$25,000] and City of San Diego v. Horseman's Park [\$10,000].

APPROVED: JOHN W. WITT, City Attorney

By


Jack Katz, Chief Deputy

JK:smm

5/11/87

Or.Dept:Atty

Aud.Cert:8700888 [Moore], 8700889 [Horseman's Park]

R-87-2340

Form=r.none

01816

The City of San Diego
CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

CERTIFICATE OF UNALLOTTED BALANCE AC 8700888

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 \$ 25,000.00 Fund 100

Purpose Authorizing transfer of funds from the General Fund Unallocated Reserve to the Allocated reserve for engaging outside counsel in litigation in the case of Moore, et. al., v. City of San Diego

Date May 11, 19 87

By: Lillian Magaña
AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/EQUIP	FACILITY	AMOUNT
1			605	100	4903	060531				\$25,000.00
TOTAL AMOUNT										\$25,000.00

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 \$ _____

Vendor _____

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

R-268412

MAY 26 1987

AC 8700888

01817

RECEIVED
CITY CLERK'S OFFICE
1987 MAY 13 PM 2:55
SAN DIEGO, CALIF.

01818

The City of San Diego
CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

CERTIFICATE OF UNALLOTTED BALANCE AC 8700889

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 \$ 10,000.00 Fund 100

Purpose Authorizing transfer of funds from the General Fund Unallocated Reserve to the Allocated Reserve for litigation in the case of City of San Diego v. Horseman's Park

Date May 11, 1987

By: Lillian Magaña
AUDITOR AND COMPTROLLER'S DEPARTMENT

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

Vendor _____

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

R- 268412 01819

MAY 26 1987

AC 8700889

MAY 26 1987

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 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 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"/>
Judy McCarty	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Celia Ballesteros	<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.

(Seal)

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

By *Barbara Carter* Deputy.

Office of the City Clerk, San Diego, California

Resolution Number *R-268412* Adopted *MAY 26 1987*

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