

(R-87-2516)

RESOLUTION NUMBER R- 268557

ADOPTED ON June 9, 1987

BE IT RESOLVED, by the Council of The City of San Diego, that the City Manager be and he is hereby authorized and empowered to pay the sum of \$500,000.00 in the settlement of Superior Court Case No. 509029, Donald Yeckel, et al. v. City of San Diego, et al., and each and every claim against The City of San Diego, its agents and employees resulting from property damage to the real property at 1616 Nautilus Street, San Diego, CA, and personal injury to Donald and Jeanette Yeckel.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller be and he is hereby authorized to issue one check in the amount of \$500,000.00, made payable to Donald G. Yeckel and Jeanette Y. Yeckel and their attorney of record Richard J. Elliott, 1320 Columbia Street, San Diego, CA 92101, in full settlement of all claims.

APPROVED: John W. Witt, City Attorney

By C. Alan Sumption  
C. Alan Sumption  
Chief Deputy City Attorney

CAS:dv:Lit  
06/01/87  
Aud.Cert:8700946  
Or.Dept:Risk Mgt.  
R-87-2516  
Form=r.claim2

00237

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

CERTIFICATE OF UNALLOTTED BALANCE AC 8700946

ORIGINATING DEPT. NO. 084

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 \$ 500,000.00

Vendor DONALD AND JEANNETTE YECKEL AND THEIR ATTORNEY RICHARD ELLIOT

Purpose Authorizing the expenditure of funds in settlement of each and every claim against the City, it's agents and employees (File LP84-0540-0005)

Date June 1, 19 87

By:  \_\_\_\_\_  
 AUDITOR AND COMPTROLLER'S DEPARTMENT

| ACCOUNTING DATA |       |      |      |      |         |           |                   |            |          |              |
|-----------------|-------|------|------|------|---------|-----------|-------------------|------------|----------|--------------|
| ACCTG. LINE     | CY PY | FUND | DEPT | ORG. | ACCOUNT | JOB ORDER | OPERATION ACCOUNT | BENF/EQUIP | FACILITY | AMOUNT       |
| 1               |       |      | 601  | 106  | 4824    | 060106    |                   |            |          | \$500,000.00 |
|                 |       |      |      |      |         |           |                   |            |          |              |
|                 |       |      |      |      |         |           |                   |            |          |              |
|                 |       |      |      |      |         |           |                   |            |          |              |
| TOTAL AMOUNT    |       |      |      |      |         |           |                   |            |          | \$500,000.00 |

FUND OVERRIDE

**R- 268557**

**JUN 09 1987**

**00238**

AC 8700946

**C O R R E C T I O N**

**T H E F O R E G O I N G**

**D O C U M E N T I S**

**R E P H O T O G R A P H E D**

**T O I N S U R E**

**L E G I B I L I T Y**



**CITY OF  
SAN DIEGO  
CITY CLERK**

**202 C STREET  
San Diego, CA 92101-3860**



(R-87-2516)

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APPROVED: John W. Witt, City Attorney

By C. Alan Sumption  
C. Alan Sumption  
Chief Deputy City Attorney

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Aud.Cert:8700946  
Or.Dept:Risk Mgt.  
R-87-2516  
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RECEIVED  
CITY CLERK'S OFFICE  
1987 JUN -9 PM 3: 33  
SAN DIEGO, CALIF. *pc*

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

CERTIFICATE OF UNALLOTTED BALANCE AC 8700946

ORIGINATING DEPT. NO. 084

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

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Not to Exceed \$ 500,000.00

Vendor DONALD AND JEANNETTE YECKEL AND THEIR ATTORNEY RICHARD ELLIOT

Purpose Authorizing the expenditure of funds in settlement of each and every claim against the City, it's agents and employees (File LP84-0540-0005)

Date June 1, 19 87

By: \_\_\_\_\_

AUDITOR AND COMPTROLLER'S DEPARTMENT

| ACCOUNTING DATA |       |      |      |      |         |           |                   |            |          |              |
|-----------------|-------|------|------|------|---------|-----------|-------------------|------------|----------|--------------|
| ACCTG. LINE     | CY PY | FUND | DEPT | ORG. | ACCOUNT | JOB ORDER | OPERATION ACCOUNT | BENF/EQUIP | FACILITY | AMOUNT       |
| 1               |       |      | 601  | 106  | 4824    | 060106    |                   |            |          | \$500,000.00 |
|                 |       |      |      |      |         |           |                   |            |          |              |
|                 |       |      |      |      |         |           |                   |            |          |              |
|                 |       |      |      |      |         |           |                   |            |          |              |
| TOTAL AMOUNT    |       |      |      |      |         |           |                   |            |          | \$500,000.00 |

FUND OVERRIDE

in Closed Session

JUN 09 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 Struikma            | <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"/> |
| Celia Ballesteros      | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> |
| Mayor Maureen O'Connor | <input type="checkbox"/>            | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

AUTHENTICATED BY:

*col*  
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 *Charles G. Abdelnour* Deputy.

|   |                            |
|---|----------------------------|
| Office of the City Clerk, San Diego, California |                            |
| Resolution<br>Number <i>R-268557</i>            | Adopted <i>JUN 09 1987</i> |