

(R-88-1495)

RESOLUTION NUMBER R- 270328

ADOPTED ON FEBRUARY 9, 1988

WHEREAS, in Closed Session on February 9, 1988, the City Council, by the following vote: Yeas, Districts 1, 2, 3, 4, 5, 6, 7, 8, Mayor Maureen O'Connor, Not Present, approved the following; NOW, THEREFORE,

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 total sum of \$75,000.00 in the settlement of each and every claim against the City of San Diego, its agents and employees, Superior Court Case No. 515238 James L. Fraser v. City of San Diego, et al. resulting from the property damage and personal injuries sustained by James L. Fraser on January 16, 1983.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller be and he is hereby authorized to issue one check in the amount of \$75,000.00, made payable to James L. Fraser and Walter P. Christensen, his attorney, in full settlement of the lawsuit and of all claims.

RECEIVED  
CITY CLERK'S OFFICE

1988 FEB 10 AM 11:33

SAN DIEGO, CALIF. *ms*

100-100000

APPROVED: John W. Witt, City Attorney

By *Cheryl A. Mannie*  
Cheryl A. Mannie  
Deputy City Attorney

CAM:ib  
02/09/88  
Aud.Cert: 8800732  
Or.Dept:Risk Mgt.  
R-88-1495  
Form=r.claim

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

CERTIFICATE OF UNALLOTTED BALANCE AC 8800732

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 \$ 75,000.00

Vendor JAMES L FRASER

Purpose Authorizing expenditure of funds for the settlement of Personal Injury Claim

of James L Fraser (LX83-0705-0299)

Date February 8, 19 88

By: *Stacy A. Murray*  
 AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/EQUIP	FACILITY	AMOUNT
1			700	209	4823	004209				\$75,000.00
TOTAL AMOUNT										\$75,000.00

FUND OVERRIDE

FEB 09 1988

*l-270328*

Passed and adopted by the Council of The City of San Diego on FEB 09 1988 in Closed Session 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"/>
Ron Roberts	<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"/>
H. Wes Pratt	<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"/>
J. Bruce Henderson	<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"/>
Bob Filner	<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:

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 Jana M. Martin, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number 270328 Adopted FEB 09 1988