(R-88-2051)

RESOLUTION NUMBER R- 270904 ADOPTED ON MAY 9 1988

WHEREAS, on November 16, 1987, the Puppet Theatre, Management Center and Recital Hall were inundated with raw sewage as a result of a sewer main stoppage; and

WHEREAS, the cost for emergency cleanup and restoration performed by Luth and Turley, Inc. was \$29,368.02; and

WHEREAS, the cause of the stoppage was an accumulation of heavy grease in the sewer main and the backup was relieved by rodding the main on November 16, 1987; and

WHEREAS, the Risk Management Department handled the damages incurred resulting from the sewer main backup in accordance with the City Council Policy's Assistance Program adopted for sewer main backups and water main breaks; and

WHEREAS, said payment is to be made from the Public Liability
Damage Claims fund in the Utilities Department, Department 700,
Organization 209, Object Account 4824; and

WHEREAS, this payment constitutes the complete settlement of each and every claim by Luth and Turley, Inc., against The City of San Diego as a result of the incident of November 16, 1987; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that the City Manager be and he is hereby authorized to pay the sum of \$29,368.02 in settlement of each and every claim against The City of San Diego, its agents and employees resulting from the

property damage caused by the sewer main stoppage on November 16, 1987 in Balboa Park, City File LP88-0705-0321.

BE IT FURTHER RESOLVED, that the Auditor and Comptroller be and he is hereby fully authorized to issue one check in the amount of \$29,368.02, made payable to Luth and Turley, Inc.

APPROVED: JOHN W. WITT, City Attorney

Ву

Jack Katz, Chief Deputy

JK:smm 04/11/88

Or.Dept:Risk.Mgmt.

Aud.Cert:8800911 R-88-2051

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The City of San Diego

CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

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| Council Members Abbe Wolfsheimer Ron Roberts Gloria McColl H. Wes Pratt Ed Struiksma J. Bruce Henderson Judy McCarty Bob Filner Mayor Maureen O'Connor | Yeas De la | Nays | Not Present | Ineligible | | | |
| 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. By Blanda R. Bannes, Deput | | | | | | |
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| | Office of the City Clerk, San Diego, California Resolution R-270904 Adopted MAY 9 1988 | | | | | | |

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