

(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,

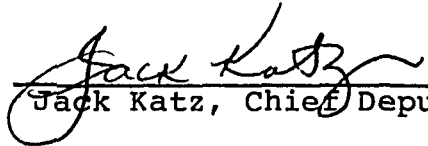
BE IT RESOLVED, by the Council of The City of San Diego, that the City Manager be and he is hereby authorized to pay the sum of \$29,368.02 in settlement of each and every claim against The City of San Diego, its agents and employees resulting from the

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

By



Jack Katz, Chief Deputy

JK:smm
04/11/88
Or.Dept:Risk.Mgmt.
Aud.Cert:8800911
R-88-2051
Form=r.none

The City of San Diego
CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

CERTIFICATE OF UNALLOTTED BALANCE AC 8800911

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 \$ 29,368.02

Vendor LUTH & TURLEY, INC

Purpose Authorizing expenditure of funds for settlement of Property Damage at Balboa

Park, City File: LP88-0705-2321

Date April 8, 1988

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			700	209	4824	004209				\$29,368.02
TOTAL AMOUNT										\$29,368.02

FUND OVERRIDE

R-270904 MAY 9 1988

#114

MAY 9 1988

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"/>
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 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 *Blonda R. Baines*, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number R-270904 Adopted MAY 9 1988

RECEIVED
CITY CLERK'S OFFICE
1988 APR 27 PM 1:39
SAN DIEGO, CALIF.