(R-89-524)

RESOLUTION NUMBER R- 271803

ADOPTED ON SEP 06 1988

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 \$450,000.00 to plaintiff James L. and Kimiko Miller in the settlement of each and every claim against The City of San Diego, its agents and employees, Superior Court No. 511126, James L. and Kimiko Miller v. City of San Diego, et al., for damages due to soils movement of their property on Nautilus Street, San Diego.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller be and he is hereby authorized to issue one check in the amount of \$450,000.00, made payable to James L. and Kimiko Miller and their attorney of record, Richard J. Elliott, in full settlement of the lawsuit and all claims.

APPROVED: John W. Witt, City Attorney

C. Alan Sumption

Chief Deputy City Attorney

CAS:dk:Lit. 09/02/88

Aud.Cert: 8900242

Or.Dept:Risk.Mgmt.

R-89-524

Form=r.claim2

The City of San Diego CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

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| Passed and adopted by the Council of The by the following vote in Executive (| e City of San Diego o Session: | n | yst 6, | 1988 | , | | |
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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 X X X X X X X X X X X X X | Nays | Not Present | Ineligible | | | |
| AUTHENTICATED BY: | MAUREEN O'CONNOR Mayor of The City of San Diego, California. | | | | | | |
| (Seal) | ********* | City Cle | 1 | n Diego, California. | | | |
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| | Office of the City Clerk, San Diego, California | | | | | | |
| | Resolution Number | 718 | Adopted | SEP 0 6 19 | 888 | | |

CC-1276 (Rev. 12-87)

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