

(R-90-96)

RESOLUTION NUMBER R- 274005

ADOPTED ON JUL 17 1989

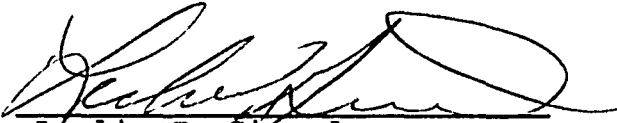
WHEREAS, in Closed Session on June 20, 1989, the City Council, by the following vote: Yeas, Districts 1, 2, 5, 6, and 7; Not Present, Districts 3, 4, 8 and the Mayor, approved the settlement of Superior Court Case No. 588100, Charles Steele, et al. v. City of San Diego, et al. in the amount of \$225,000.00 as to all parties,

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 \$225,000.00 to plaintiffs Charles and Adrienne Steele in the settlement of their claims against The City of San Diego, its agents and employees, in Steele, et al. v. City of San Diego, et al., Superior Court Case No. 588100 for damages due to land subsidence to the real property at 1920 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 \$225,000.00, made payable to Charles B. and Adrienne T. Steele, and their attorney of record Richard Elliott of McInnis, Fitzgerald, Rees, Sharkey & McIntyre in full settlement of the lawsuit and of all claims.

APPROVED: John W. Witt, City Attorney

By 
Leslie J. Girard
Deputy City Attorney

LJG:vtc:Lit.
07/11/89
Aud.Cert:
Or.Dept:Risk Mgmt
R-90-96
Form=r.claim

The City of San Diego
CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

CERTIFICATE OF UNALLOTTED BALANCE AC 9000096

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 \$ 225,000.00

Vendor Charles Steele and Adrienne Steele

Purpose Authorizing the expenditure of funds in settlement of property damage claim

LP88-0540-0531.

Date July 13, 1989 By: *[Signature]*
AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/EQUIP	FACILITY	AMOUNT
1		100	601	106	4824	060106				\$225,000.00
TOTAL AMOUNT										\$225,000.00

FUND OVERRIDE

R-274005

JUL 17 1989

AC 9000096

#549

Passed and adopted by the Council of The City of San Diego on JUL 17 1989,
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.

(Seal)

CHARLES G. ABDELNOUR
City Clerk of The City of San Diego, California.

By *June G. Blackhall*, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number R-274005 Adopted JUL 17 1989

89 JUL 13 PM 4:08

101 TS 1020

CITY CLERK'S OFFICE
SAN DIEGO, CA

[Handwritten signature]

CLERK OF THE BOARD OF SUPERVISORS
CITY OF SAN DIEGO

TO: [Illegible]

[Illegible text block]

[Vertical stamp]

[Vertical stamp]

[Vertical stamp]

[Vertical stamp]

101 TS 1020