(R-90-77 Rev.1)

ADOPTED ON JUL 24 1989

WHEREAS, in Closed Session on April 25, 1989, the City Council, by the following vote: Yeas, Districts 1, 2, 3, 4, 6, 7 and Mayor, Not Present, Districts 5 and 8, 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 \$40,000.00 in the settlement of each and every claim against The City of San Diego, its agents and employees, Superior Court Case No. 580721, San Ysidro Development Company v. City of San Diego, et al., resulting from water damages to apartment complex at 2005-2065 Alaquinas Drive, San Ysidro.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller be and he is hereby authorized to issue one check in the amount of \$40,000.00, made payable to Western of San Diego Fund Control, Inc. (escrow company) in full settlement of the lawsuit and of all claims.

APPROVED: John W. Witt, City Attorney

Larry E. Renner

Deputy City Attorney

LER: ib

09/27/89 (Rev.1)

Aud.Cert:8901119

Or.Dept:Rsk.Mgt.

R-90-77

The City of San Diego

CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

I HEREBY CERTIFY that the money required for the allotment of funds for the forth in the foregoing resolution is available in the Treasury, or is anticipated to come into the and is otherwise unallotted. Amount \$												
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Date	, 19					Ву:	AUDITOR AND COMPTROLLER'S DEPARTMENT					
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JUL 24 1989 R274061

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by the following vote:							
Council Members	Yeas	Nays	Not Present	Ineligible			
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Ron Roberts	122						
Gloria McColl			团				
H. Wes Pratt	□ 2′						
Ed Struiksma	<u> </u>						
J. Bruce Henderson							
Judy McCarty							
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Mayor Maureen O'Connor	₩	L	Ш				
AUTHENTICATED BY:			IAUREEN O'c				
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	Ву	æ	en oste	, Deputy			
	Office of the City Clerk, San Diego, California						
	Resolution Rumber	7406:	Adopted	JUL 24 1989			

CC-1276 (Rev. 12-87)