

(R-90-257)


RESOLUTION NUMBER R- 274136

ADOPTED ON AUG 01 1989

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 \$218,833.00 in the settlement of each and every claim against the City of San Diego, its agents and employees, in U.S. District Court Case No. 88-1585-GT(IEG) Mary Dubose v. City of San Diego, et al., resulting from the wrongful death of Tommie Charles Dubose.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller be and he is hereby authorized to issue two checks: (1) in the amount of \$65,000.00 made payable to Mary Dubose and her attorney of record, James Randall; and, (2) in the amount of \$153,833.00 made payable to Transamerica Annuity Service Corporation in full settlement of all claims.

APPROVED: John W. Witt, City Attorney

By 
James M. Chapin
Deputy City Attorney

JMC:vtc:Lit.
08/01/89
Aud.Cert:9000150
Or.Dept:Risk.Mgmt.
R-90-257
Form=r.claim2

The City of San Diego
CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

CERTIFICATE OF UNALLOTTED BALANCE AC 9000150

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 \$ 218,833.00

Vendor Mary Dubose and her attorney James Randall/Transamerica Annuity Service Corporation.

Purpose Authorizing the expenditure of funds in settlement of wrongful death claim of Tommie Dubose Claim LX88-0110-4498.

Date July 31, 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	4823	60106				\$218,833.00
TOTAL AMOUNT										\$218,833.00

FUND OVERRIDE

AUG 01 1989

R-274136

CSI

Passed and adopted by the Council of The City of San Diego on August 1, 1989 in Closed Session
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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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:

me MAUREEN O'CONNOR
Mayor of The City of San Diego, California. *lg*

(Seal)

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

Tina Martin
By....., Deputy.

Office of the City Clerk, San Diego, California

Resolution Number *274136* Adopted AUG 01 1989

89 AUG -2 AM 10:52

FEDERAL BUREAU OF INVESTIGATION
SAN DIEGO, CA

AUG 01 1989

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