

(R-91-235)

RESOLUTION NUMBER R- 276250

ADOPTED ON JUL 30 1990

WHEREAS, in Closed Session on July 24, 1990 the City Council, by the following vote: Yeas, Districts 2, 4, 5, 6, 7, and Mayor O'Connor, Not Present, Districts 1, 3, 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 \$123,251.00 in the settlement of each and every claim against The City of San Diego, its agents and employees, Superior Court Case No. 603195, Gastelum, et al. v. City of San Diego, et al. resulting from the death of Mario Gastelum.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller be and he is hereby authorized to issue three checks in the total amount of \$123,251.00; one in the amount of \$75,000.00 made payable to Paul and Teresa Gastelum and their attorney of record, Ronquillo and Orderica; a second check in the amount of \$47,751.00 made payable to Confederation Life Insurance and Annuity Company; and a third check in the amount of \$500.00

made payable to Confederation Life Insurance and Annuity Company,  
in full settlement of the lawsuit and of all claims.

APPROVED: John W. Witt, City Attorney

By Eugene P. Gordon  
Eugene P. Gordon  
Chief Deputy City Attorney

FMD:mlb:Lit.  
07/27/90  
Aud.Cert: 9100119  
Or.Dept: 084  
R-91-235  
Form=r.claim1

R-276250

**The City of San Diego**  
**CERTIFICATE OF CITY AUDITOR AND COMPTROLLER**

CERTIFICATE OF UNALLOTTED BALANCE

AC 9100119

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 \$ 123,251.00

Vendor Paul & Teresa Gastelum / Toni Michelle Grastelum

Purpose Authorizing the expenditure of funds for settlement of Personal Injury Claim

City File: LX 88-0110-2167

Date July 27, 19 90

By: Steven A. Larson  
AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/EQUIP	FACILITY	AMOUNT
1			601	106	4823	060106				\$123,251.00
TOTAL AMOUNT										\$123,251.00

AC-361 (REV 3-86)

FUND OVERRIDE

JUL 30 1990

R-276250

AC 9100119

11413

Passed and adopted by the Council of The City of San Diego on JUL 30 1990,  
by the following vote:

Council Members	Yeas	Nays	Not Present	Ineligible
Abbe Wolfsheimer	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Ron Roberts	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
John Hartley	<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"/>
Linda Bernhardt	<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 Linda Luzano, Deputy.

Office of the City Clerk, San Diego, California

Resolution R-276250 JUL 30 1990  
Number ..... Adopted.....