

281203 (R-93-893)

RESOLUTION NUMBER R-_____

ADOPTED ON DEC 08 1992

WHEREAS, the City Council, by Resolution No. R-278507 adopted on August 5, 1991, authorized retention of the firm of Sheppard, Mullin, Richter & Hampton to assist in defense of claims and litigation filed by Robert Spaulding and Susan Bray; and

WHEREAS, the Council, by said resolution, authorized the expenditure of funds for such purpose; and

WHEREAS, it is now desired and necessary to augment again said resolution; NOW, THEREFORE,

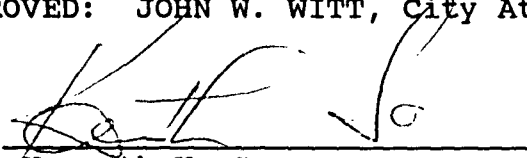
BE IT RESOLVED, by the Council of The City of San Diego, that the City Auditor and Comptroller, be and he is hereby authorized to set aside and expend an additional amount not to exceed \$175,000 from Public Liability Claims Fund 81140 to augment Resolution Nos. R-278507, R-280468 and R-280559 for expenses including, but not limited to, legal fees, deposition costs, expert fees, costs and any judgments in Spaulding and Bray v. City of San Diego.

BE IT FURTHER RESOLVED, that the City Manager be and he is hereby authorized to expend up to an additional \$175,000 for expenses including, but not limited to, legal fees, deposition costs, expert fees, costs and any judgments in the cases of

Spaulding and Bray v. City of San Diego upon approval of the Risk Management Department and the City Attorney's office.

APPROVED: JOHN W. WITT, City Attorney

By


Kenneth K. So
Chief Deputy City Attorney

KKS:js
11/18/92
Or.Dept:Risk.Mgmt.
Aud.Cert:9300496
R-93-893
Form=r-t

The City of San Diego
CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

CERTIFICATE OF UNALLOTTED BALANCE AC 9300496

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 \$ 175,000.00 Fund 81140

Purpose Authorizing the expenditure of funds for attorney fees, legal expenses, cost and any judgement from the personal injury claims of Susan Bray and Robert Spaulding.

Date November 19, 1992 By: *Verilia San Pedro*

AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
1	0	81140	81140		4823	081141				\$175,000.00
TOTAL AMOUNT										\$175,000.00

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 money 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 \$ _____

Vendor _____

Purpose _____

Date _____ 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										

AC-361 (REV 2-92)

FUND OVERRIDE

DEC 08 1992

AC 9300496

R. 281203

Passed and adopted by the Council of The City of San Diego on
by the following vote:

DEC 08 1992

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"/>
John Hartley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
George Stevens	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Tom Behr	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Valerie Stallings	<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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Mayor Susan Golding	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

SUSAN GOLDING
Mayor of The City of San Diego, California.

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

(Seal)

By *Linda Lujan*, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number **R-281203** Adopted **DEC 08 1992**