

RESOLUTION NUMBER R- 285572

ADOPTED ON APR 10 1995

WHEREAS, in Closed Session on March 21, 1995, the City Council, by the following vote: Yeas, Districts 1,3,5,6 and 8, Not Present, Districts 2,7, Yea, Mayor, 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 \$200,000.00 in the settlement of each and every claim against The City of San Diego, its agents and employees, Superior Court Case No. 672886, Kattie McGee, et al., v. City of San Diego, et al., resulting from personal injury claims of Kattie and Frederick McGee.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller be and he is hereby authorized to issue one check in the amount of \$200,000.00, made payable to Kattie and Frederick McGee and Dave Carothers their Attorney of Record in full settlement of the lawsuit and of all claims.

APPROVED: John W. Witt, City Attorney

By Carol S. Leimbach  
Carol S. Leimbach  
Deputy City Attorney

CSL:lja:Lit.  
03/21/95  
Aud.Cert: 9500989  
Or.Dept: Risk.Mgmt.  
R-95-1412  
Form=r.claim1

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

**CERTIFICATE OF UNALLOTTED BALANCE**      AC 9500989

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 \_\_\_\_\_ 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 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 \$ 200,000.00

Vendor KATTIE AND FREDERICK MCGEE AND DAVE CAROTHERS, THEIR ATTORNEY OF RECORD.

Purpose AUTHORIZING EXPENDITURE OF FUNDS FOR SETTLEMENT OF PERSONAL INJURY CLAIM.

CITY FILE #LX94-0110-3501

Date MARCH 28, 1995 By: *Jillie Rose*

AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/EQUIP	FACILITY	AMOUNT
001	0	81140	81140		4823	081141				\$200,000.00
TOTAL AMOUNT										\$200,000.00

FUND OVERRIDE

AC 9500989

*R-285572*

APR 10 1995