

(R-96-523)

RESOLUTION NUMBER R- 286566

ADOPTED ON NOV 20 1995

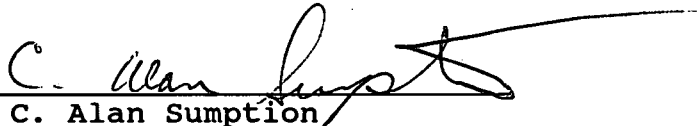
WHEREAS, in Closed Session on October 3, 1995, the City Council, by the following vote: Yeas, Districts 1, 2, 3, 4, 5, 6, 7 and 8; Nays, None, Not Present, the Mayor; approved a settlement of American Medical Services of San Diego (American) v. City of San Diego (San Diego), San Diego Superior Court Case No. 678315, by, among other things, agreeing to pay American the sum of \$138,000.00 for certain medical supplies used by the City; 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 \$69,000.00 now and an additional \$69,000.00 on July 1, 1996 in settlement of each and every claim against the City of San Diego, its agents and employees, arising out of the case, American Medical Services v. City of San Diego;

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller be and he is hereby authorized to issue one check in the amount of \$69,000.00 now and one check in the amount of \$69,000.00 payable on July 1, 1996, made payable to American

Medical Services of San Diego in full settlement of the lawsuit
and of all claims.

APPROVED: John W. Witt, City Attorney

By 
C. Alan Sumption
Senior Chief Deputy City Attorney

CAS:dk:Lit.
10/31/95
Aud.Cert: 9600515
Or.Dept:Risk Mgmt
R-96-523
Form=r.claim1

R- 286566

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

CERTIFICATE OF UNALLOTTED BALANCE AC 9600515

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 \$ 138,000.00

Vendor AMERICAN MEDICAL SERVICES

Purpose AUTHORIZING EXPENDITURE OF FUNDS FOR SETTLEMENT OF PROPERTY DAMAGE

CLAIM. CITY FILE #LP95-0120-0167

Date NOVEMBER 1, 1995 By: *Lillian Reese*

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		4824	081141				\$138,000.00
TOTAL AMOUNT										\$138,000.00

FUND OVERRIDE

AC 9600515

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