

RESOLUTION NUMBER R- 287221

ADOPTED ON APR 22 1996

WHEREAS, in Closed Session on March 19, 1996, the City Council, by the following vote: Yea -- 9:0, all present; 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 an amount not to exceed \$30,000 in the settlement of each and every claim against The City of San Diego, its agents and employees resulting from an incident occurring on June 25, 1994, resulting in case Nos. S.D. Superior Court No. 688649, S.D. Municipal Court No. 571102, and S.D. Municipal Court No. 578485.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller be and he is hereby authorized to issue one check to in the amount of \$15,000, made payable to Misael Orozco Huerta and his attorney Beth Steigerwalt, in full settlement of all his claims. The remaining actions which constitute full resolution of all claims resulting from the incident will be accomplished within the parameters authorized hereby.

APPROVED: JOHN W. WITT, City Attorney

By



Michael R. McGuinness
Deputy City Attorney

MRM:cl:Lit
4/9/96
Aud.Cert:9601082
Or.Dept:084
R-96-1226

The City of San Diego
CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

CERTIFICATE OF UNALLOTTED BALANCE AC 9601082

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 \$ 30,000.00

Vendor Miseal Orozco Huerta, Walter Davis and Lourdes Valdez

Purpose Authorizing the expenditure of funds in settlement of Bodily Injury Claim, #AX94-0705-6156.

Date April 8, 1996 By: *Kimberly Rice*

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	40012	700	209	4824	005409		41500		\$30,000.00
TOTAL AMOUNT										\$30,000.00

FUND OVERRIDE

R- 287221 APR 22 1996