

(R-97-1072)

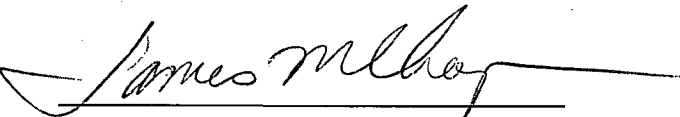
RESOLUTION NUMBER R- 288665

ADOPTED ON MAY 13 1997

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 sum of \$215,000.00 in the settlement of each and every claim against The City of San Diego, its agents and employees resulting from property damage to Harle Montgomery.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller be and he is hereby authorized to issue multiple checks in varying amounts, not to exceed \$215,000.00, made payable to Luth & Turley, Inc., the City's small construction contractor on behalf of Harle Montgomery, in full settlement of all claims.

APPROVED: CASEY GWINN, City Attorney

By 
James M. Chapin
Head Deputy City Attorney

JMC:vtc:Civ.
April 16, 1997
Aud.Cert: AC9701021
Or.Dept: Risk Mgmt
R-97-1072
Form=r.claim2
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**The City of San Diego
CERTIFICATE OF CITY AUDITOR AND COMPTROLLER**

CERTIFICATE OF UNALLOTTED BALANCE

AC 9701021
ORIGINATING DEPT. NO.: 086

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 \$ 215,000.00

Vendor Luth & Turley, Inc

Purpose Authorizing the expenditure of funds in settlement of property damage claim of Harle Montgomery city file, LP97-0705-2792.

Date April 14, 1997 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	41500	760	629	4824	006180				\$215,000.00
TOTAL AMOUNT										\$215,000.00

FUND OVERRIDE

AC 9701021

R-288665

MAY 13 1997