

RESOLUTION NUMBER R- 288694

ADOPTED ON MAY 27 1997

WHEREAS, in Closed Session on May 6, 1997, the City Council by the following vote:
Yeas, Districts 1, 2, 3, 6, 7, 8, The Mayor; Not Present, Districts 4, 5; 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 \$37,750.00 in the settlement of each and every claim against the City of San Diego, its agents and employees, in San Diego Superior Court Case No. 680541, *Joann McMinn v. James Dossett, et al* resulting from an incident occurring on September 8, 1993.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller be and he is hereby authorized to issue one check in the amount of \$37,750.00, made payable to Joann McMinn and her attorneys of record Tom Adler and James Eischen, Jr., in full settlement of the lawsuit and of all claims against the City of San Diego.

APPROVED: CASEY G. GWINN, City Attorney

By



William S. Donnell
Deputy City Attorney

WSD:CL:CIV

5/7/97

Aud.Cert: 9701104

Or.Dept:Risk Mgmt. 084

R-97-1162

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

CERTIFICATE OF UNALLOTTED BALANCE

AC 9701104
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
01										
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 \$ 37,750.00

Vendor Joann McMinn and her attorneys of record Tom Adler and James Eishen.

Purpose Authorizing expenditure of funds for settlement of property damage claim.

City file # LP94-0110-1147

Date May 8, 1997 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
01	0	81140	81140		4824	081141				\$37,750.00
TOTAL AMOUNT										\$37,750.00

AC-361 (REV 2-92)

FUND OVERRIDE

R 288694

MAY 27 1997

AC 9701104