

(R98-120)

RESOLUTION NUMBER R-288999

ADOPTED ON JULY 22, 1997

WHEREAS, in Closed Session on July 22, 1997, the City Council, by the following vote:
Yeas, Districts NOS. 1, 2, 4, 5, 6, 7 and Mayor Golding, 0 Nays, Districts 3 and 8 not 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 the total sum of \$140,901.63 in the settlement
of each and every claim against The City of San Diego, its agents and employees, Superior Court
Case No.702059, Suzanne Pelayo v. City of San Diego, et al., resulting from the personal injury
claim to Suzanne Pelayo, as a result of an incident which occurred on December 4, 1995.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller be and he is
hereby authorized to issue one check in the amount of \$140,901.63, made payable to Suzanne
Pelayo and Brooks Iler, her attorney of record, in full settlement of the lawsuit and of all claims.

BE IT FURTHER RESOLVED, that said funds are to be payable from Fund No. 41500.

APPROVED: CASEY GWINN, City Attorney

By



Sim von Kalinowski
Deputy City Attorney

SVK:DB:CIV

07/28/97

Aud.Cert:9800085

Or.Dept: Eng./Dev.

R-98-120

Form=claimr.frm

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

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING AC 9800085
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 \$ 140,901.63

Vendor Suzanne Pelay and Brooks Iler, her attorney of record

Purpose Authorizing the expenditure of funds in settlement of personal injury claim city file LX96-0705-3846

Date July 18, 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	641	4823	006383				\$140,901.63
TOTAL AMOUNT										\$140,901.63

FUND OVERRIDE

JUL 22 1997

R- 288999

AC 9800085