

RESOLUTION NUMBER 289770


ADOPTED ON FEB 24 1998

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 \$34,300.00 in the settlement of each and every claim against The City of San Diego, its agents and employees resulting from injuries sustained by Plaintiffs Summer Boyd and Teri Lyn Kern during and subsequent to a traffic accident caused by Defendant City employee Lonnie Charles Green on July 2, 1996, at the intersection of Northside Drive and Friars Road in the City of San Diego, as is more fully set forth and alleged in *Summer Boyd, et al. v. Lonnie Green, et al.*, San Diego Superior Court Case No. 708996.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller be and he is hereby authorized to issue two checks, the first, in the amount of \$25,000.00, made payable to Summer Boyd and her attorney of record Julia Haus, and the second, in the amount of \$9,300.00, made payable to Teri Lyn Kern and her attorney of record Julia Haus, in full settlement of the lawsuit and of all claims made therein.

APPROVED: CASEY GWINN, City Attorney

By



Michael R. McGuinness,
Deputy City Attorney

MRM:kjk:Civ.
February 24, 1998
Aud.Cert:9800975
Or.Dept:Risk Mgmt.
R-98-908

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

CERTIFICATE OF UNALLOTTED BALANCE

AC 9800975
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 \$ 34,300.00

Vendor Summer Boyd & Julie E. Haus, her attorney of record (\$25,000); Terri Lyn Kern & Julie E Haus, her attorney of record (\$9,300)

Purpose Authorizing expenditure of funds for settlement of personal injury claim of Summer Boyd, et. al.

City File# AX97-0110-0091

Date February 19, 1998

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		4821	081141	Summer Boyd/Julie Haus			\$25,000.00
2	0	81140	81140		4821	081141	Terri Lyn Kern/Julie Haus			9,300.00
TOTAL AMOUNT										\$34,300.00

AC-361 (REV 2-92)

FUND OVERRIDE

R-289770

FEB 24 1998

AC 9800975