

(R-98-422)

RESOLUTION NUMBER R- 289774

ADOPTED ON FEB 24 1998

BE IT RESOLVED, by the Council of The City of San Diego, that the recommendations contained in City Manager Report No. 97-175, dated September 26, 1997, on file in the office of the City Clerk as Document No. RR- 289774 from the Civic Events and Promotional Programs Working Group, are approved, as amended by the Natural Resources and Culture Committee, to revise guideline # 5 to read as follows:

5. **Support innovation and creativity in programs and events which stimulate a greater awareness of neighborhoods and their unique characteristics.**

APPROVED: CASEY GWINN, City Attorney

By Stuart H. Swett
Stuart H. Swett.
Deputy City Attorney

SHS:smf
10/10/97
Or.Dept:FM
R-98-422
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(R-98-913)

RESOLUTION NUMBER R- 289775

ADOPTED ON FEBRUARY 24, 1998

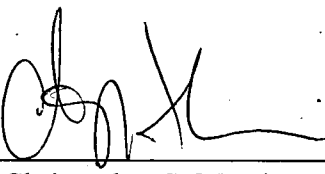
WHEREAS, in Closed Session on February 24, 1998, the City Council, by the following vote: Yeas, Districts 1, 2, 3, 5, 6, 7, 8, and Mayor Golding, not present, District 4, approved the following: NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, as follows: That the City Manager be and he is hereby authorized and empowered to pay the total sum of \$55,500 (Fifty Five Thousand Five Hundred Dollars) in the settlement of each and every claim against The City of San Diego, its agents and employees, brought by Mary Beth Tucci, Shannon Whitaker, 20th Century Insurance, and Yefim Lifshits, resulting from personal injury that occurred on or about August 30, 1996, in the vicinity of State and Laurel Streets, San Diego.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller be and he is hereby authorized to issue four checks: one in the amount of \$15,000 made payable to to Mary Beth Tucci and her attorney Ernest M. Gross, a second check in the amount of \$13,500 made payable to Shannon Whitaker and her attorney Lori Clark, a third check in the amount of \$9,000, made payable to 20th Century Insurance and its attorney Steven M. O'Neal, and a fourth check,

not to exceed \$18,000, will be requested in the future with a sum certain, payable to Yefim Lifshits and his attorney Arthur Liberty, in full settlement of the lawsuit and of all claims.

APPROVED: CASEY GWINN, City Attorney

By 

Christopher S. Morris
Deputy City Attorney

CSM:hk:Civ.
3/2/98
Or.Dept: Risk Management
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R- 289775

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

CERTIFICATE OF UNALLOTTED BALANCE

AC 9800941
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 \$ 55,500.00

Vendor Mary Tucci & Ernest Gross, her attorney (\$15,000); Shannon Whitaker & Lori Clark, her attorney (\$13,500); 20th Century Ins. as subrogee of Mary Tucci and their attorney Steve O'Neal (\$9,000); Yefim Lifshits & Arthur Liberty, his attorney (up to but not exceeding \$18,000)

Purpose Authorizing expenditure of funds for settlement of property damage & personal injury claims of Mary Tucci, et. al. City file #AX97-0110-2099

Date February 10, 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	Mary Tucci & Ernest Gross			\$15,000.00
2	0	81140	81140		4821	081141	Shannon Whitaker & Lori Clar			13,500.00
3	0	81140	81140		4821	081141	20th Century & Steve O'Neal			9,000.00
4	0	81140	81140		4821	081141	Yefim Lifshits & Arthur Liberty			18,000.00
TOTAL AMOUNT										\$55,500.00

AC-361 (REV 2-92)

FEB 24 1998

R-289775

FUND OVERRIDE

AC 9800941