

(R-98-1117)

RESOLUTION NUMBER R- 289939

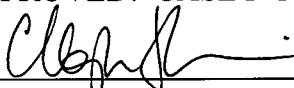
ADOPTED ON APRIL 7, 1998

WHEREAS, in Closed Session on April 7, 1998, the City Council, by the following vote:  
Yeas, Districts 1, 2, 4, 5, 6, 7 and 8, not present, District 3 and Mayor Golding, 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 \$85,000.00  
(Eighty Five Thousand and No/100s Dollars) in the settlement of each and every claim against  
The City of San Diego, its agents and employees, brought by Catalina and Clemente Vazquez  
resulting from personal injury that occurred on or about July 5, 1996, in the vicinity of  
San Dieguito Road, Between Winland Hills Drive and Camino Santa Fe, San Diego.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller be and he is  
hereby authorized to issue one check in the amount of \$85,000 made payable to Catalina and  
Clemente Vazquez and their attorney Frederick Schenk, 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.

4/13/98

Or.Dept: Risk Management

Aud.Cert: 9801087

R-98-1117

Form=reswot.res

L:\MORRIS\701335\RESO\RESO.RES

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

**CERTIFICATE OF UNALLOTTED BALANCE**

AC 9801087  
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 \$ 85,000.00

Vendor Clemente and Catalina Vazquez and their attorney of record, Frederick Shenk

Purpose Authorizing expenditure of funds for settlement of Personal Injury Claim of Clemente Vazquez,

et al. City File #: LX96-5407-3132

Date March 19, 1998 By: *Robb Weber*

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     | 81144 | 81144 |      | 4823    | 081144    |                   |            |          | \$85,000.00 |
|                 |       |       |       |      |         |           |                   |            |          |             |
|                 |       |       |       |      |         |           |                   |            |          |             |
|                 |       |       |       |      |         |           |                   |            |          |             |
|                 |       |       |       |      |         |           |                   |            |          |             |
| TOTAL AMOUNT    |       |       |       |      |         |           |                   |            |          | \$85,000.00 |

FUND OVERRIDE

*R* 289939

APR 07 1998

AC 9801087