

(R-99-758)

RESOLUTION NUMBER R- 291170

ADOPTED ON JAN 11 1999

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 \$80,756.15 in the settlement of each and every claim against The City of San Diego, its agents and employees, resulting from the property damage claim of Shelly Newbon, et al..

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller be and he is hereby authorized to issue one check in the amount of \$80.756.15, made payable to Luth & Turley, Inc. in full settlement of all claims.

APPROVED: CASEY GWINN, City Attorney

By   
James M. Chapin  
Head Deputy City Attorney

JMC:vtc:Civ.  
12/30/98  
Aud.Cert:AC9900696  
Or.Dept:Risk.Mgmt  
R-99-758  
Form=claim2r.frm

LACHAPINNONLEGAL\R-99-758.RES

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

**CERTIFICATE OF UNALLOTTED BALANCE**

ORIGINATING DEPT. NO.: AC 9900696  
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 \$ 80,756.15

Vendor Luth & Turley, Inc.

Purpose Authorizing the expenditure of funds in settlement of the property damage claim of Shelly Newbon, city file #LP98-0705-2599.

Date December 30, 1998 By: *Kimberly Price*

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	503	4824	050301				\$80,756.15
TOTAL AMOUNT										\$80,756.15

FUND OVERRIDE

*R* 291170

JAN 11 1999 AC 9900696