

(R-2000-873)

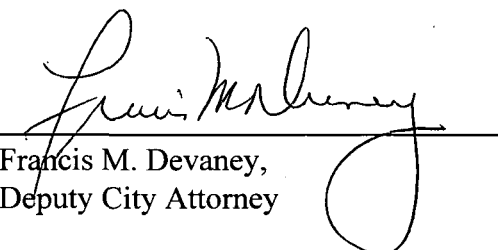
RESOLUTION NUMBER R- 292676

ADOPTED ON FEB 01 2000

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 \$500,000 in the settlement of each and every claim against The City of San Diego, its agents and employees, arising from the death of Aleszondra Afflalo and the injuries incurred by Adam Afflalo in an automobile accident that occurred on Waring Road in the City of San Diego on January 21, 1999, as is more fully set forth and alleged in San Diego Superior Court Case Nos. 729836, Afflalo v. Kernes, et al., and 735022, Gilstrap, et al. v. City of San Diego, et al.

BE IT FURTHER RESOLVED that the City Auditor and Comptroller be and he is hereby authorized to issue multiple checks made payable to various payees for a total amount of \$500,000 in full settlement of both of the lawsuits and of all claims made therein.

APPROVED: CASEY GWINN, City Attorney

By 
Francis M. Devaney,
Deputy City Attorney

FMD:km
1/28/00
Aud.Cert:AC2000700
Or.Dept:Risk Mgmt.
R-2000-873
Form=claim2r.frm

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

CERTIFICATE OF UNALLOTTED BALANCE

AC 2000700
ORIGINATING DEPT. NO.: 81140

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 500,000.00 Fund 81140

Purpose To authorize the expenditure of funds for the settlement of the personal injury claim of Aleszondra Afflalo.

Date January 25, 2000 By: 

AUDITOR AND COMPTROLLER'S DEPARTMENT

| ACCOUNTING DATA | | | | | | | | | | |
|-----------------|-------|-------|-------|------|---------|-----------|-------------------|-------------|----------|--------------|
| ACCTG. LINE | CY PY | FUND | DEPT | ORG. | ACCOUNT | JOB ORDER | OPERATION ACCOUNT | BENF/ EQUIP | FACILITY | AMOUNT |
| 001 | 0 | 81140 | 81140 | | 4823 | 081141 | | | | \$500,000.00 |
| | | | | | | | | | | |
| | | | | | | | | | | |
| | | | | | | | | | | |
| TOTAL AMOUNT | | | | | | | | | | \$500,000.00 |

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 money anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered.

Not to Exceed \$ _____

Vendor _____

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

FEB 10 2000

R-292676

AC 2000700