

(R-2000-1176)

RESOLUTION NUMBER R- 292985

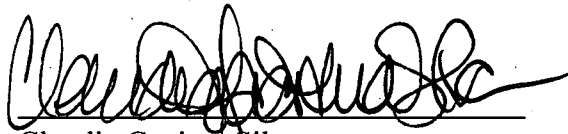
ADOPTED ON APR 11 2000

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 \$38,000 in the settlement of each and every claim against The City of San Diego, its agents and employees, in Superior Court Case No. 729176, *Thomas Perrotti, et al. v. The City of San Diego*, resulting from property damage from flooding to their property, located in Ocean Beach.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller be and he is hereby authorized to issue a check in the amount of \$8,000, made payable to Thomas Perrotti, Phyllis Perrotti, and Donald T. Whitson, Esq., 3900 Old Town Avenue, Suite 200-A, San Diego, CA, 92110, and a second check in the amount of \$30,000, made payable to Jim Seaman and Donald T. Whitson, Esq., 3900 Old Town Avenue, Suite 200-A, San Diego, CA, 92110, in full settlement of all claims.

APPROVED: CASEY GWINN, City Attorney

By



Claudia Gacitua Silva
Deputy City Attorney

CGS:ccm:Civ.
04/07/00
Aud.Cert:2000599
Or.Dept:Risk
R-2000-1176
Form=claim2r.frm

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

CERTIFICATE OF UNALLOTTED BALANCE

AC 2000599
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 \$ _____ 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 \$ 38,000

Vendor THOMAS AND PHYLLIS PERROTTI

Purpose TO AUTHORIZE THE EXPENDITURE OF FUNDS FOR THE SETTLEMENT OF PROPERTY

DAMAGE CLAIM OF THOMAS PERROTTI.

Date APRIL 5, 2000 By: *D. J. [Signature]*

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				\$30,000.00
002	0	81140	81140		4823	081141				8,000.00
TOTAL AMOUNT										\$38,000.00

FUND OVERRIDE

APR 11 2000

R-292985

AC 2000599