

(R-2001-02)

RESOLUTION NUMBER R- 293353

ADOPTED ON JUN 20 2000

WHEREAS, in Closed Session on June 20, 2000, the Council, by the following vote:

Yeas: 1, 2, 3, 4, 5, 6, 7, 8, and Mayor; Nays, None; Not Present, None; approved the following;

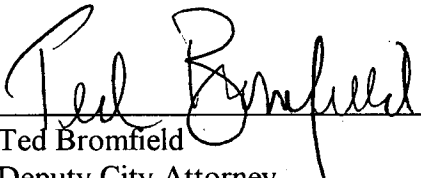
NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that the City Manager is hereby authorized to fully expend the amount of \$92,105.86 and to pay the balance of \$81,155.86 in settlement of each and every claim against the City, its agents, and employees, resulting from the property damage claim of Benito R. and Frances Guadagni (dba Alex's Brown Bag Cafe), in connection with the sewer spill of December 7, 1999.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is hereby authorized to issue one check in the amount of \$81,155.86 made payable to Luth & Turley, Inc.

APPROVED: CASEY GWINN, City Attorney

By



Ted Bromfield
Deputy City Attorney

TB:mb
06/26/00
Or.Dept:MWWD
Aud.Cert:2001234
R-2001-02
Form=r-t.frm

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

CERTIFICATE OF UNALLOTTED BALANCE

AC 2001234
ORIGINATING DEPT. NO.: 773

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 \$ 92,105.86

Vendor Luth & Turley Inc.

Purpose Settlement of Property Damage Claim of Benito R. & Frances Guadagni dba Alex's Brown Bay

Cafe City File #: LP00-7773-1580

Date June 8, 2000

By: *Dianne Hoffman*

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	41506	773	220	4824	002213				\$92,105.86
TOTAL AMOUNT										\$92,105.86

FUND OVERRIDE