

RESOLUTION NUMBER R- 293912

ADOPTED ON OCT 02 2000

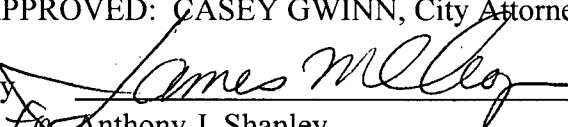
WHEREAS, in Closed Session on September 12, 2000, the City Council, by the following vote: Yeas, Districts 1, 2, 3, 4, 6, 7, and 8, vacant District 5, not present Mayor Golding, approved the following: NOW, THEREFORE,

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 execute, for and on behalf of said City, a Release in Full in the settlement of each and every claim against the City of San Diego, its agents and employees, in Superior Court Case No. 724216, *Sea Point Townhomes Community Association v. City of San Diego, et al.*, resulting from flooding damages caused by ruptures of a large City storm drain.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller be and he is hereby authorized to issue one check in the amount of \$30,000 made payable to Sea Point Townhomes Community Association and its attorney Michael D. Drennan, of Epsten, Danow, Howell & Gatlin, in full settlement of the lawsuit and of all claims.

APPROVED: CASEY GWINN, City Attorney

By


Anthony J. Shanley
Deputy City Attorney

AJS:hk:Civ

9/12/00

Aud.Cert: 2100359

Or.Dept: Risk Management

R-2001-415

Form=claimr.frm

L:SHANLEY724216/reso

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

CERTIFICATE OF UNALLOTTED BALANCE

AC 2100359
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 \$ 30,000

Vendor Sea Point Townhomes Community Association

Purpose To authorize expenditure for settlement of personal property damage claim.

Date 9/22/00

By: Albert Cuevas

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	81140	81140		4824	081141				\$30,000.00
TOTAL AMOUNT										\$30,000.00

FUND OVERRIDE

R 293912

OCT 03 2000

AC 2100359