

(R-2001-952)

RESOLUTION NUMBER R 294315

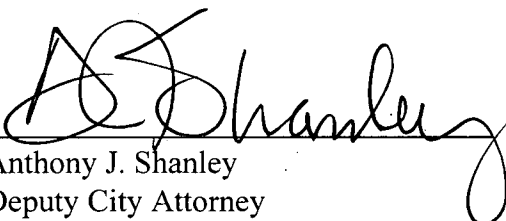
ADOPTED ON DEC 05 2000

WHEREAS, in Closed Session on December 5, 2000, the City Council, by the following vote: Yeas, Districts 1, 2, 3, 4, 5, 7 and the Mayor, Nay, District 6, Vacant, District 8, 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 pay up to an additional \$500,000.00 for expert witness fees that relate to the property damage claim of De La Fuente Business Park, Inc., in Superior Court Case No. 692794, *Border Business Park, Inc., formerly known as De La Fuente Business Park, Inc. v. City of San Diego.*

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller be and he is hereby authorized to issue payments up to and not exceeding \$500,000.00 made payable to KPMG and/or Joseph D'Antoni as expert witnesses.

APPROVED: CASEY GWINN, City Attorney

By 
Anthony J. Shanley
Deputy City Attorney

AJS:hk
11/30/00
Aud.Cert: AC 2100640
Or.Dept: Risk Management
R-2001-952
Form=claim2r.frm

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

CERTIFICATE OF UNALLOTTED BALANCE

AC 2100640
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 \$ 500,000

Vendor KPMG and/or Joseph D'Antoni

Purpose To authorize additional expenditure for expert witness expenses relating to the property damage claim of the De La Fuente Business Park.

Date 11/30/00 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
001	0	81140	81140		4141	081141				\$500,000.00
TOTAL AMOUNT										\$500,000.00

FUND OVERRIDE

DEC 05 2000

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