

C.S.

(R-2002-249)

RESOLUTION NUMBER R- 295217

ADOPTED ON JUL 23 2001

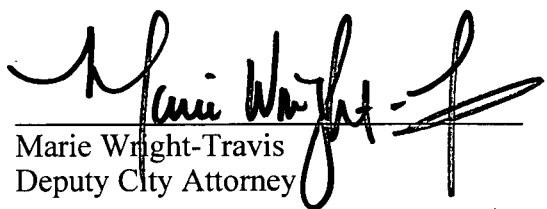
WHEREAS, in Closed Session on July 23, 2001, the Council, by the following vote:
Yeas, Districts 1, 2, 3, 4, 6, 7, 8; District 5, absent; Mayor, Yea; Nays, None; approved the
settlement of Ortiz Corporation, Inc.'s claim against the City; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that the City Manager is
hereby authorized and empowered to pay the total sum of \$325,000.00 in the settlement of each
and every claim against The City of San Diego, its agents, and employees, in Claim
LP 01-7777-1877, Ortiz Corporation, Inc. for an increase in expenditure of funds for Change
Order No. 2 for the construction of Home Avenue Trunk Sewer, Contract #2. (CIP 461391)

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is hereby
authorized to issue one check in the amount of \$325,000.00 made payable to Ortiz Corporation,
Inc., in full settlement of all claims in this matter.

BE IT FURTHER RESOLVED, that said settlement is payable as follows: \$325,000.00
from Fund No. 41506, Department 773, Account 4905, Job Order 173944.

APPROVED: CASEY GWINN, City Attorney

By 
Marie Wright-Travis
Deputy City Attorney

MWT:sw
07/24/01
Aud.Cert: 2101289
Or.Dept: Field Engineering
R-2002-249
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**The City of San Diego
CERTIFICATE OF CITY AUDITOR AND COMPTROLLER**

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING AC 2101289
DEPT. NO.: 760

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.

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 \$ 72,617.03

Vendor Ortiz Corporation

Purpose Authorizing an increase in the expenditure of funds for Change Order no 2 for the construction of Home Avenue Trunk Sewer, Contract #2. (CIP 461391)

Date June 19, 2001

By: *Robecky Weber*

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	960	4905	173944				\$72,617.03
TOTAL AMOUNT										\$72,617.03

FUND OVERRIDE