

(R-2002-1111)

RESOLUTION NUMBER R- 296125

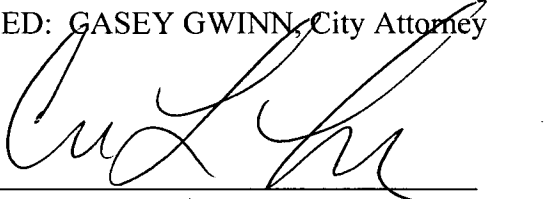
ADOPTED ON FEB 26 2002

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 \$150,000 in the settlement of each and every claim against the City of San Diego, its agents and employees, in San Diego Superior Court Case No. 729830, *Janette Dutcher v. City of San Diego*, resulting from personal injury to Janette Dutcher.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller be and he is hereby authorized to issue one check in the amount of \$150,000, made payable to Plaintiff and her attorneys of record in full settlement of all claims.

APPROVED: GASEY GWINN, City Attorney

By

  
Carra L. Lassman  
Deputy City Attorney

CLL:ms  
2/21/02  
Aud.Cert: 2200846  
Or.Dept: Risk Management Dept.  
R-2002-1111  
Form=claim2r.frm

05-1

**Office of  
The City Attorney  
City of San Diego**

**MEMORANDUM  
MS 59**

**533-5800**

**DATE:** February 26, 2002  
**TO:** City Clerk  
**FROM:** City Attorney  
**SUBJECT:** *Janette Dutcher v. City of San Diego*  
Superior Court Case No. 729830

[Resolution No. 2002-1111]

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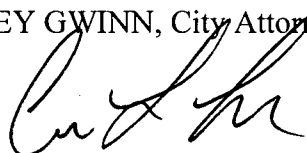
Attached please find a resolution (R-296125) which was adopted by the City Council in Closed Session on February 26, 2002, with a unanimous vote. The Auditor's Certificate was available to the Council in Closed Session.

Pursuant to the requirements, it will be necessary for this resolution to be placed on a Council Docket under PUBLIC NOTICE so that the official and public record will reflect the adoption of this resolution.

It is therefore requested that it be calendared for the next available docket.

CASEY GWINN, City Attorney

By



Carra L. Lassman  
Deputy City Attorney

CLL:ms.  
Attachments  
cc: Peter Yee

R 296125

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

**CERTIFICATE OF UNALLOTTED BALANCE**

AC 2200846  
ORIGINATING DEPT. NO.: 84

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									
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: \$150,000.00

Vendor: Janette Dutcher

Purpose: Authorizing the expenditure for settlement of the personal injury claim to Janette A. Dutcher.

Date: February 21, 2002 By: *[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	3501	4823	81141				\$150,000.00
TOTAL AMOUNT										

*R-296125*

**FEB 26 2002**

AC 2200846