

RESOLUTION NUMBER R- 296270

ADOPTED ON APR 09 2002


WHEREAS, in Closed Session on March 19, 2002, the City Council, by the following vote: Yeas, Districts 1 through 6, 8 and Mayor Dick Murphy; Nays, 0 Districts; not present District 7, and 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 the total sum of \$50,000 in the settlement of each and every claim against the City of San Diego, its agents and employees, in Superior Court Case No. GIC 762590 *Scott Weaver v. City of San Diego, et al.* resulting from the property damage claim of Scott Weaver.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller be and he is hereby authorized to issue one check in the amount of \$50,000 made payable to SCOTT WEAVER and his attorney, ROBERT P. OTTILIE, in full settlement of the lawsuit and of all claims.

BE IT FURTHER RESOLVED, that said funds are to be payable from Fund No. 41506.

APPROVED: CASEY GWINN, City Attorney

By   
David Brodie  
Deputy City Attorney

DB:dmt  
03/19/02  
Aud.Cert: 2200918  
Or.Dept: 773  
R-2002  
Form=claimr.frm

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

**CERTIFICATE OF UNALLOTTED BALANCE**

AC 2200918  
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

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 \$ 50,000.00

Vendor Scott Weaver adn Robert P. Otilie

Purpose Authorizing the expenditure of funds for the settlement of the property damage claim with Scott

Weaver. City File# LP00-7773-2160

Date March 14, 2002 By: *She Ann Jones Santoi*

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				\$50,000.00
TOTAL AMOUNT										\$50,000.00

FUND OVERRIDE