

RESOLUTION NUMBER R-297076

ADOPTED ON September 17, 2002

WHEREAS, in Closed Session on September 17, 2002, the City Council, by the following vote: Yeas, Districts 1, 2, 3, 4, 6, 7, 8 and Honorable Mayor, Nays, None, Not Present, District 5, approved the following; NOW, THEREFORE,

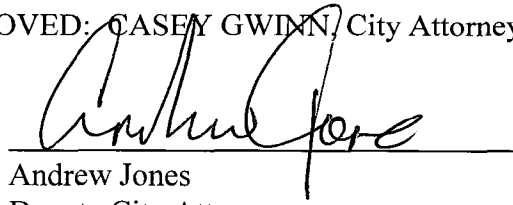
BE IT RESOLVED, by the Council of the City of San Diego, that the City Manager be and is hereby authorized and empowered to pay the total sum of \$50,000 in the settlement of each and every claim against the City of San Diego, its agents and employees, in United States District Court, Southern District of California, Case No., 01cv2501 H (JFS), *Raspolich v. City of San Diego, et al.* resulting from personal injury to Damon Raspolich.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller be and is hereby authorized to issue one check in the amount of \$50,000, made payable to Damon Raspolich and Michael R. Marrinan, his attorneys of record, in full settlement of the lawsuit and of all claims.

BE IT FURTHER RESOLVED, that said funds are to be payable from Fund No. 81140, Public Liability Reserve Fund.

APPROVED: CASEY GWINN, City Attorney

By


Andrew Jones
Deputy City Attorney

AJ:cbs:Civ.
September 17, 2002
Aud.Cert:AC 2300277
Or.Dept: RiskMgmt
R-2003-347
Form=claimr.frm

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

CERTIFICATE OF UNALLOTTED BALANCE

AC 2300277
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										
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: \$50,000.00

Vendor: Damen Raspolich

Purpose: Authorizing the expenditure for the settlement of the personal injury claim of Damen Raspolich.

Date: September 10, 2002

By: _____

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	3111	4823	81141				\$50,000.00
TOTAL AMOUNT										\$50,000.00

AC-361 (REV 2-92)

FUND OVERRIDE

AC 2300277

R-297076

SEP 17 2001