

(R-2003-550)

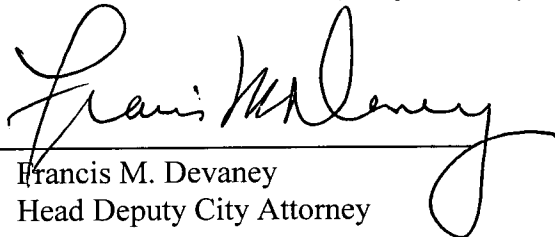
RESOLUTION NUMBER R- 297233

ADOPTED ON OCTOBER 22, 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 \$234,145.38 in complete settlement of each and every claim against the City of San Diego, its agents and employees, resulting from a water main break on August 29, 2001, causing property damage to the homes of Shirley Davies, Cindy Kaase and Terry Greaves. The City of San Diego previously paid a sum of \$46,020.67 from damages arising from this incident.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller be and he is hereby authorized to issue three checks, one in the amount of \$133,144.17 made payable to Luth and Turley, Inc.; one in the amount of \$97,282.44 made payable to Cindy Kaase; and one in the amount of \$3,718.77 made payable to Terry Greaves in full settlement of all claims.

APPROVED: CASEY GWINN, City Attorney

By 
Francis M. Devaney
Head Deputy City Attorney

FMD:km:Civ.
10/15/02
Aud.Cert:2300419
Or.Dept: Risk Mgmt
R-2003-550
Form=claim2r.frm

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

CERTIFICATE OF UNALLOTTED BALANCE AC 2300419

ORIGINATING 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.

Amount: \$234,145.38 Fund: 41500

Purpose: Authorizing to pay the settlement of each and every claim against the City, its agents and employees, resulting from the property damage to Shirley Davies et al.

Date: October 10, 2002 By: *B. J. [Signature]*
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	41500	760	503	4824	50301				\$234,148.38
TOTAL AMOUNT										\$234,148.38

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: _____

Vendor: _____

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										

AC-361 (REV 2-92)

FUND OVERRIDE

R-297233

OCT 22 2002

AC 2300419