

RESOLUTION NUMBER R-297710

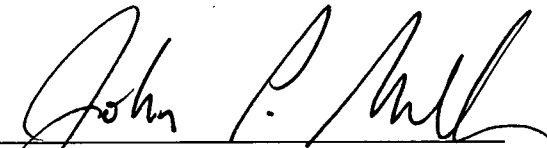
ADOPTED ON MARCH 4, 2003

BE IT RESOLVED, by the Council of the City of San Diego, that the City Manager is hereby authorized to pay the sum of \$1,251,000 in settlement of each and every claim against the City of San Diego, its agents and employees, in Superior Court Case No. 800628, *Brown Field Aviation Park, LLC v. City of San Diego*.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is hereby authorized to issue one check in the amount of \$1,251,000, made payable to Brown Field Aviation Park LLC and Law Offices of Mazzarella, Dunwoody and Caldarelli in full settlement of all claims.

BE IT FURTHER RESOLVED, that the City Manager and Comptroller is hereby authorized to transfer the sum of \$1,251,000 from the Airport Enterprise Fund balance, Fund 41100 to Fund 41100, Department 720, Org 2102, Object Account 4141, Job Order 255356.

APPROVED: CASEY GWINN, City Attorney

By 
John P. Mullen
Deputy City Attorney

JPM:ai
2/13/03
Aud.Cert:2300877
Or.Dept:Risk Mgt
R-2003-1014
Form=claim2r.frm

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

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING

AC 2300877
DEPT. _____
NO. 084

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

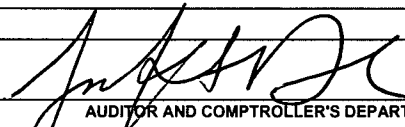
CERTIFICATION OF UNENCUMBERED BALANCE

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: \$1,500,000.00

Vendor: BROWN FIELD AVIATION PARK LLC

Purpose: Authorizing the expenditure of funds for the purpose of a settlement of claim/lawsuit.

Date: February 12, 2003 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	41100			9544						\$1,500,000.00
TOTAL AMOUNT											\$1,500,000.00

FUND OVERRIDE

AC-361 (REV 2-92)

AC 2300877

R-297710

MAR 04 2003