

RESOLUTION NUMBER 297800

ADOPTED ON APR 01 2003

WHEREAS, in Closed Session on March 18, 2003, the City Council, by the following vote: Yeas, 9, Districts 1 through 8 and Mayor Dick Murphy; Nays, 0, 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 sum of \$105,000 in the settlement of each and every claim against the City of San Diego, its agents and employees, in Superior Court Case No. GIC 792808 *Jack William Parkes v. City of San Diego, et al.* resulting from the personal injury claim of Jack William Parkes.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller be and he is hereby authorized to issue one check in the sum of \$105,000 made payable to JACK WILLIAM PARKES and his attorney, GERACI KESSLER LLP, 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.

APPROVED:

CASEY GWINN, City Attorney

By



Maria C. Severson  
Deputy City Attorney

MCS:dmt  
3/19/03  
Aud.Cert: 2300957  
Or.Dept: 81140  
R-2003-1135  
Form=claimr.frm

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

**CERTIFICATE OF UNALLOTTED BALANCE**

AC 2300957

ORIGINATING DEPT. NO.: 81140

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: \$105,000.00

Vendor: Jack William Parkes

Purpose: Authorizing the expenditure to pay the total sum of \$105,000.00 in settlement of each and every claim against the City, its agents and employees, resulting from the personal injury claim to Jack William Parkes.

Date: March 5, 2003 By: *David Kloz*  
 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	3403	4821	81141				\$105,000.00
TOTAL AMOUNT										\$105,000.00

FUND OVERRIDE

AC-361 (REV 2-92)

AC 2300957

*R* 297800 APR 01 2003