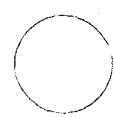


T250



(R-2003-1442)
CORR. COPY

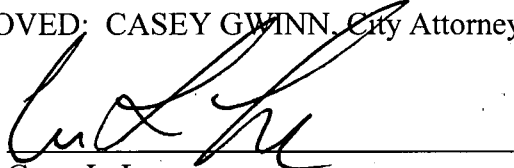
RESOLUTION NUMBER R- 298048

ADOPTED ON JUN 03 2003

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 \$149,522.67 in the settlement of each and every claim against the City of San Diego, its agents and employees, in Superior Court Case No. GIC793119, *Jane Rice, et al. v. City of San Diego*, resulting from the property damage to Jane Rice and Frank Rice on July 30, 2001.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller be and he is hereby authorized to issue two checks one made payable to Procopio, Cory, Hargreaves & Savitch, LLP, Client Trust Account, in the amount of \$72,000.00 and one made payable to Safeco Property and Casualty Insurance and their attorney of record, Stephen C. Rasak, in the amount of \$61,581.12 in full settlement of the lawsuit and of all claims.

APPROVED: CASEY GWINN, City Attorney

By 
Carra L. Lassman
Deputy City Attorney

CLL:ms
6/3/03
6/16/03 Corrected Copy
Aud.Cert: AC2301201 and AC2301202
Or.Dept: Risk Management
R-2003-1442

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

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING

AC 2301201
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
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: \$72,000.00

Vendor: Procopio, Cory, Hargreaves & Savitch LLP Client Trust Account

Purpose: Authorizing the expenditure of funds for the settlement of the property damage claim with Jane and Frank Rice. City File # LP02-7773-0341

Date: May 28, 2003 By: *Anne Marie Santol*

AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
2	0	41506	773	220	4824	2213				\$72,000.00
TOTAL AMOUNT										\$72,000.00

FUND OVERRIDE

R-298048

JUN 03 2003

AC 2301201

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

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING

AC 2301202
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
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: \$61,581.12

Vendor: Safeco Property & Casualty Insurance and Stephen C. Rask

Purpose: Authorizing the expenditure of funds for the settlement of the property damage claim with Jane and Frank Rice. City File # LP02-7773-0341

Date: May 28, 2003 By: *Anne Jones Santos*

AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
2	0	41506	773	220	4824	2213				\$61,581.12
TOTAL AMOUNT										\$61,581.12

FUND OVERRIDE

AC-361 (REV 2-92)

R-298048

JUN 03 2003

AC 2301202