

RESOLUTION NUMBER R-298616

ADOPTED ON NOVEMBER 18, 2003

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 sum of \$235,000 in the settlement of each and every claim against the City of San Diego, its agents and employees, in Superior Court of California, Case No. GIC804108, *Josefina Rivera v. City of San Diego*, resulting from personal injury to Josefina Rivera.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller be and is hereby authorized to issue one check in the amount of \$235,000 made payable to Plaintiff and her attorney of record in full settlement of all claims.

APPROVED: CASEY GWINN, City Attorney

By



Heidi A. Wierman  
Deputy City Attorney

HAW:ms  
11/17/03  
Or.Dept: Risk Management  
R-2004-569  
AC: 2400517

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

**CERTIFICATE OF UNALLOTTED BALANCE**

AC 2400517

ORIGINATING

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: \$235,000.00

Vendor: Josefina Rivera

Purpose: To authorize the expenditure of funds to settle the personal injury claim with Josefina Rivera.

Date: November 14, 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
1	0	41506	773	170	4821	001720				\$235,000.00
TOTAL AMOUNT										\$235,000.00

FUND OVERRIDE

AC 2400517

298616