

RESOLUTION NUMBER R-298913

ADOPTED ON **MAR 08 2004**

WHEREAS, in Closed Session on January 20, 2004, the City Council, by the following vote: unanimous with Mayor Dick Murphy and all Council Members in attendance, 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 \$125,000 in the settlement of each and every claim against the City of San Diego, its agents and employees, in Superior Court Case No. 02cv02329B (RBB), *Michelle Goodbrand v. City of San Diego, et al.* arising from the false arrest and excessive force claims of Michelle Goodbrand.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller be and he is hereby authorized to issue a check in the sum of \$125,000 made payable to MICHELLE GOODBRAND and Attorney MICHAEL MARRINAN 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
02/20/2004
Aud.Cert: 2400816
Or.Dept: 81140
R-2004-891
Form=claimr.frm

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

CERTIFICATE OF UNALLOTTED BALANCE

AC 2400816

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: \$125,000.00

Vendor: Michelle Goodbrand and her attorney of record, Michael Marrinan

Purpose: Authorizing the expenditure to settle all personal injury claims of Michelle Goodbrand, in an amount not to exceed \$125,000.

Date: February 19, 2004

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	81140	81140	3111	4823	81141				\$125,000.00
TOTAL AMOUNT										\$125,000.00

FUND OVERRIDE

AC-361 (REV 2-92)

AC 2400816

R-298913

MAR 08 2004