RESOLUTION NUMBER R-_____ **302340**

DATE OF FINAL PASSAGE _____ **FEB 1 4 2007**

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN
DIEGO AUTHORIZING THE MAYOR TO SETTLE ALL
CLAIMS AGAINST THE CITY WITH REGARD TO THE
LAWSUIT FILED BY ANJA FREEMAN

WHEREAS, on September 16, 2005, Anja Freeman filed a lawsuit against the City of

San Diego titled *Anja Freeman v. City of San Diego, et al.* San Diego Superior Court Case No.
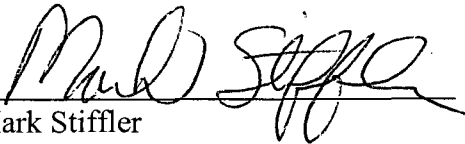
GIC 844968 [Litigation]; and

WHEREAS the City in closed session on December 5, 2006 authorized settlement of the

Litigation for an amount consistent with the amounts set forth below, NOW THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the Mayor is hereby

authorized and empowered to pay the sum of $65,000 in complete settlement of each and every

claim against the City of San Diego, its agents and employees, resulting from the personnel

claim of Anja Freeman, San Diego Superior Court Case No. GIC 844968.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is hereby

authorized to issue a check in the amount of but not exceeding $65,000 made payable to Anja

Freeman and her attorney of record, Michele A. Perfili, in full settlement of all claims.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is hereby

authorized to appropriate and transfer funds of $65,000 from the General Fund unallocated
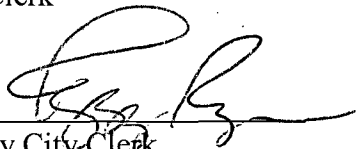
reserves to the Public Liability Fund 81140.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By   _Mark Stiffler_

Mark Stiffler
Deputy City Attorney

MS:gb
01/19/07
Aud.Cert.:27700488
Or.Dept: Risk Mgmt

I hereby certify that the foregoing Resolution was passed by the Council of the City of San
Diego, at this meeting of ___FEB 0 6 2007___ .

ELIZABETH S. MALAND
City Clerk

By_____
Deputy City Clerk

Approved: _2·14·07_
      (date)

_____
JERRY SANDERS, Mayor

Vetoed: _____
     (date)

_____
JERRY SANDERS, Mayor

302340

The City of San Diego
CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

CERTIFICATE OF UNALLOTTED BALANCE

AC _____ 2700488

ORIGINATING   DEPT. NO.: _____ 84

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: _____

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: $65,000.00

Vendor: Anja Feeman & her Attorney of record, Michele A. Perfili

Purpose: To authorize the expenditure (along with the associated appropriation and transfer from the General Fund Unallocated Reserve to the Public Liability fund) for the settlement of each and every claim against the City, its agents and employees, resulting from the Personnel Claim of Anja Freeman.

Date: January 18, 2007   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	100			9544					$65,000.00

AC-361 (REV 2-92)

FUND OVERRIDE ☐

AC _____ 2700488

R-302340   FEB 1 4 2007