

RESOLUTION NUMBER R- 302491

DATE OF FINAL PASSAGE APR 02 2007

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO
AUTHORIZING THE SETTLEMENT AGREEMENT BETWEEN
CONRAD SCHAEFER AND THE CITY OF SAN DIEGO IN THE
AMOUNT OF SEVENTY-FOUR THOUSAND DOLLARS

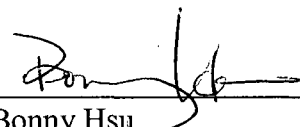
WHEREAS, in Closed Session on February 6, 2007, by motion of Council President Peters and second by Councilmember Madaffer, the City Council, by the following Vote: Yeas, 7; Nays, None; Not Present, Councilmember Hueso, approved the following motion:

To approve the mediated settlement agreement of each and every claim against the City of San Diego, its agents and employees, resulting from the personal injury and property damage claim of *Conrad Schaefer v. City of San Diego*.

BE IT RESOLVED, that the City Auditor and Comptroller be and is hereby authorized to issue a check in the sum of \$74,000 made payable to CONRAD SCHAEFER and Attorney STEVEN GNAU in full settlement of the lawsuit and of all claims.

BE IT FURTHER RESOLVED, that the City Council is hereby authorized to appropriately transfer funds of \$74,000 from the General Fund unallocated reserves to the Public Liability Fund 81140.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By 
Bonny Hsu
Deputy City Attorney

HS:my
3/9/07
Or.Dept:Risk
R-2007-883
Aud. Cert: AC2700538

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of MAR 27 2007.

ELIZABETH S. MALAND
City Clerk

By Sau Richardson
Deputy City Clerk

Approved: 4.2.07
(date)

JSL
JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

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

CERTIFICATE OF UNALLOTTED BALANCE

AC 2700538

ORIGINATING

DEPT. NO.: 084

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

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: \$74,000.00

Vendor: Conrad Schaefer and his attorney of record Steven Gnau

Purpose: To authorize the expenditure for the settlement of personal injury claim of Conrad Schaefer (and the appropriation of \$74,000 from the General Fund unallocated reserve and the transfer to the Public Liability Fund).

Date: February 6, 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
1	0	81140	81140	3302	4823	81141					\$74,000.00
TOTAL AMOUNT											\$74,000.00

FUND OVERRIDE

AC 2700538