

(R-2008-379)

114

1/8

RESOLUTION NUMBER R- 303301

DATE OF FINAL PASSAGE JAN 18 2008

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO
AUTHORIZING THE SETTLEMENT AGREEMENT BETWEEN
YEVDOKIA (DAISY) BRISTMAN AND MARK BRISTMAN AND
THE CITY OF SAN DIEGO IN THE AMOUNT OF SIX HUNDRED
THOUSAND DOLLARS

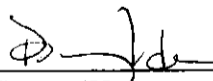
WHEREAS, in Closed Session on October 9, 2007, by motion of Council President
Peters and seconded by Council President Pro Tem Young, the City Council, by the following
Vote: Yeas, 8; Nays, 0; approved the following motion:

To approve the settlement agreement of each and every claim by Yevdokia and Mark
Bristman against the City of San Diego, its agents and employees, resulting from the personal
injury claim in *Yevdokia (Daisy) Bristman and Mark Bristman v. Western Trucking, LLC, et al.*

BE IT RESOLVED, that the City Auditor and Comptroller be and is hereby authorized to
issue a check in the sum of \$600,000 made payable to The McClellan Law Firm FBO Yevdokia
Bristman and Mark Bristman in full settlement of the lawsuit and of all claims filed by Yevdokia
and Mark Bristman.

BE IT FURTHER RESOLVED, that the City Council is hereby authorized to pay the
sum of \$600,000 from the Public Liability Fund 81140.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By 
Bonny Hsu
Deputy City Attorney

BH:my
11/2/07
Or.Dept:Risk
R-2008-379

(R-2008-379)

Aud. Cert:

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JAN - 8 2008.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 1.18.08
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

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

CERTIFICATE OF UNALLOTTED BALANCE

AC 2800409

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: _____ 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: \$600,000.00

Vendor: The McClellan Law Firm FBO Yevdokia Bristman & Mark Bristman

Purpose: Authorize the Mayor to pay the sum of \$600,000.00 in settlement of each and every claim against the City, its agents and employees, resulting from the Personal Injury Claim of Yevdokia Bristman and Mark Bristman. Authorizes the City Auditor and Comptroller to issue one check in the amount of \$600,000.00 to above vendor.

Date: November 26, 2007 By: *Paul Halbut* 11/26/07
 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	3303	4823	81141				\$600,000.00
TOTAL AMOUNT										\$600,000.00

FUND OVERRIDE

AC 2800409

R 303301

JAN 08 2008