

331
5/13

(R-2008-873)

RESOLUTION NUMBER R- 303688

DATE OF FINAL PASSAGE MAY 14 2008

SETTLEMENT OF ATTORNEYS FEES IN THE MATTER OF
ZUCCHET, MURPHY & INZUZNA V. CITY OF SAN DIEGO


WHEREAS, in Closed Session on February 4, 2008, the City Council, by the following vote: Yeas, Districts 1, 2, 3, 4, 5, and 6, Nays, District 7, Not Present, District 8, approved the following; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the Mayor be and he is hereby authorized and empowered to pay the total sum of \$88,893.95 in the settlement of each and every claim against the City of San Diego, its agents and employees, regarding attorney fees arising from the lawsuit of Michael Zucchet, Richard Murphy and Ralph Inzunza v. City of San Diego, et al., San Diego Superior Court Case No. GIC 857389.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller be and he is hereby authorized to issue one check in the amount of \$88,893.95, made payable to Coughlan, Semmer & Lipman, LLP Trust Account, in full settlement.

BE IT FURTHER RESOLVED, that said funds are to be payable from Fund No. 81140, Public Liability Reserve Fund.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By 
Joe B. Cordileone
Sr. Deputy City Attorney

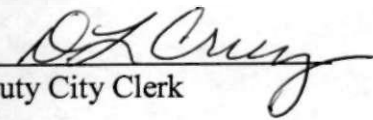
JBC:kat
04/7/08

(R-2008-873)

Or.Dept: Risk
AC: 2800683
R-2008-873

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of MAY 13 2008.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 5-14-08
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

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

CERTIFICATE OF UNALLOTTED BALANCE
ORIGINATING

AC 2800683
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: \$88,893.95

Vendor: Coughlan, Semmer & Lipman, LLP Trust Account

Purpose: Authorize the Mayor to pay from the Public Liability Fund (81140) \$88,893.95 in settlement of attorney fees against the City, its agents and employees, resulting from the lawsuits of Michael Zucchet, Richard Murphy and Ralph Inzunza vs City of SD. Authorize City Comptroller to issue one check for \$88,893.95 to above vendor.

Date: March 28, 2008 By: *Pam Wallut* 3/28/08
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	3501	4824	081141					\$88,893.95
TOTAL AMOUNT											\$88,893.95

AC-361 (REV 2-92)

FUND OVERRIDE

AC 2800683

R 303688

MAY 13 2008