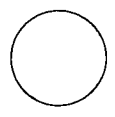


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(R-2009-348)



RESOLUTION NUMBER R- 304389

DATE OF FINAL PASSAGE NOV 24 2008

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO  
AUTHORIZING THE SETTLEMENT AGREEMENT BETWEEN  
LINDA WOODBURY AND THE CITY OF SAN DIEGO IN THE  
AMOUNT OF FOUR HUNDRED FIFTY THOUSAND DOLLARS

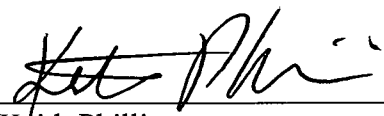
WHEREAS, in Closed Session on September 23, 2008, by motion of Councilmember  
Maienschein and second by Councilmember Young, the City Council, by the following Vote:  
Yeas, 6; Nays, None; Not Present, Council President Peters and Council President Pro Tem  
Madaffer, approved the following motion:

To approve the settlement agreement of each and every claim against the City of San  
Diego, its agents and employees, resulting from the personnel claim of *Linda Woodbury v. City  
of San Diego*, San Diego Superior Court Case No. 37-2007-00068277-CU-WT-CTL.

BE IT RESOLVED, that the City Auditor and Comptroller be and is hereby authorized to  
issue a check in the amount of but not exceeding \$450,000 made payable to the Law Offices of  
Larabee & Gruenberg, in trust, for the benefit of Linda Woodbury and her attorney Josh  
Gruenberg, in full settlement of the lawsuit and of all claims.

BE IT FURTHER RESOLVED, that the City Council is hereby authorized to pay the  
sum of \$450,000 from the Public Liability Fund 81140.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By   
Keith Phillips  
Deputy City Attorney

KP:my

9/19/2008  
Or.Dept: Risk  
Aud. Cert.: 2900289  
R-2009-348

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of NOV 18 2008.

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

Approved: 11-24-08  
(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 2900289  
 DEPT. NO.: 045

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: \$450,000.00

Vendor: Linda Woodbury and her Attorney of Record Joshua Gruenberg

Purpose: Authorize the Mayor to pay the sum of \$450,000 in settlement of each and every claim against the City, its agents and employees, resulting from the Personnel Claim of Linda Woodbury. Authorize the City Comptroller to expend and issue one check to the above vendor from the Public Liability Fund (81140)

Date: October 9, 2008 By: *Pam Halbot* 10/9/08

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	4823	081141					\$450,000.00
TOTAL AMOUNT											\$450,000.00

FUND OVERRIDE