

RESOLUTION NUMBER R- 304599

DATE OF FINAL PASSAGE FEB 05 2009

A RESOLUTION AUTHORIZING PAYMENT  
FOR THE SETTLEMENT OF ALL CLAIMS OF  
JOHN TRUNKEY AND GREG BISHOP

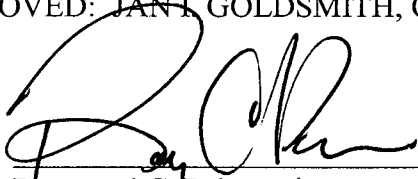
WHEREAS, in Closed Session on November 18, 2008, the City Council, by the following vote: unanimously 8-0, authorized the payment in full and final settlement of each and every claim, along with all resulting claims and damages referenced in Claim No. LP07-0705-1147, in the amount of \$835,000.00; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the Mayor or his designee is hereby authorized and empowered to pay the total sum of \$835,000.00 in full and final settlement of each and every claim against the City of San Diego, its agents and employees, resulting from Claim No. LP07-0705-1147 by John Trunkey and Greg Bishop, for property damage along with related damages and expenses which occurred on or about December 17, 2006 and thereafter.

BE IT FURTHER RESOLVED, that the City Auditor and Comptroller is hereby authorized to issue one check in the amount of \$550,000.00 in the current fiscal year following City Council and Mayoral approval of this action, and one check in the amount of \$285,000.00 in fiscal year 2010 by August 31, 2009, both made payable to BRYAN M. GARRIE, APC CLIENT TRUST ACCOUNT FBO JOHN TRUNKEY AND GREG BISHOP, in settlement of said claims, with said funds to be payable from the Water Utility Fund 41500.

BE IT FURTHER RESOLVED, that this activity is not a project and is therefore exempt from the California Environmental Quality Act pursuant to Guidelines Section 15060(c) (3).

APPROVED: JANI GOLDSMITH, City Attorney

By   
Raymond C. Palmucci  
Deputy City Attorney

RCP:js  
01/06/2009  
Or.Dept: Risk Mgmt  
R-2009-703

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JAN 20 2009.

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

Approved: 2-5-09  
(date)

  
JERRY SANDERS, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
JERRY SANDERS, Mayor