

RESOLUTION NUMBER R- 305085

DATE OF FINAL PASSAGE JUL 22 2009


A RESOLUTION OF THE COUNCIL OF THE CITY OF  
SAN DIEGO AUTHORIZING THE SETTLEMENT BETWEEN  
HOA NGUYEN AND THE CITY OF SAN DIEGO IN THE SUM  
OF FOUR HUNDRED AND FIFTY THOUSAND DOLLARS

WHEREAS, in Closed Session on May 26, 2009, the City Council voted 8 to 0 to  
approve the global settlement of Hoa Nguyen's sexual harassment and national origin  
discrimination lawsuit against the City of San Diego, et al., San Diego Superior Court Case No.  
37-2008-00080921-CU-OE-CTL.

BE IT RESOLVED, that the City Comptroller is hereby authorized to issue a check in the  
amount of \$450,000.00 made payable to Hoa Nguyen, in full and final settlement of all of her  
claims against the City of San Diego, its agents and employees.

BE IT FURTHER RESOLVED, that the City Council is hereby authorized to pay the  
sum of \$450,000.00 from the Public Liability Fund 81140.

APPROVED: JAN I. GOLDSMITH, City Attorney

By   
Kristin M. J. Zlotnik  
Deputy City Attorney

KMJZ:my  
6/25/09

Or.Dept:Risk  
R-2009-1312

Aud. Cert: 290088685

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUL 14 2009.

ELIZABETH S. MALAND  
City Clerk

By *Anna Richard*  
Deputy City Clerk

Approved: 7-22-09  
(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**

ORIGINATING

AC 2900886

DEPT. NO: 45

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: \_\_\_\_\_

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: Hoa Nguyen

Purpose: Authorize the Mayor to pay said sum in settlement of each and every claim against the City of SD resulting from the discrimination and harassment claim of Hoa Nguyen. Authorize the City Comptroller to issue one check made payable to above vendor from the Public Liability Fund. (81140)

Date: June 15, 2009 By: *Caro Hallut* 6/15/09

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				450,000.00
TOTAL										\$450,000.00

AC-361 (REV 2-92)

FUND OVERRIDE

AC 2900886

*R*-305085

JUL 14 2009