RESOLUTION NUMBER R- 305556

DATE OF FINAL PASSAGE JAN 2 2 2010

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE SETTLEMENT AGREEMENT BETWEEN FIREMAN'S FUND INSURANCE COMPANY, AND THE CITY OF SAN DIEGO, THEIR AGENTS AND EMPLOYEES, IN THE SUM OF NINETY-NINE THOUSAND DOLLARS

WHEREAS, in Closed Session on November 24, 2009, the City Council voted 7 to 0, with Council President Pro Tem Faulconer absent, and approved the following motion:

To approve the settlement agreement of each and every claim against the City of San Diego, their agents and employees resulting from the property damage claim of Fireman's Fund Insurance Company, San Diego Superior Court Case No. 37-2009-00092955-CU-NP-CTL.

BE IT RESOLVED, that the Chief Financial Officer be and is hereby authorized to issue one check in the amount of, but not exceeding, \$99,000 made payable to Fireman's Fund Insurance Company, in full and final settlement of all claims.

BE IT FURTHER RESOLVED, that the City Council is hereby authorized to pay the sum of \$99,000 from the Metropolitan Waste Water Fund, Fund number 700000.

APPROVED: JAN I. GOLDSMITH, City Attorney By Catherine L. Turner **Deputy City Attorney** CLT:slc 12/17/2009 Or.Dept: City Attorney CC 3000002889 R-2010-417 I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of \_\_JAN 1 2 2010 **ELIZABETH S. MALAND** City Clerk Deputy City Clerk Approved: JERRY SAMDERS, Mayor Vetoed: (date) JERRY SANDERS, Mayor

## The City of San Diego COMPTROLLER'S CERTIFICATE

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