

RESOLUTION NUMBER R- 305969

DATE OF FINAL PASSAGE JUN 30 2010

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE SETTLEMENT AGREEMENT BETWEEN DARREN ROYSTER, AND THE CITY OF SAN DIEGO, ITS AGENTS AND EMPLOYEES, IN THE SUM OF ONE HUNDRED FIFTY-SIX THOUSAND DOLLARS

WHEREAS, in Closed Session on May 25, 2010, the City Council passed the following motion by unanimous vote:

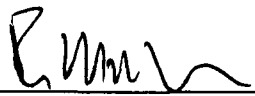
To approve the global settlement of each and every claim against the City of San Diego, resulting from property damage to real property owned by Darren Royster, located at 2931-33 Boundary Street and 2921 Boundary Street in the City of San Diego, Risk Department reference nos. 748 and 1124, and the claim of the City of San Diego against Darren Royster related to the civil penalties imposed by an Administrative Enforcement Order issued December 16, 2008, in the matter of *Darren Royster 4148 40th Street, San Diego, CA.*

BE IT RESOLVED, that the Chief Financial Officer is hereby authorized to pay the total sum of \$156,000 from the Water Fund, Fund no. 700011, in settlement of each and every claim against the City of San Diego, its agents and employees arising from the claim of property damage to real property owned by Darren Royster, located at 2931-33 Boundary Street and 2921 Boundary Street in the City of San Diego, Risk Department reference nos. 748 and 1124.

BE IT FURTHER RESOLVED, that the Chief Financial Officer is hereby authorized to issue two checks, in the sum of \$ 130,265.29 and \$25,734.71, respectively, payable to Darren Royster, in full and final settlement of all claims asserted by Darren Royster against the City of San Diego.

BE IT FURTHER RESOLVED, that the City Treasurer is hereby authorized to accept the total sum of \$25,734.71 in full settlement of the claim by the City of San Diego against Darren Royster for civil penalties imposed by an Administrative Enforcement Order issued December 16, 2008, in the matter of *Darren Royster 4148 40th Street, San Diego, CA.*

APPROVED: JAN I. GOLDSMITH, City Attorney

By 
R. Clayton Welch
Deputy City Attorney

RCW:s
5/26/2010
Or.Dept: City Attorney
CC 3000003367
R-2010-938

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUN 29 2010.

ELIZABETH S. MALAND
City Clerk

By _____
Deputy City Clerk

Approved: 6-30-10
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

The City of San Diego
COMPTROLLER'S CERTIFICATE

CERTIFICATE OF UNALLOTTED BALANCE

CC 3000003367

DEPT. NO. 2013

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: _____

COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA									
Doc. Item	Fund	Funded Program	Internal Order	Functional Area	G/L Account	Business Area	Cost Center	WBS	Original 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: \$156,000.00

Vendor: Darren Royster

Purpose: To authorize the expenditure of funds for the settlement against the City of San Diego.

Date: June 17, 2010 By: Debra Oestreich

COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA									
Doc. Item	Fund	Funded Program	Internal Order	Functional Area	G/L Account	Business Area	Cost Center	WBS	Original Amount
001	700011			OTHR-00000000-PR	512007	2013	2013130001		\$156,000.00
TOTAL AMOUNT									\$156,000.00

CC-361 (REV 7-09)

* Note: Once the companion Ordinance is approved by City Council, the G/L Account will change to 512059

FUND OVERRIDE

CC 3000003367

R 305969

JUN 29 2010