

RESOLUTION NUMBER **R-306281**

DATE OF FINAL PASSAGE **NOV 16 2010**

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE ALLOCATION OF SETTLEMENT FUNDS IN *LILIANE LEROY DBA OLD TOWN RECYCLING V. CITY OF SAN DIEGO*, SAN DIEGO SUPERIOR COURT CASE NO. 37-2009-00101977-CU-MC-CTL

WHEREAS on November 10, 2009, Liliane Leroy filed a civil lawsuit seeking declaratory and injunctive relief against the City in *Liliane Leroy dba Old Town Recycling v. City of San Diego, et al.*, San Diego Superior Court Case No. 37-2009-00101977-CU-MC-CTL; and

WHEREAS, settlement of *Liliane Leroy dba Old Town Recycling v. City of San Diego, et al.*, San Diego Superior Court Case No. 37-2009-00101977-CU-MC-CTL was authorized by the City Council on September 28, 2010, with the motion passing with a vote of 6 to 0, with two members absent; THEREFORE

BE IT RESOLVED, that the Chief Financial Officer be and is hereby authorized to appropriate and issue a check in the amount of \$80,000.00 made payable to Liliane Leroy and her attorney of record, Matthew H. Powell, from the Public Liability Fund 720045, in full and final settlement of all claims, including attorney's fees and costs, incurred in *Liliane Leroy dba*

Old Town Recycling v. City of San Diego, et al., San Diego Superior Court Case No. 37-2009-00101977-CU-MC-CTL.

APPROVED AS TO FORM: JAN I. GOLDSMITH, City Attorney

By David J. Karlin  
David J. Karlin  
Deputy City Attorney

DJK/lla  
10/18/10  
Or.Dept: City Attorney  
R-2011-263

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of NOV 9 2010

ELIZABETH S. MALAND  
City Clerk

By [Signature]  
Deputy City Clerk

Approved: 11.16.10  
(date)

[Signature]  
JERRY SANDERS, Mayor

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

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