

RESOLUTION NUMBER R- 306855

DATE OF FINAL PASSAGE JUN 22 2011

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO APPROVING THE SETTLEMENT BETWEEN
CALIFORNIA CAPITAL INSURANCE COMPANY AND THE
CITY OF SAN DIEGO

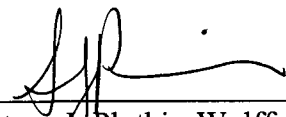
WHEREAS, California Capital Insurance Company filed a claim with the City of San Diego (City) for damage to its property caused by a water main break at Carmel Mountain Road and Torrey View Court. The water main break caused flooding damage to its property, City of San Diego Risk Management Department Claim number 3312; and

WHEREAS in Closed Session on April 18, 1011, the City Council, by the following votes: Yeas, District(s) 1, 3, 5, 6, 7, and absent, District(s) 2, 4, 8, approved settlement of the claim for an amount consistent with the amounts set forth below; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego that the Council authorizes:

1. The sum of \$95,000 to be paid from the Water Utility Operating Fund, Fund 700011, in full and final settlement of each and every claim for damages, interest, costs and fees of any type, including attorney fees, against the City, its agents and employees, arising from the subrogation claim.
2. The Comptroller to issue a check in the amount of \$95,000 payable to California Capital Insurance Company and its attorneys, Culbreth Schroeder, LLP.

APPROVED: JAN I. GOLDSMITH, City Attorney

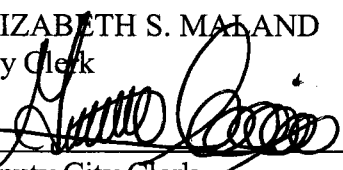
By 

Stacy J. Plotkin-Wolff
Deputy City Attorney

SJP:bas
05/11/2011
Or.Dept:City Atty

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUN 14 2011.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 6-22-11
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor