

RESOLUTION NUMBER 309496

DATE OF FINAL PASSAGE FEB 06 2015

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO
APPROVING THE SETTLEMENT OF THE CLAIMS OF JANET M.
WOOD AGAINST THE CITY OF SAN DIEGO

WHEREAS, on December 3, 2010, JANET M. WOOD filed suit against the City of San Diego [City] alleging the spousal benefit portion of the City's pension plan gives an advantage to married retirees over single retirees and that she was discriminated against based upon her marital status (unmarried). Plaintiff brought suit in the San Diego Superior Court. The suit is entitled *Janet M. Wood v. City of San Diego* SDSC No. 37-2010-00105217-CU-CR-CTL; and


WHEREAS, the City Council in closed session on October 28, 2014 authorized settlement 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. Payment of a sum not to exceed \$70,266.67 (principal of \$68,000 plus estimated interest at the legal rate from January 1, 2015 to time of payout), to be paid from the Public Liability Fund No. 720045 in 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 litigation.

2. The Comptroller to issue a check not to exceed the sum of \$70,266.67
(representing principal of \$68,000 plus whatever amount is actual interest, accrued at the legal
rate, from January 1, 2015 to payout) payable to "Law Office of Michael A. Conger, in trust, for
the benefit of Janet Wood."

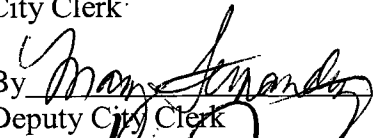
APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Joe Cordileone
Chief Deputy City Attorney

JBC:ctm
1/28/2015 COR. COPY
1/14/2015
Or. Dept: City Attorney's Office
CC No. 3000007534
Doc. No.: 944449

I hereby certify that the foregoing Resolution was passed by the Council of the City of
San Diego, at this meeting of FEB 03 2015.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 2/5/15
(date)


KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

The City of San Diego
COMPTROLLER'S CERTIFICATE

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING CC 3000007534
 DEPT. NO. 1515

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: _____

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: \$70,266.67

Vendor: Law Office of Michael A. Conger, in Trust for the benefit of Janet Wood
Settlement for Janet Wood v. the City of San Diego

Purpose: _____

Date: January 20, 2015 By: Holly Hernandez

COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA									
Doc. Item	Fund	Funded Program	Internal Order	Functional Area	G/L Account	Business Area	Cost Center	WBS	Original Amount
01	700045			OTHR-00000000-GG	512007	1515	1515000011		\$70,266.67
TOTAL AMOUNT									\$70,266.67

CC-361 (REV 7-09)

FUND OVERRIDE

CC 3000007534

309496

Passed by the Council of The City of San Diego on FEB 03 2015, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Sherri Lightner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lorie Zapf	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Todd Gloria	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Myrtle Cole	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Cate	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
David Alvarez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marti Emerald	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage FEB 06 2015.

(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

KEVIN L. FAULCONER
Mayor of The City of San Diego, California.

ELIZABETH S. MALAND
City Clerk of The City of San Diego, California.

(Seal)

By *Mary Stenard*, Deputy

Office of the City Clerk, San Diego, California
Resolution Number R- 309496