(R-2016-58) #117 8/4/15

RESOLUTION NUMBER R-309936

DATE OF FINAL PASSAGE AUG 7 2015

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING THE SETTLEMENT BETWEEN CHAD FARMER, JAMI GLASSMAN AND THE CITY OF SAN DIEGO

WHEREAS, on or about October 11, 2013 and November 2, 2013, Chad Farmer and Jami Glassman filed Risk Management Claim numbers 8638 and 8738, respectively, against the City of San Diego. Those claims sought damages arising from two flooding incidents that occurred at 7124 Country Club Drive in La Jolla when the City's water main broke on October 11, 2013 and November 2, 2013, respectively.

WHEREAS, in Closed Session on June 9, 2015, the City Council, by the following votes: Yeas, District(s) 1, 2, 3, 4, 5, 6, 7, and 9; Nays 8; and Absent - None, approved the Settlement.

WHEREAS, the City Council in Closed Session on June 9, 2015, authorized settlement of the Claims for an amount consistent with the amount set forth below;

NOW, THEREFORE,

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

1. Authorizing the Mayor or his designee to pay the sum of \$800,000.00 from the Water Utility Operating Fund 700011, in settlement of each and every claim for damages, interest, costs and fees of any type, including but not limited to attorney fees, against the City of San Diego, its agents and employees resulting from the damage claims of Chad Farmer and Jami Glassman.

- 2. Authorizing the Chief Financial Officer to expend the amount of \$800,000.00 from the Water Utility Operating Fund 700011, contingent upon the Chief Financial Officer first furnishing one or more certificates certifying that the funds necessary for expenditure are, or will

oe, on deposit with the City Treasurer.	
3. Authorizing the Comptroller to issue on	e check in the amount of \$800,000.00 made
payable to Chad Farmer and Jami Glassman.	
APPROVED: JANI. GOLDSMITH, City Attorney  By  Catherine A. Richardson  Deputy City Attorney	
CAR: tsc July 16, 2015 CC. 300008004 Doc. No.: 1064356	
I certify that the foregoing Resolution was passed b meeting ofAUG 0 4 2015	y the Council of the City of San Diego, at the
	ELIZABETH S. MALAND City Clerk  By Man Janada Deputy City Clerk
Approved: 6/6/15 (date)	KEVIN L. FAULCONER, Mayor
Vetoed:(date)	KEVIN L. FAULCONER, Mayor

## The City of San Diego COMPTROLLER'S CERTIFICATE

				CERTIFICATE C	DF UNALLOT	ED BALAI	NCE	ORIGINATING DEPT NO.	
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Date:		By: COMPTROLLER'S DEPARTMENT							
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Passed by the Council of The Cit	AUG <b>0 4</b> 2015 , t		by the following vote:	
Councilmembers	Yeas	Nays	Not Present	Recused
Sherri Lightner	Z			
Lorie Zapf	Ø			
Todd Gloria	Ø			
Myrtle Cole	Ø			
Mark Kersey				
Chris Cate				
Scott Sherman	Z			
David Alvarez	Z/			
Marti Emerald	A			•
Date of final passageAUG  (Please note: When a resolution approved resolution was return				age is the date the
AUTHENTICATED BY:		Ma	KEVIN L. FA  Anyor of The City of S	San Diego, California.
(Seal)		City	ELIZABETH S Clerk of The City o	S. MALAND of San Diego, California.
		Ву	nan fattina	note , Deputy
		-		
		Office of t	he City Clerk, Sar	n Diego, California

Resolution Number R-309936