RESOLUTION NUMBER R- 312093

DATE OF FINAL PASSAGE :DEC 102018

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING THE SETTLEMENT BETWEEN CRAIG THIBODEAU AND THE CITY OF SAN DIEGO

WHEREAS, on July 31, 2017, CRAIG THIBODEAU filed a claim against the City of San Diego [City] alleging property damage arising from a break in the City's water main at Kettner Boulevard and Juniper Street in Little Italy; and

WHEREAS, in Closed Session on October 16, 2018, the City Council, by the following votes: Yeas, District(s) 1, 2, 3, 4, 5, 6, 7 and 9; Nays, None; and absent, 8, approved the 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:

- 1. Authorize the Mayor or his designee to pay the sum of \$135,221.11 from Water Fund No. 700011, in settlement of each and every claim for damages, interest, costs, and fees of any type, including attorney fees, against City of San Diego, its agents and employees, arising from the property damage claim filed by Craig Thibodeau.
- 2. Authorize the Chief Financial Officer to expend \$135,221.11 from Water Fund No. 700011, contingent upon the Chief Financial Officer first furnishing one or more certificates certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

payable to Craig Thibodeau.	
APPROVED: MARA W. ELLIOTY, City Attorney By Dave E. Abad Deputy City Attorney	y .
DA:gb 11/9/2018 Or.Dept: City Attorney CC No. 3000011634 Doc. No.: 1875319	
I hereby certify that the foregoing Resolution was p San Diego, at this meeting ofDEC_0 4 2018	passed by the Council of the City of
,	ELIZABETH S. MALAND City Clerk By Connie Fattusor Deputy City Clerk
Approved: 12/10/18 (date)	KEVIN L. FAULOONER, Mayor
Vetoed:	KEVIN L. FAULCONER, Mayor

Authorize the Comptroller to issue a check in the amount of \$135,221.11, made

3.

The City of San Diego COMPTROLLER'S CERTIFICATE

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Passed by the Council of Th	ne City of San Diego on _	DEC (D 4 2018	, by the following vote:	
Councilmembers	Yeas	Nays	Not Present	Recused	
Barbara Bry	Ø		П	П	
Lorie Zapf	Ø		П	П	
Chris Ward	<u>⊬</u> Ø			П	
Myrtle Cole	Ø Ø			П	
Mark Kersey			П	П	
Chris Cate	Ø		П	П	
Scott Sherman	Ž	П			
David Alvarez		\mathbf{Z}			
Georgette Gomez	$oldsymbol{oldsymbol{arnothing}}$				
Date of final passage	DEC 1 0 2018 .			·	
approved resolution was			KEVIN L. FA		
AUTHENTICATED BY:		M	•	San Diego, California.	
(Seal)		City		S. MALAND of San Diego, California.	
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		Office of th	e City Clerk, San	Diego, California	
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