

(R-2021-342)

RESOLUTION NUMBER R- 313461

DATE OF FINAL PASSAGE MAR 17 2021

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO TO APPROVE AN AGREEMENT FOR LEGAL
SERVICES WITH SKANE MILLS, LLP. RELATING TO
BUFFIN V. CITY OF SAN DIEGO, SDSC CASE
NO. 37-2016-00002402-CU-PO-CTL.

WHEREAS, this matter involves a personal injury lawsuit filed against the City of San Diego (City) in 2018 resulting from a bicycle accident. The case is entitled *Buffin v City of San Diego*, SDSC Case No. 37-2016-00002402-CU-PO-CTL. Plaintiff Christopher Buffin alleges he was injured while riding his bicycle in a particular area of 5500 Santa Fe Street near the Rose Canyon Bicycle Path. Mr. Buffin sustained a skull fracture, a fractured clavicle, fractured ribs, a sub-dermal hematoma, and multiple abrasions to his arms and legs. Plaintiff Melissa Buffin alleges she suffered loss of consortium as a result of her husband's injuries. Plaintiffs are seeking wage loss, hospital and medical expenses, general damages, loss of consortium damage, pre-trial and post-judgment interest as permitted by law and any additional remedies proven at trial; and

WHEREAS, trial is scheduled for April 16, 2021; and

WHEREAS, originally, the Skane Mills firm represented the City's interest in the litigation through City's insurance carriers. The City is a member of PRISM, formerly known as CSAC-Excess Insurance Authority. PRISM is a member-directed risk sharing pool of public agencies committed to providing coverage programs and risk management services. In September 2020, PRISM informed the City that it was withdrawing defense of the action. The Office would like to hire the Skane Mills firm to continue representing City's interest in the litigation; NOW, THEREFORE,

**The City of San Diego
COMPTROLLER'S CERTIFICATE**

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING DEPT. NO. 3000013872
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: \$99,200.00 Fund: 720045

Purpose: Agreement for Legal Services with Skane Mills, LLP relating to Buffin v. City of San Diego. Risk Mgmt Claim No. 11212

Date: March 4, 2021 By: Justin Byko *Justin Byko*
COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA									
Doc. Item	Fund	Funded Program	Internal Order	Functional Area	G/L Account	Business Area	Cost Center	WBS	Original Amount
1	720045			OTHR-00000000-GG	512042	1515	151500011		\$99,200.00
TOTAL AMOUNT									\$99,200.00

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: _____

Vendor: _____

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									

Passed by the Council of The City of San Diego on MAR 16 2021, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Joe LaCava	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jennifer Campbell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stephen Whitburn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Monica Montgomery Steppe	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Marni von Wilpert	<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"/>
Raul A. Campillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vivian Moreno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sean Elo-Rivera	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage MAR 17 2021.

(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:

TODD GLORIA
Mayor of The City of San Diego, California.

(Seal)

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

By *Stacy Brady*, Deputy

Office of the City Clerk, San Diego, California

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