

RESOLUTION NUMBER 314792

DATE OF FINAL PASSAGE MAY 08 2023

A RESOLUTION OF THE COUNCIL OF THE CITY OF  
SAN DIEGO APPROVING THE SETTLEMENT AGREEMENT  
BETWEEN CHRISTOPHER R. BUFFIN, individually; and  
MELISSA BUFFIN, individually AND THE CITY OF SAN  
DIEGO

WHEREAS, on January 25, 2016, CHRISTOPHER R. BUFFIN, individually; and  
MELISSA BUFFIN, individually filed suit against the City of San Diego (City) alleging injuries  
arising from a bicycle accident on May 12, 2015, on Santa Fe Street in San Diego. Plaintiffs  
brought suit in the San Diego Superior Court. The suit is entitled *Christopher Buffin v. City of  
San Diego*, San Diego Superior Court Case No. 37-2016-00002402-CU-PO-CTL (Litigation);  
and

WHEREAS, in Closed Session on January 30, 2023, the City Council, by the following  
votes: Yeas, Districts 1, 4, 6, 7, 8, 9; Nays, District 5; and absent, Districts 2, 3, approved the  
Settlement Agreement of the Litigation for an amount consistent with the amount set forth  
below; NOW, THEREFORE,

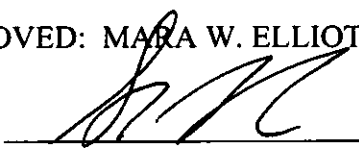
BE IT RESOLVED, by the Council of the City of San Diego, that the Council:

1. Authorizes the Mayor or his designee to pay the sum of \$2,950,000.00 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 City of San Diego, its agents and  
employees, arising from the personal injury complaint filed by Plaintiff Christopher Buffin.

2. Authorizes the Chief Financial Officer to expend an amount not to exceed \$2,950,000.00 from the Public Liability Fund No. 720045, for the purpose of settling this claim.

APPROVED: MARA W. ELLIOTT, City Attorney

By

  
Shawn M. Robinson  
Deputy City Attorney

SMR:asm

3/16/2023

Or.Dept: City Attorney

CC No. 3000015662

Doc. No.: 3246054

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of APR 25 2023.

DIANA J.S. FUENTES

City Clerk

For Connie

By

  
Deputy City Clerk

Approved:

5/5/23  
(date)

  
TODD GLORIA, Mayor

Vetoed:

\_\_\_\_\_  
(date)

\_\_\_\_\_  
TODD GLORIA, Mayor

The City of San Diego  
COMPTROLLER'S CERTIFICATE

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING

CC 3000015662

DEPT. NO. 1211

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: \$2,950,000.00

Purpose: Settlement of Christopher Buffin v. City of San Diego

Date: March 28, 2023

By: Lauren Rehkopf *Lauren Rehkopf*  
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	512006	1515	1515000001		\$2,950,000.00
TOTAL AMOUNT									\$2,950,000.00

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									

FUND OVERRIDE ☐

Passed by the Council of The City of San Diego on APR 25 2023, 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marni von Wilpert	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kent Lee	<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 MAY 08 2023

**(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:

(Seal)

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

DIANA J.S. FUENTES  
City Clerk of The City of San Diego, California.

By *[Signature]* *For Comic*, Deputy

Office of the City Clerk, San Diego, California

314792

Resolution Number R-\_\_\_\_\_