RESOLUTION NUMBER R- **315167**

DATE OF FINAL PASSAGE **OCT 2 3 2023**

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO APPROVING THE SETTLEMENT BETWEEN
DEOVANTE GUY, ET AL. AND THE CITY OF SAN DIEGO,
ET AL.

WHEREAS, on August 17, 2020, Deovante Guy, by and through his Guardian ad Litem,

Quintasia Walker, filed a suit against the City of San Diego for the injuries that occurred to

Deovante Guy on February 28, 2019. The suit is entitled *Deovante L. Guy, et al. v. Matthew*

Lorenzen, et al., United States District Court Case No. 3:20cv2027 BAS-BLM (Litigation); and

WHEREAS, in closed session on September 11, 2023, the San Diego City Council, by

the following votes: Yeas, District 1, 2, 3, 4, 6, 7, and 8; Nays: District 5; Absent: District 9,

approved the settlement of the Litigation for an amount consistent with the amounts set forth

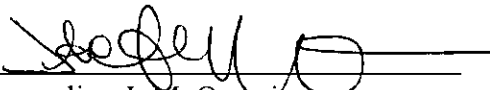below and pursuant to such other terms more fully set forth in the settlement agreement;

NOW, THEREFORE,

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

1.   Authorizes the Mayor or his designee to pay the sum of $8,000,000.00 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 complaint filed by Deovante Guy, by and through his Guardian ad

Litem, Quintasia Walker,

2.   Authorizes the Chief Financial Officer to expend an amount not to exceed

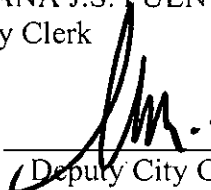$8,000,000.00 from the Public Liability Fund No. 720045, for the purpose of settling this claim.

APPROVED: MARA W. ELLIOTT, City Attorney

By _____
Jacqueline J. McQuarrie
Chief Deputy City Attorney

JJM:gk
September 20, 2023
Or.Dept: City Attorney
CC No. 3000016137
Doc. No. 3420465

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of _____**OCT 1 7 2023**_____.

DIANA J.S. FUENTES
City Clerk

By _____
Deputy City Clerk

Approved: __**10/25/23**__
           (date)

_____
TODD GLORIA, Mayor

Vetoed: _____
           (date)

_____
TODD GLORIA, Mayor

The City of San Diego
COMPTROLLER'S CERTIFICATE

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING

CC   3000016137

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: $8,000,000.00

Purpose: Settlement of Deovante Guy v. City of San Diego, et al., United States District Court Case No. 3:20-cv-2027 BAS-BLM, Claim No. 21799

Date: September 25th, 2023   Lauren Rehkopf *Lauren Rehkopf*

				ACCOUNTING DATA					
Doc. Item	Fund	Funded Program	Internal Order	Functional Area	G/L Account	Business Area	Cost Center	WBS	Original Amount
1	720045	NON-PROGRAM		OTHR-00000000-GG	512006	1515	1515000011		$8,000,000.00
								TOTAL AMOUNT	$8,000,000.00

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	

CC-361 (REV 7-09)

FUND OVERRIDE ☐

CC   3000016137

Passed by the Council of The City of San Diego on ___**OCT 1 7 2023**___, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Joe LaCava	▢✓	▢	▢	▢
Jennifer Campbell	▢✓	▢	▢	▢
Stephen Whitburn	▢✓	▢	▢	▢
Monica Montgomery Steppe	▢✓	▢	▢	▢
Marni von Wilpert	▢✓	▢	▢	▢
Kent Lee	▢✓	▢	▢	▢
Raul A. Campillo	▢	▢	▢✓	▢
Vivian Moreno	▢	▢	▢✓	▢
Sean Elo-Rivera	▢✓	▢	▢	▢

Date of final passage ___**OCT 2 3 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:

_____TODD GLORIA_____
Mayor of The City of San Diego, California.

(Seal)

_____DIANA J.S. FUENTES_____
City Clerk of The City of San Diego, California.

By _____, Deputy

Office of the City Clerk, San Diego, California

315167

Resolution Number R-_____