

**RESOLUTION NO. 74756**

**A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE AUTHORIZING THE DIRECTOR OF FINANCE TO WRITE OFF UNCOLLECTIBLE ACCOUNTS**

**WHEREAS**, San José Municipal Code Section 4.24.030 allows the City's Director of Finance to write off as uncollectible any account or claim exceeding \$5,000 upon approval by the San José City Council ("Council"); and

**WHEREAS**, the City of San José ("City") has attempted collection efforts on accounts totaling \$1,848,382.09, as listed in the "Bad Debt Write-off Report," which is attached to this Resolution as Exhibit A; and

**WHEREAS**, collection efforts on these accounts have been unsuccessful for various reasons; and

**WHEREAS**, writing off uncollectible debts is desirable to facilitate accurate maintenance of the City's book of accounts;

**NOW, THEREFORE**, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE THAT:

1. The write off of the uncollectible accounts listed in Exhibit A in the amount of \$1,848,382.09 is hereby approved and the Director of Finance is authorized to write off these uncollectible accounts.
2. The write off of the uncollectible accounts listed in Exhibit A is authorized solely to facilitate the keeping of the books of account of the City, and under no circumstances shall any such write-off be deemed to constitute a relinquishment or abandonment by the City of any such account or claim, and nothing shall be

deemed or construed to prevent the City from collecting or enforcing payment of any such account or claim at any time.

ADOPTED this 13<sup>th</sup> day of January, 2009, by the following vote:

AYES: CAMPOS, CHIRCO, CHU, CONSTANT, HERRERA,  
KALRA, LICCARDO, NGUYEN, OLIVERIO, PYLE, REED.

NOES: NONE.

ABSENT: NONE.

DISQUALIFIED: NONE.

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CHUCK REED  
Mayor

ATTEST:

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LEE PRICE, MMC  
City Clerk

**EXHIBIT A**

White-off List  
November 18, 2009

Department #	Find #	Account #	Name	Account Code Type	Payment Received	Invoice Date	Invoice Amount	Current Balance (White-Off Amount)	Reason for White-Off
42	1	101082	AMERICAN GI FORUM	57PWFO	6/3/1997	\$ 50,824.41	\$ 50,824.41	Settlement w/City	
42	1	101304	AMERICAN GI FORUM	57PWFO	6/10/1998	\$ 78,017.82	\$ 78,017.82	Settlement w/City	
42	1	101195	AMERICAN GI FORUM	57PWFO	6/22/2000	\$ 109,467.74	\$ 109,467.74	Settlement w/City	
42	1	100735	AMERICAN GI FORUM	57PWFO	10/21/1998	\$ 111,940.10	\$ 111,940.10	Settlement w/City	
42	1	100756	AMERICAN GI FORUM	57PWFO	7/7/1998	\$ 112,780.04	\$ 112,780.04	Settlement w/City	
42	1	101982	ARMSTRONG, ROCKY DEFORRES	57PWFO	8/31/1998	\$ 9,998.22	\$ 9,998.22	Settlement w/City	
42	1	102854	BANK STEVEN	57PWFO	10/26/2001	\$ 21,246.77	\$ 21,246.77	Settlement w/City	
42	1	100055	CHAVARRIA ROGER MURO (DRIVER)	57PWFO	10/30/1997	\$ 5,111.989	\$ 5,111.989	Settlement w/City	
42	1	101427	CUSHING STEVE BRIAN (DUI)	57PWFO	6/23/1997	\$ 26,510.17	\$ 26,510.17	Settlement w/City	
42	1	100202	DE LA ROSA, REVATOR B. (DRIVER)	57PWFO	5/15/2000	\$ 67,011.58	\$ 67,011.58	Settlement w/City	
42	1	100355	POLEY, LLOYD THOMAS	57PWFO	10/30/1997	\$ 10,278.11	\$ 10,278.11	Settlement w/City	
42	1	101332	HERNANDEZ ALFREDO MORALES	57PWFO	6/25/1999	\$ 59,600.00	\$ 59,600.00	Settlement w/City	
42	1	100991	HOTT, HENRY WAYNE	57PWFO	9/8/1997	\$ 76,583.39	\$ 76,583.39	Settlement w/City	
42	1	109988	KIELOCK, BRUCE EDWARD	57PWFO	2/6/2001	\$ 16,169.02	\$ 16,169.02	Settlement w/City	
42	1	109787	MENDOZA, ROCKY G	57PWFO	6/23/1997	\$ 123,527.92	\$ 123,527.92	Settlement w/City	
42	1	106901	MEZA ARMANDO	57PWFO	4/30/1999	\$ 42,232.07	\$ 42,232.07	Settlement w/City	
42	1	101640	RAMSEY, DANIEL P	57PWFO	6/22/2000	\$ 9,487.11	\$ 9,487.11	Settlement w/City	
42	1	100472	ROGERS MAXINE	57PWFO	1/9/1998	\$ 69,470.50	\$ 69,470.50	Settlement w/City	
42	1	101044	SARAVIA, VICTOR MANUEL	57PWFO	6/23/1997	\$ 5,855.54	\$ 5,855.54	Settlement w/City	
42	1	102819	VILLEGAS MANUEL R.	57PWFO	4/5/1999	\$ 46,852.03	\$ 46,852.03	Settlement w/City	
42	1	120840	CONNELL STEPHEN CONNELL STEPHEN PAUL II	49RS	10/8/2004	\$ 22,137.79	\$ 22,137.79	Settlement w/City	
48	1	113377	FLORES, MARLANE BETTENCOUR	49RS	11/27/2002	\$ 5,182.97	\$ 5,182.97	Settlement w/City	
48	1	117955	WORLD VACATION EXPO	67RSM	11/13/2003	\$ 14,725.00	\$ 14,725.00	Settlement w/City	
51	1	100759	CARAPINHA, GLORIA	57PWFO	6/28/2000	\$ 6,801.98	\$ 6,801.98	Settlement w/City	
51	1	112390	RAMLOGAN, RAJAMATIE G	57PWFO	9/9/2002	\$ 16,651.12	\$ 16,651.12	Settlement w/City	
51	1	119392	SANCHEZ MIGUEL A	57PWFO	5/12/2004	\$ 13,198.34	\$ 13,198.34	Uncollectable per CAO	
51	1	110897	TELLEZ, BERNARDO DELUCCO, JUANA	57PWFO	9/11/2003	\$ 7,922.47	\$ 7,922.47	Settlement w/City	
53	1	100326	GERVANTES PEDRO LEYVA	57PWFO	1/26/1990	\$ 8,153.12	\$ 8,153.12	Settlement w/City	
53	1	100339	GOYETTE MICHAEL DUANE	57PWFO	2/27/1990	\$ 12,049.63	\$ 12,049.63	Settlement w/City	
53	1	101773	HERNANDEZ ARISTEL J	57PWFO	10/22/1990	\$ 6,429.38	\$ 6,429.38	Settlement w/City	
53	1	101478	MACK, RICHARD ERNEST	57PWFO	4/13/1990	\$ 5,452.52	\$ 5,452.52	Settlement w/City	
53	1	101684	MARTIN, JOSE SANCHE	57PWFO	6/28/2000	\$ 9,086.68	\$ 9,086.68	Bankruptcy	
57	1	111319	BROOKS FIBER COMMUNICATIONS ATTN: JEROLD E SLAGEL	57PWFO	6/21/2002	\$ 5,408.86	\$ 5,408.86	Bankruptcy	
57	1	110854	BROOKS FIBER COMMUNICATIONS ATTN: JEROLD E SLAGEL	57PWFO	5/21/2002	\$ 9,480.86	\$ 9,480.86	Bankruptcy	
57	1	109177	GLOBAL CROSSING	57PWFO	12/20/2001	\$ 6,971.11	\$ 6,971.11	Settlement w/City	
57	1	109178	GLOBAL PHOTON SYSTEMS MR. BILL HARKNESS	57PWFO	12/20/2001	\$ 6,974.42	\$ 6,974.42	Settlement w/City	
57	1	108410	GLOBAL PHOTON SYSTEMS MR. BILL HARKNESS	57PWFO	10/17/2001	\$ 9,816.71	\$ 9,816.71	Settlement w/City	
57	1	103329	ICG TELECOM GROUP ATN: CURT HELEY	57PWFO	8/23/2000	\$ 5,817.01	\$ 5,817.01	Settlement w/City	
57	1	102199	ICG TELECOM GROUP, INC.	57PWFO	6/16/2000	\$ 5,025.02	\$ 5,025.02	Settlement w/City	
57	1	110644	ICJ METRO ATTN: RAY CASTELLANOS	57PWFO	4/16/2002	\$ 5,340.33	\$ 5,340.33	Settlement w/City	
57	1	111787	ICJ METRO ATTN: JERRY STAGEL	57PWFO	7/19/2002	\$ 5,750.01	\$ 5,750.01	Settlement w/City	
57	1	120853	MC-FIBER OPTIC	57PWFO	10/12/2004	\$ 8,827.87	\$ 8,827.87	Settlement w/City	
57	1	107687	METRICO INC ATTN: NETWORK REAL ESTATE DEPT	57PWFO	8/9/2001	\$ 37,500.00	\$ 37,500.00	Bankruptcy	
57	1	107689	METRICO INC ATTN: NETWORK REAL ESTATE DEPT	57PWFO	8/9/2001	\$ 37,500.00	\$ 37,500.00	Bankruptcy	
57	1	105191	METROMEDIA FIBER NETWORK ATTN: ELIZABETH ADAMS	57PWFO	1/16/2001	\$ 6,858.50	\$ 6,858.50	Settlement w/City	
57	1	101912	MOBILE STAR NETWORK CORP REE: 186/2077 AIRPORT BLVD	57PWFO	9/6/2001	\$ 60,000.00	\$ 60,000.00	Company sold/Settlement w/City	
58	1	100850	BEVAN, WARREN ALEXANDER	58AR	1/12/1999	\$ 6,999.00	\$ 6,999.00	Bankruptcy	
58	1	100850	BEVAN, WARREN ALEXANDER	58AR	4/29/1999	\$ 14,700.00	\$ 14,700.00	Bankruptcy	
58	1	102324	BEVAN, WARREN ALEXANDER	58AR	11/18/1999	\$ 17,850.00	\$ 17,850.00	Bankruptcy	

**EXHIBIT A**

Write-off List  
November 18, 2008

Department #	Fund #	Account #	Name	Account Code Type	Payment Received	Invoice Date	Invoice Amount	Current Balance (Write-Off Amount)	Reason for Write-off
52	1	101230	SEVAN WARGREN ALEXANDER	58AR	5/16/2000	9/16/1998	\$ 58,011.00	\$ 58,011.00	Bankruptcy
52	1	10982	BEVIS WILLIAMS	58AR	5/16/2000	6/12/2002	\$ 18,906.00	\$ 18,906.00	Statute of Limitations
52	1	11444	CARVALLO MICHAEL	58AR	5/16/2000	6/12/2002	\$ 11,200.00	\$ 11,200.00	Priority creditors unpaid
52	1	10187	CARVALLO MICHAEL	58AR	6/28/2000	8/4/1999	\$ 10,540.80	\$ 10,540.80	Priority creditors unpaid
52	1	10211	CISNODI ED JR	58AR	6/28/2000	10/22/2001	\$ 6,700.00	\$ 6,700.00	Statute of Limitations
52	1	10143	ERIS RAYMOND	58AR	11/30/1998	12/16/1998	\$ 26,850.00	\$ 26,850.00	Statute of Limitations
52	1	10138	GARCIA CARMEN	58AR	6/28/2000	11/23/1998	\$ 6,529.80	\$ 6,529.80	Statute of Limitations
52	1	10164	GARCIA CARMEN	58AR	6/22/2000	5/16/2000	\$ 20,700.00	\$ 20,700.00	Statute of Limitations
52	1	10351	GARCIA CARMEN	58AR	6/22/2000	3/22/2003	\$ 22,000.00	\$ 22,000.00	Statute of Limitations
52	1	10183	KRYAVICA JAMES & JOHN	58AR	6/28/2000	12/16/1998	\$ 7,588.95	\$ 7,588.95	Statute of Limitations
52	1	10018	LIU YANJUN	58AR	6/28/2000	3/29/2000	\$ 15,718.00	\$ 15,718.00	Statute of Limitations
52	1	10272	MONTANO AL & LYDIA J	58AR	6/28/2000	3/29/2000	\$ 15,529.80	\$ 15,529.80	Statute of Limitations
52	1	10202	OROZCO PAUL RUBEN	58AR	6/22/2000	11/4/1998	\$ 10,868.95	\$ 10,868.95	Unallocable per CAO
52	1	10219	OROZCO PAUL RUBEN	58AR	6/22/2000	11/4/1998	\$ 15,707.05	\$ 15,707.05	Unallocable per CAO
52	1	10280	PAZOMBO ROCCO	58CUP	6/28/2000	12/15/1998	\$ 6,730.52	\$ 6,730.52	Unallocable per CAO
52	1	10375	PASCENCA RICOBERTO	58AR	10/18/2000	9/13/2000	\$ 27,200.00	\$ 26,200.00	Statute of Limitations
52	1	10441	SONO MANUELA	58AR	11/12/2000	11/12/2000	\$ 7,011.00	\$ 7,011.00	Priority creditors unpaid
52	1	11348	SANCHEZ AURELIO	58AR	5/16/2000	12/17/2002	\$ 5,700.00	\$ 5,700.00	Unallocable per CAO
52	1	10184	SANTORIS LOUIS AND ARVILLA	58AR	5/16/2000	2/4/1997	\$ 10,954.20	\$ 10,954.20	Statute of Limitations
52	1	10187	SANTORIS LOUIS AND ARVILLA	58AR	5/16/2000	2/4/1997	\$ 19,391.20	\$ 19,391.20	Statute of Limitations
52	1	10136	SARTORIS LOUIS AND ARVILLA	58AR	5/16/2000	11/28/1999	\$ 15,928.22	\$ 15,928.22	Statute of Limitations
52	1	10231	BRACAMONTE LIZ	58AR	6/28/2000	7/12/1999	\$ 7,800.65	\$ 7,800.65	Statute of Limitations
52	1	10231	CONLON JOHN THOMAS (DRIVER)	58AR	6/28/2000	2/13/1990	\$ 5,285.45	\$ 5,285.45	Statute of Limitations
52	1	10231	MENDOZA SERGIO HERNANDEZ (DR)	58AR	6/28/2000	6/9/1992	\$ 6,579.40	\$ 6,579.40	Statute of Limitations
52	1	100510	PRANGE SCOTT MICHAEL (DRIVER)	58AR	6/28/2000	1/11/1999	\$ 5,950.40	\$ 5,950.40	Statute of Limitations
52	1	100130	SONZALES JOE SR	58AR	6/28/2000	5/9/1994	\$ 13,352.25	\$ 13,352.25	Statute of Limitations
52	1	10128	HERNANDEZ NICHOLAS AND ANNIE	58AR	6/28/2000	11/7/1997	\$ 7,253.16	\$ 7,253.16	Statute of Limitations
52	1	10184	MAFAIR COMMUNITY GARDENS	58AR	6/28/2000	3/13/1990	\$ 7,709.95	\$ 7,709.95	Statute of Limitations
52	1	10144	MEXICO AUTO BODY	58AR	6/28/2000	1/12/1999	\$ 5,108.40	\$ 5,108.40	Bankruptcy
52	1	10192	BENECIA FOODS FLAG SHIP FOODS	58AR	6/28/2000	12/4/1998	\$ 6,440.50	\$ 6,440.50	Bankruptcy
52	1	10984	BENECIA FOODS FLAG SHIP FOODS	58AR	6/28/2000	1/2/2001	\$ 4,440.50	\$ 4,440.50	Bankruptcy
52	1	10612	NTL MICROELECTRONIC PRODUCTS ATIN ROY CHEIT	76SSUC	4/11/2003	1/2/2001	\$ 6,448.20	\$ 6,448.20	Bankruptcy
52	1	10687	NTL MICROELECTRONIC PRODUCTS ATIN ROY CHEIT	76SSUC	6/28/2000	2/26/2001	\$ 5,267.90	\$ 5,267.90	Bankruptcy
52	1	11224	NTL MICROELECTRONIC PRODUCTS ATIN ROY CHEIT	76SSUC	6/28/2000	9/27/2002	\$ 6,482.30	\$ 6,482.30	Bankruptcy
52	1	10746	NTL MICROELECTRONIC PRODUCTS ATIN ROY CHEIT	76SSUC	6/28/2000	6/26/2001	\$ 6,998.10	\$ 6,998.10	Bankruptcy
52	1	10757	NTL MICROELECTRONIC PRODUCTS ATIN ROY CHEIT	76SSUC	6/28/2000	8/5/2001	\$ 7,707.70	\$ 7,707.70	Bankruptcy
52	1	10696	NTL MICROELECTRONIC PRODUCTS ATIN ROY CHEIT	76SSUC	6/28/2000	5/5/2001	\$ 10,950.50	\$ 10,950.50	Bankruptcy
52	1	10241	NTL MICROELECTRONIC PRODUCTS ATIN ROY CHEIT	76SSUC	4/27/1999	2/26/2000	\$ 5,869.60	\$ 5,869.60	Bankruptcy
52	1	10083	NTL MICROELECTRONIC PRODUCTS ATIN ROY CHEIT	76AC	4/14/2000	6/22/2000	\$ 6,096.20	\$ 6,096.20	Bankruptcy
52	1	10191	NTL MICROELECTRONIC PRODUCTS ATIN ROY CHEIT	76AC	6/22/2000	6/22/2000	\$ 13,820.40	\$ 13,820.40	Bankruptcy
52	1	10637	LIGHTWAVE MICROSYSTEMS CORP	76AC	4/12/2001	4/12/2001	\$ 9,791.63	\$ 9,791.63	Statute of Limitations
52	1	10160	STORMEDIA ATIN LORI EARL	76AC	6/21/1998	8/6/1998	\$ 10,948.40	\$ 10,948.40	Statute of Limitations
52	1	10043	STORMEDIA ATIN LORI EARL	76AC	4/27/1999	6/21/1998	\$ 11,401.50	\$ 11,401.50	Statute of Limitations
52	1	10092	BENECIA FOODS FLAG SHIP FOODS	76AC	8/7/1990	8/7/1990	\$ 13,091.00	\$ 13,091.00	Bankruptcy
52	1	10092	BENECIA FOODS FLAG SHIP FOODS	76AC	8/7/1990	8/7/1990	\$ 1,951,957.39	\$ 1,848,382.09	Bankruptcy