

RESOLUTION NO. \_\_\_\_\_

**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 Director of Finance for the City of San José (“City”) to write off as uncollectible any account or claim exceeding \$5,000, upon approval by the San José City Council; and

**WHEREAS**, the City has attempted collection efforts on accounts totaling \$619,047.71, as listed in the “Citywide 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 \$619,047.71 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 \_\_\_\_ day of \_\_\_\_\_, 2023, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

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MATT MAHAN  
Mayor

ATTEST:

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TONI J. TABER, CMC  
City Clerk

**EXHIBIT A**  
**Citywide Write-off Report**

Over \$5,000 Write-off list December 4, 2022						
<i>Debtor</i>	<i>Invoice Number</i>	<i>Invoice Type</i>	<i>Entered Date</i>	<i>Invoice Balance (Write-off Balance)</i>	<i>Fund</i>	<i>Reason for Write-off</i>
BEBE RELAXATION FOOT SPA	1154800	MASSAGE PERMIT	4/24/2018	\$7,034.37	001	Out of Statute Collection Agency Assignment Initial collection attempts by Finance Staff then by collection agency staff.
HUNG NGUYEN	1154972	MASSAGE PERMIT	5/1/2018	\$7,034.37	001	Out of Statute Collection Agency Assignment Initial collection attempts by Finance Staff then by collection agency staff.
SUPER PRO RACING	1144794	NONSUFFICIENT FUND CHECK	11/22/2016	\$7,694.20	001	Out of Statute Collection Agency Assignment Initial collection attempts by Finance Staff then by collection agency staff.
EFRAIN DOMINGUEZ	1146087	PROPERTY SUBROGATION	02/28/2017	\$11,721.25	001	Out of Statute Collection Agency Assignment Initial collection attempts by Finance Staff then by collection agency staff.
JUAN PEREZ	1148568	PROPERTY SUBROGATION	08/24/2017	\$12,373.96	001	Out of Statute Collection Agency Assignment Initial collection attempts by Finance Staff then by collection agency staff.

LEAH VINIK	1019579	PROPERTY SUBROGATION	07/27/2004	\$13,178.54	001	Out of Statute/Out of State (NY) Collection Agency Assignment Initial collection attempts by Finance Staff then by collection agency staff.
DAVID LINARES	1149480	PROPERTY SUBROGATION	10/30/2017	\$13,456.84	001	Out of Statute Collection Agency Assignment Initial collection attempts by Finance Staff then by collection agency staff.
MARCIS ZUNIGA	1147122	PROPERTY SUBROGATION	05/11/2017	\$13,522.51	001	Out of Statute Collection Agency Assignment Initial collection attempts by Finance Staff then by collection agency staff.
ELIZABETH GALAN	1152977	PROPERTY SUBROGATION	02/21/2018	\$14,297.82	001	Out of Statute Collection Agency Assignment Initial collection attempts by Finance Staff then by collection agency staff.
JUAN MEDINA	1145258	PROPERTY SUBROGATION	01/10/2017	\$14,384.78	001	Out of Statute Collection Agency Assignment Initial collection attempts by Finance Staff then by collection agency staff.
ERICK BARRIOS	1146298	PROPERTY SUBROGATION	03/14/2017	\$14,580.42	001	Out of Statute Collection Agency Assignment Initial collection attempts by Finance Staff then by collection agency staff.

DAVID SILVERMAN	1146985	PROPERTY SUBROGATION	04/25/2017	\$15,168.37	001	Out of Statute Collection Agency Assignment Initial collection attempts by Finance Staff then by collection agency staff.
HARRY FROMM	1140245	PROPERTY SUBROGATION	03/09/2016	\$15,994.95	001	Debtor deceased Car was stolen
ROGELIO QUEJA	1146668	PROPERTY SUBROGATION	04/04/2017	\$16,170.74	001	Out of Statute Initial collection attempts by Finance Staff Restitution Order/Probation Expired
MARK MILIOTO	1144173	PROPERTY SUBROGATION	10/06/2016	\$17,095.69	001	Out of Statute Collection Agency Assignment Initial collection attempts by Finance Staff then by collection agency staff.
ELAINE BENTON	1147785	PROPERTY SUBROGATION	5/16/2019	\$20,639.27	001	Out of Statute Collection Agency Assignment Initial collection attempts by Finance Staff then by collection agency staff.
KATHLEEN JOBKE	1149889	PROPERTY SUBROGATION	11/6/2017	\$20,954.65	001	Out of Statute Collection Agency Assignment Initial collection attempts by Finance Staff then by collection agency staff.
VU NGUYEN	1142018	PROPERTY SUBROGATION	06/07/2016	\$20,955.00	001	Out of Statute Unable to Locate Initial collection attempts by Finance Staff
ANN VILLALOBOS-GUTIERREZ	1167393	PROPERTY SUBROGATION	4/17/2019	\$23,148.33	001	Out of Statute Collection Agency Assignment Initial collection attempts by Finance Staff then by collection agency staff.

ANDREW MACNAB	1149034	PROPERTY SUBROGATION	10/10/2017	\$23,347.21	001	Out of Statute Collection Agency Assignment Initial collection attempts by Finance Staff then by collection agency staff.
ROSELLA LOPES	1056551	PROPERTY SUBROGATION	03/13/2015	\$24,716.04	001	Out of Statute Collection Agency Assignment Initial collection attempts by Finance Staff then by collection agency staff.
LUIS HERNANDEZ	1149049	PROPERTY SUBROGATION	10/12/2017	\$33,499.66	001	Out of Statute Collection Agency Assignment Initial collection attempts by Finance Staff then by collection agency staff.
GABRIEL MARTINEZ	1167943	PROPERTY SUBROGATION	5/9/2019	\$42,698.13	001	Out of Statute Collection Agency Assignment Initial collection attempts by Finance Staff then by collection agency staff.
TAMARA WILLIAMS	1167833	PROPERTY SUBROGATION	5/7/2019	\$60,485.78	001	Out of Statute Collection Agency Assignment Initial collection attempts by Finance Staff then by collection agency staff.
MOISES LANDAVERDE	1165071	PROPERTY SUBROGATION	02/06/2019	\$72,139.04	001	Filed Chapter 7 discharged Paid \$5,600
RAUL MADRIGAL	1167953	PROPERTY SUBROGATION	5/9/2019	\$82,755.79	001	Out of Statute Collection Agency Assignment Initial collection attempts by Finance Staff then by collection agency staff.
				<b>26 INVOICES</b>	<b>\$619,047.71</b>	