

REDEVELOPMENT AGENCY OF
THE CITY OF SAN DIEGO
RESOLUTION NUMBER R-03814
ADOPTED ON SEPTEMBER 14, 2004

A RESOLUTION OF THE REDEVELOPMENT AGENCY OF
THE CITY OF SAN DIEGO AUTHORIZING THE SECOND
AMENDMENT TO AGREEMENT WITH KANE BALLMER &
BERKMAN FOR SPECIAL LEGAL COUNSEL SERVICES.

WHEREAS, in July 2001, the Agency issued a Request for Qualifications for Legal Services seeking outside counsel with specific expertise in the area of redevelopment law; and

WHEREAS, in December 2001, the Agency and Kane, Ballmer & Berkman (Special Counsel) entered into an Agreement for Special Counsel to provide legal services to the Agency in the area of redevelopment law; and

WHEREAS, the Agency approved the Agreement between the Agency and Special Counsel pursuant to Resolution No.R-03413 adopted December 3, 2001; and

WHEREAS, a Scope of Services was executed between the parties to the Agreement with compensation not to exceed the amount of \$1,500,000; and

WHEREAS, the Agency approved the First Amendment to the Agreement pursuant to Resolution No. R-03674 adopted on September 02, 2003; and

WHEREAS, the Agency now wishes to enter into the Second Amendment to the Agreement; NOW THEREFORE,

BE IT RESOLVED, by the Redevelopment Agency of the City of San Diego as follows:

1. That the Executive Director of the Agency, or designee, is authorized and empowered to execute, for and on behalf of the Agency, the Second Amendment to Agreement with Kane, Ballmer & Berkman for special legal counsel services, under the terms and conditions set forth in the Second Amendment to Agreement, a copy of which is on file in the office of the Secretary to the Agency as Document No. D-03814.

2. That an expenditure of an amount not to exceed \$160,000 on an as needed basis is authorized by the Second Amendment to Agreement solely and exclusively, for the purpose of providing funding for the agreement with Kane, Ballmer & Berkman.

3. That the total expenditures for the Agreement shall not exceed \$2,112,860.

APPROVED: CASEY GWINN, General Counsel

By _____
Sung L. Phillips
Deputy Counsel

SLP:mm
09/01/04
Or.Dept:SEDC
Aud.Cert:2500214
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