



REDEVELOPMENT AGENCY OF

THE CITY OF SAN DIEGO

RESOLUTION NUMBER R- 04482

DATE OF FINAL PASSAGE FEB 08 2010

A RESOLUTION OF THE REDEVELOPMENT AGENCY OF THE CITY OF SAN DIEGO APPROVING THE FIRST AMENDMENT TO THE AGREEMENT WITH DALEY & HEFT FOR LEGAL SERVICES AND AUTHORIZING THE EXECUTIVE DIRECTOR OF THE REDEVELOPMENT AGENCY TO EXECUTE THE FIRST AMENDMENT TO THE AGREEMENT WITH DALEY & HEFT

WHEREAS, the Redevelopment Agency of the City of San Diego [Agency] is engaged in activities necessary to carry out and implement the Redevelopment Plan for the Centre City Redevelopment Project [Project Area]; and

WHEREAS, the Centre City Development Corporation [Corporation] is responsible for implementing redevelopment projects in the Project Area; and

WHEREAS, in order to carry out and implement the Redevelopment Plan, the Agency approved the Implementation Plans for the period of July 2004 – June 2009 for the Centre City and Horton Plaza Redevelopment Projects; and

WHEREAS, the Implementation Plans identify land acquisition for the creation of public facilities which serve both the immediate neighborhood and the community at large, as a specific goal to address blighting conditions within the Centre City Redevelopment Project Area; and

WHEREAS, in March 2006, the Redevelopment Agency authorized the Centre City Development Corporation to execute an Agreement with Daley & Heft in the amount of \$250,000, for legal services; and

WHEREAS, the Agency proposes to execute a First Amendment to Agreement with Daley & Heft in the amount not to exceed \$200,000, for a total contract amount not exceed \$450,000, to provide additional funding for continued legal services for acquisition of land and improvements, fixtures and equipment, and assistance with claims for loss of goodwill and relocation, on an ongoing basis; and

WHEREAS, Section 1.1 of the Agreement provides that legal services are rendered at the direction of the City Attorney, on an as-needed basis; NOW, THEREFORE,

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

1. That the Agency approves the First Amendment to the Agreement with Daley & Heft for legal services, in the amount not to exceed \$200,000, for a total compensation under the Agreement not to exceed \$450,000, a copy of said First Amendment shall be placed on file in the office of the secretary of the Agency as Document No 04482.


2. That the maximum cumulative expenditure pursuant to the Agreement, as amended, shall not exceed \$450,000, provided the City Auditor first furnishes a certificate that funds are, or will be, on deposit in the City Treasury.

3. That the Agency authorizes the Executive Director of the Agency or designee, to execute the First Amendment to the Agreement with Daley & Heft.

4. That the Agency authorizes the Executive Director of the Agency, or designee, to administer the Agency's obligations, responsibilities and duties to be performed under the First Amendment to the Agreement.

5. That the Agency finds and determines that this activity is not a "project" under the definition set forth in CEQA Guidelines Section 15378. Therefore, pursuant to CEQA Guidelines Section 15060(c)(3), the activity is not subject to CEQA.

APPROVED: JAN I. GOLDSMITH, General Counsel

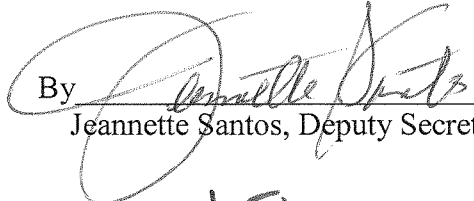
By 

Todd F. Bradley
Deputy General Counsel

TFB:jdf
11/18/09
Or.Dept:CCDC
RA-2010-42

I hereby certify that the foregoing Resolution was passed by the Redevelopment Agency of the City of San Diego, at its meeting of FEB 02 2010.

REDEVELOPMENT AGENCY

By 

Jeannette Santos, Deputy Secretary

Approved: 2.8.10

(date)



JERRY SANDERS, Executive Director

Vetoed: _____
(date)

JERRY SANDERS, Executive Director

The City of San Diego
COMPTROLLER'S CERTIFICATE

CERTIFICATE OF UNALLOTTED BALANCE

CC CC3000002912

ORIGINATING

DEPT. NO.: 9960

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: _____ Fund: _____

Purpose: _____

Date: _____ By: Francisco Lopez

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

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: _____ \$200,000.00

Vendor: Daley & Heft

Purpose: First amendment to agreement for legal services with Daley & Heft for legal counsel services for Centre City Redevelopment Project Area.

Date: December 21, 2009 By: Francisco J. Lopez

COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA									
Doc. Item	Fund	Funded Program	Internal Order	Functional Area	G/L Account	Business Area	Cost Center	WBS	Original Amount
001	400638	920533101000	920533101101	OTHR-0000002-NS	512042	2220	2220500011		\$100,000.00
002	400638	920511100000	920511100101	OTHR-0000002-NS	512042	2220	2220500011		\$100,000.00
TOTAL AMOUNT									\$200,000.00

CC-361 (REV 7-09)

FUND OVERRIDE

CC CC3000002912

Passed by the Redevelopment Agency of The City of San Diego on FEB 0 2 2010, by the following vote:

Agency Members	Yeas	Nays	Not Present	Recused
Sherr Lightner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kevin Faulconer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Todd Gloria	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Anthony Young	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Carl DeMaio	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Donna Frye	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marti Emerald	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ben Hueso	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage FEB 0 8 2010

AUTHENTICATED BY:

JERRY SANDERS
Executive Director of The City of San Diego, California.

(Seal)

ELIZABETH S. MALAND
Secretary of The City of San Diego, California.

By , Deputy

Office of the Redevelopment Agency, San Diego, California

Resolution Number R- 04482