

(R-91-373)

RESOLUTION NUMBER R- 276475

ADOPTED ON SEP 10 1990

WHEREAS, the City Council has established investment guidelines for the investment of retirement funds pursuant to Charter section 144; and

WHEREAS, the Retirement Board, pursuant to said investment guidelines, invests in real estate holdings; and

WHEREAS, in order to maximize returns and comply with its fiduciary responsibilities, the Board requires special legal expertise in real property to render legal advice in respect to such transactions; and

WHEREAS, the City Attorney's office serves as legal counsel to the Retirement Board but does not have the required expertise in house; and

WHEREAS, it is necessary and appropriate to seek outside legal services to render such specialized advice and support; and

WHEREAS, the City Attorney desires to seek such outside legal expertise with the assistance of the Retirement Administrator; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that the City Attorney be and he is hereby authorized to seek outside legal counsel and execute an agreement for outside legal services in regard to real estate transactions for City Employees Retirement System portfolio.

BE IT FURTHER RESOLVED, that the expenditure of a sum not to

exceed \$40,000 for such outside legal services from Department  
60011, Organization 100, Object Account 4151, Job Order 000088,  
be and the same is hereby authorized.

APPROVED: JOHN W. WITT, City Attorney

By

  
\_\_\_\_\_  
Jack Katz  
Senior Chief Deputy

JK:skc  
08/23/90  
Or.Dept:Retire.  
Aud.Cert:9100150  
R-91-373  
Form=r-t

R 276475

**The City of San Diego**  
**CERTIFICATE OF CITY AUDITOR AND COMPTROLLER**

CERTIFICATE OF UNALLOTTED BALANCE      AC 9100150

ORIGINATING DEPT. NO.: 088

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 \$ 40,000.00      Fund 60011

Purpose Authorizing the expenditure of funds for outside legal services in regard to Real Estate transactions for the city employees Retirement System Portfolio.

Date August 7, 19 90

By: *Smay & Chambers*  
AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/EQUIP	FACILITY	AMOUNT
1			60011	100	4151	000088				\$40,000.00
TOTAL AMOUNT										\$40,000.00

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 moneys 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 \_\_\_\_\_, 19\_\_\_\_

By: \_\_\_\_\_  
AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/EQUIP	FACILITY	AMOUNT
TOTAL AMOUNT										

FUND OVERRIDE

# 180

SEP 10 1990

Passed and adopted by the Council of The City of San Diego on....., by the following vote:

Council Members	Yeas	Nays	Not Present	Ineligible
Abbe Wolfsheimer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ron Roberts	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
John Hartley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
H. Wes Pratt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Linda Bernhardt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
J. Bruce Henderson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Judy McCarty	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bob Filner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Maureen O'Connor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

MAUREEN O'CONNOR  
Mayor of The City of San Diego, California.

(Seal)

CHARLES G. ABDELNOUR  
City Clerk of The City of San Diego, California.

By *Ellen Bevard*, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number **R 276475** Adopted **SEP 10 1990**

REC-100-1000

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CITY CLERK'S OFFICE  
SAN DIEGO, CA