

(R-2002-371 Corrected Copy)

9/13/01

RESOLUTION NUMBER R- 295459


ADOPTED ON SEP 17 2001

BE IT RESOLVED, by the Council of The City of San Diego, that the City Manager be and he is hereby authorized and empowered to execute, for and on behalf of said City, a First Amendment to the Agreement with Orrick, Herrington, & Sutcliffe, for Ballpark Disclosure Counsel and Litigation Review Services in an amount not to exceed \$150,000 to be expended from the major Facilities Ballpark Fund (102214), and an amount not to exceed \$100,000 for an analysis of Ballpark related litigation to be paid from bond proceeds under the terms and conditions set forth in the Agreement on file in the office of the City Clerk as Document No.

RR- 295459

APPROVED: CASEY GWINN, City Attorney

By

  
Kelly J. Salt  
Deputy City Attorney

KJS:pev  
9/5/01  
9/13/01 Cor.Copy  
Aud.Cert:2200258  
Or.Dept:CityAtty  
R-2002-371  
Form=auagr.frm

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

**CERTIFICATE OF UNALLOTTED BALANCE**

AC 2200258  
ORIGINATING DEPT. NO.: 045

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: \_\_\_\_\_

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

**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 \$ 150,000.00

Vendor Orrick, Herrington & Suttcliffe

Purpose Ballpark Disclosure Counsel and Litigation Review

Date September 4, 2001 By: \_\_\_\_\_

AUDITOR AND COMPTROLLER'S DEPARTMENT

| ACCOUNTING DATA |       |        |        |      |         |           |                   |             |          |              |
|-----------------|-------|--------|--------|------|---------|-----------|-------------------|-------------|----------|--------------|
| ACCTG. LINE     | CY PY | FUND   | DEPT   | ORG. | ACCOUNT | JOB ORDER | OPERATION ACCOUNT | BENF/ EQUIP | FACILITY | AMOUNT       |
| 001             | 0     | 102214 | 102214 | 200  | 4141    | 000205    |                   |             |          | \$150,000.00 |
|                 |       |        |        |      |         |           |                   |             |          |              |
|                 |       |        |        |      |         |           |                   |             |          |              |
|                 |       |        |        |      |         |           |                   |             |          |              |
|                 |       |        |        |      |         |           |                   |             |          |              |
| TOTAL AMOUNT    |       |        |        |      |         |           |                   |             |          | \$150,000.00 |

FUND OVERRIDE

*R* - 295459

SEP 17 2001

AC 2200258