

RESOLUTION NUMBER R- 299077

ADOPTED ON APR 12 2004

WHEREAS, the City of San Diego previously retained the law firm of Vinson & Elkins ("V&E") to provide services related to the representation of the City at the Securities & Exchange Commission ("SEC") in the SEC's investigation into certain City financial matters, and to prepare an internal report ("Report") on the City's securities disclosure practices from 1996 through the present; and

WHEREAS, the contract is currently in an amount not to exceed \$150,000; and

WHEREAS, additional contract authorization is necessary and appropriate to permit V&E to complete the Report and continue the representation before the SEC; NOW

THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the City Attorney is hereby authorized and directed to execute an amendment to the retention agreement with V&E for an additional amount not to exceed \$350,000, for a total contract amount not to exceed \$500,000.

APPROVED: CASEY GWINN, City Attorney

By


Leslie J. Girard
Assistant City Attorney

LJG:km
04/07/04
Aud.Cert:
Or.Dept:Atty.
R-2004-1044

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

CERTIFICATE OF UNALLOTTED BALANCE

AC 2400977

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.

Amount: \$350,000.00

Vendor: Vinson & Elkins

Purpose: Supplement to retainer agreement for legal services related to the City of San Diego financial disclosures

Date: April 6, 2004 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	81140	81140	3501	4151	81141					\$350,000.00
TOTAL AMOUNT											\$350,000.00

FUND OVERRIDE

AC 2400977

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APR 12 2004