

RESOLUTION NUMBER R-299230

ADOPTED ON MAY 17 2004

WHEREAS, the City of San Diego previously retained the firm of Luce, Forward, Hamilton & Scripps, LLP, for the provision of certain legal services related to the Department of Industrial Relations determination of prevailing wage issues involving Ballpark Infrastructure construction contracts; and

WHEREAS, the contract is currently in an amount not to exceed \$25,000; and

WHEREAS, additional services from the Firm are now needed by the City relating to filing an appeal of this determination and taking all necessary legal actions; 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 the Firm for an additional amount not to exceed \$100,000, for a total contract amount not to exceed \$125,000.

BE IT FURTHER RESOLVED, that the expenditure of an amount not to exceed \$100,000 from Fund 81140, Dept. 81140, Org. No. 3501, Object Account 4141, Job Order 81150, is hereby authorized, solely and exclusively for the purpose of providing funds for the above project.

APPROVED, CASEY GWINN, City Attorney

By 
Keri Katz
Head Deputy City Attorney

KK:km
04/21/04
Aud.Cert:2401016
Or.Dept:Atty
R-2004-1124

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

CERTIFICATE OF UNALLOTTED BALANCE

AC 2401016

ORIGINATING

DEPT. NO. 81140

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

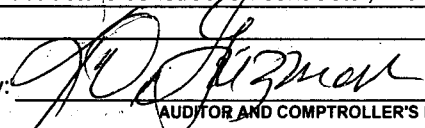
I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto attached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby further certify, in conformity with the 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: \$100,000.00

Vendor: Charles Bird, Esq. of Luce, Forward, Hamilton & Scripps, LLP

Purpose: Authorizing the expenditure for legal services related to the Department of Industrial Relations (DIR) investigation and determination of prevailing wage issues involving Ballpark Infrastructure construction contracts, in an amount not to exceed \$100,000.00.

Date: April 16, 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	4141	81150				\$100,000.00
TOTAL AMOUNT										\$100,000.00

FUND OVERRIDE

AC 2401016

R- 299230

MAY 17 2004