

ORDINANCE NUMBER O- 19504 (NEW SERIES)

DATE OF FINAL PASSAGE JUN 27 2006

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE CITY ATTORNEY TO ENTER INTO A THIRD AMENDMENT TO THE CONTRACT FOR BOND COUNSEL SERVICES WITH STRADLING YOCCA CARLSON & RAUTH, A PROFESSIONAL CORPORATION, FOR BOND AND DISCLOSURE COUNSEL SERVICES WITH RESPECT TO THE ISSUANCE OF SPECIAL TAX BONDS FOR COMMUNITIES FACILITIES DISTRICT NO. 3 (LIBERTY STATION)

WHEREAS, the law firm of Stradling Yocca Carlson & Rauth, a professional corporation [Firm] was retained pursuant to an Agreement for bond counsel and disclosure counsel services, dated April 24, 2000, as amended April 27, 2002, and as further amended on January 6, 2003 [Agreement] with respect to the formation of a communities facilities district and the issuance of special tax bonds for Communities Facilities District No. 3 (Liberty Station) in connection with the closure and civilian conversion of the Naval Training Center; and

WHEREAS, given the delays associated with transaction, it is necessary that the Agreement be amended to provide additional compensation to bond counsel in connection with legal services provided with respect to the preparation of documents regarding the communities facilities district and the issuance of special tax bonds thereby; NOW THEREFORE,

BE IT ORDAINED, by the Council of the City of San Diego as follows:

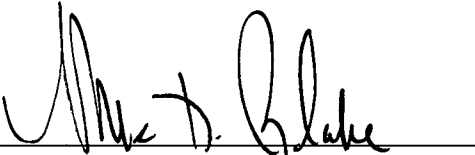
Section 1. That the Council authorizes the City Attorney to enter into a Third Amendment to the Contract for Bond Counsel Services with Stradling Yocca Carlson & Rauth with respect to bond counsel and disclosure counsel services rendered in connection with the issuance of bonds for Communities Facilities District No. 3 (Liberty Station); provided however

that bond counsel shall be paid only from proceeds of the bonds and any deposits made by the developer therefor.

Section 2. That a full reading of this ordinance is dispensed with prior to its final passage, a written or printed copy having been available to the City Council and the public a day prior to its final passage.

Section 3. That this ordinance shall take effect and be in force on the thirtieth day from and after its final passage. Agreement with Stradling Yocca Carlson & Rauth on file in the Office of the City Clerk as Document No. 00-19504.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By 
Mark D. Blake
Chief Deputy City Attorney

MDB:ai
05/31/06
06/14/06COR.COPY
Or.Dept:CA
O-2006-147

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of JUN 27 2006.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 6-27-06
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor