

CORRECTED COPY

(R-2006-695)
(COR.COPY) 103
3/7/06

RESOLUTION NUMBER R- 301278
DATE OF FINAL PASSAGE MAR 15 2006

A RESOLUTION OF THE CITY OF SAN DIEGO
AUTHORIZING THE RETENTION OF LATHAM & WATKINS
FOR THE PURPOSES OF INSURANCE COVERAGE
ANALYSIS AS RELATES TO DE ANZA COVE LITIGATION

WHEREAS, on May 18, 1951, the City entered into a master ground lease for the development and use of the "De Anza Point Tourist Area" [the Property] for use as a transient tourist and trailer park area, as amended and assigned from time to time thereafter [the Lease]; and

WHEREAS, in 1981, the California State Legislature adopted legislation permitting the mobile home residential use that had developed over the years to continue only until November 23, 2003 [the Kapiloff Legislation], also being the end of the Lease term; and

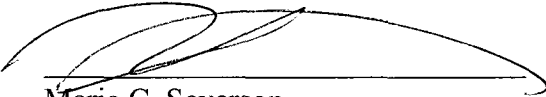
WHEREAS, the City Attorney has contacted Kris Wilkes, Esq., Latham & Watkins, for legal services in connection with the ongoing litigation related to De Anza Harbor Resort's transition from a privately-operated mobile home to City-operated park [Park]. The litigation is entitled *De Anza Cove Homeowners Association, Inc. v. City of San Diego, et al.*, San Diego Superior Court Case No. GIC821191. The services provided by Latham & Watkins include the analysis of insurance coverage as relates to the Park property and the litigation.

WHEREAS, this action seeks an amount not to exceed \$50,000 for retention of Latham & Watkins in the matter of De Anza Harbor and Resort litigation for purposes of insurance coverage analysis. NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the Mayor is authorized and empowered to execute, for and on behalf of the City, an agreement with Latham & Watkins for the purposes of insurance coverage analysis, for an amount not to exceed \$50,000.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By



Maria C. Severson
Chief Deputy City Attorney

MCS:dmt
02/07/2006
Aud.Cert.: AC 2600573
Or.Dept:READ
R-2006-695

I hereby certify that the foregoing resolution was passed by the Council of the City of San Diego, at its meeting of MAR 07 2006.

ELIZABETH S. MALAND, City Clerk

By Maureen E. Ketelman
Deputy City Clerk

Approved: 3.15.06
(date)

Jerry Sanders
JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

Passed by the Council of The City of San Diego on MAR 07 2006, by the following vote:

Council Members	Yeas	Nays	Not Present	Ineligible
Scott Peters	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kevin Faulconer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Toni Atkins	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Anthony Young	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Brian Maienschein	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Donna Frye	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jim Madaffer	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Ben Hueso	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage MAR 15 2006

AUTHENTICATED BY:

(Seal)

JERRY SANDERS
Mayor of The City of San Diego, California.

ELIZABETH S. MALAND
City Clerk of The City of San Diego, California.

By *Mary Cepeda*, Deputy

Office of the City Clerk, San Diego, California

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