(R-2008-118) 7/30/07

RESOLUTION NUMBER R- 302890

DATE OF FINAL PASSAGE AUG 0 3 2007

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING ADDITIONAL FUNDS FOR OUTSIDE LEGAL COUNSEL FOR COUNCIL PRESIDENT SCOTT PETERS RELATING TO FINANCIAL AND DISCLOSURE ISSUES AND PENSION INVESTIGATIONS AND LITIGATION

WHEREAS, the Council of the City of San Diego previously authorized \$484,331.93 in total to pay for attorney's fees to the law firms of Sheppard Mullin Richter & Hampton, LLP to provide independent representation to Council President Scott Peters related to financial and disclosure issues and pension investigations and litigation including the pension-related litigation of SDCERS v. Aguirre, San Diego Superior Court Case No. GIC 841845; and

WHEREAS, these investigations by state and federal agencies are continuing; NOW, THEREFORE,

BE IT RESOLVED, that the Council authorizes the additional expenditure of an amount not to exceed \$204,000 for the purpose of paying attorney's fees incurred in Fiscal Year 2007 and 2008 for the representation of Council President Scott Peters related to the issues described above, provided that the City Auditor and Comptroller first furnishes one or more certificates certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

BE IT FURTHER RESOLVED, that the Auditor and Comptroller shall be authorized to fund these expenditures from the funding sources identified in the cost allocation matrix and to expend these funds on outside counsel fees on behalf of Council President Peters.

MICHAEL J. AGUIRRE, City Attorney

By:	حعو		
-	Todd F. Bradley		
	Deputy City Attorney	y \	
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Or.De	ept:Mayor's Office		
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R-200	08-118		

MMS #5146

ELIZABETH S. MALAND

	City Clerk By Man Jumaya Deputy City Clerk
Approved: <u>8.3-67</u> (date)	JERRY SANDERS, Mayor
Vetoed:(date)	JERRY SANDERS, Mayor

The City of San Diego CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

CERTIFICATE OF UNALLOTTED BALANCE

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Purpose: Date: By:	By: ACCOUNTING DATA FUND DEPT ORG. ACCOUNT JOB ORDER ACCOUNT BENF/ EQUIP FACILITY AMOUNT TOTAL AMOUNT FUND OVERRIDE CERTIFICATION OF UNENCUMBERED BALANCE BY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto lution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated se of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, to the credit of the appropriation from which the same are to be drawn, and that the said money in the Treasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are	Purpose: Date: By: AUDITOR AND COMPTROLLER'S DEPARTMENT
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2007 FTE Allocation W/O MADS

Total Amount of invoice:

\$204,000.00

144,574.80	1,774.80	408.00	836.40	1,652.40	571.20	163.20	387.60	1,978.80	122.40	387.60	16,891.20	19,441.20	367.20	2,550.00	1,244.40	81.60	877.20	3,162.00	1,856.40	2,876.40	1,795.20	204 000 00
70.87%	0.87%	0.20%	0.41%	0.81%	0.28%	0.08%	0.19%	0.97%	0.06%	0.19%	8.28%	9.53%	0.18%	1.25%	0.61%	0.04%	0.43%	1.55%	0.91%	1.41%	0.88%	100 00%
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Litigation Expense-Public Liability	Golf Course	Environmental Protection	Waste Reduction & Enforcement	Refuse Disposal	Resource Management	Collection Services	Waste Reduction & Enforcement	Collection Services	Environmental Protection	Resource Management	Water	MWWD-Administration	Airports	ECP-Water & Sewer Design	E&CP Water Wastewater Field Eng.	Develop. Services-Management	Develop. Services-Support Services	Develop. Services-Division of Building	Develop. Services-Inform & Appl. Ser	Develop. Services-Land Development	Develop. Services-Project Mgmt	
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