

RESOLUTION NUMBER R- 303396

DATE OF FINAL PASSAGE FEB 19 2008

RETENTION OF OUTSIDE COUNSEL SERVICES FROM THE
FIRM OF FOLEY AND LARDNER FOR THE ELIMINATION
OF PRESIDENTIAL LEAVE PROGRAM PENSION BENEFITS.

WHEREAS, on January 5, 2008, the City Council authorized retention of the law firm Foley and Lardner to advise the Mayor and City Council on the terms and conditions of the IRS Compliance Statement and to review the draft ordinance which would incorporate the Municipal Code changes necessary to bring the SDCERS Plan document into compliance; and

WHEREAS, the Council desires to authorize an amendment to the scope of work with the firm to include reviewing and advising the Mayor and Council on legal issues associated with the elimination of the Presidential Leave Program benefit; NOW, THEREFORE,

BE IT RESOLVED, that the Mayor is authorized to negotiate an amendment to the current agreement with Foley and Lardner, outside legal counsel, for the sole purpose of reviewing and advising the Mayor and City Council on legal issues associated with the elimination of the Presidential Leave Program pension benefits in response to the IRS Voluntary Correction Program Compliance Statement.

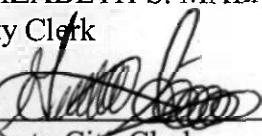
APPROVED: MICHAEL J. AGUIRRE, City Attorney

MJA:amt
02/08/2008
Or.Dept:Mayor
R-2008-663


(R-2008-663)

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of FEB 05 2008.

ELIZABETH S. MALAND
City Clerk

By  For Debbie
Deputy City Clerk

Approved: 2-19-08
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

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331
2/5

**Office of
The City Attorney
City of San Diego**

**MEMORANDUM
MS 59**

(619) 236-6220

DATE: February 7, 2008
TO: Elizabeth Maland, City Clerk
FROM: City Attorney
SUBJECT: Item 331 of the January 5, 2008 City Council Meeting-Negotiate an Amendment to the Current Agreement with Outside Legal Counsel Foley and Lardner

The attached Resolution R-2008-663 is provided by the City Attorney in accordance with San Diego Charter section 40 that requires that resolutions be prepared in writing and to facilitate the processing and publishing of the resolution by the City Clerk. However, the fact that we are providing the resolution should not be construed as a judgment of the legality of these actions. The resolution, which is unsigned, reflects only the actions of the City Council on January 5, 2008, on item 331 as noted in the Clerk's minutes. This office will be issuing a memorandum shortly as to the illegality of the Presidential Benefit.

If you have any questions regarding this matter, please feel free to contact us.

MICHAEL J. AGUIRRE



City Attorney

MJA:amt
Attachment

RECEIVED
CITY CLERK'S OFFICE
FEB 10 2008

R- 303396