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RESOLUTION NUMBER R- 306372
DATE OF FINAL PASSAGE DEC 09 2010

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING ADDITIONAL EXPENDITURES FOR CONTINUED RETENTION OF LEGAL SERVICES OF WRIGHT AND L'ESTRANGE REGARDING LITIGATION WITH SDCERS OVER WHEN THE PENSION BENEFITS FOR NEW CITY EMPLOYEES ENDED, ON JULY 1, 2005, OR FEBRUARY 17, 2007

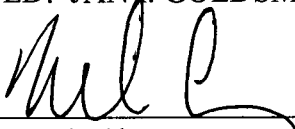
WHEREAS, on October 9, 2007, the Mayor retained the law firm of Wright and L'Estrange to represent the City in litigation with SDCERS over the issue of when certain pension benefits for City employees hired on or after July 1, 2005 ended, either on July 1, 2005, or February 17, 2007; NOW THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego that the Council authorizes:

1. The City Attorney to enter into an amendment of the existing contract with Wright and L'Estrange for outside counsel services in an amount not to exceed an additional \$250,000 to continue to represent the City in litigation, including appeal, with SDCERS and/or any other parties to the action, over when the pension benefits for new City employees terminated, either July 1, 2005 or February 17, 2007; and

2. The Chief Financial Officer is authorized to appropriate and expend an amount not to exceed \$250,000 for the contract mentioned above applying the Fiscal Year 2011 FTE Cost Allocation Schedule, contingent upon the Chief Financial Officer first furnishing one or more certificates certifying that the funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

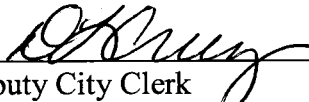
APPROVED: JAN I. GOLDSMITH, City Attorney

By: 
Water C. Chung
Deputy City Attorney

WCC:slc
11/10/2010
CC: 3000003731
Or.Dept: City Attorney
R-2011-498

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of November 30, 2010.

ELIZABETH S. MALAND
City Clerk

By: 
Deputy City Clerk

Approved: 12-9-10
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

The City of San Diego
COMPTROLLER'S CERTIFICATE

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING CC 3000003731
 DEPT. NO.: 1211

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: _____

COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA									
Doc. Item	Fund	Funded Program	Internal Order	Funcional Area	G/L Account	Business Area	Cost Center	WBS	Original 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: \$250,000.00

Vendor: Wright and L'Estrange

Purpose: Authorize the City Attorney to enter into a contract with Wright & L'Estrange for outside counsel services in an amount not to exceed \$250,000 to continue to represent the City in litigation with SDCERS over when the pension benefits for new City employees terminated. Authorize the CFO to appropriate and expend an amount not to exceed \$250,000 applying the 2011 FTE schedule.

Date: November 9, 2010

By: *Pam Hallst*
 COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA									
Doc. Item	Fund	Funded Program	Internal Order	Funcional Area	G/L Account	Business Area	Cost Center	WBS	Original Amount
			SEE	2011 FTE	SCHEDULE				
TOTAL AMOUNT									

CC-361 (REV 7-09)

FUND OVERRIDE

CO 3000003731

R 306372

NOV 30 2010

FY2011 Citywide FTE Allocation / Wright & L'Estrange

Total Cost : \$250,000

Fund	Fund Title	Cost Center	Commitment Item	Cost Per Fund
720045	Public Liability Fund	1515000001	512042	\$189,526
700000	MUNI SEWER REVENUE	2000110001	512042	\$11,124
700001	METRO SEWER UTILITY	2000110001	512042	\$12,063
700011	WATER UTILITY OPERATING	2000110001	512042	\$17,198
700033	AIRPORTS ENTERPRISE	2111000001	512042	\$483
700036	PLANNING & DEVEL REV ENTR FUND	1611000016	512042	\$10,430
700043	GOLF COURSE ENTERPRISE FUND	1714160001	512042	\$2,315
700039	REFUSE DISPOSAL ENTERPRISE	2115110001	512042	\$194
700039	REFUSE DISPOSAL ENTERPRISE	2115120001	512042	\$3,365
700039	REFUSE DISPOSAL ENTERPRISE	2115000001	512042	\$454
700039	REFUSE DISPOSAL ENTERPRISE	2115130001	512042	\$161
700048	RECYCLING ENTERPRISE FUND	2115120001	512042	\$285
700048	RECYCLING ENTERPRISE FUND	2115130001	512042	\$2,011
700048	RECYCLING ENTERPRISE FUND	2115110001	512042	\$78
700048	RECYCLING ENTERPRISE FUND	2115000001	512042	\$313
Total Cost:				\$250,000

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