

RESOLUTION NUMBER R- 306891

DATE OF FINAL PASSAGE JUL 06 2011

A RESOLUTION AUTHORIZING ADDITIONAL FUNDING
FOR THE RETENTION OF DICKSTEIN SHAPIRO LLP FOR
LEGAL SERVICES IN CONNECTION WITH SEEKING
INSURANCE COVERAGE FOR THE SOLEDAD MOUNTAIN
LANDSLIDE LITIGATION

WHEREAS, the City has requested the California Public Entity Insurance Authority to reimburse the City for costs related to the Soledad Mountain litigation; and

WHEREAS, to date, the California Public Entity Insurance Authority has refused to reimburse the City for the requested costs; and

WHEREAS, the City Attorney has determined his office lacks the specialized insurance knowledge needed to seek reimbursement from the California Public Entity Insurance Authority; and

WHEREAS, the firm of Dickstein Shapiro LLP has the necessary skills and experience to assist the City in this matter; and

WHEREAS, Dickstein Shapiro LLP has already been retained in an amount not to exceed \$250,000; and

WHEREAS, Dickstein Shapiro LLP has notified the City that it has or will soon expend the full \$250,000 and is in need of additional funding to continue its representation of the City;


NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the City Attorney is authorized to amend the agreement with Dickstein Shapiro LLP for legal services connected with

the City's request to the California Public Entity Insurance Authority for reimbursement of expenses related to the Soledad Mountain litigation in an amount not to exceed an additional \$80,000 for a total contract amount of \$330,000.

BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to appropriate and expend up to \$330,000 for this contract applying the FY 2011 FTE allocation, 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.

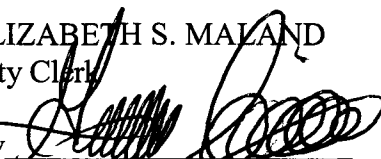
APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Paul F. Prather
Deputy City Attorney

PFP:sb
06/13/2011
Or.Dept: Risk Management
Doc. No. 198026

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of ~~JUN 28 2011~~

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 7.6.11
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor