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12/6

RESOLUTION NUMBER R- 307178
DATE OF FINAL PASSAGE DEC 15 2011

A RESOLUTION OF THE CITY COUNCIL AUTHORIZING
THE RETENTION OF STRADDLING, YOCCA, CARLSON &
RAUTH FOR SPECIAL COUNSEL SERVICES.

WHEREAS, the City of San Diego is preparing a program to help commercial property owners finance the acquisition of energy efficient, renewable energy and water conservation improvements to their property using the procedures authorized by AB 811 (AB 811 Program); and

WHEREAS, under the AB 811 Program, a citywide assessment program/district would be formed which allows eligible property owners to agree to contractual assessments on their property (District); and


WHEREAS, due to the new, unique and complex nature of the legal issues under an AB 811 Program, the City Attorney's office has not had the opportunity to develop the necessary expertise to advise the City on the formation of the District; and

WHEREAS, Straddling, Yocca, Carlson & Rauth was selected as outside counsel based on their competitive fee proposal and expertise in assessment district formations and financings; and

WHEREAS, the legal fees of Straddling, Yocca, Carlson & Rauth are not expected to exceed \$77,000 and will be funded from a Federal Energy Efficiency & Conservation Block Grant (EECBG) Grant that is currently allocated and available to pay such fees; NOW
THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego that the City Attorney is authorized to execute an agreement for legal services with Straddling, Yocca, Carlson & Rauth for the provision of special counsel services in connection with the formation of an assessment program/district under AB 811 to help property owners finance the acquisition and installation of renewable energy, energy efficiency and water conservation improvements to their properties.

APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Timothy J. Fitzpatrick
Deputy City Attorney

TJF:sc
10/5/2011
Or.Dept:City Attorney
Doc. No.: 258137

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of DEC 6 2011

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk


JERRY SANDERS, Mayor

Approved: 12.15.11
(date)

Vetoed: _____
(date)

JERRY SANDERS, Mayor