

RESOLUTION NUMBER R- 307468
DATE OF FINAL PASSAGE MAY 30 2012

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIEGO, ACTING IN ITS CAPACITY AS THE BOARD OF THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE CITY OF SAN DIEGO, AUTHORIZING THE RETENTION OF THE LAW FIRM OF OPPER & VARCO LLP AS OUTSIDE COUNSEL.

WHEREAS, from its formation in 1958 until its elimination on February 1, 2012, the Redevelopment Agency of the City of San Diego (Former RDA) administered the implementation of various redevelopment projects, programs, and activities within designated redevelopment project areas throughout the City of San Diego (City), and there are presently fourteen such project areas; and

WHEREAS, the Former RDA dissolved as of February 1, 2012, in accordance with a deadline for elimination of all redevelopment agencies throughout California set forth in Assembly Bill x1 26 (AB 26), as modified by the California Supreme Court in a final opinion issued on December 29, 2011, in litigation designated as Case No. S194861; and

WHEREAS, pursuant to Resolution No. R-307238 adopted by the City Council of the City of San Diego (Council) effective January 12, 2012, the City of San Diego, solely in its capacity as the designated successor agency to the Former RDA (Successor Agency), elected to serve as the successor agency to the Former RDA and to retain the Former RDA's housing assets and assume the Former RDA's housing responsibilities, all pursuant to the dissolution provisions in Part 1.85 of AB 26 (Dissolution Provisions); and

WHEREAS, at the time of the Former RDA's dissolution, the Successor Agency became vested with all of the Former RDA's authority, rights, powers, duties, and obligations under the California Community Redevelopment Law and, by operation of law, received all assets, properties, contracts, leases, books and records, buildings, and equipment of the Former RDA for administration pursuant to the Dissolution Provisions; and

WHEREAS, the Dissolution Provisions generally require the Successor Agency to administer the winding down of the Former RDA's affairs in an expeditious manner; and

WHEREAS, the San Diego City Attorney has determined that additional legal expertise and personnel are necessary for particular legal matters of the Successor Agency related to environmental contamination; and

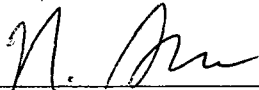
WHEREAS, the law firm of Opper & Varco LLP (Opper & Varco) has provided these services to the Former RDA since 2006 pursuant to former legal services agreements, and has a long history with the Former RDA and its complex transactions and environmental contamination issues; and

WHEREAS, the previous agreement between Opper & Varco and the Former RDA expired on December 31, 2011; and

WHEREAS, the Successor Agency now desires to retain the legal services of Opper & Varco under the terms of a new agreement with compensation not to exceed \$200,000; NOW, THEREFORE,

BE IT RESOLVED, by the City Council of the City of San Diego, acting in its capacity as the board of the Successor Agency, that the City Council hereby authorizes the retention of Opper & Varco as outside counsel.

APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Nate Slegers
Deputy City Attorney

NS:mm
05/08/2012
Or.Dept: City Attorney
Cert. No.
PL#2012-09501

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of MAY 22 2012.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 5.30.12
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor