

RESOLUTION NUMBER R- 307525

DATE OF FINAL PASSAGE JUN 28 2012

A RESOLUTION OF THE 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, APPROVING THE AGREEMENT FOR LEGAL SERVICES WITH THE LAW OFFICE OF DON DETISCH AND AUTHORIZING AN EXPENDITURE NOT TO EXCEED \$200,000 FOR THE AGREEMENT.

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 the properties located at 528-542 14th Street (Hon Property) and 1343-1345 Market Street (Laforvara Property); and

WHEREAS, the Law Office of Don Detisch (Don Detisch) has provided these services to the Former RDA since 2005 pursuant to former legal services agreements; and

WHEREAS, Don Detisch is currently providing legal services to the Successor Agency in connection with acquisition of the Hon Property, and with litigation related to the Hon Property and the Laforvara Property; and

WHEREAS, the funds available under the existing agreement for legal services with Don Detisch will soon be exhausted; and

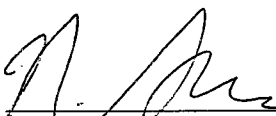
WHEREAS, the Successor Agency now desires to retain the legal services of Don Detisch under the terms of a new as-needed legal services agreement with compensation not to exceed \$200,000; NOW, THEREFORE,

BE IT RESOLVED, by the City Council of the City of San Diego, acting in its capacity as the board of the Successor Agency, as follows:

1. The Mayor or designee is authorized to execute the as-needed legal services agreement with the Law Office of Don Detisch in an amount not to exceed \$200,000; and

2. The Chief Financial Officer is authorized to expend an amount not to exceed \$200,000 for the as-needed legal services agreement with the Law Office of Don Detisch, provided the Chief Financial Officer first furnishes one or more certificates certifying the funds necessary for expenditure are, or will be, on deposit with the City Treasurer.

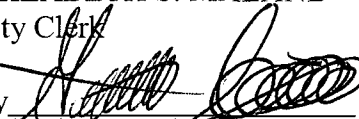
APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Nathan Slegers
Deputy City Attorney

NLJS:mm
June 7, 2012
Or.Dept: San Diego City Attorney
Cert. No.
Doc. No. 383295

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUN 19 2012.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 6.28.12
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor