

11/13/12
#104

RESOLUTION NUMBER R- 307802

DATE OF FINAL PASSAGE NOV 16 2012

A RESOLUTION OF THE CITY COUNCIL AUTHORIZING THE RETENTION OF BURKE, WILLIAMS & SORENSEN, LLP, AS OUTSIDE COUNSEL TO PREPARE LEGAL MEMORANDA/OPINIONS RELATED TO THE IMPACT OF PROPOSITION B ON CERTAIN CITY OFFICIALS AND EMPLOYEES.

WHEREAS, on June 7, 2012, voters passed Proposition B, "Comprehensive Pension Reform" [Prop B], which could institute changes to the pension system affecting the City Attorney and certain employees of the Office of the City Attorney; and

WHEREAS, legal analysis will be needed regarding certain provisions of Prop B, and the Office of the City Attorney has a conflict of interest in performing this legal analysis as Prop B may be applicable to the City Attorney and certain employees of the Office; and

WHEREAS, the City Attorney proposes to contract with Burke, Williams & Sorensen, LLP, as outside counsel to provide legal opinions regarding certain provisions of Prop B [Agreement]; and

WHEREAS, the Chief Financial Officer will need to expend an amount not to exceed \$90,000 in Fiscal Year 2013 in accordance with the Citywide FTE Allocation Schedule for the proposed Agreement with Burke, Williams & Sorensen, LLP for the services mentioned above;
NOW, THEREFORE,

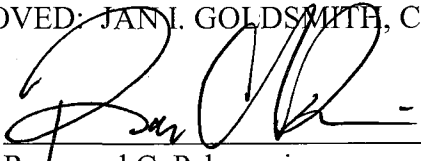
BE IT RESOLVED, by the Council of the City of San Diego, as follows:

1. That the Mayor, or his designee, is authorized to execute an Agreement with Burke, Williams & Sorensen, LLP, for outside legal counsel to provide legal opinions in regard to certain provisions of Prop B, due to a conflict of interest with the Office of the City Attorney,

for an amount not to exceed \$90,000, under the terms and conditions set forth in the Agreement, on file in the Office of the City Clerk as Document No. RR 307802

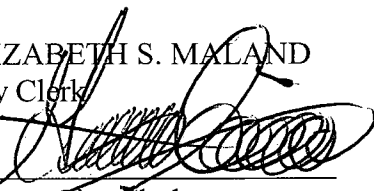
2. That the Chief Financial Officer is authorized to expend an amount not to exceed \$90,000 in Fiscal Year 2013 in accordance with the Citywide FTE Allocation Schedule for the Agreement with Burke, Williams & Sorensen, LLP for the services mentioned above, provided that the City Comptroller first issues one or more Comptroller's Certificates certifying that the funds necessary for such expenditures are, or will be, on deposit with the City Treasurer.

APPROVED: JANI. GOLDSMITH, City Attorney

By 
Raymond C. Palmucci
Deputy City Attorney

RCP:cfq
10/31/2012
Or.Dept:City Attorney
Doc. No.: 465363

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at its meeting of NOV 13 2012.

ELIZABETH S. MALAND
City Clerk
By 
Deputy City Clerk

Approved: 11/16/12
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor