

RESOLUTION NUMBER R- 309612

DATE OF FINAL PASSAGE APR 22 2015

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO FOR AUTHORIZATION OF ADDITIONAL
ATTORNEY'S FEES FOR PROCOPIO, CORY, HARGREAVES
& SAVITCH LLP FOR THE PURPOSE OF LEGAL SERVICES
FOR CASE *BRIT UW LIMITED V. CITY OF SAN DIEGO, ET
AL.*, UNITED STATES DISTRICT COURT, CASE NO.
14cv2195 JM (WVG)

WHEREAS, this matter involves an insurance coverage dispute arising between an insurer and City of San Diego and its employees following tender of the underlying lawsuit, *Walker v. City of San Diego, et al.*, San Diego Superior Court, case number 37-2013-00064633-CU-PO-CTL; and

WHEREAS, the Council determined to retain Procopio, Cory, Hargreaves & Savitch to assist the City Attorney in the defense of this matter; and

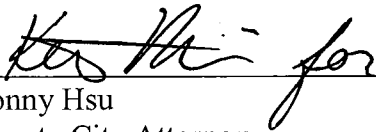
WHEREAS, the Council has been briefed on the status of this matter in duly-noticed Closed Session on October 21, 2014, and authorized the City Attorney to retain the law firm of Procopio, Cory, Hargreaves & Savitch LLP for services in *Brit UW Limited v. City of San Diego, et al.*; NOW, THEREFORE,

BE IT RESOLVED, by the City Council of the City of San Diego, that the Council authorizes:

1. An additional \$250,000.00 for outside counsel Procopio, Cory, Hargreaves & Savage LLP to provide insurance coverage representation in connection with *Brit UW Ltd. v. City of San Diego, et al.*, case number 14cv2195 JM (WVG).

2. The Chief Financial Officer to appropriate and expend up to an additional \$250,000.00 from the public liability fund 720045, contingent upon the Chief Financial Officer first furnishing one or more certificates certifying that the funds necessary for this expenditure are, or will be, on deposit with the City Treasurer.

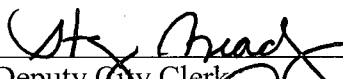
APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Bonny Hsu
Deputy City Attorney

BH:my
April 10, 2015 CORR. COPY
April 1, 2015
Or.Dept:045
CC No. 3000007698
Doc. No.: 986488

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of APR 14 2015.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 4/21/15
(date)


KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

The City of San Diego
COMPTROLLER'S CERTIFICATE

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING CC 3000007698
 DEPT. NO. 1611

I HEREBY CERTIFY that the money required for the allotment of funds for the purpose set forth in the foregoing resolution is available in the Treasury, or is anticipated to come into the Treasury, and is otherwise unallotted.

Amount: _____

Purpose: _____

Date: _____ By: _____

COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA									
Doc. Item	Fund	Funded Program	Internal Order	Functional Area	G/L Account	Business Area	Cost Center	WBS	Original Amount
TOTAL AMOUNT									

FUND OVERRIDE

CERTIFICATION OF UNENCUMBERED BALANCE

I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto attached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby further certify, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, or are anticipated to come into the Treasury, to the credit of the appropriation from which the same are to be drawn, and that the said money now actually in the Treasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered.

Not to Exceed: \$250,000.00

Vendor: Law Office firm of Procopio, Cory, Hergeaves & Savage LLP

Purpose: To pay for legal fees

Date: March 24, 2015 By: Holly Hernandez

COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA									
Doc. Item	Fund	Funded Program	Internal Order	Functional Area	G/L Account	Business Area	Cost Center	WBS	Original Amount
01	720045			OTHR-00000000-GG	512042	1515	1515000011		\$250,000.00
TOTAL AMOUNT									\$250,000.00

FUND OVERRIDE

Passed by the Council of The City of San Diego on APR 14 2015, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Sherri Lightner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lorie Zapf	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Todd Gloria	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Myrtle Cole	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Cate	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
David Alvarez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marti Emerald	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Date of final passage APR 22 2015

(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

KEVIN L. FAULCONER
Mayor of The City of San Diego, California.

ELIZABETH S. MALAND
City Clerk of The City of San Diego, California.

(Seal)

By *Aty Beady*, Deputy

Office of the City Clerk, San Diego, California

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