

S501  
1/9/18

RESOLUTION NUMBER R- 311501

DATE OF FINAL PASSAGE JAN 18 2018

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE CITY ATTORNEY TO RETAIN THE LAW FIRM OF HAWKINS DELAFIELD & WOOD TO PROVIDE ONGOING LEGAL SERVICES RELATED TO THE CITY'S WATER UTILITY COMMERCIAL PAPER PROGRAM AND TO PROVIDE BOND AND DISCLOSURE COUNSEL SERVICES IN THE EVENT THAT THE CITY DETERMINES TO AUTHORIZE THE ISSUANCE OF ADDITIONAL TRANCHES OF WATER COMMERCIAL PAPER NOTES.

WHEREAS, on December 16, 2016, San Diego Resolution R-310860 (Resolution) was approved authorizing the establishment of the Water Utility Commercial Paper Program (Program) to provide a source of short-term, as needed, borrowing for Water Utility capital improvements; and

WHEREAS, the Resolution also authorized the appointment of Hawkins Delafield & Wood LLP (Hawkins) as bond and disclosure counsel for the issuance, by the Public Facilities Financing Authority, of the initial commercial paper notes (Notes) of the Program; and

WHEREAS, the Program requires certain ongoing legal services related to maintaining the tax-exemption of the interest on the Notes, satisfying the City's disclosure requirements with respect to the Notes, and otherwise maintaining the legal compliance of the Program; and

WHEREAS, the City Attorney requests authorization to retain Hawkins to provide the required legal services and to serve as bond and disclosure counsel in the event that the City authorizes one or more additional tranches of commercial paper notes; NOW, THEREFORE,

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

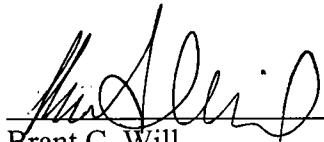
1. That the City Attorney is authorized to enter into an agreement with Hawkins, substantially in the form on file with the City Clerk as Document No.

RR- 311501, to provide ongoing legal services related to the Program and to provide bond and disclosure counsel services in the event that the City authorizes the issuance of one or more additional tranches of commercial paper notes. The amount authorized for ongoing legal services shall not exceed \$30,000 and the amount authorized for additional tranches of commercial paper notes shall not exceed \$40,000.

2. That the Chief Financial Officer is authorized to expend an amount not to exceed \$30,000 related to the ongoing legal services, provided that this amount may be increased by an additional amount of \$30,000, up to a total amount of \$60,000, if needed and if additional funds are available in the Water Utility Budget.
3. This resolution shall take effect immediately upon its adoption by the City Council and approval by the Mayor.

APPROVED: MARA W. ELLIOTT, City Attorney

By

  
\_\_\_\_\_  
Brant C. Will  
Deputy City Attorney

BCW:jdf  
12/12/2017  
01/10/2018 REV.  
Or.Dept: City Attorney  
Doc. No.: 1646871\_2

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JAN 09 2018.

ELIZABETH S. MALAND  
City Clerk

By *Sty Neach*  
Deputy City Clerk

Approved: 1/16/18  
(date)

*Kevin L. Faulconer*  
KEVIN L. FAULCONER, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on JAN 09 2018, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Barbara Bry	<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"/>
Chris Ward	<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"/>
Georgette Gomez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage JAN 18 2018.

**(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 *Stacy Meacham*, Deputy

Office of the City Clerk, San Diego, California

Resolution Number R- 311501