

#101 2/4/20

(R-2020-255)

RESOLUTION NUMBER R- 312834

DATE OF FINAL PASSAGE FEB 11 2020

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE CITY ATTORNEY TO ENGAGE POLSINELLI LLP AS BOND COUNSEL AND DISCLOSURE COUNSEL FOR THE ISSUANCE AND SALE BY THE PUBLIC FACILITIES FINANCING AUTHORITY OF THE CITY OF SAN DIEGO OF ONE OR MORE SERIES OF ITS WATER REVENUE BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$350,000,000.

WHEREAS, the Council of the City of San Diego (Council) has determined to approve and request that the Public Facilities Financing Authority of the City of San Diego (Authority), a California joint exercise of powers authority duly organized to provide financial assistance to the City, authorize and approve one or more series of senior or subordinate water revenue bonds for the purpose of (i) refunding all or a portion of the Authority's outstanding Public Facilities Financing Authority of the City of San Diego, Subordinated Water Revenue Bonds, Refunding Series 2012A (Payable Solely From Subordinated Installment Payments Secured By Net System Revenues of the Water Utility Fund) (2012A Water Revenue Bonds) at such times as the interest rate market will provide savings and (ii) to pay, in whole or in part, the Subordinated Water Revenue Commercial Paper Notes, Series A (Payable Solely from Subordinated Installment Payments Secured by Net System Revenues of the Water Utility Fund) and the Subordinated Water Revenue Commercial Paper Notes, Series B (Payable Solely from Subordinated Installment Payments Secured by Net System Revenues of the Water Utility Fund), to provide the necessary capacity to initially finance various other projects and/or to initially finance various other projects of the City's water system by issuing one or more series of water revenue bonds (Bonds); and

WHEREAS, due to the complexity and magnitude of issuing the Bonds (Transaction), the Office of the City Attorney (City Attorney) requires the expertise, resources, and personnel of outside legal counsel to adequately represent the City in the Transaction; and

WHEREAS, pursuant to San Diego City Charter Article 5, section 40, the City Council is empowered to employ outside counsel when such assistance or advice is necessary; and

WHEREAS, the City Attorney issued a Request for Proposal and Polsinelli LLP was selected from the responding law firms as the best suited to assist the City with the Transaction; and

WHEREAS, Polsinelli LLP possesses the specialized expertise, resources, and personnel sufficient to represent the City as Bond Counsel and Disclosure Counsel (Bond Counsel) and provide the City with superior representation throughout the Transaction; NOW, THEREFORE,

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

1. The City Attorney or her specified designee is authorized to retain Polsinelli LLP, as Bond Counsel for the City and the Authority in connection with the Transaction, under such contracts or other arrangements as the City Attorney or her specified designee shall approve and believes to be in the best interests of the City.

2. Such contract or other arrangements shall be in an amount not to exceed \$100,000.

APPROVED: MARA W. ELLIOTT, City Attorney

By

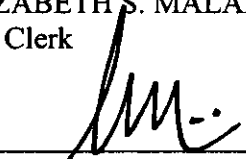


Bret A. Bartolotta  
Deputy City Attorney

BAB:jdf  
1/6/2020  
Or.Dept: City Attorney  
Doc. No.: 2251973

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of FEB 04 2020.

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

Approved: 2/11/2020  
(date)

  
KEVIN L. FAULCONER, Mayor

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

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

Passed by the Council of The City of San Diego on FEB 04 2020, 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"/>
Jennifer Campbell	<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"/>
Monica Montgomery	<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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vivian Moreno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Georgette Gómez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage FEB 11 2020.

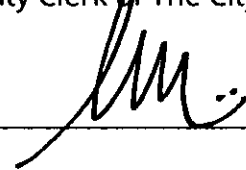
**(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)**

AUTHENTICATED BY:

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

(Seal)

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

By , Deputy

Office of the City Clerk, San Diego, California

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