

RESOLUTION NUMBER R- 313760

DATE OF FINAL PASSAGE OCT 28 2021

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO AUTHORIZING THE CITY OF SAN DIEGO
REDISTRICTING COMMISSION RETENTION OF OUTSIDE
COUNSEL TO REVIEW PROPOSED MAPS AND PROVIDE
VOTING RIGHTS ACT AND RACIALLY POLARIZED
VOTING ANALYSIS.

WHEREAS, the City of San Diego (City) Charter (Charter) section 5 requires that the City be redistricted at least once every 10 years, but no later than nine months following the City's receipt of final Federal Decennial Census information; and

WHEREAS, Charter section 5.1 provides the procedure for redistricting, and calls for the creation of a nine-member Redistricting Commission (Commission), which has sole and exclusive authority to adopt the redistricting plan that sets the boundaries of City Council districts; and

WHEREAS, due to the unusual and complex nature of the legal issues involved in the redistricting process, the City Attorney's Office does not have the necessary expertise to advise the Commission on questions related to the Voting Rights Act and racially polarized voting analysis; and

WHEREAS, the Commission seeks to engage outside counsel to assist in its redistricting efforts; and the City, pursuant to San Diego Municipal Code section 22.3202(a) issued Request for Proposal Number 10089814-22-V Legal Counsel for the Redistricting Commission; and

WHEREAS, the selected proposer was Richards, Watson & Gershon; and

WHEREAS, at its regular meeting on October 21, 2021, the Commission voted to approve the retention of Richards, Watson & Gershon as outside counsel and approved the Contract Resulting from Request for Proposal Number 10089814-22-V Legal Counsel for the Redistricting Commission; and

WHEREAS, Richards, Watson, & Gershon has the necessary skills and experience to assist the City in this matter; and

WHEREAS, the contract is for an amount not to exceed \$70,000, to be paid from General Fund 100000, Funds Center 9912001122; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego that the Redistricting Commission, via the City Attorney's Office, is authorized to retain Richards, Watson & Gershon as outside counsel to provide legal services related to the Voting Rights Act and racially polarized voting data in the 2020-21 redistricting process.

BE IT FURTHER RESOLVED, by the Council of the City of San Diego that the Chief Financial Officer or his designee is authorized to appropriate and expend an amount not to exceed \$70,000.00 from the General Fund 100000, Funds Center 9912001122 for the retention of Richards, Watson & Gershon as outside counsel, contingent upon the Chief Financial Officer first issuing one or more certificates certifying that the funds necessary for expenditure are, or will be, on deposit in the City Treasury.

APPROVED: MARA W. ELLIOTT, City Attorney

By /s/Jennifer L. Berry
Jennifer L. Berry
Deputy City Attorney

JLB:jvg
10/19/21
Or.Dept: Redistricting Commission
CC No. 3000014373
Doc. No.: 2789925_2

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of OCT 26 2021.

ELIZABETH S. MALAND
City Clerk

By


Deputy City Clerk

Approved:

10/20/21
(date)


TODD GLORIA, Mayor

Vetoed:

(date)

TODD GLORIA, Mayor

The City of San Diego
COMPTROLLER'S CERTIFICATE

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING

3000014373
DEPT. NO.: 9912

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: _____ Fund: _____

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: \$70,000.00

Vendor: Richards, Watson, & Gershon

Purpose: To award outside legal counsel from Richard, Watson, & Gershon to provide legal services for the Redistricting Commission including reviewing proposed maps and providing Voting Rights Act and racially polarized voting analysis.

Date: October 21, 2021 By: Jennifer Sandoval

COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA

Doc. Item	Fund	Funded Program	Internal Order	Functional Area	G/L Account	Business Area	Cost Center	WBS	Original Amount
1	100000	NON-PROGRAM		OTHR-00000000-GG	512042	9912	9912001122		\$70,000.00
TOTAL AMOUNT									\$70,000.00

FUND OVERRIDE ☐

Passed by the Council of The City of San Diego on OCT 26 2021, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Joe LaCava	<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"/>
Stephen Whitburn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Monica Montgomery Steppe	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marni von Wilpert	<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"/>
Raul A. Campillo	<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"/>
Sean Elo-Rivera	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage OCT 28 2021.

(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:

TODD GLORIA
Mayor of The City of San Diego, California.

(Seal)

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

By Connie Patterson, Deputy
for Matthew Hilario

Office of the City Clerk, San Diego, California

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