

ORDINANCE NUMBER O- **21739**

DATE OF FINAL PASSAGE **NOV 06 2023**

AN ORDINANCE OF THE COUNCIL OF THE CITY OF
SAN DIEGO AUTHORIZING THE FIRST AMENDMENT TO
THE AGREEMENT WITH THE LAW FIRM OF HUGO
PARKER LLP FOR CONTINUED LEGAL SERVICES
RELATING TO ALINA CADENA, ET AL. V. CITY OF SAN
DIEGO ET AL.

WHEREAS, Hugo Parker, LLP (Hugo Parker) currently serves as the City's outside litigation counsel in the case entitled *Alina Cadena, et al v. City of San Diego*, San Diego Superior Court Case No. 37-2019-00032076-CU-MC-CT. Plaintiffs are current and former City of San Diego employees who allege asbestos exposure while working in commercial property commonly known as the Executive Complex located at 1010 Second Avenue, San Diego, California, 92101, commonly known as Executive Complex; and

WHEREAS, on August 9, 2019, the Purchasing Agent approved the Request and Certification for Sole Source Procurement; and

WHEREAS, on October 8, 2019, the City Council passed Resolution Number R-312673 authorizing the retention of Hugo Parker and approving the agreement for legal services (Legal Services Agreement) with Hugo Parker not to exceed \$300,000 on file with the Office of the City Clerk as Document No. RR-312673; and

WHEREAS, additional funding in an amount not to exceed \$200,000 is now needed to ensure adequate funding for the legal services provided by Hugo Parker, LLP (Law Firm) to complete the Scope of Services in the Legal Services Agreement; and

WHEREAS, the Law Firm will soon exceed the Legal Services Agreement term of four years, presently set to end on October 18, 2023; and

WHEREAS, under the Charter section 99, no contract, agreement or obligation for a period of more than five years may be authorized except by Ordinance approved by a two-thirds majority vote of the City Council; NOW THEREFORE,

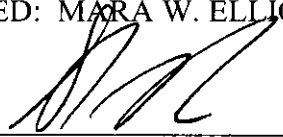
BE IT ORDAINED, by the Council of the City of San Diego, as follows:

Section 1. That the First Amendment to the Legal Services Agreement with Law Firm is approved, and the Mayor or his designee is authorized to execute the First Amendment to the legal services agreement with the Law Firm, to increase the term of the contract by two years, for a total not to exceed six years.

Section 2. That the expenditure of an additional amount not to exceed \$200,000 is authorized for the purpose of executing the Amendment, contingent upon the City Comptroller first certifying funds are available providing funds for the above referenced Amendment.

APPROVED: MARA W. ELLIOTT, City Attorney

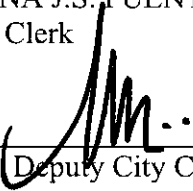
By


Shawn M. Robinson
Deputy City Attorney

SMR:MM
Or.Dept: City Attorney
Doc. No. 3418738

I certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of OCT 31 2023

DIANA J.S. FUENTES
City Clerk

By 
Deputy City Clerk

Approved: 11/5/23
(date)


TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

(NOTE: The date of final passage is November 6, 2023, which represents the date this ordinance was returned to the Office of the City Clerk with the Mayor's signature of approval.)

Passed by the Council of The City of San Diego on OCT 31 2023, 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"/>
Kent Lee	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Raul A. Campillo	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 NOV 06 2023

AUTHENTICATED BY: TODD GLORIA
Mayor of The City of San Diego, California.

(Seal) DIANA J. S. FUENTES
City Clerk of The City of San Diego, California.
By [Signature], Deputy

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

OCT 10 2023, and on NOV 06 2023.

I FURTHER CERTIFY that said ordinance was read in full prior to passage or that such reading was dispensed with by a vote of five members of the Council, and that a written copy of the ordinance was made available to each member of the Council and the public prior to the day of its passage.

(Seal) DIANA J. S. FUENTES
City Clerk of The City of San Diego, California.
By [Signature], Deputy

Office of the City Clerk, San Diego, California

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