

6/8/26
#037
(R-2026-506)

RESOLUTION NUMBER R- 316808

DATE OF FINAL PASSAGE JUN 15 2026

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING WAIVER OF POTENTIAL CONFLICT OF INTEREST REQUESTED BY COLLINS + COLLINS LLP AND CONSENTING TO COLLINS + COLLINS LLP'S REPRESENTATION OF SAFEWORK, INC., IN *MARICRUZ GOMEZ OLARTE, ET AL. V. CITY OF SAN DIEGO, ET. AL.*, SAN DIEGO SUPERIOR COURT CASE NO. 25CU069847C.

RECITALS

The Council of the City of San Diego (Council) adopts this Resolution based on the following:

A. On January 21, 2026, the City of San Diego was served with the lawsuit entitled *Maricruz Gomez Olarte, et al. v. City of San Diego, et al.* San Diego Superior Court Case No. 25CU069847C. The *Gomez Olarte* suit alleges wrongful death and related causes of action arising from the August 28, 2024, death of the Plaintiffs' decedent, Joel Olea Gomez, who died when a trench allegedly collapsed at a construction site located at 10062 Hoyt Park Drive, San Diego, CA 92131. The complaint alleges the decedent was working on the North City Pure Water Pipeline and Subaqueous Pipeline Project at the time of the incident. There are multiple named defendants in addition to the City, including Safework, Inc. Safework, Inc., was a subcontractor to CH2M Hill Engineers and acted as one of the periodic managers for the North City Pure Water Pipeline Project.

B. The Collins + Collins LLP law firm has been referred to by an insurance company to represent co-defendant Safework, Inc., in the *Gomez Olarte* matter. Collins + Collins LLP is currently representing the City as outside panel counsel in two matters, *Jane Doe v. City of San Diego, et al.*, San Diego Superior Court Case No. 37-2024-00024560-CU-OE-CTL and *Jorge Gomez-Ortiz v. City of San Diego*, United States District Court Case No. 26cv00367-H-MMP. The *Doe* case is an alleged sexual harassment employment case. The *Gomez-Ortiz* case is a personal injury lawsuit involving a high-speed police chase.

C. Under California Rules of Professional Conduct, Rule 1.7, an attorney shall not, without the informed written consent, represent a client if that representation may be adverse to another client in the same or separate matter.

D. The *Doe* and *Gomez-Ortiz* cases are completely unrelated to the *Gomez Olarte* case, and the Collins + Collins LLP law firm has not obtained any confidential information through its City representation in the *Doe* sexual harassment employment lawsuit or the *Gomez-Ortiz* high speed police chase personal injury case that would in any way disadvantage the City or even pertain to their representation of co-defendant Safework, Inc., in the *Gomez Olarte* matter.

E. Granting the Collins + Collins LLP law firm's conflict-of-interest waiver does not pose a detrimental impact to the City.

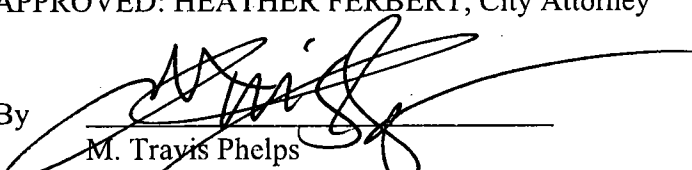
ACTION ITEMS

Be it resolved by the Council of the City of San Diego:

1. The Council grants the waiver of conflict-of-interest request by Collins + Collins LLP, and consents to the law firm's representation of Safework, Inc., a named co-defendant in *Maricuz Gomez Olarte, et al. v. City of San Diego, et al.*, San Diego Superior Court Case No. 25CU069847C.

APPROVED: HEATHER FERBERT, City Attorney

By


M. Travis Phelps
Senior Deputy City Attorney

MTP:msb
May 28, 2026
Or. Dept: City Attorney
Doc. No. 4445389

I certify that the Council of the City of San Diego adopted this Resolution at a meeting held on

JUN 08 2026

DIANA J.S. FUENTES
City Clerk

By 
Deputy City Clerk

Approved: 6/15/26
(date)


TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on June 8, 2026, 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"/>
Henry L. Foster III	<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 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 JUN 15 2026

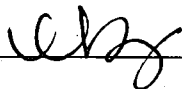
(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

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

(Seal)

DIANA J.S. FUENTES
City Clerk of The City of San Diego, California.

By , Deputy

Office of the City Clerk, San Diego, California

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