

RESOLUTION NO. 73663

**A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSÉ
AUTHORIZING THE CITY ATTORNEY TO EXECUTE THE
SECOND AMENDMENT TO THE AGREEMENT WITH
NOSSAMAN GUTHNER KNOX & ELLIOTT LLP FOR LEGAL
SERVICES IN CONNECTION WITH THE REAL ESTATE
PORTFOLIO OF THE POLICE AND FIRE DEPARTMENT
RETIREMENT BOARDS**

WHEREAS, the Board of Administration for the Police and Fire Department Retirement Plan invests and reinvests certain assets of the Police and Fire Department Retirement Fund in real estate and real-estate related investments; and

WHEREAS, pursuant to a request for proposals process the Board recommended Nossaman Guthner Knox & Elliott LLP be retained to provide legal services in connection with the Board's real estate portfolio; and

WHEREAS, the Board has recommended that the agreement with Nossaman Guthner Knox & Elliott LLP be amended to increase the compensation in order that Nossaman Guthner can continue to provide such legal services; and

WHEREAS, the City Attorney has prepared an amendment to the agreement with Nossaman Guthner Knox & Elliott LLP to implement the Board's recommendation;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSÉ:

The City Council hereby authorizes the City Attorney to execute the Second Amendment to the Agreement Between the City Of San José and Nossaman

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Guthner Knox & Elliott LLP to increase the total compensation by \$500,000 for a total not to exceed \$1,000,000.

ADOPTED this 27th day of February, 2007, by the following vote:

AYES: CAMPOS, CHIRCO, CONSTANT, CORTESE,
LICCARDO, NGUYEN, PYLE, WILLIAMS; REED

NOES: NONE

ABSENT: NONE

DISQUALIFIED: NONE

VACANT: DISTRICT 4, DISTRICT 6

CHUCK REED
Mayor

ATTEST:

LEE PRICE, MMC
City Clerk