

ORDINANCE No. 185542

*Amend Legal Services Agreement with Radler White Parks & Alexander LLP for outside counsel related to the Veterans Memorial Coliseum. (Ordinance; amend Contract No. 30002709)

The City of Portland ordains:

Section 1. The Council finds:

1. The Portland Development Commission ("PDC"), the City of Portland, and Radler White Parks & Alexander LLP ("Counsel") are parties to a Legal Services Agreement under which Counsel provides legal services to the City of Portland related to the renovation of Veterans Memorial Coliseum and PDC, as a grant to the City of Portland, covers the cost of such services up to a current maximum amount of \$375,000.
2. The cost of legal services to the City of Portland for the renovation of Veterans Memorial Coliseum is anticipated to exceed the current grant of \$375,000, by approximately \$235,000, requiring an amendment to the Legal Services Agreement to increase PDC's grant to \$610,000.
3. On August 15, 2012, the Portland Development Commission approved Resolution No. 6960 authorizing the increased grant.
4. All payments for legal services provided under the Second Amendment to the Legal Services Agreement will be made by the Portland Development Commission.

NOW, THEREFORE, the Council directs:

- a. The City Attorney and Chief Procurement Officer are authorized to amend Legal Service Agreement No. 30002709 (formerly Agreement No. 30002278), which provides representation by outside counsel, in an additional amount of \$235,000, bringing the total amount of this contract to \$610,000. (Amendment attached as Exhibit 1.)
- b. If applicable, the provisions of City Code Chapter 5.68 are waived.

Section 2. The Council declares that an emergency exists to pay for legal services necessary in the matter of the renovation of the Veterans Memorial Coliseum; therefore, this ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council: **AUG 22 2012**

Commissioner: Mayor Sam Adams
Prepared by: C. Jividen/M. Moline
Date Prepared: August 15, 2012

LaVonne Griffin-Valade
Auditor of the City of Portland

By *Gayle Jennings*

Deputy

✓140

902
Agenda No.
ORDINANCE NO. 185542
Title

✓ *Amend Legal Services Agreement with Radler White Parks & Alexander LLP for outside counsel related to the Veterans Memorial Coliseum. (Ordinance); amend Contract No. 30002709)

<p>INTRODUCED BY Commissioner/Auditor: Mayor Adams</p>	<p>CLERK USE: DATE FILED <u>AUG 17 2012</u></p>
<p>COMMISSIONER APPROVAL</p> <p>Mayor—Finance and Administration - Adams</p> <p>Position 1/Utilities – Fritz</p> <p>Position 2/Works – Fish</p> <p>Position 3/Affairs - Saltzman</p> <p>Position 4/Safety - Leonard</p>	<p>LaVonne Griffin-Valade Auditor of the City of Portland</p> <p>By: <u><i>Pete Parisi</i></u> Deputy</p>
<p>BUREAU APPROVAL</p> <p>Bureau: City Attorney Bureau Head: James H. Van Dyke</p> <p>Prepared by: S. Harris Date Prepared: August 15, 2012</p> <p>Financial Impact Statement & Public Involvement Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/></p> <p>Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p> <p>Council Meeting Date August 22, 2012</p>	<p>ACTION TAKEN:</p>
<p>✓ City Attorney Approval <i>JVD</i></p>	

AGENDA
<p>TIME CERTAIN <input type="checkbox"/></p> <p>Start time: _____</p> <p>Total amount of time needed: _____ (for presentation, testimony and discussion)</p>
<p>CONSENT <input checked="" type="checkbox"/></p>
<p>REGULAR <input type="checkbox"/></p> <p>Total amount of time needed: _____ (for presentation, testimony and discussion)</p>

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz	✓	
2. Fish	2. Fish	✓	
3. Saltzman	3. Saltzman	✓	
4. Leonard	4. Leonard	✓	
Adams	Adams	✓	