

MAR 3 9 20 AM 1982

152871

ACCEPTANCE

GEORGE YERKOVICH, AUDITOR  
CITY OF PORTLAND, ORE.

BY [Signature]

Portland, Oregon, February 25, 1982

GEORGE YERKOVICH  
Auditor of the City of Portland,  
Room 202, City Hall  
Portland, Oregon 97204

Dear Sir:

This is to advise the City of Portland, Oregon, that I hereby accept the terms and provisions of Ordinance No. 152871, passed by Council February 24, 1982, authorizing the Commissioner of Public Affairs and the City Auditor to periodically extend the duration of a legal services contract with Miller, Nash, Yerke, Wiener & Hager,

and in consideration of the benefits to be received thereunder by me I hereby agree to abide by and perform each and all of the terms and provisions thereof applicable to me.

Very truly yours,

MILLER, NASH, YERKE, WIENER & HAGER

by [Signature: Donald R. Holman]

Donald R. Holman  
Partner and Chairman of Executive  
Committee

900 SW 5th Avenue, Portland, OR 97204

Address

(CORPORATE SEAL)

Approved **APPROVED AS TO FORM**

[Signature: Christopher P. Thomas]

CITY ATTORNEY

\*When an acceptance is required from a firm or corporation the Acceptance must be signed by an officer of the firm or corporation stating his or her official title, and corporations must affix the corporate seal.

## ORDINANCE NO. 152871

An Ordinance authorizing the Commissioner of Public Affairs and the City Auditor to periodically extend the duration of a legal services contract with Miller, Nash, Yerke, Wiener & Hager; and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

1. By Ordinance No. 152636, adopted December 16, 1981, the Council authorized the Commissioner of Public Affairs and Auditor to enter into a Legal Services Agreement with Miller, Nash, Yerke, Wiener & Hager, for the purpose of obtaining expert legal assistance in handling construction project matters.
2. Said Agreement expired by its own terms on January 31, 1982. However, the need for outside legal assistance in handling construction project matters remains. The firm of Miller, Nash, Yerke, Wiener & Hager has met, and continues to meet, that need.
3. It is the desire of the Council and of said law firm to continue under the terms of said Legal Services Agreement, and to extend the duration of the contract for periods not exceeding two months. Because of the likelihood of ongoing need for such legal services, it is convenient for the Council to authorize the Commissioner of Public Affairs and the Auditor to extend the duration of said contract in two month increments, without the need for additional ordinances, so long as the \$20,000 limitation in Ordinance No. 152636 is not exceeded.

NOW, THEREFORE, the Council directs:

- a. The Commissioner of Public Affairs and Auditor are authorized to execute amendments to that Legal Services Agreement with Miller, Nash, Yerke, Wiener & Hager, previously authorized by Ordinance No. 152636. Said amendments are only for the purpose of extending the duration of such Agreement two months at a time. No other terms will be affected, including the \$20,000 limitation contained in Ordinance No. 152636.
- b. This ordinance shall be an effective amendment of the legal services agreement with Miller, Nash, Yerke, Wiener & Hager upon acceptance of the terms of this ordinance in writing filed with the City Auditor by Miller, Nash, Yerke, Wiener & Hager.

**ORDINANCE No.**

Section 2. The Council declares that an emergency exists, in that it is necessary immediately to assure the continued assistance of expert legal counsel; therefore, this ordinance shall be in full force and effect after its passage by the Council

Passed by the Council, FEB 24 1982

Commissioner Schwab  
RMGlick:mc  
February 18, 1982

Attest:

  
Auditor of the City of Portland

Calendar No. 436

ORDINANCE No. 152871

Title

An Ordinance authorizing the Commissioner of Public Affairs and the City Auditor to periodically extend the duration of a legal services contract with Miller, Nash, Yerke, Wiener & Hager; and declaring an emergency.

THE COMMISSIONERS VOTED AS FOLLOWS:		
	Yeas	Nays
JORDAN	/	
LINDBERG	/	
SCHWAB	/	
STRACHAN	/	
IVANCIE	/	

FOUR-FIFTHS CALENDAR	
JORDAN	
LINDBERG	
SCHWAB	
STRACHAN	
IVANCIE	

Filed FEB 18 1982

GEORGE YERKOVICH  
Auditor of the CITY OF PORTLAND

By *George Crull*  
Deputy

INTRODUCED BY
Commissioner Schwab

NOTED BY THE COMMISSIONER
Affairs <i>[Signature]</i>
Finance and Administration
Safety
Utilities
Works

BUREAU APPROVAL	
Bureau:	
Prepared By: Richard M. Glick	Date: 2/18/82
Budget Impact Review:	
<input type="checkbox"/> Completed <input type="checkbox"/> Not required	
Bureau Head:	

CALENDAR	
Consent <input checked="" type="checkbox"/>	Regular

NOTED BY
City Attorney <i>RMG</i>
City Auditor
City Engineer