

ADDENDUM TO SPECIAL COUNSEL AGREEMENT

This Addendum is made to amend and clarify the Special Counsel Agreement dated May 18, 1981, No. 19437, between the City of Portland (City) and Williams, Stark, Hiefield & Norville, P.C. (Attorney) which Agreement was approved by the Council on May 13, 1981, by Ordinance No. 151531.

IN CONSIDERATION OF THE MUTUAL PROMISES OF THE PARTIES, the Special Counsel Agreement is amended as follows:

1. Attorney agrees to represent the City in any and all negotiations and trials, but not appeals, necessary for the acquisition of the Studio Building property on Lot 208, City of Portland, for the Performing Arts Center, and to provide legal services as may be necessary to secure removal of the pedestrian bridge over S.W. Salmon Street between S.W. Broadway and S.W. Park Avenue, under the same terms and conditions as set forth in the Special Counsel Agreement.
2. The total charges for attorneys' services for all work performed under the Special Counsel Agreement and this Addendum shall not exceed \$40,000.
3. The Special Counsel Agreement and this Addendum shall terminate upon final conclusion of the last case to be completed.
4. Except as amended above, all other terms of the Special Counsel Agreement shall remain in force and effect as set forth therein.

Williams, Stark, Hiefield & Norville, P.C.

Date

Mildred Schwab
Commissioner of Public Works

Date

George Yerkovich
City Auditor

Date

Approved as to form:

ORDINANCE No. 152945

An Ordinance authorizing the Commissioner of Public Affairs and the City Auditor to sign an Addendum to the Special Counsel Agreement signed on May 18, 1981 retaining the law firm of Williams, Stark, Hiefield & Norville, P.C., for the representation of the City in the acquisition of the Paramount Theatre property for the Performing Arts Center, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

1. Pursuant to Ordinance No. 151531 passed by the Council on May 13, 1981 the City and the law firm of Williams, Stark, Hiefield & Norville, P.C., entered into a Special Counsel Agreement, No. 19437, for legal services in representing the City in acquiring the Paramount Theatre property for the Performing Arts Center.
2. It is necessary to modify the Special Counsel Agreement so as to provide for services for the acquisition of the Studio Building property on Lot 208, City of Portland, to secure removal of the pedestrian bridge over S.W. Salmon Street between S.W. Broadway and S.W. Park Avenue, and to increase the total charges for attorneys' services for work to be performed under the Special Counsel Agreement.

NOW, THEREFORE, the Council directs:

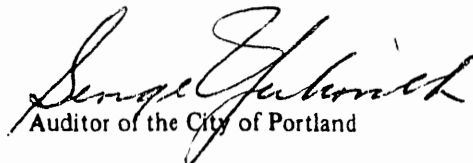
- a. The Commissioner of Public Affairs and City Auditor are authorized to execute the Addendum to Special Counsel Agreement in the form attached to the original only of this Ordinance, pertaining to the Special Counsel Agreement, No. 19437, with Williams, Stark, Hiefield & Norville, P.C., for services in acquiring property for the Performing Arts Center.
- b. The Mayor and City Auditor are authorized to draw and deliver warrants chargeable to the 1981-82 budget: Civic Auditorium Fund, BUC #33300107/210, when demand is presented, approved by the proper authorities.

Section 2. The Council declares that an emergency exists because a delay in modifying the Special Counsel Agreement for the acquisition of these properties could restrict the City's ability to negotiate for and litigate for the acquisition of the property; therefore, this Ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, **MAR 10 1982**

Commissioner Schwab
TRWilliams:mc
March 3, 1982

Attest:


Auditor of the City of Portland

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

FOUR-FIFTHS CALENDAR	
JORDAN	
LINDBERG	
SCHWAB	
STRACHAN	
IVANCIE	

Calendar No. **583**

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Title

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Filed **MAR 5 1982**

GEORGE YERKOVICH
Auditor of the CITY OF PORTLAND

By *Jordan Crall*
Deputy

INTRODUCED BY
Commissioner Schwab

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

BUREAU APPROVAL
Bureau:
Prepared By: Thomas R. Williams Date: 3/3/82
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>[Signature]</i>
City Auditor
City Engineer