



CITY OF
PORTLAND, OREGON
OFFICE OF CITY ATTORNEY

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DATE: May 26, 2010

TO: Mayor Sam Adams

FROM: Susan Dorn on behalf of Harry Auerbach *SD*

RE: *Amend contract with Hoffman, Hart & Wagner LLP for outside legal counsel (Ordinance; amend Contract No. C30000176)

1. INTENDED THURSDAY FILING DATE: 5/27/2010
2. REQUESTED COUNCIL AGENDA DATE: 6/9/2010
3. CONTACT NAME & NUMBER: Susan Dorn, 33097
4. PLACE ON: X CONSENT _____ REGULAR
5. BUDGET IMPACT STATEMENT ATTACHED: ___Y ___X___N ___X___N/A (Bureau to provide)
6. (1) ORIGINAL DRAFT COPY OF AMENDMENT ATTACHED.
FINAL AMENDMENT WILL BE APPROVED TO FORM PENDING COUNCIL'S APPROVAL.

7. BACKGROUND/ANALYSIS

Outside Counsel was required in the matter of Kelly Shepard v City of Portland et al, due to a conflict of interest. As the case has progressed, it is likely that the matter will go to trial. To continue paying outside counsel for their representation, it is necessary to increase the amount of the contract by \$90,000. Barring unforeseen activities, it is anticipated that this increase will be sufficient through the conclusion of the matter.

8. FINANCIAL IMPACT

Risk Management has funds available for this matter.

9. RECOMMENDATION/ACTION REQUESTED:

Passage of Ordinance will allow for continued payment of outside counsel services.