

**FINANCIAL IMPACT STATEMENT  
For Council Action Items**

(Deliver original to Financial Planning Division. Retain copy.)

1. Name of Initiator Dave Logsdon		2. Telephone No. 823-6958	3. Bureau/Office/Dept. OMF/Facilities/Spectator Facilities
4a. To be filed (date) 8/26/10	4b. Calendar (Check One) Regular      Consent      4/5ths <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>		Date Submitted to FPD Budget Analyst: 9/1/10

**1) Legislation Title:**

Amend contract C38231 to complete payment to Ball Janik.

**2) Purpose of the Proposed Legislation:**

Increase the Ball Janik contract by \$48,816.24 to complete payment for legal expenses related to the Triple-A/Major League Soccer project.

**3) Revenue:**

**Will this legislation generate or reduce current or future revenue coming to the City? If so, by how much? If new revenue is generated please identify the source.**

The proposed legislation has no impact on current or future revenue coming to the City.

**4) Expense:**

**What are the costs to the City as a result of this legislation? What is the source of funding for the expense? (Please include costs in the current fiscal year as well as costs in future years) (If the action is related to a grant or contract please include the local contribution or match required)**

Outside Counsel provided services to required by the City in a total amount of \$463,816.24. This amendment increases the agreement to this amount to allow the City to complete payment. The source of the funding is the contingency account from the Spectator Facilities Fund.

**Staffing Requirements:**

**5) Will any positions be created, eliminated or re-classified in the current year as a result of this legislation? (If new positions are created please include whether they will be part-time, full-time, limited term or permanent positions. If the position is limited term please indicate the end of the term.)**

No

**6) Will positions be created or eliminated in future years as a result of this legislation?**

No

**Complete the following section only if an amendment to the budget is proposed.**

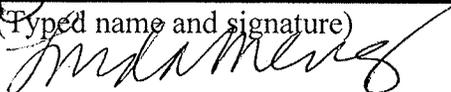
**7) Change in Appropriations (If the accompanying ordinance amends the budget please reflect the dollar amount to be appropriated by this legislation. Include the appropriate cost elements that are to be loaded by accounting. Indicate "new" in Center Code column if new center needs to be created. Use additional space if needed.)**

Fund	Fund Center	Commitment Item	Functional Area	Funded Program	Grant	Amount



APPROPRIATION UNIT HEAD (Typed name and signature)

Linda Meng, City Attorney





CITY OF  
**PORTLAND, OREGON**  
OFFICE OF CITY ATTORNEY

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184106

**DATE:** AUGUST 20, 2010

**TO:** Mayor Sam Adams

**FROM:** Susan Dorn for attorney Mark Moline

**RE:** \* Amend Legal Services Agreement with Ball Janik LLP for outside counsel. (Ordinance; Amend Contract No. C38231)

**FOR MAYOR'S OFFICE USE ONLY**

Reviewed by Bureau Liaison \_\_\_\_\_

1. **INTENDED THURSDAY FILING DATE:** August 26, 2010
2. **REQUESTED COUNCIL AGENDA DATE:** September 1, 2010
3. **CONTACT NAME & NUMBER:** Susan Dorn, 3-3097, or Mark Moline 3-4047.
4. **PLACE ON:**  CONSENT  REGULAR
5. **BUDGET IMPACT STATEMENT ATTACHED:**  Y  N  N/A
6. **(1) DRAFT ADDEMN DUM ATTACHED:**  Yes  No  N/A Draft attached; final document will be prepared after Council approval

7. **BACKGROUND/ANALYSIS**

The firm of Ball Janik LLP was hired by the City to provide the City of Portland, through the Office of Management and Finance, legal and consulting services related to PGE Park, the potential development of a new minor league baseball stadium, and the acquisition of a major league soccer franchise.

Counsel has provided the services requested, but at an amount over what was originally planned. It is necessary to increase the agreement to pay for services already provided by Counsel.

The proposed ordinance has no impact on current or future revenue coming to the City. The source of funding is the contingency account from the Spectator Facilities Fund.

8. **RECOMMENDATION/ACTION REQUESTED**

It is recommended by the City Attorney's Office and the Office of Management and Finance that this ordinance and addendum to Contract #C38231 be approved to complete payment and close this contract.

