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ORDINANCE No. 184586

*Amend contract with Hoffman, Hart & Wagner LLP for outside legal counsel
(Ordinance; amend Contract No. 38137)

The City of Portland ordains:


Section 1. The Council finds:

1. The City required the services of outside legal counsel because of a conflict of interest in the matter of Sherri Carlson Sandau v John A Wood and City of Portland, Risk #G2006-0231-01RS; USDC #CV-07-632-PK.
2. The law firm of Hoffman, Hart & Wagner LLP, agreed to provide these services by Legal Services Agreement No. C38137 dated July 25, 2008.
3. Due to the matter being taken to trial, it is necessary to increase the amount of this contract.
4. To continue Counsel's work on this matter, it is necessary to extend the terms of the agreement until January 25, 2012.

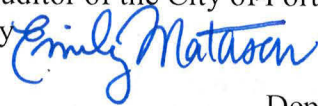
NOW, THEREFORE, the Council directs:

- a. The City Attorney is authorized to extend Legal Service Agreement No. C38137, dated July 25, 2008, to provide for representation by outside counsel in an additional amount of \$50,000, for a total not to exceed \$130,000.
- b. The terms of the agreement are extended to be in full force and effect through January 25, 2012.
- c. If applicable, the provisions of City Code Chapter 5.68 are waived.
- d. The Mayor and Auditor are authorized to draw and deliver warrants in payment of legal services provided under this Legal Services Agreement.

Section 1. The Council declares that an emergency exists in order to continue to pay for legal services in a timely manner in the matter of Sandau v City; therefore, this ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council:  **MAY 18 2011**

Commissioner: Mayor Adams
Prepared by: SDorn
Date Prepared: April 13, 2011

LaVonne Griffin-Valade
Auditor of the City of Portland
By 
Deputy

Agenda No.
ORDINANCE NO. 184586
Title

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|---|---|
| INTRODUCED BY Commissioner/Auditor: Mayor Sam Adams | CLERK USE: DATE FILED <u>MAY 13 2011</u> |
| COMMISSIONER APPROVAL Mayor—Finance and Administration - Adams | LaVonne Griffin-Valade Auditor of the City of Portland By: <u>[Signature]</u> Deputy ACTION TAKEN: |
| Position 1/Utilities - Fritz | |
| Position 2/Works - Fish | |
| Position 3/Affairs - Saltzman | |
| Position 4/Safety - Leonard | |
| BUREAU APPROVAL Bureau: City Attorney Bureau Head: Linda Meng | |
| Prepared by: SDorn Date Prepared: April 13, 2011 | |
| Financial Impact Statement Completed <input type="checkbox"/> Amends Budget <input type="checkbox"/> Not Required <input checked="" type="checkbox"/> | |
| Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> | |
| Council Meeting Date May 18, 2011 | |
| City Attorney Approval <u>[Signature]</u> | |

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

| 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 ✓ | |