



Agenda Item

City Council

Item #: 3.6.

4/23/2024

File #: 24-0264

TO: Honorable Mayor and Members of the City Council

THRU: Tom Kisela, City Manager

FROM: Mike Vigliotta

1. SUBJECT

First Amendment to Attorney Services Agreement with McCune & Harber, LLP to provide legal services relating to litigation defense in the matter of *Terrence Velasquez v. City of Orange*.

2. SUMMARY

The City currently has an agreement with McCune & Harber, LLP to provide litigation services for the City's defense in the matter of *Terrence Velasquez v. City of Orange* for an amount not to exceed \$30,000, which will soon be expended. The proposed First Amendment will increase the not-to-exceed amount by \$30,000 for a total amount not-to-exceed \$60,000.

3. RECOMMENDED ACTION

Approve a First Amendment to Attorney Services Agreement with McCune & Harber, LLP in the amount of \$30,000; and authorize the Mayor and City Clerk to execute on behalf of the City.

4. FISCAL IMPACT

The expense for this agreement is \$30,000 and will be funded through Self-Insurance Liability (740) fund:

740.0301.51600.00000 Legal Services

5. STRATEGIC PLAN GOALS

Goal 2: Be a fiscally healthy community

a: Expend fiscal resources responsibly.

6. DISCUSSION AND BACKGROUND

While the City Attorney's Office handles most litigation matters in-house, the City does contract with outside counsel when the complexity of a case or a significant burden to staff time requires additional staffing expertise.

The First Amendment of the agreement, to increase the contract by \$30,000, will raise the total not to exceed amount to \$60,000, and is necessary to carry out further defense of the City in this case.

7. ATTACHMENTS

- First Amendment to Attorney Services Agreement