



CITY OF PALO ALTO OFFICE OF THE CITY ATTORNEY

October 15, 2018

The Honorable City Council
Palo Alto, California

Authorization to Increase Legal Services Agreement With the Law Firm of Conrad & Metlitzky, LLP in the Amount of \$180,000 for a Total Not-to-Exceed Amount of \$265,000 for Litigation Defense Services

Recommendation

Staff recommends that the City Council authorize an increase to the legal services agreement (Contract S18171550) with the law firm of CONRAD & METLITZKY, LLP for litigation defense in the matter of *Luckey v. City of Palo Alto*, Santa Clara County Superior Court, Case No. 16-CV-303728, by an additional \$180,000 for a total not to exceed amount of \$265,000.

Discussion

In January 2018, the City entered into a contract with the law firm of CONRAD & METLITZKY, LLP, for \$85,000 for litigation defense services in the matter of *Luckey v. City of Palo Alto*, Santa Clara Co. Sup. Ct., Case No. 16-CV-303728. The City Attorney's Office requests authorization to amend the agreement to add an additional \$180,000, for a total not to exceed amount of \$265,000, to fund litigation defense through pre-trial discovery and motions. If the matter proceeds to trial additional funding will be required.

Resource Impact

The recommended amendment will be funded within the Office of the City Attorney's FY2019 budget which included a \$100,000 one-time addition of funding for legal services support.

Environmental Review

Amendment of legal services contracts is not a project requiring environmental review under the California Environmental Quality Act (CEQA).

Department Head: Molly Stump, City Attorney

