

March 21, 2016

## CITY COUNCIL AGENDA MEMORANDUM

### **SUBJECT**

Resolution No. 9082 authorizing execution of a second amendment to the Agreement for Professional Services with K&L Gates to increase the total contract amount from \$90,000 to \$150,000 to provide on-call utility regulatory legal advice.

### **FISCAL IMPACT**

This action obligates the City to increase the total contract amount for legal services provided by K&L Gates by \$60,000.

Original Contract	\$50,000
Amendment #1	\$40,000
Amendment #2	\$60,000
<b>New Contract Total Amount</b>	<b>\$150,000</b>

Sufficient appropriation exists within the 2016 City Manager's Office General Fund Budget for this contract increase.

### **STAFF CONTACT**

Lori Riordan, City Attorney, 452-7220  
*City Attorney's Office*

### **POLICY CONSIDERATION**

Whether to continue to utilize the services of the K&L Gates attorneys with expertise in utility regulatory law or to seek some other option for ensuring this ongoing need is met.

### **DIRECTION NEEDED FROM COUNCIL**

    X     Action

### **BACKGROUND**

Beginning in late 2014 the City retained the services of the K&L Gates law firm to provide legal advice regarding utility regulatory issues. As the City addresses ongoing growth in population and business expansion it also faces growing needs for utility infrastructure support and expansion. In addition, Bellevue currently serves as lead agency for the Energize Eastside project, a Puget Sound Energy permit proposal for a transmission line spanning a five city area. Having legal expertise available on call for the complex arena of public and private utility regulation aids the City's ability to be responsive to addressing the needs of its citizens and businesses.

### **EFFECTIVE DATE**

If approved, this Resolution becomes effective immediately upon Council adoption.

### **OPTIONS**

1. Adopt the Resolution authorizing execution of a second amendment to the Agreement with K&L Gates, increasing the total contract amount to an amount not to exceed \$150,000.

2. Do not adopt the Resolution, do not authorize the payment for these additional legal services and provide alternative direction to staff.

### **RECOMMENDATION**

Option 1.

### **MOTION**

Move to adopt Resolution No. 9082 authorizing execution of a second Amendment to the Agreement with K&L Gates increasing the total contract amount to a total not to exceed \$150,000 to provide on-call utility regulatory legal advice.

### **ATTACHMENTS**

Proposed Resolution No. 9082

### **AVAILABLE IN COUNCIL DOCUMENT LIBRARY**

Amendment #2 to the Agreement for Services (Professional Services Contract).