

July 17, 2017

CITY COUNCIL AGENDA MEMORANDUM

SUBJECT

Resolution authorizing execution of an amendment to the Professional Services Agreement with Keating, Bucklin & McCormack, Inc., P.S., to increase the total contract amount from \$90,000 to \$250,000 to provide legal representation in the lawsuit of Williams v. City of Bellevue and Stephen Mylett, USDC Cause No: C16-1034RAJ.

FISCAL IMPACT

This action obligates the City to increase the total contract amount for legal services provided by Keating, Bucklin & McCormack, Inc., P.S. by \$160,000.

Original Contract	\$50,000
Amendment #1	\$40,000
Amendment #2	\$160,000
New Contract Total Amount	\$250,000

Sufficient funding exists within the 2017-2018 General Self-Insurance Fund budget to fully fund this contract.

STAFF CONTACTS

Lori Riordan, City Attorney, 452-7220
Cheryl Zakrzewski, Assistant City Attorney, 452-4081
City Attorney's Office

POLICY CONSIDERATION

Should the City continue to retain outside counsel to assist in the defense of this lawsuit?

BACKGROUND

Eddie Williams filed a lawsuit against the City of Bellevue and Police Chief Stephen Mylett in July 2016 alleging violations of state and federal law. Mr. Williams claims that he was subject to race discrimination and unlawful harassment while he worked for the Bellevue Police Department and that he was retaliated against for reporting this conduct. The City retained Keating, Bucklin & McCormack, Inc., P.S. to assist the City in the defense of the City and Chief Mylett. This lawsuit is scheduled to go to trial on November 6. An amendment to the Professional Services Agreement is necessary to provide sufficient funding for the City to complete discovery, prepare and file motions, and prepare for and attend trial.

EFFECTIVE DATE

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

OPTIONS

1. Adopt the Resolution authorizing execution of an amendment to the Professional Services Agreement with Keating, Bucklin & McCormack, Inc., P.S., to increase the total contract amount from \$90,000 to \$250,000 to provide legal representation in the lawsuit of Williams v. City of Bellevue and Stephen Mylett, USDC Cause No: C16-1034RAJ.
2. Do not adopt the Resolution and provide alternative direction to staff.

RECOMMENDATION

Option 1

MOTION

Move to adopt Resolution No. 9290 authorizing execution of an amendment to the Professional Services Agreement with Keating, Bucklin & McCormack, Inc., P.S., to increase the total contract amount from \$90,000 to \$250,000 to provide legal representation in the lawsuit of Williams v. City of Bellevue and Stephen Mylett, USDC Cause No: C16-1034RAJ.

ATTACHMENTS

Proposed Resolution No. 9290

AVAILABLE IN COUNCIL DOCUMENT LIBRARY

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