

CITY COUNCIL REGULAR SESSION

Resolution authorizing execution of an amendment to the Professional Services Agreement with Keating, Bucklin & McCormack, outside counsel for a city employee in the lawsuit Mayer v. City of Bellevue, KCSC Cause No: 20-2-14642-1, increasing the total contract amount from \$30,000 to an amount not to exceed \$175,000, plus all applicable taxes.

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City Attorney's Office

EXECUTIVE SUMMARY

This Resolution is necessary to fund the existing contract for legal representation of a City supervisor in the lawsuit Mayer v. City of Bellevue, KCSC Cause No: 20-2-14642-1.

RECOMMENDATION

Move to adopt Resolution No.9851

BACKGROUND/ANALYSIS

A City employee has brought a lawsuit against the City and her supervisor. The City retained Keating, Bucklin & McCormack to defend the supervisor in this matter. This lawsuit is scheduled to go to trial on September 27, 2021. An amendment to the Professional Services Agreement is necessary to provide sufficient funding to undertake discovery in the case, prepare for trial, and defend the case through trial.

POLICY & FISCAL IMPACTS**Policy Impact**

City policy provides that professional services contracts in excess of \$90,000 require Council approval.

Fiscal Impact

This action obligates the City to increase the total contract for legal services provided by Keating, Bucklin & McCormack by \$145,000, plus applicable taxes, to provide legal representation of the supervisor through trial. There are sufficient funds in the General Self Insurance Fund to cover this amendment.

Professional Services Agreement with Keating Bucklin & McCormack	
Authorized Contract (No. 2050147)	\$30,000
Amendment No. 1	\$145,000
New Contract Total Amount	\$175,000

OPTIONS

1. Adopt the Resolution authorizing execution of an amendment to the Professional Services Agreement with Keating, Bucklin & McCormack, outside counsel for a city employee in the lawsuit

Mayer v. City of Bellevue, KCSC Cause No: 20-2-14642-1, increasing the total contract amount from \$30,000 to an amount not to exceed \$175,000, plus all applicable taxes.

2. Do not adopt the Resolution and provide alternative direction to staff.

ATTACHMENTS & AVAILABLE DOCUMENT

Proposed Resolution No. 9851

AVAILABLE IN COUNCIL LIBRARY

Amendment No. 1 to the Professional Services Agreement