

REPORT TO THE CITY COUNCIL



DATE: August 5, 2014

TITLE: Green de Bortnowsky, LLP Legal Services Amendment

Prepared by: Martín Magaña, City Manager

RECOMMENDATION

Approve the Amendment to Legal Services Agreement with Green de Bortnowsky, LLP, to provide for litigation and code enforcement services.

BACKGROUND

On December 18, 2012, the City entered into the certain Legal Services Agreement ("Agreement") by and between the City of Desert Hot Springs ("City"), and Green, de Bortnowsky & Quintanilla, LLP ("Firm"), to provide legal services to the City, and for Steven B. Quintanilla to serve as the City Attorney.

Subsequent to the execution of the Agreement, Mr. Quintanilla has left the employ of the Firm. Mr. Quintanilla has remained the City Attorney of the City, and has entered into, or will enter into, a new agreement for the provision of legal services to the City.

This Amendment is to set forth the terms under which the Firm may from time-to-time provide litigation services to the City and to delete from the Firm's services the matters described in the Agreement as "General Services." This Amendment would provide that the Firm will be retained by the City on an hourly basis for litigation work relating to ongoing litigation matters, and as instructed by the City Manager from time to time, code enforcement matters.

FISCAL IMPACT

FY 13/14 and FY 14/15 legal fees are budgeted in the City Attorney's department under contract services, account number 001-41-14-4320.

EXHIBIT(S):

1. First Amendment to Legal Services Agreement.
2. Legal Services Agreement, by and between the City of Desert Hot Springs, and Green, de Bortnowsky & Quintanilla, LLP, dated December 18, 2012.