



City of Columbus

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Legislation Details (With Text)

File #: 0398-2008 **Version:** 1

Type: Ordinance **Status:** Passed

File created: 2/25/2008 **In control:** Judiciary And Court Administration Committee

On agenda: 3/17/2008 **Final action:** 3/19/2008

Title: To authorize and direct the City Attorney to modify a contract for special legal counsel with Buckingham, Doolittle & Burroughs, LLP; to authorize the expenditure of \$150,000 from the Sewerage System Operating Fund; and to declare an emergency (\$150,000.00)

Sponsors:

Indexes:

Code sections:

Attachments:

| Date | Ver. | Action By | Action | Result |
|-----------|------|---------------------------|--|--------|
| 3/19/2008 | 1 | CITY CLERK | Attest | |
| 3/18/2008 | 1 | MAYOR | Signed | |
| 3/17/2008 | 1 | Columbus City Council | Approved | Pass |
| 3/17/2008 | 1 | COUNCIL PRESIDENT PRO-TEM | Signed | |
| 3/7/2008 | 1 | City Clerk's Office | Sent back for Clarification/Correction | |
| 3/7/2008 | 1 | Utilities Drafter | Sent to Clerk's Office for Council | |
| 3/6/2008 | 1 | Auditor Reviewer | Reviewed and Approved | |
| 3/6/2008 | 1 | CITY AUDITOR | Reviewed and Approved | |
| 3/6/2008 | 1 | Utilities Drafter | Sent for Approval | |
| 3/6/2008 | 1 | CITY ATTORNEY | Reviewed and Approved | |
| 3/6/2008 | 1 | Utilities Drafter | Sent to Clerk's Office for Council | |
| 3/5/2008 | 1 | FINANCE DIRECTOR | Reviewed and Approved | |
| 3/5/2008 | 1 | Utilities Drafter | Sent for Approval | |
| 3/4/2008 | 1 | Finance Reviewer | Reviewed and Approved | |
| 3/3/2008 | 1 | ODI DIRECTOR | Reviewed and Approved | |
| 3/3/2008 | 1 | Utilities Drafter | Sent for Approval | |
| 2/27/2008 | 1 | EBOCO Reviewer | Reviewed and Approved | |
| 2/26/2008 | 1 | Utilities Reviewer | Sent for Approval | |
| 2/26/2008 | 1 | UTILITIES DIRECTOR | Reviewed and Approved | |
| 2/26/2008 | 1 | Utilities Drafter | Sent for Approval | |
| 2/25/2008 | 1 | Utilities Drafter | Sent for Approval | |
| 2/25/2008 | 1 | Utilities Reviewer | Reviewed and Approved | |

BACKGROUND: On August 3, 2007 the City Attorney solicited proposals from a number of law firms via Requests for Proposals (RFPs) for special legal counsel to provide legal advice and other legal services to the City Attorney and the Department of Public Utilities with regard to litigation matters pertaining to the Big Walnut Augmentation Rickenbacker Interceptor Projects in which the City has an interest. The City Attorney received six proposals in response to the RFPs. After evaluating all proposals and interviewing attorneys representing three law firms, the Department of Public Utilities, in consultation with the City Attorney, found that Buckingham, Doolittle & Burroughs, LLP would be best-qualified to represent the City in this matter. On November 15, 2007, the City Attorney entered into an agreement with Buckingham, Doolittle & Burroughs for said services. This ordinance authorizes the City Attorney to modify said contract for continuation of special legal counsel with Buckingham, Doolittle & Burroughs, LLP.

FISCAL IMPACT: This contract modification will be funded by the Department of Public Utilities. The amount of this contract modification is \$150,000.

COMPANY: Buckingham, Doolittle & Burroughs LLP (34-1832611) Expires 11-29-09

To authorize and direct the City Attorney to modify a contract for special legal counsel with Buckingham, Doolittle & Burroughs, LLP; to authorize the expenditure of \$150,000 from the Sewerage System Operating Fund; and to declare an emergency (\$150,000.00)

WHEREAS, the City Attorney has a need for legal advice and other legal services with regard to litigation matters pertaining to the Big Walnut Augmentation Rickenbacker Interceptor Projects in which the City has an interest; and

WHEREAS, the City Attorney solicited proposals from a number of law firms via Requests for Proposals (RFPs) on August 3, 2007; and

WHEREAS, the City Attorney received six proposals in response to the RFPs; and

WHEREAS, after evaluating all proposals and interviewing attorneys representing three law firms, the Department of Public Utilities, in consultation with the City Attorney, found that Buckingham, Doolittle & Burroughs, LLP would be best-qualified to represent the City in this matter; and

WHEREAS, the City Attorney and Buckingham, Doolittle & Burroughs, LLP entered into a contract for special legal counsel on November 15, 2007 to provide legal advice and other legal services to the City Attorney and the Department of Public Utilities with regard to litigation matters pertaining to the Big Walnut Augmentation Rickenbacker Interceptor Projects; and

WHEREAS, the City Attorney has determined that additional funds beyond the original contract amount of \$20,000 are needed in order for the Contractor to perform the services agreed to in the original agreement between the parties; and

WHEREAS, the City Attorney is requesting an additional \$150,000 to pay for services by the Contractor which includes invoices for services already rendered by the Contractor; and

WHEREAS, it is in the best interest of both parties to modify said contract; and

WHEREAS, an emergency exists in the daily operation of the City Attorney's Office in that it is necessary to authorize the City Attorney to enter a contract modification with Buckingham, Doolittle & Burroughs, LLP at the earliest time possible to facilitate payment of unpaid legal bills for the preservation of public health, peace, property, safety, and welfare, Now, Therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the City Attorney is hereby authorized to modify the contract with Buckingham, Doolittle & Burroughs, LLP for special legal counsel to provide legal advice and other legal services to the City Attorney and the Department of Public Utilities with regard to litigation matters pertaining to the Big Walnut Augmentation Rickenbacker Interceptor Projects in which the City has an interest.

Section 2. That for the purposes stated in Section 1, an amount not to exceed \$150,000 is authorized to be expended from Sewerage System Operating Fund, Fund 650, OCA: 605006, Object Level 3324

Section 3. That for the reasons stated in the preamble hereto which are hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and immediately after its passage and signature by the Mayor, or within 10 days thereafter if the Mayor neither signs nor vetoes the same.