



STAFF REPORT	
SUBJECT: Authorization of Additional Expenditures Under Existing Professional Services Contract with Downey Brand for Legal Services	MEETING DATE: Aug. 1, 2024
SUBMITTED BY: Alan Flora, City Manager	
PURPOSE OF REPORT: <input type="checkbox"/> Information only <input type="checkbox"/> Discussion <input checked="" type="checkbox"/> Action Item	

WHAT IS BEING ASKED OF THE CITY COUNCIL/BOARD:

Approve contract for legal services for representation.

BACKGROUND/DISCUSSION:

In 2023 the City Manager executed a contract with Downey Brand to provide legal services, primarily related to the recent onslaught by the Koi Nation to challenge all economic development projects in the City of Clearlake. Three total cases have been filed against the city on various projects, with the City’s victory on the 18th Avenue project currently on appeal. Downey Brand is also representing the City on water related litigation matters.

In October 2023 the Council approved a total of \$500,000 for legal expenses and staff are recommending an additional \$250,000 be authorized at this time.

FISCAL IMPACT

Staff request approval of an additional \$250,000 for contract legal services.

OPTIONS:

1. Authorize an additional \$250,000 in expenditures under the Downey Brand contract for a new total of \$750,000
2. Other direction

FISCAL IMPACT:

None \$250,000 Budgeted Item? Yes No

Budget Adjustment Needed? Yes No If yes, amount of appropriation increase: \$

Affected fund(s): General Fund Measure P Fund Measure V Fund Other: 240 Capital Project Funds

Comments: Legal fees are being paid from City funds allocated to each project.

STRATEGIC PLAN IMPACT:

- Goal #1: Make Clearlake a Visibly Cleaner City
- Goal #2: Make Clearlake a Statistically Safer City
- Goal #3: Improve the Quality of Life in Clearlake with Improved Public Facilities
- Goal #4: Improve the Image of Clearlake
- Goal #5: Ensure Fiscal Sustainability of City
- Goal #6: Update Policies and Procedures to Current Government Standards
- Goal #7: Support Economic Development

Attachments: