



**TOWN OF LOS GATOS
COUNCIL AGENDA REPORT**

MEETING DATE: 08/05/2025

ITEM NO: 16

DATE: July 22, 2025
TO: Mayor and Town Council
FROM: Chris Constantin, Town Manager
SUBJECT: **Authorize the Town Manager to Execute a Third Amendment to the Contract for Legal Services with the Law Firm of Goldfarb & Lipman to Increase the Contract Amount by \$65,000, for a Total Contract Amount Not to Exceed \$305,000**

RECOMMENDATION: Authorize the Town Manager to execute a Third Amendment to the contract for legal services with the law firm of Goldfarb & Lipman to increase the contract amount by \$65,000, for a total contract amount not to exceed \$305,000

FISCAL IMPACT:

The funds are available from the Fiscal Year 2024-25 budget. Therefore, there is no budget adjustment requested in connection with approval of this contract amendment; the request is solely for approval of the contract amendment.

STRATEGIC PRIORITY:

This item is in alignment with the Core Goal of Good Governance. Legal services are a core component of effective municipal governance. Increasing the contract amount to continue or expand legal support reflects the Town's commitment to sound decision-making, legal compliance, and accountability in managing land use, contracts, and other civic matters. This supports the goal of maintaining a transparent and well-functioning government.

BACKGROUND:

In July 2022, the Town Attorney's Office entered into an agreement with the law firm of

PREPARED BY: Bridgette Falconio
Administrative Technician

Reviewed by: Town Manager, Assistant Town Manager, Town Attorney, and Finance Director

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SUBJECT: Third Amendment Goldfarb & Lipman

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Goldfarb & Lipman LLP to provide specialized housing law counsel. The Town Attorney's Office is seeking Town Council approval of an amendment to increase the amount of the existing contract by \$65,000 for a total contract amount of \$305,000. The contract is for legal services related to Housing Element issues, SB 330 projects, and litigation. In accordance with the Town's purchasing policy, this is a "single source" contract in that this firm is recognized as a statewide expert in Housing Element law.

On December 3, 2024 and May 20, 2025, respectively, first and second contract amendments in amounts not to exceed an increase of \$65,000 and \$75,000 were executed.

DISCUSSION:

The proposed Third Amendment will cover costs associated with land use litigation and several SB 330 planning applications. These funds are already budgeted, and the agreement amount needed to be increased to match what has been budgeted. In addition, the Town Attorney's office will return to the Town Council to request additional funds for upcoming housing law matters and litigation.

CONCLUSION:

Staff recommends that the Town Council authorize the Town Manager to execute a Third Amendment with Goldfarb & Lipman, increasing the total not to exceed amount to \$305,000.

COORDINATION:

This report was coordinated by the Town Attorney's Office and the Finance Department.

ENVIRONMENTAL ASSESSMENT:

This is not a project defined under CEQA, and no further action is required.

Attachments:

1. Goldfarb Third Amendment with Exhibit A - First Amendment, Second Amendment and Original Agreement