

## AGENDA



Thursday, November 19, 2009

**Law**  
**RECOMMENDATION FOR COUNCIL ACTION****Item No. 34**

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**Subject:** Authorize negotiation and execution of an amendment to the legal services agreement with Clarence A. West, for legal representation, advice, and counsel concerning matters relating to telecommunications, cable, and right of way management, for an increase of \$10,000, with a total contract amount not to exceed \$53,000.

**Amount and Source of Funding:** Funding is available in the Fiscal Year 2009-2010 Operating Budget of Financial and Administrative Services.

**Fiscal Note:** A fiscal note is not required.

**For More Information:** Clark Cornwell, Assistant City Attorney / 974-6482.

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This amendment increases the amount of the legal services contract with Clarence A. West, Attorney at Law, for legal representation, advice, and counsel for matters relating to telecommunications, cable, and right of way management. The City's jurisdiction and revenue are affected by recent and anticipated action and policy determinations by the Public Utility Commission and the Federal Communications Commission. This amendment is for an increase of \$10,000.00, with a total contract amount not to exceed \$53,000.00.

Since 2004, the City has shared the benefit of Mr. West's legal counsel on telecommunications and cable by participating in a coalition of 20 other cities sharing the benefit of his legal counsel. On occasion, the City has had a need for representation on related issues particular to it that require specialized attention. The City's existing contract for \$43,000.00 for Mr. West's services, commenced in 2004, is insufficient to meet the anticipated City's need for his services beyond the end of 2009. This will bring the total contract amount to \$53,000.00.