



**Outside Counsel
CITY OF AUSTIN
RECOMMENDATION FOR COUNCIL ACTION**

**AGENDA ITEM NO.: 9
AGENDA DATE: Thu 03/10/2005
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SUBJECT: Approve an amendment to the legal services contract with Denton, Navarro, Rocha & Bernal, P.C., for consultation in *Jeff White v. City of Austin*, Cause No. GN201624, in the 126th Judicial District, Travis County, Texas, in and amount of \$25,000.00, resulting in a total contract amount not to exceed \$173,750.00

AMOUNT & SOURCE OF FUNDING: Funding in the amount of \$25,000.00 is available in the Fiscal Year 2004-2005 Approved Operating Budget of the Liability Reserve Fund.

FISCAL NOTE: There is no unanticipated fiscal impact. A fiscal note is not required.

**REQUESTING Law
DEPARTMENT:**

**DIRECTOR'S
AUTHORIZATION: Marty Terry**

FOR MORE INFORMATION CONTACT: Lynn Carter, Assistant City Attorney/974-2310; Anne Morgan, Chief, Litigation Division/974-2507

PRIOR COUNCIL ACTION: Item #14 on November 20, 2003, in the amount of \$50,000.00

BOARD AND COMMISSION ACTION: N/A

This amendment increases the amount of the legal services contract with Denton, Navarro, Rocha & Bernal, P.C., for consultation in *Jeff White v. City of Austin*, Cause No. GN201624, in the 126th Judicial District, Travis County, Texas. This concerns alleged retaliation against an Austin Police Department Officer.

The Law Department contracted with this firm on July 18, 2002, after Council approved the original contract amount of \$50,000 on July 11, 2002. This funding comes from the Liability Reserve Fund. Council has approved two increases of the contract for a total contract amount not to exceed \$148,750.00. Additional payment authority of up to \$25,000.00, is necessary to pay anticipated fees through the end of Fiscal Year 2005, with a total contract amount not to exceed \$173,750.00.