



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

AGENDA ITEM NO.: 11
AGENDA DATE: Thu 06/24/2004
PAGE: 1 of 1

SUBJECT: Authorize negotiation and execution of an amendment to the outside counsel contract with DENTON, NAVARRO, ROCHA & BERNAL, P.C., San Antonio, TX, for representing the City as chief negotiator and legal co-counsel in matters relating to labor negotiations for a Collective Bargaining contract with the Austin Professional Fire Fighters Association in the amount of \$44,000, with a total contract amount not to exceed \$144,000.

AMOUNT & SOURCE OF FUNDING: Funding is available in the Fiscal Year 2003-2004 Approved Operating Budget of the Austin Fire Department. There is no unanticipated fiscal impact. A fiscal note is not required.

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

**REQUESTING Law
DEPARTMENT:**

**DIRECTOR'S
AUTHORIZATION:** Sally Henly

FOR MORE INFORMATION CONTACT: David Smith, City Attorney / 974-2268; Anita Stevenson, Assistant City Attorney / 974-2421

PRIOR COUNCIL ACTION: Resolution 07/11/02 in the amount of \$40,000.

BOARD AND COMMISSION ACTION: N/A

On May 15, 2004, voters adopted Collective Bargaining for Austin firefighters. Negotiations for a labor contract with the Austin Association of Professional Fire Fighters, previously conducted under the Meet and Confer process must now be conducted under the Collective Bargaining laws. This amendment increases the amount of the legal services contract with Denton, Navarro, Rocha & Bernal, P.C. and changes the scope of work to reflect the law under which negotiations will occur.

The Law Department contracted with this firm on February 8, 2002 for an original contract amount of \$40,000. The City Council passed a resolution on July 11, 2002 for an additional \$40,000. The contract was increased by \$20,000 on May 1, 2003 under the department's administrative authority for a total contract amount of \$100,000. Additional payment authority of up to \$44,000 is necessary to pay anticipated fees through the end of FY05, with a total contract amount not to exceed \$144,000.