

Council Meeting of  
October 28, 2008

Honorable Mayor and Members  
of the Torrance City Council  
City Hall  
Torrance, California

**Members of the Council:**

**SUBJECT: City Attorney - Approve Fee Amendment for independent counsel  
Expenditure: \$50,000**

**RECOMMENDATION**

Recommendation of the City Attorney that the City Council approve the Fourth Amendment to Fee Agreement (C2007-155) with Jenkins & Hogin to provide independent counsel to the Civil Service Commission for an additional \$50,000 for a total contract amount not to exceed \$198,000 and to extend the term of the agreement to March 31, 2009.

Funding

Funding is available from the City Attorney's Operating Budget.

**BACKGROUND AND ANALYSIS**

The City Manager entered into a Fee Agreement on September 11, 2007 with the law firm of Jenkins & Hogin in the amount of \$24,000 to provide independent counsel to the Civil Service Commission.

On October 16, 2007, the City Council approved a First Amendment to the Fee Agreement in the additional amount of \$24,000 for a total not to exceed contract amount of \$48,000.

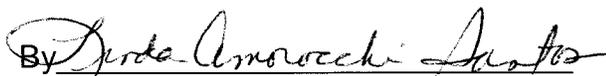
On February 1, 2008, the City Council approved a Second Amendment to the Fee Agreement in the additional amount of \$50,000 for a total not to exceed contract amount of \$98,000 and on June 1, 2008, an additional \$50,000 was approved by the City Council for a total not to exceed amount of \$148,000.

The City is satisfied with the services provided by the law firm to the Civil Services Commission and desires to continue to use this firm by increasing the available funding by an additional \$50,000 for a total not to exceed amount of \$198,000 and by extending the term from September 30, 2008 to March 31, 2009.

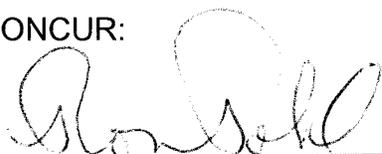
The City Attorney recommends that the City Council approve the Fourth Amendment to the Fee Agreement with Jenkins & Hogin to provide independent counsel to the Civil Service Commission in an additional amount of \$50,000 for a total contract amount not to exceed \$198,000 and to extend the term of Contract No. C2007-155 from September 30, 2008 to March 31, 2009.

Respectfully submitted,

John L. Fellows III, City Attorney

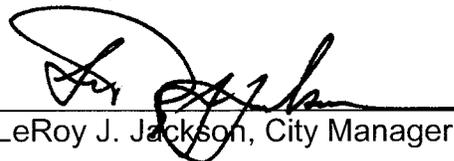
By   
Linda Amorocchi Santos  
Law Office Administrator

CONCUR:

  
\_\_\_\_\_  
John L. Fellows III, City Attorney

  
\_\_\_\_\_  
Eric E. Tsao, Finance Director

NOTED;

  
\_\_\_\_\_  
LeRoy J. Jackson, City Manager

Attachment A: Fourth Amendment to Fee Agreement

**FOURTH AMENDMENT TO FEE AGREEMENT FOR LEGAL SERVICES**

This Fourth Amendment to Fee Agreement to provide legal services to the Civil Service Commission ("Amendment") is made and entered into as of July 1, 2008, by and between the **CITY OF TORRANCE**, a municipal corporation ("CITY"), and **JENKINS & HOGIN, LLP**, a law partnership ("FIRM").

**RECITALS:**

- A. CITY and FIRM entered into a Fee Agreement for Legal Services ("Fee Agreement") on September 11, 2007 for the period from June 1, 2007 through June 30, 2008 in the amount of \$24,000.
- B. On October 16, 2007, the City Council approved the First Amendment to the Fee Agreement in the amount of \$24,000 for a total not to exceed amount of \$48,000.
- C. On February 1, 2008, the City Council approved the Second Amendment to the Fee Agreement in the amount of \$50,000 for a total not to exceed amount of \$98,000.
- D. On June 1, 2008, the City Council approved the Third Amendment to the Fee Agreement in the amount of \$50,000 for a total not to exceed amount of \$148,000.
- E. CITY is satisfied with the services of FIRM and desires to continue to use this firm by increasing the amount by \$50,000 for a total not to exceed

amount of \$198,000 and by extending the term of the agreement from September 30, 2008 to March 31, 2009.

**AGREEMENT:**

1. The Fee Agreement for Legal Services (Contract No. C2007-155) and its amendments are ratified and extended in an amount not to exceed the sum of \$198,000 unless otherwise first approved in writing by the CITY.
2. The Fee Agreement entered into for the period of June 1, 2007 through September 30, 2008, is extended to March 31, 2009.

CITY OF TORRANCE,  
a municipal corporation

JENKINS & HOGIN, LLP  
a law partnership

By: \_\_\_\_\_  
Frank Scotto, Mayor

By: \_\_\_\_\_  
Michael Jenkins

ATTEST:

APPROVED AS TO FORM:

By: \_\_\_\_\_  
Sue Herbers, City Clerk

By: \_\_\_\_\_  
City Attorney