

## RESOLUTION 2017-058

### **RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH LIEBERT CASSIDY WHITMORE IN THE AMOUNT OF \$50,000 TO PROVIDE LEGAL SERVICES IN THE AREAS OF LABOR NEGOTIATIONS AND EMPLOYMENT LAW AND TO APPROPRIATE \$50,000 FROM GENERAL FUND DESIGNATED RESERVES TO FUND THE CONTRACT**

WHEREAS, the proposed contract amendment and funding request is consistent with the *Future Labor Relations Partnerships* policy item under the FY 2015-17 Council Priority Workplan, effective October 1, 2016;

WHEREAS, this is not a project as defined by CEQA;

WHEREAS, the City of San Pablo is currently a member in the Northern California Employment Relations Consortium for 2017 which provides for limited legal counsel from Liebert Cassidy Whitmore (LCW) on employment law issues;

WHEREAS, within the last couple of years, the City has called upon LCW to provide legal services (in excess of the time allotted by the consortium), to assist the Personnel Administration Division and Police Department with difficult and pressing legal issues;

WHEREAS, this amendment provides for ongoing legal counsel by LCW on various personnel matters (as assigned by the City Attorney, City Manager or designee), and legal counsel on labor negotiations in FY 2016/17 and FY2017/18;

WHEREAS, this proposed Agreement amends the Agreement for Special Services signed March 7, 2016; and

WHEREAS, expense for this Agreement with LCW has not been budgeted; and Staff requests an allocation of funding from the FY 2016/17 General Fund Designated Reserves of a total of \$50,000 for ongoing legal counsel and labor negotiations.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of San Pablo hereby authorizes the City Manager to execute a contract with Liebert Cassidy Whitmore in the amount of \$50,000, in substantially the form attached and appropriates funding for this contract from the FY 2016/17 General Fund Designated Reserves/Succession Planning and HR Legal Services earmark (100-0000-00000) to the City Manager's Professional Services Account (100-1310-43600).

\* \* \* \* \*

Adopted this 3<sup>rd</sup> day of April, 2017, by the following vote:

AYES:	COUNCILMEMBERS:	Cruz, Kinney, Morris, Calloway and Valdez
NOES:	COUNCILMEMBERS:	None
ABSENT:	COUNCILMEMBERS:	None
ABSTAIN:	COUNCILMEMBERS:	None

ATTEST: APPROVED:

/s/ Ted J. Denney  
Ted J. Denney, City Clerk

/s/ Cecilia Valdez  
Cecilia Valdez, Mayor