

RESOLUTION NO. RES-2024-025

RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING THE SECOND AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT NUMBER F002672 WITH GEARY, SHEA, O'DONNELL, GRATTAN & MITCHELL P.C. INCREASING COMPENSATION BY \$150,000 FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$250,000 FOR CONTINUED LEGAL REPRESENTATION

WHEREAS, effective August 17, 2023, City entered into Professional Services Agreement Number F002672 with Geary, Shea, O'Donnell, Grattan & Mitchell, P.C. in the amount of \$100,000 for legal representation in *Vannucci, et al. v. County of Sonoma, City of Santa Rosa, et al.*, United States District Court for the Northern District of California, Case Number 18-CV-01955-VC; and

WHEREAS, on December 6, 2023, City entered into a First Amendment to the Agreement for the purpose of providing legal representation in *Cressy, et al. v. California Department of Transportation, City of Santa Rosa, et al.*, United States District Court for the Northern District of California, Case Number C23-05201-WHO; and

WHEREAS, *Cressy* has been dismissed; and

WHEREAS, the services and terms of the Agreement have been reviewed, and the City Attorney's Office recommends increasing the compensation amount under the Agreement to allow for continued representation in *Vannucci*.

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NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Santa Rosa approves the Second Amendment to the Professional Services Agreement Number F002270 with Geary, Shea, O'Donnell, Grattan & Mitchell, P.C. increasing compensation by \$150,000, for a total contract amount not to exceed \$250,000, in substantially the same form as Exhibit A to the resolution, subject to approval as to form by the City Attorney, for continued legal representation as described above.

IN COUNCIL DULY PASSED this 13th day of February, 2024.

AYES: (4) Vice Mayor Stapp, Council Members Alvarez,
MacDonald, Okrepkie

NOES: (0)

ABSENT: (3) Mayor N. Rogers, Council Members Fleming, C Rogers

ABSTAIN/RECUSE: (0)

ATTEST: _____ APPROVED: _____
City Clerk Vice Mayor

APPROVED AS TO FORM: _____
City Attorney

Exhibit A - Second Amendment to the Professional Services Agreement Number F002672 with Geary, Shea, O'Donnell, Grattan & Mitchell, P.C.