

May 22, 2024

WHEREAS, the City of Dallas has engaged Fanning Harper Martinson Brandt & Kutchin, P.C. to provide legal counsel, advice, and representation for Dallas Police Department Police Officer Esteban Montenegro in connection with the lawsuit styled Bryan Riser v. Esteban Montenegro, Civil Action No. 3:22-CV-1014-K.; and

WHEREAS, on October 17, 2022, Administrative Action No. 22-6403, authorized a professional services contract with Fanning Harper Martinson Brandt & Kutchin, P.C. to provide legal counsel, advice, and representation for Dallas Police Department Police Officer Esteban Montenegro, in an amount not to exceed \$50,000.00; and

WHEREAS, on September 22, 2023, Administrative Action No. 23-6170, authorized Supplemental Agreement No. 1 to the professional services contract with Fanning Harper Martinson Brandt & Kutchin, P.C. for continued legal counsel, advice, and representation for Dallas Police Department Police Officer Esteban Montenegro, in an amount not to exceed \$50,000.00, increasing the contract amount from \$50,000.00 to \$100,000.00; and

WHEREAS, the professional legal services Fanning of Harper Martinson Brandt & Kutchin, P.C. continue to be necessary.

Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

SECTION 1. That the City Manager is hereby authorized to execute Supplemental Agreement No. 2 to the professional services contract with Fanning Harper Martinson Brandt & Kutchin, P.C., approved as to form by the City Attorney, for continued legal counsel, advice, and representation for Dallas Police Department Police Officer Esteban Montenegro in connection with the lawsuit styled Bryan Riser v. Esteban Montenegro, Civil Action No. 3:22-CV-1014-K, in an amount not to exceed \$80,000.00, increasing the contract amount from \$100,000.00 to \$180,000.00.

SECTION 2. That the Chief Financial Officer is hereby authorized to disburse funds in an amount not to exceed \$80,000.00, in periodic payments to Fanning Harper Martinson Brandt & Kutchin, P.C. from Liability Reserve Fund, Fund 0192, Department ORM, Unit 3890, Object 3033, Encumbrance/Contract No. ATT-2022-00020532, Vendor 399210.

SECTION 3. That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.