

September 25, 2019

WHEREAS, the City of Dallas has engaged Ogletree, Deakins, Nash, Smoak & Stewart, P.C., for legal services to represent the City of Dallas in the lawsuit styled Terrance Bass, et al. v. City of Dallas, Civil Action No. 3:17-CV-03330-C; and

WHEREAS, on January 12, 2018, Administrative Action No. 18-5130, authorized a professional services contract with Ogletree, Deakins, Nash, Smoak & Stewart, P.C., for legal services to represent the City of Dallas in the lawsuit styled Terrance Bass, et al. v. City of Dallas, Civil Action No. 3:17-CV-03330-C, in an amount not to exceed \$50,000.00; and

WHEREAS, on June 13, 2018, City Council authorized Supplemental Agreement No. 1 to the professional services contract with Ogletree, Deakins, Nash, Smoak & Stewart, P.C., for additional legal services to represent the City of Dallas in the lawsuit styled Terrance Bass, et al. v. City of Dallas, Civil Action No. 3:17-CV-03330-C, in an amount not to exceed \$50,000.00, from \$50,000.00 to \$100,000.00, by Resolution No. 18-0807; and

WHEREAS, on April 10, 2019, City Council authorized Supplemental Agreement No. 2 to the professional services contract with Ogletree, Deakins, Nash, Smoak & Stewart, P.C., for additional legal services to represent the City of Dallas in the lawsuit styled Terrance Bass, et al. v. City of Dallas, Civil Action No. 3:17-CV-03330-C, in an amount not to exceed \$50,000.00, from \$100,000.00 to \$150,000.00, by Resolution No. 19-0486; and

WHEREAS, the professional legal services of Ogletree, Deakins, Nash, Smoak & Stewart, 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. 3 to the professional services contract with Ogletree, Deakins, Nash, Smoak & Stewart, P.C., approved as to form by the City Attorney, for additional legal services to represent the City of Dallas in the lawsuit styled Terrance Bass, et al. v. City of Dallas, Civil Action No. 3:17-CV-03330-C, in an amount not to exceed \$100,000.00, increasing the contract amount from \$150,000.00 to \$250,000.00.

SECTION 2. That the Chief Financial Officer is hereby authorized to disburse funds in an amount not to exceed \$100,000.00, in periodic payments to Ogletree, Deakins, Nash, Smoak & Stewart, P.C., from Fund 0192, Department ORM, Unit 3890, Object 3033, Encumbrance/Contract No. ATT-2018-00005161, Vendor VC0000010490.

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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.