



CITY OF ALBUQUERQUE
Albuquerque, New Mexico
Office of the Mayor


EC-19-311

Mayor Timothy M. Keller

INTER-OFFICE MEMORANDUM

November 13, 2018

TO: Ken Sanchez, President, City Council

FROM: Timothy M. Keller 

SUBJECT: Approval of Additional Funds to the FY18 Outside Counsel for Legal Services Agreements

The City Legal Department requests City Council approval of the addition of funds to the FY18 Outside Counsel for Legal Services Agreements with the following firms:

Firm and Risk Management Cases:

Additional Funds

*German * Burnette & Associates, LLC*

\$93,894.00

APOA v. City of Albuquerque, LB-16-06
Risk Liability #PO-16-01505

City of Albuquerque v AFSCME LB 11:11
Risk Liability #2011-352-115157
Alfredo Payan v. City of Albuquerque, CV-2016-05011
Risk Liability #2013-352-3137 (AS)

AFSCME Local 624 Blue, Local 624 Transit,
Local 1888 and Local 2962, Before Arbitrator
Robert Costello FMCS #160808-57086-7
Risk Liability #160808-5786-7

American Federation of State, County and Municipal
Employees Local 1888 A.O.A. (Transit Security) v.
The City of Albuquerque Case No.: LB-17-04
Risk Liability #PO-17-03950 (AT)

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City of Albuquerque & AL6 / 624; Gerald Martinez Promotion
FMCS Case No. 17-52744-7

Kennedy Moulton and Wells \$21,293.00

Browder, Charles, et al. v. City of Albuquerque,
et al., CV-2013-04260 Risk Liability #2013-352-3227 (KM)

Chavez, Reynaldo v. City of Albuquerque,
et al., CV-2016-00086 Risk Liab. No. GL-15-02557

McClendon, Jimmy (Billy), et al. v. City of Albuquerque,
et al., 6:95-cv-00024 JAP-KBM
Risk Liab. No. GL-16-00268 (AS)

Robles, Real, and Anaya \$89,124.64

Hawkes, Danny, Mary Alice Hawkes, and
Angela Hawkes, as the PR of the Estate of
Mary S. Hawkes, deceased v. City of Albuquerque,
CV-2016-01373, Risk Liability #GL-14-01875

Arasim, Charles v. City of Albuquerque, et al., CV-2015-07702,
Risk Liability #14-01329(BS)

The Brown Law Firm \$72,672.27

Lemar Rogers v. City of Albuquerque, CV-2016-04488
Risk Liability #GL-16-01235-1 (AS)

Furman G. Sizemore v. City of Albuquerque,
CV-2016-05356 Risk Liability #GL-16-01235 (AS)

Walz and Associates \$104,998.00

Sherrill, David, on behalf of his son, Shaine Sherrill,
by next of kin v. City of Albuquerque, CV-2013-09642
Risk Liability #14-00944(CR)

Healthy Workforce ABQ, et al. v. City of Albuquerque, et al.,
D-202-CV-2016-05539 Risk Liability #17-03070

Diane Boles-Scott v. City of Albuquerque, et al.,
D-202-CV-2013-09862 Risk Liability #GL-14-01052

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Arlene Harjo v. City of Albuquerque, Fed. Court
1:16-cv-01113 (CV-16-05395) Risk Liability #PO-17-02746

Wiggins, Williams, and Wiggins \$134,276.75

Alfonso Hernandez v. City of Albuquerque, et al., CV-2014-05396,
Risk Liability #2012-352-2700

Terysa Welch v. City of Albuquerque, et al., CV-2011-06829,
Risk Liability No #10-00447-01
Dana L. Whitehorn-Umphres, EEOC Charge No. 543-2017-00205
Risk Liability #PO-17-03421 (AT)

Thomas Sanchez, HRD Charge No. 16-10-27-0363
Risk Liability #PO=17-03189

Mikal Monette, EEOC Charge No. 39B-2017-00123
Risk Liability #PO-16-03191 (BS)

Remberto M. Chavez, EEOC Charge No. 543-2017-00092
Risk Liability #PO-17-03176 (AT)

Toni Cordova, HRD Charge No. 17-01-09-0007
Risk Liability #PO-17-03738

Mary A. Garcia, EEOC Charge No. 543-2017-00336
Risk Liability #PO-17-03732

Hernandez, Alfonso v. City of Albuquerque, et al., CV-2014-05396
Risk Liability #2012-352-2700

Ylaw (fka Yenson, Allen & Wosick) \$6,344.83

Aguilar, Thomas v. The City of Albuquerque, et al.,
1:16-cv-00876-LH-KBM
Risk Liability #GL-14-02677 (BS)


Castenada, Paul v. The City of Albuquerque, et al., CV-2014-0097
Risk Liability #09-04023

SUBJECT: Approval of Additional Funds to the FY18 Outside Counsel for Legal Services Agreements

The additional funds require Council approval pursuant to § 5-5-19, Approval of Contracts, ROA 1994 of the City's Public Purchasing Ordinance. Due to a financial error, legislation for the FY18 Outside Counsel for Legal Services Agreements were not processed through to Council Services requesting approval of the supplemental amounts. For this reason, I am forwarding this Executive Communication to you at this time for your consideration and action.

SUBJECT: Approval of Additional Funds to the FY18 Outside Counsel for Legal Services Agreements

Approved:




Sarita Nair
Chief Administrative Officer

12/12/18

Date

Approved as to Legal Form:



Esteban A. Aguilar, Jr.
City Attorney

11-29-18

Date



Recommended:



Peter Ennen
Risk Manager

11-26-18

Date

Cover Analysis

1. What is it?

Approval of Additional Funds to the FY18 Outside Counsel for Legal Services Agreements.

2. What will this piece of legislation do?

This piece of legislation provides the approval required by § 5-5-19, Approval of Contracts, ROA 1994 of the City's Public Purchasing Ordinance.

3. Why is this project needed?

To provide approval of the funds for the cases referenced.

4. How much will it cost and what is the funding source?

The Risk Management liability program funds the Legal Services Agreements.

5. Is there a revenue source associated with this Plan? If so, what level of income is projected?

No.

FISCAL IMPACT ANALYSIS

TITLE: FY19 Additional Funds Outside Legal Counsel Agreements

EC
FUND: 705

DEPT: Finance and Admin Svc

- No measurable fiscal impact is anticipated, i.e., no impact on fund balance over and above existing appropriations.
- (If Applicable) The estimated fiscal impact (defined as impact over and above existing appropriations) of this legislation is as follows:

	2018	Fiscal Years 2019	2020	Total
Base Salary/Wages	-	-	-	-
Fringe Benefits at	-	-	-	-
Subtotal Personnel	-	-	-	-
Operating Expenses				
Property	-	-	-	-
Indirect Costs	-	-	-	-
Total Expenses	\$ -	\$ -	\$ -	\$ -
<input type="checkbox"/> Estimated revenues not affected				
<input type="checkbox"/> Estimated revenue impact				
Revenue from program				0
Amount of Grant		-	-	
City Cash Match				
City Inkind Match				
City IDOH	-	-	-	-
Total Revenue	\$ -	\$ -	\$ -	\$ -

These estimates do not include any adjustment for inflation.

* Range if not easily quantifiable.

Number of Positions created

COMMENTS:

COMMENTS ON NON-MONETARY IMPACTS TO COMMUNITY/CITY GOVERNMENT:

PREPARED BY:

Carmen C. Kettle 11-26-18
FISCAL ANALYST

APPROVED:

[Signature] 11-29-18
DIRECTOR (date)

REVIEWED BY:

Vijayachandran
EXECUTIVE BUDGET ANALYST

[Signature] 11/27/18
BUDGET OFFICER (date)

[Signature] 11/27/18
CITY ECONOMIST

[Handwritten initials]