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C-9

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August 2, 2005

HONORABLE MAYOR AND CITY COUNCIL  
City of Long Beach  
California

RECOMMENDATION:

Recommendation to authorize the City Manager to execute the Fifth Amendment to Contract No. 28728 with Legal Counsel M. Brian McMahon in the matter entitled Long Beach Oil Development Company vs. City of Long Beach, et. al. Case No. CV 03-6655.

DISCUSSION

The City Council is requested to authorize the City Manager to execute a Fifth Amendment to Contract No. 28728 with the law firm of M. Brian McMahon to increase the total amount of the contract by an additional \$350,000.00. He has been authorized to represent the City in the above-captioned litigation. The increase in the contract is necessary in order that the legal interests of the City in this complex litigation are properly served. There is no fiscal impact to the General Fund in regard to this matter. The matter is charged to the Tidelands Oil Revenue Fund against State revenues.

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,

ROBERT E. SHANNON, City Attorney

By:   
J. CHARLES PARKIN  
Deputy City Attorney

JCP:kdh