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**Request for City Council Committee Action
From the City Attorney's Office**

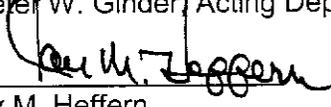
Date: April 7, 2004
To: Ways & Means/Budget Committee
Referral to:

Subject: Retention of outside counsel in Duy Ngo v. City of Minneapolis and Charles Storlie
United States District Court File No.: 03-3376 RHK/AJB

Recommendation: That the City Council authorize the proper city officials to enter into a Master Legal Services Agreement with Jardine, Logan & O'Brien in an amount not to exceed \$300,000.00.

Previous Directives:

Prepared by:  Peter W. Ginder, Acting Deputy City Attorney, Civil Phone: 673-2478

Approved by: 
Jay M. Heffern
City Attorney

Presenter in Committee: Jay M. Heffern, City Attorney

<p>Financial Impact (Check those that apply)</p> <p><input type="checkbox"/> No financial impact - or - Action is within current department budget. (If checked, go directly to Background/Supporting Information)</p> <p><input type="checkbox"/> Action requires an appropriation increase to the Capital Budget</p> <p><input type="checkbox"/> Action requires an appropriation increase to the Operating Budget</p> <p><input type="checkbox"/> Action provides increased revenue for appropriation increase</p> <p><input type="checkbox"/> Action requires use of contingency or reserves</p> <p><input checked="" type="checkbox"/> Other financial impact (Explain): 6900 150 1500 4000</p> <p><input type="checkbox"/> Request provided to the Budget Office when provided to the Committee Coordinator</p>
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<p>Community Impact:</p> <p>Neighborhood Notification</p> <p>City Goals:</p> <p>Comprehensive Plan</p> <p>Zoning Code</p> <p>Other</p>

Background/Supporting Information

This Office has previously discussed with the Council the potential conflict of interest in providing legal services to both the City of Minneapolis and Officer Charles Storlie in the above-referenced matter. Pursuant to direction from the Council, the Office has moved to divest itself of any potential conflict by retaining separate counsel for the City and Officer Storlie. The office has retained the Greene Espel firm,

which already has a Master Legal Services Agreement with the City, to represent the City of Minneapolis in this litigation. Pursuant to the Labor Agreement between the City of Minneapolis and the Police Officers' Federation of Minneapolis, the Federation and the City Attorney's Office have developed a list of four attorneys for selection as counsel by Officer Storlie. Officer Storlie has selected Pierre Regnier of the law firm of Jardine, Logan & O'Brien. I am requesting that the City Council authorize the proper city officials to enter into a Master Legal Services Agreement with Jardine, Logan & O'Brien in an amount not to exceed \$300,000.000.

PWG:pd/03L-0319