



**CITY OF LODI  
COUNCIL COMMUNICATION**

**AGENDA TITLE:** Approval of Expenses Incurred by Outside Counsel/Consultants Relative to the Environmental Abatement Program Litigation and Various Other Cases being Handled by Outside Counsel (\$110,154.21).

**MEETING DATE:** November 7, 2007 City Council Meeting

**PREPARED BY:** City Attorney's Office

**RECOMMENDED ACTION:** That the City Council approve for payment expenses incurred by outside Counsel/Consultants related to the Environmental Abatement Litigation in the total amount of \$109,787.88, and various other cases being handled by Outside Counsel in the amount of \$366.33.

**BACKGROUND INFORMATION:** Listed below are invoices from the City's outside counsel, Folger, Levin & Kahn and Miscellaneous Invoices for services incurred relative to the Environmental Abatement Program litigation and various other matters that are currently outstanding and need to be considered for payment.

**Folger Levin & Kahn - Invoices Distribution**

Matter No.	Invoice No.	Date	Description	Water Acct. Amount	100351
8001	104828	09/07/07	General Advice		366.33
8003	104596	09/07/07	Hartford v. Col	111,055.46	
			Hartford /Contingency Fee Savings	-54,280.00	
8008	104817	09/07/07	City of Lodi v. Envision	41,470.66	
	7348	Aug-07	West Environmental Services	4,607.50	
	15445	Sep-07	PES Environmental, Inc.(Keith Obrien)	1,387.97	
			<b>Total</b>	<b>\$104,241.59</b>	<b>366.33</b>
			<b>Grand Total</b>	<b>\$104,607.92</b>	

**MISCELLANEOUS**

Invoice No.	Date	Description	Water Account Amount
20065309	6/7/2007	Legalink, Inc.	258.50
20068400	8/17/2007	Legalink, Inc.	555.80
20068405	8/17/2007	Legalink, Inc.	847.30
20068394	8/17/2007	Legalink, Inc.	925.40
20070528	9/24/2007	Legalink, Inc.	1,217.50
20070529	9/24/2007	Legalink, Inc.	709.10
20071651	3/13/2007	Legalink, Inc.	664.00
20063729	4/27/2007	Legalink, Inc.	368.69
			<b>\$5,546.29</b>

APPROVED: \_\_\_\_\_  
Blair King, City Manager

**FISCAL IMPACT:** Expenses in the amount of \$366.33 will be paid out of the General Fund and \$109,787.88 will be paid out of the Water Fund.

<b>FUNDING AVAILABLE:</b>	Water Fund	\$109,787.88
	General Fund	\$ 366.33

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Stephen Schwabauer, City Attorney

Approved: \_\_\_\_\_  
Kirk Evans, Budget Manager