



TO: Mayor Chuck Barney
Members of the City Council

FROM: Kelly Hendershot

DATE: April 26, 2017

SUBJECT: GOETTLE LEGAL SERVICES

I. RECOMMENDED ACTION

1. Move to approve and authorize the Mayor to sign the Consulting and Legal Services Agreement between the City of Minot and Shane Goettle.
2. Move to continue the appointments of Shane Goettle and Lacey Anderson as Special Assistant City Attorneys.

II. DEPARTMENT CONTACT PERSONS

Tom Barry – (701) 857-4750
Kelly Hendershot – (701) 857-4755

III. DESCRIPTION

The City of Minot has previously retained Shane Goettle to provide legal services for the purpose of handling state government affairs; and to advise and consult, as needed and requested, on the interface of local, state, and federal resources associated with flood recovery and protection, and city growth associated with energy impacts. The Agreement before the City Council also includes managing other projects, as assigned.

Attorney Goettle’s responsibilities pursuant to the Agreement include, among other things: representing the City of Minot before, during, and after the legislative session; coordinating and/or providing testimony on behalf of the City of Minot; communicating with state officials and departments on behalf of the City of Minot. Attorney Goettle also provides a monthly activity report to the City.

IV. IMPACT:

There is no increase in the fees proposed under the new contract. Attorney Goettle’s contract maintains the existing cost structure of \$3,500 per month from June 1, 2018 through December 31, 2018; \$7,500 per month during 2019 North Dakota legislative session (January-April 2019); and \$3,500 per month from May 1, 2019 through May 31, 2020.

This expense and service has been budgeted for 2018 under 011-0400-415.03-22. There is a 10-day notice by either party which allows for termination of the contract. Therefore, should future funding become unavailable to sustain the contract, the City could terminate the agreement.

V. ALTERNATIVES

- 1) The City could chose not to enter into the Agreement with Attorney Goettle. However, without a replacement, there is no one on the staff qualified or with sufficient time to accommodate the workload Attorney Goettle covers.
- 2) The City could consider other Attorneys to provide this service. However, Attorney Goettle has extensive and in-depth knowledge of Minot and Statewide legislative issues as well as excellent working relationships with the staff and area legislators. He is also providing a significant discount in his fees to the City for his services.

VI. TIME CONSTRAINTS

Attorney Goettle's current Agreement expires May 31, 2018.

VII. LIST OF ATTACHMENTS

1. Consulting and Legal Services Agreement