



**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 (\$151,666.02).

MEETING DATE: May 21, 2008 City Council Meeting

PREPARED BY: City Attorney's Office

RECOMMENDED ACTION: That the City Council approve for payment expenses incurred by outside Counsel/Consultants relative to the Environmental Abatement Program Litigation and Various Other Cases being Handled by Outside Counsel (\$151,666.02).

BACKGROUND INFORMATION: Listed below are invoices from the City's outside counsel, Folger Levin & Kahn; Kronick, Moskowitz, Tiedemann & Girard 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.
8008	108436	Apr-08	City of Lodi v. Envision	138,859.97
	76554	03/11/08	Bridge City Legal, Inc.	300.00
	77806	04/30/08	Bridge City Legal, Inc.	774.08
Total				\$139,934.05

Kronick Moskowitz Tiedemann & Girard - Invoices Distribution

Matter No.	Invoice No.	Date	Description	100351.7323	Water Acct.
11233.026	238720	04/25/08	Lodi First v. City of Lodi	2,889.50	
11233.029	238720	04/25/08	AT&T v. City of Lodi	415.80	
11233.030	238720	04/25/08	Water Supply Issues-NotPceRelated		804.20
Subtotals				\$3,305.30	\$804.20

Grand Total \$4,109.50

MISCELLANEOUS

Invoice No.	Date	Description	Water Account
887901	4/23/2006	Harry A. Cannon. Inc.	1,961.65
		re: City v. Donovan	
08SF421101	4/21/2008	Document Services Unlimited	5,660.82
			\$7,622.47

APPROVED:

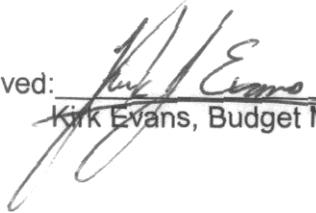

Blair King, City Manager

FISCAL IMPACT: Expenses in the amount of \$3,305.30 **will** be paid out of the General Fund and \$2,889.50 billed to Walmart for City's defense of the Lodi First litigation. The remaining expenses will be paid out of the Water Fund.

FUNDING AVAILABLE:

Water Fund	\$148,360.72
General Fund	\$ 3,305.30

Approved:



Kirk Evans, Budget Manager

D. Stephen Schwabauer, City Attorney