



Snohomish County Council

Legislation Details (With Text)

File #: 2022-1191 **Version:** 1

Type: Motion **Status:** Approved

File created: 11/14/2022 **In control:** General Legislative Session

On agenda: 12/14/2022 **Final action:** 12/14/2022

Title: Motion 22-488, approving 3rd Amendment to 2020 Contract for Legal Services

Sponsors:

Indexes:

Code sections:

Attachments: 1. Motion 22-488, 2. Staff Report, 3. 3rd Amendment - SIGNED, 4. Contract, 5. 1st Amendment, 6. 2nd Amendment, 7. Motion Assignment Slip

Date	Ver.	Action By	Action	Result
12/14/2022	1	General Legislative Session	Approved	Pass
12/13/2022	1	Law and Justice / Human Services Committee	Moved to the GLS Consent Agenda	
11/22/2022	1	Administrative Session	Assigned	

Executive/Council Action Form (ECAF)

ITEM TITLE:

Motion 22-488, approving 3rd Amendment to 2020 Contract for Legal Services

DEPARTMENT: Prosecuting Attorney

ORIGINATOR: Ellen Hagey

EXECUTIVE RECOMMENDATION: Approved by Ken Klein 11/15/22

PURPOSE: For the County Council to pass a motion authorizing the Executive to approve a 3rd amendment to a contract for legal services with Simmons Sweeney Freimund Smith Tardiff PLLC (formerly known as Freimund Tardiff), regarding the Aradon matter.

BACKGROUND: The Prosecuting Attorney entered into a contract with Allison Croft of Freimund Tardiff PLLC on 8/25/2020, for legal services related to a lawsuit, Aradon, et al v Snohomish County (C20-064). Aggregate fees for attorney services were not to exceed \$50,000. On 3/18/2021, the Council approved the 1st amendment to the contract which permitted the retention of Chia-Yu Chiang as co-counsel with Freimund Tardiff PLLC. On 2/23/2022, the Council approved the 2nd amendment to the contract which allowed aggregate fees for attorney services to not exceed \$100,000. As litigation is ongoing and expected to continue for the foreseeable future, this 3rd amendment to the contract allows aggregate fees for attorney services to not exceed \$250,000. It also acknowledges the law firm’s new name - the result of a merger earlier this year -- as Simmons Sweeney Freimund Smith Tardiff PLLC.

FISCAL IMPLICATIONS:

EXPEND: FUND, AGY, ORG, ACTY, OBJ, AU	CURRENT YR	2ND YR	1ST 6 YRS
506-5124714609 (insurance defense fund)	\$50,000	\$100,000	
TOTAL	\$50,000	\$100,000	

REVENUE: FUND, AGY, ORG, REV, SOURCE	CURRENT YR	2ND YR	1ST 6 YRS
TOTAL			

DEPARTMENT FISCAL IMPACT NOTES: Click or tap here to enter text.

CONTRACT INFORMATION:

ORIGINAL	<u>X</u>	CONTRACT#	AMOUNT	Up to \$50,000
AMENDMENT-1	<u>X</u>	CONTRACT#	AMOUNT	No change
AMENDMENT-2	<u>X</u>	CONTRACT#	AMOUNT	Up to \$100,000
AMENDMENT-3	<u>X</u>	CONTRACT#	AMOUNT	Up to \$250,000

Contract Period

ORIGINAL	START	<u>8/25/2020</u>	END	<u>On-going</u>
AMENDMENT-1	START	<u>3/18/2021</u>	END	<u>On-going</u>
AMENDMENT-2	START	<u>2/23/2022</u>	END	<u>On-going</u>
AMENDMENT-3	START	<u>TBD</u>		<u>TBD</u>

OTHER DEPARTMENTAL REVIEW/COMMENTS: Reviewed/approved by Risk - Shelia Barker 11/15/22 and Finance - Nathan Kennedy 11/15/22