

MAYOR & COUNCIL AGENDA COVER SHEET

MEETING DATE:

November 19, 2007

CALL TO PODIUM:

Fred Felton
Assistant City Manager

RESPONSIBLE STAFF:

Fred Felton
Assistant City Manager

AGENDA ITEM:

(please check one)

<input type="checkbox"/>	Presentation
<input type="checkbox"/>	Proclamation/Certificate
<input type="checkbox"/>	Appointment
<input type="checkbox"/>	Public Hearing
<input type="checkbox"/>	Historic District
<input type="checkbox"/>	Consent Item
<input type="checkbox"/>	Ordinance
<input checked="" type="checkbox"/>	Resolution
<input type="checkbox"/>	Policy Discussion
<input type="checkbox"/>	Work Session Discussion Item
<input type="checkbox"/>	Other:

PUBLIC HEARING HISTORY:

(Please complete this section if agenda item is a public hearing)

Introduced	
Advertised	
Hearing Date	
Record Held Open	
Policy Discussion	

TITLE:
Resolution of the Mayor and City Council Authorizing the City Manager to Negotiate and Execute a Contract With Rifkin, Livingston, Levitan & Silver, LLC for Legal Services Associated With the City's 2008 State Legislative Agenda

SUPPORTING BACKGROUND:
<p>For many years, the City has retained former Senator Larry Levitan from the firm of Rifkin, Livingston, Levitan & Silver, LLC to assist us with legislative issues pending before the General Assembly.</p> <p>Last year, Senator Levitan and his staff were extremely helpful in securing passage of the Metropolitan District Tax bill.</p> <p>At this point, staff is recommending that we retain Rifkin, Livingston, Levitan & Silver, LLC for the following legislative issues:</p> <p style="text-align: center;"> Hotel/Motel Tax Bill Excise Tax Bill Senior Center Bond Bill </p> <p>As outlined in the attached letter, the retainer fee for the 2008 Legislative Session is \$30,000; however, staff is requesting the Council authorize an additional \$2,500 for any overhead costs that may arise.</p> <p>Attachment</p>

DESIRED OUTCOME:
Vote on Resolution.

RESOLUTION NO. _____

RESOLUTION OF THE MAYOR AND CITY COUNCIL AUTHORIZING THE
CITY MANAGER TO NEGOTIATE AND EXECUTE A CONTRACT
WITH RIFKIN, LIVINGSTON, LEVITAN & SILVER, LLC
FOR LEGAL SERVICES ASSOCIATED WITH THE
CITY'S 2008 STATE LEGISLATIVE AGENDA

WHEREAS, Section 57 of the Gaithersburg City Charter provides that the City Council may permit negotiations of contracts without sealed bids for projects and services where, in the opinion of the Council, the interests of the City would best served by negotiated contracts; and

WHEREAS, the Mayor and City Council have determined that the firm of Rifkin, Livingston, Levitan & Silver, LLC is uniquely qualified to assist the City in securing General Assembly approval of our 2008 State legislative agenda:

NOW, THEREFORE, BE IT RESOLVED, that the City Manager is authorized and directed to negotiate and execute a contract with Rifkin, Livingston, Levitan & Silver, LLC, for legal services associated with the City's 2008 State legislative agenda, in an amount not to exceed Thirty Two Thousand Five Hundred Dollars (\$32,500); said funds to be expended from the Operating Budget.

ADOPTED by the Mayor and City Council this 19th day of November, 2007

SIDNEY A. KATZ, MAYOR and
President of the Council

THIS IS TO CERTIFY that the foregoing
Resolution was adopted by the City Council
in public meeting assembled on the 19th day
of November, 2007.

James D. Arnoult, Acting City Manager

Resolution Request Form

REQUEST FORM FOR RESOLUTIONS PERTAINING
TO EXPENDITURES FROM THE CITY BUDGET
(CONTRACTS/PURCHASES, TRANSFER FUNDS)

(Please attach the Mayor and Council Agenda Cover Sheet to this Form. For contracts/purchases, the Cover Sheet MUST include a list of all bidders and bid amounts.)

Requested by: Frederick J. Felton Date of City Council Meeting: November 19, 2007

AUTHORIZING

Purchase Award Contract Transfer Funds Negotiate/
Execute a Contract

BID INFORMATION:

Advertisement Date N/A
Newspaper(s) N/A
Bids Opened/Tabulated (date) N/A

DESCRIPTION OF ITEM(S):

CONTRACTED/PURCHASE FROM:

Rifkin, Livingston, Levitan & Silver, LLC (\$32,500.00)
225 Duke of Gloucester Street
Annapolis, Maryland 21401

CONTRACT/PURCHASE AMOUNT: **\$32,500.00**

Check One: In the Amount of Not to Exceed

FUNDS TO BE EXPENDED FROM: Operating Budget Capital Improvements Budget

Account Number: Legal Services (1111.533000)
(For Finance Department use only; not to be included in the Resolution)

VERIFICATION OF AVAILABILITY OF FUNDS Available Not available

Finance Dept. Date