

RESOLUTION NO. 7-2013

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILWAUKIE, OREGON, DIRECTING STAFF TO EXECUTE A PERSONAL SERVICES AGREEMENT WITH RHETT BERNSTEIN, ATTORNEY AT LAW, FOR CITY PROSECUTOR SERVICES**

**WHEREAS**, the Municipal Court for the City of Milwaukie constitutes the City's judicial tribunal and hears cases arising under the Municipal Code, the Development Code, and the Oregon Vehicle Code; and

**WHEREAS**, the City Council approved a one year contract with Rhett Bernstein on February 1, 2012 as an option for better managing that function; and

**WHEREAS**, affected City staff were asked to evaluate the City Prosecutor's performance over the past year and found him qualified and capable of continuing to perform this professional service for the City of Milwaukie; and

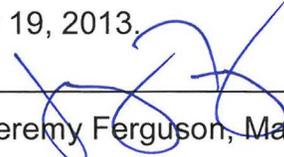
**WHEREAS**, staff reviewed the previous agreement with Rhett Bernstein and made several adjustments to the scope of work and annual flat fee; and

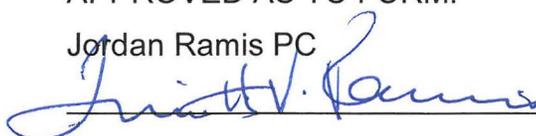
**WHEREAS**, work outside the scope of his prosecutorial duties will be evaluated on a case-by-case basis at an hourly rate;

**NOW, THEREFORE, BE IT RESOLVED** that the City Council directs staff to enter into an agreement with Rhett Bernstein, Attorney at Law, for City Prosecutor Services at a fixed price for the term of one year.

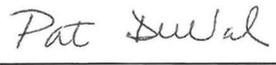
Introduced and adopted by the City Council on February 19, 2013.

This resolution is effective on February 19, 2013.

  
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Jeremy Ferguson, Mayor

APPROVED AS TO FORM:  
Jordan Ramis PC  
  
\_\_\_\_\_  
City Attorney

ATTEST:

  
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Pat DuVal, City Recorder