

RESOLUTION NO. 4393-2021

**RESOLUTION OF THE FORT BRAGG CITY COUNCIL
AUTHORIZING CITY MANAGER TO EXECUTE CONTRACT FOR THE
PROVISION OF LEGAL SERVICES, WITH KUTAK ROCK, LLP IN AN
AMOUNT NOT TO EXCEED AMOUNT OF \$50,000 AND AUTHORIZING THE
CITY MANAGER TO EXECUTE THE SAME
(ACCOUNT NO. 110-4130-0311)**

WHEREAS, the City of Fort Bragg City Council anticipates negotiating a purchase and sales agreement with Georgia-Pacific LLC for the purchase of approximately 215 acres located on the southern portion of the former Mill Site operated by Georgia-Pacific until 2002; and

WHEREAS, a Remedial Action Plan (RAP) was prepared by Kennedy/Jenks Consultants on behalf of Georgia-Pacific for a portion of that property as required by the California Department of Toxic Substances Control (DTCS) under Site Investigation and Remediation Order Docket No. HAS-RAO 06-07-150 (Order); and

WHEREAS, the RAP describes remedial actions planned for portions of the property and the City of Fort Bragg City Council desires legal services in conjunction with the RAP and possible purchase of the property; and

WHEREAS, Kutak Rock, LLP is qualified to provide legal expertise to the City; and

WHEREAS, the parties desire to enter into a Professional Services Agreement with Kutak Rock, LLP, to provide legal services and support to the City to potentially acquire and develop the property on the southern portion of the former Georgia Pacific Mill Site; and

WHEREAS, there are sufficient funds budgeted for these activities; and

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Fort Bragg does hereby approve a Professional Services Agreement with Kutak Rock, LLP for Legal Services and Support to possibly acquire and develop the former Mill Site property owned by Georgia-Pacific and authorizes the City Manager to execute the same (Amount not to Exceed \$50,000; Account No. 110-4130-0311).

The above and foregoing Resolution was introduced by Councilmember Morsell-Haye, seconded by Councilmember Albin-Smith and passed and adopted at a special meeting of the City Council of the City of Fort Bragg held on the 3rd day of June, 2021, by the following vote:

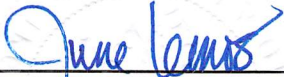
AYES: Councilmembers Albin-Smith, Morsell-Haye, Peters, Rafanan and Mayor Norvell.
NOES: None.
ABSENT: None.

ABSTAIN: None.
RECUSED: None.



BERNIE NORVELL
Mayor

ATTEST:



June Lemos, CMC
City Clerk

