

BUDGET AND FINANCE COMMITTEE REPORT relative to a request for waiver of conflict of interest for City bond, disclosure and special tax counsel Nixon Peabody LLP.

Recommendation for Council action:

WAIVE the conflict of interest of the Office of the City Attorney for City bond, disclosure and special tax counsel Nixon Peabody LLP in its concurrent representation of Atwater Infrastructure and Lowe on the Bureau of Sanitation's Clean Water Campus Project.

Fiscal Impact Statement: None submitted by the City Administrative Officer. The Chief Legislative Analyst has not completed a financial analysis of this report.

Community Impact Statement: None submitted.

SUMMARY

At its regular meeting held on August 26, 2019, the Budget and Finance Committee considered a City Attorney report dated August 1, 2019, relative to a request for waiver of conflict of interest for City bond, disclosure and special tax counsel Nixon Peabody LLP in its concurrent representation of Atwater Infrastructure and Lowe on the Bureau of Sanitation's Clean Water Campus Project.

During the discussion of this matter, a City Attorney representative provided an overview of this matter and responded to related questions from Committee members. After further consideration and having provided an opportunity for public comment, the Budget and Finance Committee recommended to approve the waiver of conflict of interest. This matter is now forwarded to the Council for its consideration.

Respectfully Submitted,

BUDGET AND FINANCE COMMITTEE

| <u>MEMBER</u> | <u>VOTE</u> |
|---------------|-------------|
| KREKORIAN: | YES |
| PRICE: | YES |
| KORETZ: | YES |
| BLUMENFIELD: | YES |
| BONIN: | YES |