

A Resolution

NO. _____

TO INCREASE THE TOTAL COMPENSATION TO BE PAID TO THE LAW FIRM OF LLOYD GOSSELINK ROCHELLE & TOWNSEND, P.C., AS OUTSIDE COUNSEL FOR LEGAL SERVICES RELATED TO THE LAWSUIT AGAINST CHARTER COMMUNICATIONS, VI, LLC D/B/A SPECTRUM CABLE TO RECOVER UNAPID FRANCHISE FEES OWED TO FORT WORTH IN AN AMOUNT NOT TO EXCEED \$5,000.00 FOR A NEW TOTAL AMOUNT NOT TO EXCEED \$95,000.00

WHEREAS, the City, on or about September 12, 2018, hired the Law Firm of Lloyd Gosselink Rochelle & Townsend, P.C. to file a lawsuit against Charter Communications, VI, LLC d/b/a Spectrum Cable to recover unpaid franchise fees owed to the City of Fort Worth; and

WHEREAS, the original anticipated litigation cost to Fort Worth of the litigation was approximately \$60,000.00 (Fort Worth's share of the potential recovery of unpaid franchise fees minus the share of anticipated litigation cost);and

WHEREAS, on or about April 6, 2021, by Mayor and Council Communication (M&C) 21-0247, the City Council approved an increase in the amount of \$30,000.00 to the maximum amount to be paid to the law firm, for a total amount of \$90,000.00; and

WHEREAS, an increase in spending authority is needed because the subject litigation still pending and the City has almost exhausted its spending authority; and

WHEREAS, significant progress has been made in negotiating the final terms of the settlement agreement and litigation is expected to end in March 2023; and

WHEREAS, it is estimated that an additional authorized amount not to exceed \$5,000.00 for the City of Fort Worth's portion for legal services is needed to bring this lawsuit to a final and successful conclusion.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS:

That the total compensation authorized to be paid to the Law Firm of Lloyd Gosselink Rochelle & Townsend, P.C., as outside counsel, to provide legal representation regarding the lawsuit filed gainst Charter Communications, VI, LLC d/b/a Sepctrum Cable to recover unpaid franchise fees owed to the City of Fort Worth, is hereby increased in the amount not to exceed \$5,000.00 for a new total compensation amount not to exceed \$95,000.00.

Adopted this _____ day of _____ 2023.

ATTEST:

By: _____

Jannette S Goodall, City Secretary

