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![Brighton]

City Attorney's Annual Update

CITY COUNCIL MEETING – August 6, 2024

City Staff Representative: Alicia R. Calderón, City Attorney
Department: City Attorney's Office

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City Attorney

Charter Section 8.1: City Attorney Role and Duties

- Chief legal advisor of the City
- Advise the City Council and other City officials in matters related to their official powers and duties
- Supervise City Attorney's Office employees
- Recommend/engage special counsel

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Purpose

- Provide aggregate data and reports on work completed by the City Attorney's Office
- Share with City Council and the public an overview of what the City Attorney's Office does

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Highlights of 2023

- Held ethics trainings for each department's employees.
- Updated multiple Municipal Codes
  - Ethics Code, Water Dedication, Animal Code, Criminal Code, Parking Code, De-Annexation, Leases & Intergovernmental Agreements, Business Licensing & Surplus Property
- Developed Plan for ADA compliance among departments
- Resolved a Claim Against a Contractor for Damage to Sewer Line (City received $122,883.02)
- Pedcor Fee-In-Lieu Agreement for Affordable Housing
- Boards and Commissions updates (Removal of Lodging Tax, Added City Manager to BHA Board)
- Personnel Records Policy
- Wagner Mayhew Land Purchase and Conservation Easement for Farming in Historic Splendid Valley

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Highlights of 2024 (so far)

- Marijuana Ordinance passage and process of selection
- Ordinance change to allow affordable housing to waive fees
- Ethics presentations to City boards and commissions
- Ongoing legal support and advice for the MSC construction
- MOU with EDC
- Ordinance to update youth membership requirements
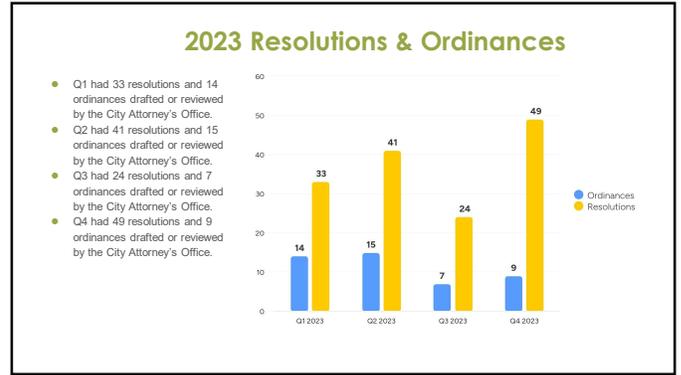- Pond 308 agreement
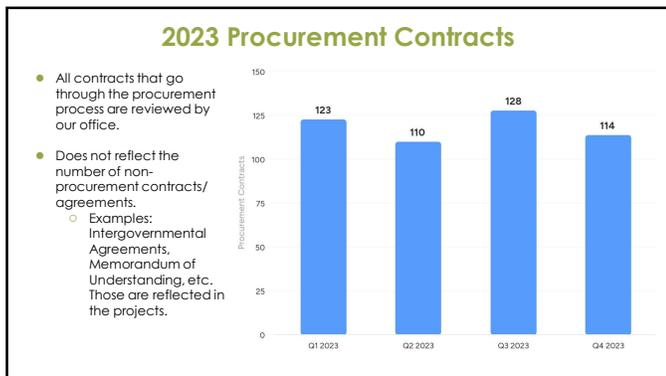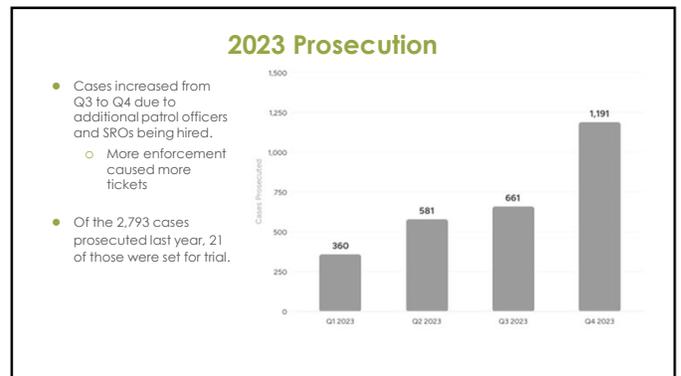- Olive Garden Incentive Agreement

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2023 Snapshot

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2023 Department Breakdown

- Non-department specific:
  - Subpoenas
  - Litigation Holds
  - Oil & Gas, etc
- Not Included:
  - CORA Reviews for City Clerk
    - 166 completed
  - CCJRA Reviews for Police Department
    - 32 completed
  - Municipal prosecution

2023 Projects by Department

- Non-Department Specific
- City Clerk
- Police Department
- Community Development
- City Manager
- Finance
- Utilities
- Parks & Rec
- City Council
- IT
- Public Works
- Econ Development
- Municipal Court
- Communications
- Human Resources
- Facilities & Maintenance

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2023 Resolutions & Ordinances

- Q1 had 33 resolutions and 14 ordinances drafted or reviewed by the City Attorney's Office.
- Q2 had 41 resolutions and 15 ordinances drafted or reviewed by the City Attorney's Office.
- Q3 had 24 resolutions and 7 ordinances drafted or reviewed by the City Attorney's Office.
- Q4 had 49 resolutions and 9 ordinances drafted or reviewed by the City Attorney's Office.

Chart (Ordinances / Resolutions):
- Q1 2023: 14, 33
- Q2 2023: 15, 41
- Q3 2023: 7, 24
- Q4 2023: 9, 49

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2023 Procurement Contracts

- All contracts that go through the procurement process are reviewed by our office.
- Does not reflect the number of non-procurement contracts/agreements.
  - Examples: Intergovernmental Agreements, Memorandum of Understanding, etc. Those are reflected in the projects.

Procurement Contracts chart:
- Q1 2023: 123
- Q2 2023: 110
- Q3 2023: 128
- Q4 2023: 114

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2023 Prosecution

- Cases increased from Q3 to Q4 due to additional patrol officers and SROs being hired.
  - More enforcement caused more tickets
- Of the 2,793 cases prosecuted last year, 21 of those were set for trial.

Cases Prosecuted chart:
- Q1 2023: 360
- Q2 2023: 581
- Q3 2023: 661
- Q4 2023: 1,191

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So far this year...

Currently have 35 open department projects.

Chart (Resolutions, Ordinances, Procurement Contracts, Dept Projects, CORA, CCJRA):
- Resolutions: 58
- Ordinances: 14
- Procurement Contracts: 215
- Dept Projects: 70
- CORA: 124
- CCJRA: 19

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Prosecution so far...

Of the 2,792 cases prosecuted, 23 have been set for trial.

2024 Cases Prosecuted To Date
- Q1 2024: 1053
- Q2 2024: 1257
- Q3 to Date: 482
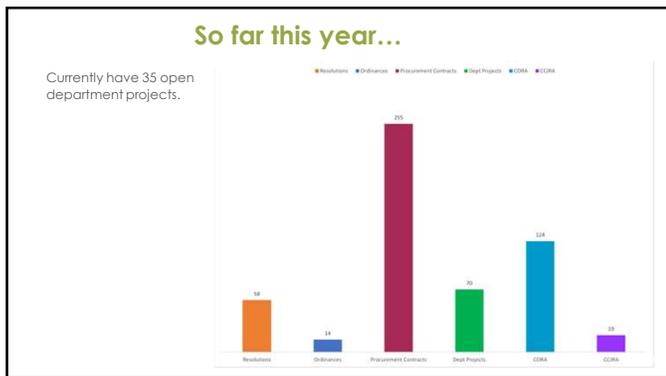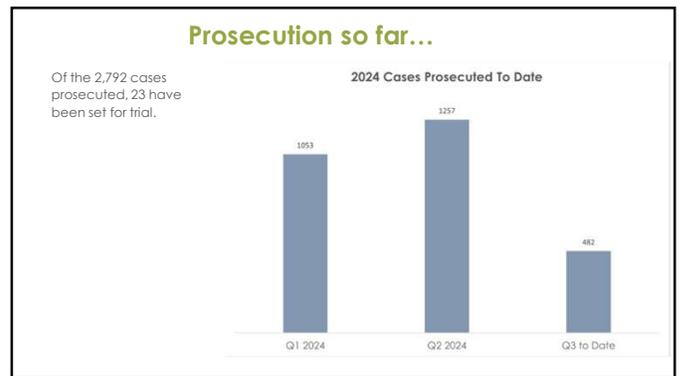
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Questions about the aggregate information?

(Remember that individual cases or projects are subject to attorney-client privilege and cannot be discussed in a public forum.)

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