



CITY OF SOUTH BEND

REDEVELOPMENT COMMISSION

Redevelopment Commission Agenda Item

DATE: 2/9/23
FROM: Erik Glavich, Director, Growth & Opportunity
SUBJECT: Legal Fees

_____ Pres/V-Pres

ATTEST: _____ Secretary

Date: _____

Approved Not Approved

SOUTH BEND REDEVELOPMENT COMMISSION

Funding Source* (circle one) River West; River East; South Side; Douglas Road; West Washington; RDC General

*Funds are subject to the City Controller's determination of availability; if funds are unavailable, as solely determined by the City Controller, then the authorization of the expenditure of such funds shall be void and of no effect.

PURPOSE OF REQUEST: Appropriation of money to pay legal expenses for litigation pertaining to 300 E. LaSalle and pursuant to I.C. 36-7-14-12.2(a)(11) - (12).

SPECIFICS: We are requesting \$150,000 from the River East Development Area TIF to cover legal fees related to the litigation initiated against Commerce Center Development LLC. On January 12, 2023, the Commission authorized the City legal department to engage with outside counsel and enforce the terms of the development agreement that is the subject of the litigation.

Staff recommends approval of this appropriation of funds.

INTERNAL USE ONLY: Project ID: PROJ _____;

Total Amount – New Project Budget Appropriation \$ _____;

Total Amount – Existing Project Budget Change (increase or decrease) \$ _____;

Funding Limits: Engineering: \$ _____; Other Prof Serv Amt \$ _____;

Acquisition of Land/Bldg (circle one) Amt: \$ _____; Street Const Amt \$ _____;

Building Imp Amt \$ _____; Sewers Amt \$ _____; Other (specify) Amt \$ _____

EXCELLENCE | ACCOUNTABILITY | INNOVATION | INCLUSION | EMPOWERMENT