

## **City Attorney performance goals for FY25-26**

**Preliminary comment:** The City Council's current rules require the City Manager and City Attorney to each suggest one to three goals for the next fiscal year. Two goals are offered below for Council's consideration.

### **Goal #1: successfully conclude the sale of the City's old City Hall parcel to Gotham, or ensure that any extensions are properly obtained.**

**Specific:** this goal relates specifically to Gotham's real estate purchase of the old City Hall location.

**Measurable:** the success of the old City Hall parcel will be measured by closing successfully by March 1, 2026. If the closing conditions cannot or do not occur, the City Attorney will ensure that any extensions occur in the manner the City and the Buyer had previously agreed upon.

**Achievable:** like any seller of real estate, the City does not control the buyer. However, the City can ensure that its own conditions precedent to sale have been satisfied, and that closing occurs if and when all conditions are met. In addition, if Gotham is unable to close by March 1, 2026, the City Attorney can ensure that any extensions align with the agreement Council approved.

**Relevant:** preparing and approving contracts is a core function of the City Attorney's Office. In addition, providing assistance in real estate transactions, negotiating various contractual terms between parties, and creating legal documents of a complex or unique nature are listed as essential job functions in the City Attorney's job description.

**Time-bound:** by March 1, 2026, the City Attorney's Office will either ensure a successful closing or ensure that arrangements have been made for an extension under the terms that Council previously approved.

### **Goal #2: conclude certain litigation matters in a manner beneficial to the City.**

**Specific:** although litigation is a normal and expected component of government practice, this year's goal focuses on resolving a handful of particular matters. These cases have been discussed with Councilmembers via 1 on 1 meetings.

**Measurable:** the success of this goal will be measured by the number of these matters that produce satisfactory outcomes for the City, or at least appear on track to do so.

**Achievable:** litigators do not control opposing counsel or the judiciary. This goal is therefore qualified to the extent that we seek to influence those matters that we control, or at least those we can influence.

**Relevant:** ensuring the City is properly represented in litigation is a core function of the City Attorney's Office, per the City Charter. Prioritizing certain cases within the litigation realm is a subset of that function.

**Time-bound:** the City Attorney aims to accomplish this goal by the end of the next fiscal year.