

4. DISCUSSION RELATING TO EMPLOYMENT OF SPECIAL COUNSEL BY THE CITY OF LONG BEACH, LOS ANGELES COUNTY.

During consideration of this item, Chairman Kenneth Cory recommended that the Commission suggest guidelines for the City of Long Beach to follow in selecting special counsel to assist the City in its claim for reimbursement of large additional sums for tideland oil from the City's contractors in the Long Beach tidelands. He also suggested that the City return to the Commission with the proposed agreement.

Mr. Harold A. Lingle, Deputy City Attorney, City of Long Beach, subsequently made an appearance and assured the Commission that the City would return to the Commission before finalizing any proposed agreement. Chairman Cory suggested that in selecting its special counsel the City should be confident that there is no intimation of a conflict of interest, specifically requiring that the counsel have no affiliation with major oil companies. Commissioner Mervyn Dymally inserted that he wanted the City to avoid inclusion of any contingency fees. Another guideline suggested was that the firm's background should demonstrate successful plaintiff litigation in the area of anti-trust litigation. Mr. Lingle stated that the City would be happy to consider the Commission's suggested criteria. Chairman Cory asked Mr. Lingle if it would be possible for the City to return with its selection at the next meeting. Mr. Lingle stated that the City would do its best.

Chairman Cory specifically requested the record to show that the law firm of Broad, Khourie & Schulz, suggested as the special counsel by the City Manager of the City of Long Beach, has both sued and defended him in previous actions.