NO. M-08-653

BY: COUNCILMEMBERS MIDURA, CARTER, HEDGE-MORRELL AND WILLARD-LEWIS

WHEREAS, pursuant to Section 3-130 of the Home Rule Charter of the City of New Orleans, the New Orleans City Council exercises powers of supervision, regulation, and control over electric and gas utilities providing service in the City; and

WHEREAS, to address the complex legal and technical issues necessary to properly meet its responsibility, the Council has selected consulting firms as advisors, in accordance with the competitive selection process required by the Home Rule Charter and established by Council Rule 45; and

WHEREAS, on May 6, 2004, the City Council adopted Motion M-04-301, determining that highly qualified and experienced legal, technical, and engineering professional regulatory advisors are needed by the Council and directing the Council staff to issue a Requests for Qualifications (“RFQ”) to begin the competitive selection process established by Council Rule 45; and

WHEREAS, a Request for Qualifications relative to electric and natural gas regulatory services was issued on June 11, 2004; and

WHEREAS, by Motion M-04-803, after competitive selection, the City Council authorized Legend Consulting Group Limited to continue act as technical and engineering advisor to the City Council in electric and gas utility regulatory matters; and

WHEREAS, in connection with Utility docket UD-08-03, the Council’s consideration of the Entergy New Orleans, Inc. (ENO) rate filing for a change in electric and gas rates in New Orleans, Legend Consulting Group Limited has been actively involved in reviewing ENO’s filing, identifying deficiencies and then reviewing ENO’s supplemental filings; and

WHEREAS, Legend Consulting Group has also provided litigation support in connection with depositions of ENO witnesses who filed testimony in Docket UD-08-03; and

WHEREAS, the level of activity required to fully support the Council’s efforts to analyze the issues in the ENO rate case has necessitated increased funding for 2008 in the Legend Consulting Group Limited contract; now, therefore

BE IT MOVED BY THE COUNCIL OF THE CITY OF NEW ORLEANS that the President of the Council is hereby requested and authorizes to sign a contract amendment with the firm of Legend Consulting Group Limited increasing the maximum compensation of that firm’s contract by $150,000.00.

BE IT FURTHER MOVED that the contract amendments authorized herein shall be circulated in accordance with normal process and City Council Rules

THE FOREGOING MOTION WAS READ IN FULL, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS: Carter, Clarkson, Fielkow, Hedge-Morrell, Midura - 5

NAYS: 0

ABSENT: Head (Temporarily Out of Chamber), Willard-Lewis

(Official City Business) – 2

AND THE MOTION WAS ADOPTED.