

MEMORANDUM OF LAW

DATE: August 22, 1986

TO: Bruce A. Herring, Risk Management Director  
FROM: City Attorney  
SUBJECT: Contracting with Redhill Medical Group

You recently requested a priority review of your practice of sporadically contracting with the Redhill Medical Group for independent medical reports in light of their proposed employment of Barry Colwell, a claims representative presently in your Worker's Compensation Division. Mr. Brogan of your office has informed us that of all the referrals made to Redhill Medical in the last fiscal year, Mr. Colwell was responsible for only one (1).

Council Policy 300-11 directs cancellation of City contracts with contractors who employ City employees who participate in or have an influence on contractual recommendations made to the City Council. This sound policy is designed to avoid the appearance of impropriety and to reduce any appearance of conflicting loyalties in evaluating and recommending contractors. Although Mr. Colwell technically contracted with Redhill Medical Group on one occasion, this was not a formalized contract requiring City Council approval and monitoring as articulated in Council Policy 300-11.

Given the minimal contact between Mr. Colwell and Redhill Medical Group and the lack of required Council approval and monitoring, Council Policy 300-11 does not prohibit the continued but selective use of the medical group as an independent evaluator of medical claims.

JOHN W. WITT, City Attorney

By

Ted Bromfield

Chief Deputy City Attorney

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