



Mt. Hood Cable Regulatory Commission

Serving Multnomah County and the Cities of Fairview, Gresham, Portland, Troutdale & Wood Village

SPECIAL MEETING AGENDA

October 28, 2025

5:15 p.m.

Virtually: Join Zoom Meeting

Join Zoom Meeting

<https://us06web.zoom.us/j/84362986006?pwd=qXpvrFCSSybNjaQHjBxHf91VolwLwc.1>

Meeting ID: 843 6298 6006

Passcode: 903972

One tap mobile

+13462487799,,84362986006# US (Houston)

+14086380968,,84362986006# US (San Jose)

- Roll Call
- Agenda Review
- Disclosures

REGULAR AGENDA

*R1. Consideration of an Attorney Conflict Waiver from Bradley Werner, LLC. 5 min

- Adjourn

*Denotes possible action item

Please notify the MHCRC no less than five (5) business days prior to our event for ADA accommodations at 503-823-5385, by the City of Portland's TTY at 503-823-6868, or by the Oregon Relay Service at 1-800-735-2900.

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MHCRC 1810 SW 5th Ave. Suite 710 Portland, Oregon 97201
503.823.5385 info@mhcr.org www.mhcr.org

REGULAR AGENDA



Mt. Hood Cable Regulatory Commission

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Troutdale & Wood Village*

COVER SHEET – AGENDA ITEM #*R1.

For Commission Meeting: Special Meeting, October 28, 2025

“Consideration of an Attorney Conflict Waiver from Bradley Werner, LLC”

Recommendation

Approve waiver as presented

Background

This is a consideration that the Commission waive any potential conflict of interest as provided in the attached letter from Bradley Werner LLC to assist in preparing documents in response to the MHCRC recommendation that the member jurisdictions withdraw or agree to dissolve.

Attachments: City of Portland and MHCRC – Attorney Conflict Waiver from Bradley Werner, LLC

Prepared By: Staff K. Lefebvre

DATE 10/24/25





October 20, 2025

VIA EMAIL

Mr. Mark Wolf
Local Government Law Group P.C.
975 Oak Street, Suite 700
Eugene, Oregon 97401
mark@localgovtlaw.com

Re: City of Portland and MHCRC – Attorney Conflict Waiver

Dear Mr. Wolf:

As you know, Bradley Werner, LLC’s (the “Firm”) has been engaged by the Mt. Hood Cable Regulatory Commission to provide legal advice regarding the Commission’s strategic plan process and the obligations of the Commission’s Intergovernmental Agreement with respect to winding down the Commission, and also has been engaged by the City of Portland as outside legal counsel for telecommunications matters. Recently, the Commission voted to recommend that its member jurisdictions withdraw or agree to dissolve the Commission. This letter seeks your formal and informed written consent to the Firm’s representation of the City in preparing documents related to the Commission’s recommendation (the “Project”).

Under the Oregon Rules of Professional Conduct, the Firm may not represent a client when there is a significant risk that the representation will be materially limited by the lawyer’s personal interests or by the lawyer’s responsibilities to another client, a former client or a third person without “informed consent” after an explanation about the material risks of and reasonable alternatives to such consent. This means that before the Firm can represent the City on this matter, we must explain to both parties the pros and cons of providing consent, and both parties must consent before we proceed.

In deciding whether to consent, the Commission should consider how our representation of the City in this Project could affect the Commission. For example, clients who are asked to waive or consent to conflicts typically consider whether there is any material risk that an attorney will be less zealous or eager on their behalf due to the conflict. Similarly, clients should consider whether there is a material risk that their confidences or secrets, of which the Firm is aware, will be used adversely to their interests as a result of the conflict.

In the present case, we do not believe there is a material risk that the Firm will be either less zealous or would use a confidence or secret of the Commission’s in an adverse manner. Most importantly

Bradley Werner, LLC

for this analysis, the Project is consistent with the recommendation by the Commission and would seem to further the Commission's purpose in making the recommendation. Thus, the interests of both the Commission and the City appear to be aligned. For these reasons, we do not believe that our representation of the City in this matter will create an adverse impact on the City or the Commission. That being said, the decision on whether to provide consent is yours to make as a client.

The Rules of Professional Conduct require us to recommend that you seek independent counsel to assist you in deciding whether to consent, but that decision is also yours to make. Please review this matter carefully. If you have any questions that you would like us to answer before reaching a decision, please let me know. If you are willing to consent after such review as you believe appropriate, please sign this letter in the space provided and return it to us for our files.

Please let us know if you have any questions or would like to discuss this issue further.

Very Truly Yours,

BRADLEY WERNER, LLC



Nancy L. Werner

I have read the above and hereby consent on behalf of the Mt. Hood Cable Regulatory Commission.

Date: _____