



Legislation Text

File #: 15-5635, **Version:** 1

TO: Mayor and Commission

AGENDA DATE: 9/20/2021

FROM: John A. Peters, III, PE, Acting City Manager **AGENDA ITEM:** 8 - D

SUBJECT:

Approval of Contract for Fowler, Feeney & Associates, P.A., City Attorney - John Peters, Acting City Manager, (386) 878-8850.

Strategic Goal: Internal/External Communications

LOCATION:

City Wide.

BACKGROUND:

On October 16, 2017 the City Commission selected Fowler, Feeney & Associates, P.A. for the position of City Attorney. On November 6, 2017 the Commission approved the negotiated agreement for legal services at \$175.00 per hour. The new agreement for legal services is \$215.00 per hour and provides for an annual adjustment commencing October 1, 2022, by increasing same by the greater of 4% or the percentage increase in the Consumer Price Index for all Consumers as published by the U.S. Department of Labor Statistics, for the 12 months ending on August 31st, or as parties might otherwise agree. A monthly report detailing the work with a list of all services rendered during the previous month is due by the end of the billing month and is not tied to payment of the retainer. Out of pocket expenses incurred in representing the City, such as court reporter services, filing fees, expert witness expenses, postage expense, copy costs and research fees with Lexis Nexis, shall be separately paid by the City, in addition to the monthly compensation.

The Acting City Manager has the authority to make corrections of scrivener's errors and the like.

OPTIONS:

1. Approved agreement.
2. Deny agreement.

COST:

\$215.00 per hour with additional out of pocket expenses.

SOURCE OF FUNDS:

General Fund

ORIGINATING DEPARTMENT:

City Manager's Office

STAFF RECOMMENDATION PRESENTED BY:

John Peters, Acting City Manager - Staff recommends approval of Contract for Fowler, Feeney & Associates, P.A., City Attorney.

POTENTIAL MOTION:

"I move to approve the Contract for Fowler, Feeney & Associates, P.A., City Attorney. The Acting City Manager has the authority to make corrections of scrivener's errors and the like."

. END