

RESOLUTION OF THE CITY OF DIAMONDHEAD REAPPOINTING CUSICK & WILLIAMS, PLLC AS CITY ATTORNEY AND CITY PROSECUTOR

WHEREAS, the City of Diamondhead, (the “City”), has need for continued legal services; and

WHEREAS, Cusick & Williams, PLLC has served the City as City Attorney and has served the City as City Prosecutor; and

WHEREAS, the City and Cusick & Williams, PLLC have previously entered into contracts for the performance of work as City Attorney and City Prosecutor and Cusick & Williams, PLLC is willing to offer the same terms and conditions to the City; and

WHEREAS, the City is of the opinion that Cusick & Williams, PLLC should remain City Attorney and City Prosecutor; and

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF DIAMONDHEAD, MISSISSIPPI, AS FOLLOWS:

SECTION I. The findings, conclusions and statements of fact contained in the preamble are hereby adopted, ratified and incorporated herein.

SECTION II. The City agrees to engage and hire Cusick & Williams, PLLC to continue in the capacity as City Attorney and City Prosecutor and hereby authorizes the City Manager to execute the contract for services attached hereto as Exhibit “A.”

THE ABOVE AND FOREGOING RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF DIAMONDHEAD, AFTER HAVING FIRST BEEN REDUCED TO WRITING, WAS INTRODUCED BY COUNCILMEMBER _____, SECONDED BY COUNCILMEMBER _____, AND THE MATTER BEING PUT TO VOTE, I HEREBY CERTIFY THAT THE ABOVE AND FOREGOING RESOLUTION WAS ADOPTED IN THE AFFIRMATIVE BY THE FOLLOWING VOTE OF COUNCIL OF THE CITY OF DIAMONDHEAD ON THE ____ DAY OF _____, 2025.

	Aye	Nay	Abstain
Mayor Liese	_____	_____	_____
Councilmember Finley	_____	_____	_____
Councilmember Harwood	_____	_____	_____
Councilmember Maher	_____	_____	_____
Councilmember Sheppard	_____	_____	_____
Councilmember Clark	_____	_____	_____

ANNA LIESE, MAYOR

Attest:

Jeannie Klein, City Clerk

CONTRACT FOR LEGAL SERVICES

CLIENT: CITY OF DIAMONDHEAD
ADDRESS: 5000 Diamodhead Circle
Diamondhead, MS 39525

FOR AND IN CONSIDERATION of legal services rendered and to be rendered, the undersigned (client), does hereby employ Derek R. Cusick, Esq., to represent City of Diamondhead as its City Attorney and its City Prosecutor.

All legal services for work performed as City Attorney will be billed to the City of Diamondhead at the rate of \$125.00 per hour for work performed by Derek Cusick and \$50.00 per hour for paralegal services. The rates will remain in effect for the term of the contract. There will be no monthly retainer paid as had been done with past legal counsel. All expenses will be billed to the City of Diamondhead at the federally set rates and there will be no charge for copies. Mileage to and from regularly scheduled City of Diamondhead Council meetings shall be not be billed to the City of Diamondhead.

All legal services for work performed as City Prosecutor will be billed to the City of Diamondhead at the flat monthly rate of \$3,000.00 per month. The rate will remain in effect for the term of the contract.

The term of this contract is from January 1st, 2020, until July 1st, 2021, and shall be automatically renewed in three month increments thereafter, unless the City of Diamondhead provides thirty day written notice of its intent not to renew this Contract to Derek Cusick. Said Contract is intended to mirror the original contract with Tindell Law Firm and the current contract with Symmes, Estes & Cusick, PLLC with respect to the fee schedule and there will be no change in terms unless specified herein.


Fees for all legal services performed by Derek Cusick, shall be billed at the rates herein specified, unless otherwise agreed to by the parties, excepting fees to paid for services provided as issuer's counsel in bond transactions, which shall be paid as prescribed by Mississippi Statute.

In its role as City Attorney, Derek Cusick, is agreeing to have an attorney available at all City Council Meetings, render legal advice to the City of Diamondhead, keep the Mayor, Council and City Manager informed as to the status of pending legal matters, and monitor the legal work of any independently retained attorneys. In addition, Derek Cusick will serve as legal counsel for other City of Diamondhead commissions/boards, and perform any other services requested by the City of Diamondhead, to which such services will be billed separately.

WITNESS OUR SIGNATURES, this 10th day of December, 2019

CITY OF DIAMONDHEAD:


City Manager Michael Reso


Derek R. Cusick