

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 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. It is understood that said fee includes the cost of a second prosecutor for large trial dockets to assist in ensuring that cases are disposed of in a timely fashion.

The term of this contract is from July 6, 2021, until July 6, 2025, 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.

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 his 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.

Finally, should the need arise to hire additional counsel to aid or assist with representing the City for specific matters, the City Council agrees that same shall be employed and/or contracted by Derek Cusick and his law firm for those purposes as directed by the City Council.

WITNESS OUR SIGNATURES, this ____ day of _____, 2021.

CITY OF DIAMONDHEAD:

City Manager, Michael Reso

Derek R. Cusick