

EXECUTIVE BRIEF REGULAR MEETING

AGENDA DATE: July 20, 2021

DEPARTMENT: City Attorney

TITLE:

First Amendment to Standard Agreement for Legal Services with Baker, Donelson, Bearman, Caldwell & Berkowitz, PC.

SUMMARY:

The First Amendment proposes to amend the agreement with the law firm of Baker, Donelson, Bearman, Caldwell & Berkowitz, PC (“Firm”) to increase the not to exceed amount to address the pending litigation with FEMA.

BACKGROUND AND JUSTIFICATION:

The City entered into a Standard Agreement for Legal Services (“Agreement”) with the Firm on March 19, 2019 to provide litigation and litigation related legal services in regards to FEMA’s deobligation/disallowance of disaster assistance awarded to the City in the aftermath of Hurricanes Frances and Jeanne. The Agreement was for an initial not to exceed amount of \$100,000. Due to the pending status of the litigation, it is necessary to authorize funding beyond the initial \$100,000 provided for in the Agreement. The First Amendment authorizes an additional not to exceed amount of \$100,000, which will be authorized retroactively and into the future in accordance with the fees and expenses set forth in the Agreement and the First Amendment.

MOTION:

Move to approve/disapprove the execution of the First Amendment to Standard Agreement for Legal Services with the law firm of Baker, Donelson, Bearman, Caldwell & Berkowitz, PC, for an additional not to exceed amount of \$100,000.

ATTACHMENT(S):

Fiscal Impact Analysis
First Amendment
Standard Agreement

