

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE AN AGREEMENT WITH GREENBERG TRAURIG, P.A. FOR UTILITY LEGAL CONSULTING SERVICES IN AN AMOUNT UP TO \$500,000.00 FOR FISCAL YEAR 2025.

WHEREAS, Greenberg Traurig, P.A. (“GT”) represents the City in legal matters involving the six Large Users of the Southern Regional Wastewater Treatment Plant and the City utility system, primarily involving ongoing issues with the City of Pembroke Pines; and

WHEREAS, utility legal services are anticipated to continue to be needed throughout FY 2025, and the Department of Public Utilities (“Department”) requested a proposal from GT for continuing legal services in an amount up to \$500,000.00; and

WHEREAS, Pembroke Pines filed three civil actions related to SRWWTP Large User Agreement issues; and

WHEREAS, the judgment rendered following trial is currently under appeal, and GT is handling all appellate matters related thereto; and

WHEREAS, GT has devoted, and will continue to devote, extensive time to the City’s defense; and

WHEREAS, it is virtually certain that these actions will continue to be litigated for several years; and

WHEREAS, Section 38.41(C)(11)(i) of the Procurement Code exempts contracts for professional services involving peculiar skill, ability, experience or expertise from competitive bid and proposal requirements; and

WHEREAS, GT submitted the attached FY 2025 agreement (“Agreement”) that would authorize the payment of fees in an amount up to \$500,000.00 for continued representation of the City in the matters set forth in the Agreement, including new claims asserted by the City of Dania Beach; and

WHEREAS, funding for the Agreement will be available in the FY 2025 Operating Budget in account number 442.400101.53600.531220.000000.000.000, subject to approval and adoption by the City Commission.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA:

Section 1: That the foregoing "WHEREAS" clauses are ratified and confirmed as being true and correct and are incorporated in this Resolution.

Section 2: That it approves and authorizes the execution, by the appropriate City officials, of the attached engagement letter with GT, together with such non-material changes as may be subsequently agreed to by the City Manager and approved as to form by the City Attorney.

Section 3: That this Resolution shall be in full force and effect immediately upon its passage and adoption.

PASSED AND ADOPTED this _____ day of _____, 2024.

JOSH LEVY, MAYOR

ATTEST:

PATRICIA A. CERNY, MMC
CITY CLERK

APPROVED AS TO FORM:

DOUGLAS R. GONZALES
CITY ATTORNEY