

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, AUTHORIZING THE PAYMENT OF ATTORNEYS' FEES TO GRAYROBINSON, P.A. FOR LEGAL SERVICES IN THE ICON OFFICE BUILDING PROPERTY LITIGATION IN AN AMOUNT NOT TO EXCEED \$100,000.00 FOR FY 2018.

WHEREAS, GrayRobinson, P.A. ("Law Firm") is defending the City of Hollywood against claims of environmental contamination on the proposed ICON Office Building property, which was conveyed by the City to a developer; and

WHEREAS, these claims are now the subject of litigation known as Berman Development Group, LLC, et al. v. City of Hollywood, et al.; and

WHEREAS, Section 38.40(C)(2) of the Code of Ordinances exempts from the competitive bid and competitive proposal requirements of the Purchasing Ordinance contracts for professional services; and

WHEREAS, in view of the considerable amount of legal services being rendered by the Law Firm, the City Attorney recommends that the City Commission approve attorneys' fees for FY 2018 in an amount not to exceed \$100,000.00; and

WHEREAS, the CRA is named as a co-defendant in the above-described litigation and has agreed to share equally in the attorneys' fees paid to the Law Firm; and

WHEREAS, it is expected that on the same day on which the City Commission is adopting this Resolution, the CRA Board will adopt a similar Resolution approving attorneys' fees for FY 2018 for legal services in the ICON litigation, in an amount not to exceed \$100,000.00; and

WHEREAS, funding is available in the FY 2018 operating budget in account #01.0104.00000.514.003122;

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 payment, by the appropriate City officials, of fees, pursuant to the agreement between the City of Hollywood and GrayRobinson, P.A. for legal services in the ICON Office Building property litigation, in an amount not to exceed \$100,000.00 for FY 2018.

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

PASSED AND ADOPTED this _____ day of _____, 2017.

JOSH LEVY, MAYOR

ATTEST:

PATRICIA A. CERNY, MMC
CITY CLERK

APPROVED AS TO FORM AND LEGAL
SUFFICIENCY for the use and reliance
of the City of Hollywood, Florida, only.

DOUGLAS R. GONZALES, CITY ATTORNEY