

RESOLUTION NO. 2019-29 – APPROVED 6-4-19

A RESOLUTION OF THE CITY OF GULFPORT, FLORIDA, AUTHORIZING THE CITY MANAGER TO CONTINUE RESPECTIVE AGREEMENTS WITH CARDNO ENGINEERING AND LEWIS, LONGMAN AND WALKER, PA FOR ENGINEERING AND LEGAL PROFESSIONAL SERVICES FOR PENDING LITIGATION; PROVIDING FOR A BUDGET AMENDMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, City Council requested the City Manager and City Attorney to retain outside counsel with specific expertise to review the City’s pending litigation and to engage the City’s engineer to review the related costs to implement; and

WHEREAS, The City has incurred costs throughout the protracted litigation for engineering support/consultation in response to litigation preparation and necessary responses; and

WHEREAS, According to the City of Gulfport Purchasing Manual the City Manager is authorized to make purchases, or execute contracts for the purchase of, supplies, material or equipment costing \$20,000 or less, but as the litigation progresses, it is clear that staff will need to request permission to exceed the City Managers discretionary purchasing limitation of \$20,000.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF GULFPORT, FLORIDA:**

**Section 1.** The City Council hereby authorizes a budget amendment related to costs incurred for engineering support/consultation for both legal and engineering professional services to review pending litigation and authorizes the City Manager to continue respective agreements with Carndo Engineering to provide litigation engineering support and/or consultation in an amount not to exceed \$59,500.00 and Lewis, Longman and Walker, PA in the amount of \$22,318.00 for legal professional services:

Fund	Account Name	Account Number	Current Budget	Debit (Credit)	Amended Budget
Utilities	Appropriated Surplus	410-0000-389-01	(490,883)	(81,818)	(572,701)
Utilities	Insurance Proceeds	410-0000-364-42	0	(3,740)	(3,740)
Utilities	Professional Services	410-5172-536-31	10,000	85,558	95,558

**Section 2.** This resolution shall become effective upon its adoption.

PASSED AND ADOPTED this 4<sup>th</sup> day of June, 2019 by the Council of the City of Gulfport, Florida.

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Samuel Henderson, Mayor

ATTEST:

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Lesley DeMuth, City Clerk