



**CITY OF FORT LAUDERDALE
City Commission Agenda Memo
REGULAR MEETING**

#22-0986

TO: Honorable Mayor & Members of the
Fort Lauderdale City Commission

FROM: Alain E. Boileau, City Attorney

DATE: October 18, 2022

TITLE: Resolution Appointing the Law Firm of Nabors Giblin & Nickerson, P.A., as Special Counsel, to Represent the City of Fort Lauderdale in Connection with the Unsolicited Proposal Submitted by Hunt/Amber Infrastructure, LLC, for the Design, Development, Financing, Construction, and Maintenance of a New City Hall Facility - **(Commission Districts 1, 2, 3 and 4)**

Recommendation

The City Attorney recommends the City Commission adopt a resolution appointing Nabors Giblin & Nickerson, P.A., as special counsel to represent the City of Fort Lauderdale in connection with the unsolicited proposal submitted by Hunt/Amber Infrastructure, LLC, for the design, development, financing, construction, and maintenance of a New City Hall Facility.

Background

Section 4.10 of the Charter of the City of Fort Lauderdale, Florida, provides, in part, that “[t]he city commission may, by resolution, authorize one (1) or more special counsel to be retained for the purpose of performing such legal duties as may be prescribed by said resolution. Each such resolution shall further prescribe the compensation to be paid the special counsel.”

Nabors Giblin & Nickerson, P.A., who is currently representing the City in other P3 projects, and who has represented the City on other varied legal matters, has helped create some of the State of Florida’s most innovative P3 projects, including establishing the relevant law in related areas. From utilities, transportation improvements, multi-purpose developments, convention and hotel facilities, to sports facilities, Nabors Giblin & Nickerson, P.A. is well experienced in representing public entities in public-private transactions. The Firm has a strong array of attorneys with relevant experience in the foregoing areas, including several former county attorneys, one of the largest public finance practices in Florida, and procurement, contracting, special assessment and litigation expertise as needed.

The law firm of Nabors Giblin & Nickerson, P.A. shall be compensated for such services assigned after the effective date of this Resolution, at the hourly rates of \$300.00 per hour

for shareholders and partners, \$225.00 per hour for associates, and \$95.00 per hour for paralegals, to be paid upon the submission of periodic invoices to and approval by the City Attorney.

Resource Impact

Funds for this agreement in the amount of \$50,000 are available in the FY 2023 Budget in the account listed below:

<i>Funds available as of October 10, 2022</i>					
ACCOUNT NUMBER	COST CENTER NAME (Program)	CHARACTER / ACCOUNT NAME	AMENDED BUDGET (Character)	AVAILABLE BALANCE (Character)	AMOUNT
10-001-1202-514-30-3119	City Attorney	Services & Materials/ Legal Services	\$1,023,200	\$1,023,200	\$50,000
TOTAL AMOUNT ►					\$50,000

Attachment

Exhibit 1 – Resolution

Prepared by: Paul G. Bangel, Senior Assistant City Attorney, City Attorney’s Office

Charter Officer: Alain E. Boileau, City Attorney