



CITY OF FORT LAUDERDALE
City Commission Agenda Memo
REGULAR MEETING

12-19-17
WALK-ON
RESOLUTION

#17-1547

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

FROM: Cynthia A. Everett, City Attorney *Cfe*

DATE: December 19, 2017

TITLE: WALK ON – A Resolution of the City Commission of the City of Fort
Lauderdale, Florida, Rescinding Resolution No. 17-252 and Providing for
an Effective Date

Recommendation

It is recommended that the City Commission adopt a resolution rescinding Resolution No. 17-252 adopted on November 21, 2017, which appointed the Law Firm of Berger Singerman, LLP as special counsel for negotiation of a long-term lease with Premier Parks LLC or its affiliate.

Background

On November 21, 2017, the City Commission adopted a resolution appointing the Law Firm of Berger Singerman, LLP (the "Firm") as special counsel for negotiation of a long-term lease with Premier Parks LLC or its affiliate. A conflict has arisen and the Firm is unable to represent the City in this matter.

Resource Impact

There is no fiscal impact associated with this action.

Attachments

Exhibit 1 – Resolution No. 17-252

Exhibit 2 – Proposed Resolution

Prepared by: Lynn Solomon, Assistant City Attorney
Charter Officer: Cynthia A. Everett, City Attorney

RESOLUTION NO. 17-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY
OF FORT LAUDERDALE, FLORIDA, RESCINDING
RESOLUTION NO. 17-252 AND PROVIDING FOR AN
EFFECTIVE DATE.

WHEREAS, pursuant to Resolution No. 17-252 adopted November 21, 2017, the City Commission appointed the Law Firm of Berger Singerman, LLP, as special counsel in connection with negotiation of a long-term ground lease with Premier Parks, LLC or its affiliate; and

WHEREAS, the Law Firm of Berger Singerman, LLP (the "Firm"), has provided no legal services to the City to date; and

WHEREAS, a conflict has arisen and the Firm is unable to represent the City in this matter. As a result, the City Commission desires to rescind Resolution No. 17-252 forthwith;

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

SECTION 1. That Resolution No. 17-252 adopted by the City Commission on November 21, 2017, is hereby rescinded effective immediately.

ADOPTED this the ____ day of _____, 2017.

Mayor
JOHN P. "JACK" SEILER

ATTEST:

City Clerk
JEFFREY A. MODARELLI

RESOLUTION NO. 17-252

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, APPOINTING THE LAW FIRM OF BERGER SINGERMAN, LLP, AS SPECIAL COUNSEL IN CONNECTION WITH NEGOTIATION OF LONG TERM GROUND LEASE WITH PREMIER PARKS LLC OR ITS AFFILIATE; PROVIDING A RATE OF COMPENSATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Commission of the City of Fort Lauderdale, Florida, desires to appoint the law firm of Berger Singerman, LLP, as special counsel for negotiation of a long term lease with Premier Parks LLC or its affiliate;

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

SECTION 1. That the law firm of Berger Singerman, LLP (the "Firm") is hereby appointed as Special Counsel to the City of Fort Lauderdale for negotiation of a long term lease with Premier Parks LLC or its affiliate.

SECTION 2. That such Special Counsel shall be compensated for such services at the rate of \$325.00 per hour for firm partners, \$225.00 per hour for associates and \$150.00 per hour for paralegals, plus reasonable costs, to be paid upon submission of periodic invoices and upon approval by the City Attorney.

SECTION 3. That the City Attorney shall serve as the liaison with such Special Counsel.

SECTION 4. That such Special Counsel shall serve at the pleasure of the City Commission of the City of Fort Lauderdale, Florida.

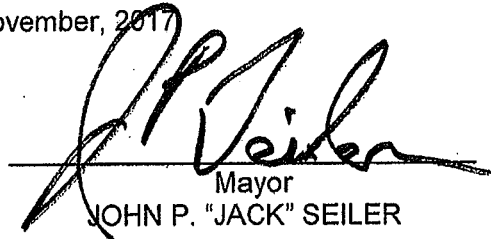
SECTION 5. That this Resolution shall be in full force and effect upon final passage.

ADOPTED this the 21st day of November, 2017

ATTEST:



City Clerk
JEFFREY A. MODARELLI



Mayor
JOHN P. "JACK" SEILER