

CLEVELAND PUBLIC LIBRARY

Finance Committee

March 19, 2019

RESOLUTION AUTHORIZING THIRD AMENDMENT WITH THE CHILCOTE LAW FIRM LLP FOR LEGAL SERVICES RELATED TO THE MARTIN LUTHER KING, JR. BRANCH OF THE CLEVELAND PUBLIC LIBRARY

WHEREAS, On May 19, 2016, the Board of Trustees of the Cleveland Public Library authorized the Library Administration to enter into an agreement with the Chilcote Law Firm LLP (“Agreement”) in an amount not to exceed \$50,322.50, in order to negotiate a development agreement with University Circle City Center LLC (“UC3”) for the relocation and construction of a new Martin Luther King Jr. library branch as a part of UC3’s overall development project in University Circle; and

WHEREAS, On September 15, 2016 and September 21, 2017 this Board approved amendments to the Agreement in the amount of \$25,000.00 each to provide additional legal services relating to the relocation and construction of the new Martin Luther King, Jr. branch, thus bringing the total fee under the contract to an amount not-to-exceed \$100,322.50; and

WHEREAS, As the Library moves forward with the design and eventual construction phases of the library branch in coordination with the surrounding development, additional agreements and transactions will need to be negotiated, including a revised development agreement, construction agency agreement, and reciprocal easement and operation agreement; and

WHEREAS, The Chief Legal Officer would like to continue to retain the Chilcote Law Firm LLP, and is requesting authority to continue to engage the Chilcote Law Firm LLP for up to an additional \$25,000, which the Chief Legal Officer views as reasonable; now therefore be it

RESOLVED, That the Board of Library Trustees authorizes the Executive Director, CEO or the Chief Legal Counsel to enter into an amendment to the agreement with the Chilcote Law Firm to provide additional legal services in connection with the Martin Luther King Jr. branch relocation project in an amount up to \$25,000.00, for a total contract amount not-to-exceed \$125,322.50, which expenditure shall be charged to the General Fund Account 11400053-53710 (Professional Services), and to execute such other instruments or documents as may be necessary or appropriate to effectuate the terms of this Resolution, subject to the approval of the Chief Legal Officer.