



# City of Broken Arrow

## Request for Action

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**File #: 18-894, Version: 1**

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**Broken Arrow City Council  
Meeting of: 08-07-2018**

**Title:**

Approval of and authorization to execute a Professional Services Agreement with Baer & Timberlake, P.C. for providing counsel and legal advice regarding right-of-way acquisitions, title opinions and property law

**Background:**

Gary D. Baer with Baer & Timberlake, P.C. is a well-respected attorney with vast legal knowledge in right-of-way acquisitions, title opinions and property law.

The attached Professional Services Agreement memorializes retention of the firm, costs and the hourly rates to be charged. The firm charges the following rates:

**Contested Case Fees:**

Partners: \$225.00 per hour maximum  
Associates: \$225.00 per hour maximum  
Paralegal: Not Applicable

**Non-Contested Case Fees:**

Partners: \$175.00 per hour maximum  
Associates: \$175.00 per hour maximum  
Paralegal: Not Applicable

Routine costs such as copying and postage are addressed in the Agreement. Costs and fees for this matter are capped at \$25,000.00 and it will expire on June 30, 2019, if the case is not finalized by that time.

**Cost:** Not to exceed \$25,000.00

**Funding Source:** City Attorney Operating Budget

**Requested By:** Trevor Dennis, Acting City Attorney

**Approved By:** Michael L. Spurgeon, City Manager

**Attachments:** Professional Services Agreement

**Recommendation:**

Approve the Professional Services Agreement with Baer and Timberlake, P.C. and authorize its execution.