



City of Broken Arrow

Request for Action

File #: 19-1383, **Version:** 1

**Broken Arrow City Council
Meeting of: 11-5-2019**

Title:

Approval of and authorization to execute the Professional Services Agreement between the City of Broken Arrow and McAfee & Taft, P.C. for providing counsel and legal advice regarding Joshua Andre Garza v. City of Broken Arrow, 19-CV-423-TCK-JKJ

Background:

Tony Puckett is a well-respected attorney with vast legal knowledge and experience involving employment discrimination claims. The City Attorney is recommending retention of this firm due to the press of business and the firm's expertise.

The attached Professional Services Agreement memorializes retention of the firm, costs and the hourly rates to be charged. These rates are as follows:

	<u>Employment/Labor Law</u>	<u>Sovereignty Law</u>
Shareholders:	\$305.00 per hr. maximum	\$305.00 per hr. maximum
Associates:	\$205.00 per hr. maximum	\$215.00 per hr. maximum
Paralegals:	\$105.00 per hr. maximum	\$95.00 per hr. maximum
Arbitration	\$260.00 per hr. maximum	N/A

Routine costs such as copying and postage are addressed in the Agreement. Costs and fees for this matter are capped at \$35,000.00 and it will expire on June 30, 2020, if the case is not finalized by that time.

Cost: Not to exceed \$35,000.00

Funding Source: General Fund, General Government

Requested By: Trevor Dennis, City Attorney

Approved By: City Manager's Office

Attachments: Professional Services Agreement

Recommendation:

Approve the Professional Services Agreement with McAfee & Taft, P.C. and authorize its execution.