**BEFORE THE CITY COMMISSION**
**CITY OF STUART, FLORIDA**

**RESOLUTION NUMBER 63-2020**

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF STUART, FLORIDA, AUTHORIZING THE EXECUTION OF A LEGAL SERVICES AGREEMENT WITH EISENSTEIN MALANCHUK LLP, PROVIDING FOR AN EFFECTIVE DATE, AND FOR OTHER PURPOSES.**

* * * * *

**WHEREAS**, the City Commission has the authority to hire outside counsel to pursue legal matters which provide public benefit to its residents; and

**WHEREAS**, there is no cost to the City for the initial review and in the event that the claim is viable, the fees and costs would come from funds recovered; and

**WHEREAS**, the City Commission finds that it will be beneficial to the City to retain the law firm to research and help negotiate environmental insurance coverage claims on behalf of the City.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF STUART, FLORIDA, AS FOLLOWS:

SECTION 1: The foregoing precatory language is incorporated herein, as if set forth below.

SECTION 2: The City Commission of the City of Stuart, Florida hereby authorizes the Mayor to execute a Legal Services Agreement with Eisenstein Malanchuk LLP as attached hereto as Exhibit

"A", and made a part hereof in order to allow the firm to have access to the historical financial and historical records necessary to determine if there is a viable claim for insurance coverage.

SECTION 3: Effective Date. This Resolution shall become effective immediately upon its passage and adoption.

Commissioner _____ offered the foregoing resolution and moved its adoption. The motion was seconded by Commissioner _____ and upon being put to a roll call vote, the vote was as follows:

| | YES | NO | ABSENT | ABSTAIN |
|---|---|---|---|---|
| MICHAEL J. MEIER, MAYOR | | | | |
| EULA R. CLARKE, VICE MAYOR | | | | |
| KELLI GLASS LEIGHTON, COMMISSIONER | | | | |
| MERRITT MATHESON, COMMISSIONER | | | | |
| REBECCA S. BRUNER, COMMISSIONER | | | | |

ADOPTED this 26th day of May, 2020.

ATTEST:

_____
MARY R. KINDEL
CITY CLERK

_____
MICHAEL J. MEIER
MAYOR

APPROVED AS TO FORM
AND CORRECTNESS:

_____
MIKE MORTELL
CITY ATTORNEY