

RESOLUTION NO. 95-127

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS  
OF ST. JOHNS COUNTY, STATE OF FLORIDA  
AUTHORIZING THE COUNTY ATTORNEY TO EXECUTE  
A CONTRACT BY WHICH ST. JOHNS COUNTY  
RETAINS THE LAW FIRM OF BENNETT AND BEDSOLE, P.A.  
TO REPRESENT ST. JOHNS COUNTY IN A DESIGNATED  
CIRCUIT COURT LITIGATION

WHEREAS, the case of Robert Suttle vs. St. Johns County, Florida and Jones Homes, Inc., a Florida Corporation is presently pending in the Circuit Court, Seventh Judicial Circuit, in and for St. Johns County, Florida (Case # CA-931694); and

WHEREAS, conflicting County legal work commitments do not allow for current counsel of the Office of the County Attorney to continue proper trial preparation and trial defense in this case.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, that:

The County Attorney is authorized to execute the attached contract by which St. Johns County shall retain the law firm of Bennett and Bedsole, P.A., Suite B 1750 Highway A1A South, St. Augustine, Florida 32084 to represent St. Johns County in the case of Robert Suttle et al vs. St. Johns County, Florida and Jones Homes, Inc., a Florida Corporation presently pending in Circuit Court of the Seventh Circuit, of and for St. Johns County Florida (Case #CA-931694).

PASSED AND ADOPTED THIS 11th DAY OF July, 1995.

BOARD OF COUNTY COMMISSIONERS  
OF ST. JOHNS COUNTY, FLORIDA

By: Barbara Ward  
Its Chair

ATTEST: CARL "BUD" MARKEL, CLERK

By: Rosemary Lewis  
Deputy Clerk

This Contract (herein after referred to as the "Contract") is dated as of the 31 day of JULY of 1995 by and between the County of St. Johns, a political subdivision of the State of Florida (herein after referred to as the "County") and the law firm of Bennett and Bedsole, P.A. of St. Augustine, Florida (herein after referred to as "law firm").

#### Recitals

WHEREAS, the case of Robert Suttle vs. St. Johns County, Florida and Jones Homes, Inc., a Florida Corporation is presently pending in the Circuit Court, Seventh Judicial Circuit, in and for St. Johns County, Florida (Case # CA-931694); and

WHEREAS, conflicting County legal work commitments do not allow for current counsel of the Office of the County Attorney to continue proper trial preparation and trial defense in this case.

Now therefore, the County and law firm agree as follows:

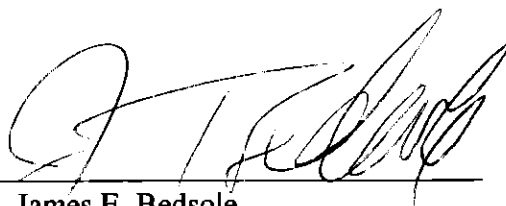
(1) The law firm shall represent St. Johns County in all aspects of the case of Robert Suttle vs. St. Johns County, Florida and Jones Homes, Inc., a Florida Corporation presently pending in the Circuit Court, Seventh Judicial Circuit, in and for St. Johns County, Florida (Case # Ca-931694) from the date of execution of this contract, through final judgement or other final Circuit Court disposition excluding representation of the County on remand to the Circuit Court after any appeal.

(2) Law Firm shall be compensated for said legal representation of St. Johns County at the rate of \$125.00 per hour of Florida Bar member time actively spent on work on this case, payment of which shall cover all standard overhead expenses including but not limited to secretarial services, in office copies and local telephone calls and local mileage. Said hourly fee shall not include long distance telephone call charges, travel cost outside of St. Johns County, or all other normally accepted litigation costs which shall be paid by St. Johns County based on an itemized invoice.

(3) Expenses of travel outside of St. Johns County which may be necessitated by representation in this case shall be compensated at that rate paid to County employees for similar travel.

(4) In no event shall the total of accessed fees and costs exceed \$7,500.00 without reaffirmed written authorization by the St. Johns County Board of County Commissioners, which shall establish a new limit on such expenditures as may be necessary to protect the interests of St. Johns County.

(5) Either Bennett and Bedsole, P.A. or the County Attorney may cancel this contract on two weeks written notice unless the County Attorney and Bennett and Bedsole, P.A. should agree to a lesser term for cancellation.



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James E. Bedsole  
Florida Bar No. 500194  
Bennett and Bedsole, P.A.  
1750 Highway A1A South, Suite B  
St. Augustine, Florida 32084  
(904) 471-1611



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