

RESOLUTION

NO: 2022-12-185

LIVINGSTON COUNTY

DATE: December 12, 2022

Resolution Authorizing an Amendment to The Agreement with Cohl, Stoker & Toskey, P.C., To Provide Legal Services to Livingston County – County Administration

WHEREAS, Livingston County has retained the law firm of Cohl, Stoker & Toskey as civil counsel for the County and its various departments since 1980 (the “Contractor”); and

WHEREAS, the yearly compensation with the Contractor was to be reviewed on or after June 21, 2022, by contract; and

WHEREAS, the Contractor has requested an increase of 3% to the fixed fee (\$3,568.22 increase for 2023). This is consistent with the past practice of the parties, where the Contractor typically received the same percentage increase as the annual base wage increase (3% in 2023) provided to employees, this 3% was the amount previously approved by the Board of Commissioners in the budget and is agreed to by the Contractor; and

WHEREAS, the Contractor has also requested an increase in the hourly rate for litigation and labor work of \$20/hr. (from \$150/hr. to \$170/hr.). The \$150/hr. rate was previously benchmarked to the rate paid by MMRMA for litigation matters covered by insurance defense; however, on July 1, 2020, MMRMA increased its rate to \$190/hr. and Contractor proposes this lower increase.

THEREFORE, BE IT RESOLVED that the Livingston County Board of Commissioners hereby authorizes a contract amendment with Cohl, Stoker & Toskey, P.C. to provide for a fixed fee increase of 3% and a \$20/hr. increase in the hourly rate for litigation and labor work effective January 1, 2023.

BE IT FURTHER RESOLVED that the Board Chairperson is authorized to sign this contract amendment after review by the Administrator.

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MOVED:

SECONDED:

CARRIED: