



Detroit Water and Sewerage Department

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Legislation Details (With Text)

File #: 19-00249 **Version:** 1 **Name:**
Type: Contract Amendment **Status:** Passed
In control: Financial Services
On agenda: 9/18/2019 **Final action:** 9/18/2019
Title: The Board of Water Commissioners for the City of Detroit, Water and Sewerage Department authorizes the Director to approve Amendment No. 2 to Contract No. 6000680 (LS-1750) to add \$50,000 in funding, for a total amended contract amount of \$300,000 for "Legal Services for United House of Prayer V City of Detroit, Wayne County Circuit Court Case No. 15-009083-CZ" with Miller, Canfield, Paddock & Stone, P.L.C., and also authorizes the Director to take such other action as may be necessary to accomplish the intent of this vote.
Indexes: Board of Water Commissioners, Finance Committee

Code sections:

Attachments:

| Date | Ver. | Action By | Action | Result |
|-----------|------|------------------------------|--------------------------|--------|
| 9/18/2019 | 1 | Board of Water Commissioners | approved | Pass |
| 9/4/2019 | 1 | Finance Committee | recommended for approval | Pass |

The Board of Water Commissioners for the City of Detroit, Water and Sewerage Department authorizes the Director to **approve Amendment No. 2 to Contract No. 6000680 (LS-1750) to add \$50,000 in funding, for a total amended contract amount of \$300,000 for "Legal Services for United House of Prayer V City of Detroit, Wayne County Circuit Court Case No. 15-009083-CZ" with Miller, Canfield, Paddock & Stone, P.L.C.,** and also authorizes the Director to take such other action as may be necessary to accomplish the intent of this vote.

Agenda of September 18, 2019

Item No. 19-00249

Contract No. 6000680

Contractor: Miller, Canfield, Paddock & Stone, P.L.C.

Proposed Amendment No. 2

Current Contract Amount: \$250,000

Proposed Amendment No. 2 Amount: \$50,000

Proposed Total Contract Amount: \$300,000

Initial Term: 8/3/2015 and continues until satisfactory completion of services

TO: The Honorable
Board of Water Commissioners
City of Detroit, Michigan

FROM: Gary Brown, Director
Detroit Water and Sewerage Department

RE: Proposed Amendment No. 2 to DWSD Contract No. 6000680
“United House of Prayer V City of Detroit, Wayne County Circuit Court Case No. 15-009083-CZ” (LS-1750)

MOTION

Upon recommendation of Mamata Burgi, Procurement Manager, the Board of Water Commissioners for the City of Detroit, Water and Sewerage Department authorizes the Director to **approve Amendment No. 2 to Contract No. 6000680 (LS-1750) to add \$50,000 in funding, for a total amended contract amount of \$300,000 for “Legal Services for United House of Prayer V City of Detroit, Wayne County Circuit Court Case No. 15-009083-CZ” with Miller, Canfield, Paddock & Stone, P.L.C.**, and also authorizes the Director to take such other action as may be necessary to accomplish the intent of this vote.

BACKGROUND

The Detroit Water and Sewerage Department (DWSD) entered into a contract with Miller, Canfield, Paddock & Stone, P.L.C. to provide legal representation, consultation and advice to DWSD in connection with pending litigation with the United House of Prayer V City of Detroit, Wayne County Circuit Court Case No. 15-009083-CZ.

The Director of the Detroit Water and Sewerage Department approved the award of the initial contract, which was procured through an exception from competition, with Miller, Canfield, Paddock & Stone, P.L.C. on October 14, 2015 with a total contract amount not-to-exceed of \$100,000. Amendment No. 1 added \$150,000 for a new total contract amount of \$250,000 was approved by the DWSD Director in July 2018.

JUSTIFICATION

Based on the information above, the DWSD General Counsel Division is requesting an additional \$50,000 in funding, for a total amended contract amount of \$300,000 for continued legal services relating to the litigation with the United House of Prayer V City of Detroit, Wayne County Circuit Court Case No. 15-009083-CZ.

SUMMARY:

- | | |
|------------------|--|
| A. Contract No.: | 6000680 |
| B. Contractor: | Miller, Canfield, Paddock & Stone, P.L.C. |
| C. Initial Term: | 8/3/2015 until satisfactory completion of services |

- | | | |
|----|-------------------------------------|---|
| D. | Initial Contract Amount: | \$100,000 |
| E. | Amendment No. 1 Amount: | \$150,000 |
| F. | Proposed Amendment No. 2 Amount: | \$ 50,000 |
| G. | Proposed New Total Contract Amount: | \$300,000 |
| H. | Funding Source: | O&M Funds |
| I. | GL String(s): | |
| | | 5720-20168-483101-613100-900062-10790-0000-000000 - 30% |
| | | 5820-20179-493101-613100-900062-15805-0000-000000 - 70% |

Proposed Amendment No. 1 for Contract No. 6000680 (LS-1750) was presented to the Finance Committee on September 4, 2019. Per the DWSD Procurement Policy, no other approvals are required.