



Detroit Water and Sewerage Department

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Legislation Details (With Text)

File #: 19-00335 **Version:** 1 **Name:**

Type: Contract Amendment **Status:** Passed

In control: Financial Services

On agenda: 12/18/2019 **Final action:** 12/18/2019

Title: The Board of Water Commissioners for the City of Detroit, Water and Sewerage Department authorizes the Director to approve DWSD Amendment No. 3 to Contract No. 6000680 (LS-1750) to add \$50,000 in funding, for a total amended contract not-to-exceed amount of \$350,000 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
12/18/2019	1	Board of Water Commissioners	approved	Pass
12/4/2019	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 **DWSD Amendment No. 3 to Contract No. 6000680 (LS-1750) to add \$50,000 in funding, for a total amended contract not-to-exceed amount of \$350,000 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 December 18, 2019

Item No. 19-00335

Contract No. 6000680

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

Current Contract Amount: \$300,000

Proposed Amendment No. 3 Amount: \$50,000

Proposed Total Contract Amount: \$350,000

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. 3 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 **DWSD Amendment No. 3 to Contract No. 6000680 (LS-1750) to add \$50,000 in funding, for a total amended contract not-to-exceed amount of \$350,000 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 / JUSTIFICATION

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.

PROCUREMENT METHOD

The DWSD Director approved the award of the initial contract with Miller, Canfield, Paddock & Stone, P.L.C. in the amount of \$100,000 on 10/14/15. Competitive solicitation was not required per item 6 under Judge Cox Order Case No. 77-71100. Amendment No. 1 to add \$150,000 was approved by the DWSD Director in May 2019 and Amendment No. 2 to add \$50,000 was approved by the BOWC on 9/18/19.

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 \$350,000 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 (LS-1750) |
| 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. | Amendment No. 2 Amount: | \$ 50,000 |
| G. | Proposed Amendment No. 3 Amount: | \$ 50,000 |
| H. | Proposed New Total Contract Amount: | \$350,000 |
| I. | Funding Source: | O&M Funds |
| J. | GL String(s): | |
| | | 5720-20168-483101-613100-900062-10790-0000-000000 - 30% |
| | | 5820-20179-493101-613100-900062-15805-0000-000000 - 70% |

This amendment was presented to the DWSD Finance Committee on December 4, 2019. Per the DWSD Procurement Policy, no other approvals are required.