



COUNTY ATTORNEY'S OFFICE
MEMORANDUM

To: Board of County Commissioners

From: Robert A. McMillan, County Attorney, ext. 7257

Date: December 9, 2003

Subject: Labor Counsel

cc: Kevin Grace, County Manager
Janet Davis, Human Resources Director

I have been contacted by Labor Counsel and he has requested an upward adjustment in the hourly rate currently provided for in his letter agreement with the County.

As way of background, David Kornreich or his firm was first chosen as Labor Counsel by the Board of County Commissioners in November 1976. Their status as Labor Counsel has been reaffirmed by the Board from time to time since that date. I don't believe that there has ever been a re-solicitation for Labor Counsel as each time the Board has been presented with the matter, they have expressed complete satisfaction with the services being provided and recognized the value of Mr. Kornreich's experience in Seminole County.

The firm has requested an increase in rates to \$150.00/hr and a per diem rate of \$1,200.00 from the current rate of \$130.00/hr with an \$1,040.00 per diem. These are the rates they currently charge their other government clients at this time. The rates are reasonable considering the expertise of the firm and the rates the County pays other special counsel and especially what it pays adverse attorneys in generally routine acquisition matters. If approved, the adjustment would be implemented via the attached letter agreement.

SEMINOLE COUNTY ATTORNEY'S OFFICE

1101 EAST FIRST STREET • SANFORD • FLORIDA 32771-1468 • TELEPHONE (407) 665-7254 • FAX (407) 665-7259

December 9, 2003

David V. Kornreich, Esquire
Muller Mintz, P.A.
255 S. Orange Avenue, Suite 1525
Orlando, Florida 32801-3462

Re: Legal Services for Labor and Related Matters

Dear Mr. Kornreich:

On December 9, 2003, the Board of County Commissioners approved, effective January 1, 2004, remuneration for your firm's services as labor counsel on the basis of \$150.00 per hour for work performed at your office, as authorized by Seminole County; or a daily professional fee of \$1,200.00 per diem for work performed in Seminole County. (The object of per diem is to cover days which commence before and/or conclude after the normal workday, and eliminate any additional charge for travel time to and from Seminole County; also, the sharing of costs with other clients in order to limit the County's expenses.) Representatives of Muller Mintz, P.A. will be reimbursed for actual out-of-pocket expenses except that travel expenses shall be in accordance with the provisions of Chapter 112.061, Florida Statutes, which governs travel expenses incurred on behalf of Seminole County.

It is understood that you will continue to serve as the primary representative of Seminole County and that, on occasion, other members of your firm will work in supporting or primary roles as the need arises.

It is further understood that our working relationship for the provision of these outlined labor-related legal services by Muller Mintz, P.A. shall be terminable at the will of either party upon receipt of written notice.

In order to minimize administrative bottlenecks, Janet Davis, Human Resources Director, will coordinate personnel-related matters for the County and authorized specific activities on the part of your firm and Kevin Grace, Rob Frank and I will coordinate labor-related matters for the County. Notwithstanding those authorizations, the County Attorney's Office needs to be copied on all pleadings and correspondence with and involving the County.

David V. Kornreich,
December 9, 2003
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On behalf of the Board of County Commissioners, I would like to convey its confidence in you regarding your assistance and expert legal direction to Seminole County in the past. We look forward to continuing our excellent working relationship with you and your firm.

Very truly yours,

Robert A. McMillan
County Attorney

RM/gn

cc: Chairman McLain

Kevin Grace, County Manager

Rob Frank, Deputy County Manager

Janet Davis, Human Resources Director

Robert Wilson, County Finance Director

ACCEPTED _____

DATE _____

DAVID V. KORNREICH, Esquire
Muller, Mintz, Kornreich, Et Al