

**CLEVELAND PUBLIC LIBRARY**

**Finance Committee**

December 15, 2020

**RESOLUTION AUTHORIZING FIFTH AMENDMENT WITH CHILCOTE & WRIGHT  
LLP FOR LEGAL SERVICES RELATED TO THE MARTIN LUTHER KING, JR.  
BRANCH OF THE CLEVELAND PUBLIC LIBRARY**

WHEREAS, On January 16, 2020, this Board amended the agreement with the Chilcote Law Firm LLP, now known as Chilcote & Wright LLP, by an additional \$75,000 to cover additional costs based on new developments in discussions with the developers of the new Martin Luther King, Jr. library and the need to negotiate additional transactions and agreements; and

WHEREAS, Chilcote & Wright have been working diligently to revise the development agreement and have been in regular discussions with the developer regarding key issues such as progress, timing, financing, and the structure of the revised development agreement and the development itself; and

WHEREAS, The Library will continue to require assistance from Chilcote & Wright as the Library continues to negotiate the revised development agreement and moves on to negotiating and drafting other aspects of the transaction, including cost allocation and a reciprocal easement and operating agreement; and

WHEREAS, The Director of Legal Affairs would like to continue to retain the Chilcote & Wright LLP at their current hourly rate of \$275 per hour, which the Library Administration finds to be fair and reasonable; now therefore be it

RESOLVED, That the Board of Library Trustees hereby authorizes the Executive Director, CEO or the Director of Legal Affairs to enter into an amendment to the Agreement with Chilcote & Wright to provide additional legal services in connection with the Martin Luther King, Jr. branch relocation project at the hourly rates set forth in this Resolution, which expenditure shall be charged to Construction—Tax Exempt fund account 40276705-55300 (Construction/Improvements), and requires that the Fiscal Officer provide a report to the Board of Library Trustees of fees paid to Chilcote & Wright LLP on a quarterly basis.