



# Allegheny County Council

County of Allegheny  
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## Legislation Text

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**File #:** 12802-23, **Version:** 1

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Motion of the Council of Allegheny County authorizing payment of three invoices for extraordinary professional services rendered as a result of litigation captioned *Fitzgerald v. Allegheny County Council*.

**Whereas**, on October 12, 2022, Allegheny County Council entered into a contract for the provision of professional services with Frank, Gale, Bails & Procrass, P.C. (“FGBP”); and

**Whereas**, pursuant to this contract, FGBP provides legal advice, counsel, and representation to Allegheny County Council as its solicitor; and

**Whereas**, pursuant to §3.c. of the contract between FGBC and Council, “[c]ompensation paid pursuant to the terms of this Paragraph shall not exceed the amount of \$5,000 in any given calendar month unless compensation greater than \$5,000 for such calendar month is approved via written motion duly enacted by [Council].”; and

**Whereas**, on June 6, 2023, Allegheny County Council passed Bill No. 12345-22, enacting a minimum wage for County employees; and

**Whereas**, Chief Executive Rich Fitzgerald vetoed this bill, and Council overrode that veto on June 20, 2023; and

**Whereas**, in response to his veto being overridden, Chief Executive Fitzgerald filed a declaratory judgment action captioned *Fitzgerald v. County Council*, at GD-23-7939; and

**Whereas**, this litigation has resulted in extraordinary expenses for FGBP, acting as County Council’s solicitor, in the months of June and July, 2023; and

**Whereas**, it is accordingly the desire of Council to authorize payment of invoices 72809, 73295, and 73188, issued on June 30, July 31 and August 31 and for a total of \$8,070.50, in accordance with the provisions of §3.c. of Council’s contract with FGBP; and

***The Council of the County of Allegheny therefore hereby moves as follows:***

Council hereby authorizes payment of invoices 72809, 73295, and 73188, as referenced herein.