

M E M O R A N D U M

TO: Town Commissioner
FROM: Howard Tipton, Town Manager
REPORT DATE: August 29, 2025
MEETING DATE: September 8, 2025
SUBJECT: Conflict Waiver Request Between Town and Sarasota County
for Construction of a Community Hall

Background

The Town and Sarasota County wish to enter into one or more interlocal agreements for the purpose of coordinating resources for the construction of a Community Hall, which will include indoor and outdoor space under the same roof as the new Sarasota County Library. The Town has requested that Bryant Miller Olive P.A. ("BMO") represent the Town by assisting in the development and drafting of language for inclusion in such interlocal agreement(s), memorializing the Town's financial responsibilities and obligations with respect to the Project.

BMO currently serves as disclosure counsel to the County under an ongoing legal services agreement. They represented the County as disclosure counsel for many years and have previously provided legal services to the County in other matters. BMO also represents the Town as bond and disclosure counsel and in a variety of other matters.

The Florida Bar generally prohibits a lawyer from representing a client if the representation will be directly adverse to another client or if there is a substantial risk that the representation will be materially limited by the lawyer's responsibilities to another client, a former client, a third person, or by a personal interest of the lawyer. This general prohibition does not bar the representation if both clients provide informed written consent.

Staff Recommendation

Approve and authorize the execution of the Informed Consent to Representation, allowing Bryant Miller Olive P.A. to provide legal services.

Attachment (Available in the Town Clerk's Office)

Informed Consent to Representation

End of Agenda Item