

**From:** [Erica Richards](#)  
**To:** [Mackesey, Brendan](#); [Mary Beth McNeil](#)  
**Cc:** [Celeste, Merry E](#)  
**Subject:** RE: CFA with SWFWMD for Bee Branch Creek  
**Date:** Tuesday, January 24, 2017 1:07:58 PM

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Hi Brendan,

You are correct, we cannot remove or alter the indemnification language. It is required for all of our CFAs.

Thanks!

Erica E. Richards  
Senior Attorney  
813.985.7481 x 2139

-----Original Message-----

From: Mackesey, Brendan [<mailto:bmackesey@co.pinellas.fl.us>]  
Sent: Tuesday, January 24, 2017 12:45 PM  
To: Mary Beth McNeil <MaryBeth.McNeil@swfwmd.state.fl.us>  
Cc: Celeste, Merry E <mceleste@co.pinellas.fl.us>; Erica Richards <Erica.Richards@swfwmd.state.fl.us>  
Subject: RE: CFA with SWFWMD for Bee Branch Creek

Thank you very much MaryBeth and congrats on the interim procurement manager position. I will be sure to include her in future correspondence. I assume SWFWMD is unwilling to change the indemnity language?

-----Original Message-----

From: Mary Beth McNeil [<mailto:MaryBeth.McNeil@swfwmd.state.fl.us>]  
Sent: Tuesday, January 24, 2017 12:31 PM  
To: Mackesey, Brendan <bmackesey@co.pinellas.fl.us>  
Cc: Celeste, Merry E <mceleste@co.pinellas.fl.us>; Erica Richards <Erica.Richards@swfwmd.state.fl.us>  
Subject: RE: CFA with SWFWMD for Bee Branch Creek

Hi Brendan,

I apologize for not responding timely. I am currently working as the interim procurement manager for the District so I am copying Erica on your request. Feel free to email both of us in the future on these requests.

Thanks,  
Mary Beth

-----Original Message-----

From: Mackesey, Brendan [<mailto:bmackesey@co.pinellas.fl.us>]  
Sent: Tuesday, January 24, 2017 11:48 AM  
To: Mary Beth McNeil <MaryBeth.McNeil@swfwmd.state.fl.us>  
Cc: Celeste, Merry E <mceleste@co.pinellas.fl.us>  
Subject: FW: CFA with SWFWMD for Bee Branch Creek

Hey Mary Beth -- hope all is well -- just resending my original message below.

Brendan P. Mackesey  
Assistant County Attorney  
PH:(727) 464-3354 / FAX (727)464-4147  
[bmackesey@pinellascounty.org](mailto:bmackesey@pinellascounty.org)

All government correspondence is subject to the public records law.

-----Original Message-----

From: Celeste, Merry E  
Sent: Tuesday, January 24, 2017 11:47 AM  
To: Mackesey, Brendan <bmackesey@co.pinellas.fl.us>; Mary Beth McNeil <MaryBeth.McNeil@swfwmd.state.fl.us>  
Subject: RE: CFA with SWFWMD for Bee Branch Creek

Good afternoon: Did the County receive a response from SWFWMD regarding the request below?

Thank you,

Merry Celeste  
Public Works  
14 S. Ft. Harrison Ave., 2nd Floor  
727-464-3185

-----Original Message-----

From: Mackesey, Brendan  
Sent: Tuesday, January 17, 2017 10:36 AM  
To: Mary Beth McNeil <MaryBeth.McNeil@swfwmd.state.fl.us>  
Cc: Celeste, Merry E <mceleste@co.pinellas.fl.us>  
Subject: FW: CFA with SWFWMD for Bee Branch Creek

Hi Mary Beth -- hope you had a good (3-day) weekend:

The Pinellas County Attorney's Office is currently reviewing a CFA between SWFWMD and the County for Bee Branch Improvements. Section 10 of the CFA requires that the County indemnify SWFWMD under certain circumstances.

As outlined in County Resolution 06-70, the County does not indemnify other parties under most circumstances. If County indemnification must be provided in the CFA, the County requests that the language provided in Section III of County Resolution 06-70 be used. Please confirm whether SWFWMD will delete the current indemnification language or alter it accordingly. For your reference, both the CFA and Resolution 06-70 are attached.

Regards

Brendan P. Mackesey  
Assistant County Attorney  
PH:(727) 464-3354 / FAX (727)464-4147  
bmackesey@pinellascounty.org

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-----Original Message-----

From: Celeste, Merry E  
Sent: Tuesday, January 17, 2017 10:16 AM  
To: Mackesey, Brendan <bmackesey@co.pinellas.fl.us>  
Cc: Talhouk, David A <dtalhouk@co.pinellas.fl.us>  
Subject: CFA with SWFWMD for Bee Branch Creek

Good morning Brendan: Section 10.1/10.2 of the attached agreement requests the County to indemnify SWFWMD. I'm processing this in Legistar for Board approval. Did you want to petition SWFWMD to remove or modify the language?

Thanks,

Merry Celeste  
Public Works  
14 S. Ft. Harrison Ave., 2nd Floor  
727-464-3185

-----Original Message-----

From: DEI45-Contracts-Tosh3505AC [<mailto:Tosh3505AC2ndFlrAdmin@pinellascounty.org>]

Sent: Tuesday, January 17, 2017 12:57 PM

To: Celeste, Merry E <mceleste@co.pinellas.fl.us>

Subject: Send data from MFP11700865 01/17/2017 09:57

Scanned from MFP11700865

Date:01/17/2017 09:57

Pages:18

Resolution:200x200 DPI

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