



Pinellas County

Staff Report

File #: 21-1742A, **Version:** 1

Subject:

Proposed initiation of litigation in the case of Pinellas County v. Moss & Associates, LLC and OCI Associates, Inc. for money damages arising out of Contract No. 134-0308-NC.

Recommended Action:

Approval and authorization for the County Attorney, through outside counsel, to initiate litigation against Moss & Associates, LLC and OCI Associates, Inc.

Strategic Plan:

N/A

Summary:

The County Attorney's Office is seeking authorization to file suit through outside counsel if negotiations to resolve the dispute are unsuccessful.

This action is the result of breach of contract for the Design/Build Jail Campus Infrastructure Project. Moss & Associates, LLC was the design builder and OCI Associates, Inc. was the Engineer of Record. The project was to be "turnkey," for the purpose of improving the existing jail campus infrastructure by replacing old facilities with newer more efficient facilities with up-to-date technology. The project included, but was not limited to, the construction of a new kitchen; laundry; and central plant and jail control building. Numerous aspects of the project have failed or are failing.

This authorization includes bringing suit against all defendants that may be or become necessary to fully litigate this action.

Background Information:

This contract was originally awarded by the Board on February 24, 2015, and amended to include Phase 2 (Construction) on August 9, 2016, under Legistar item 16-994A.

Fiscal Impact:

N/A

Staff Member Responsible:

Jewel White, County Attorney

Christy Donovan Pemberton, Managing Assistant County Attorney

Partners:

N/A

Attachments:

N/A