



**RESOLUTION 2013-06 RATIFYING TOWN COUNCIL VOTE TO CONFIRM  
ATTORNEY MARCUS MCDOWELL AS TOWN ATTORNEY**

**WHEREAS**, on February 19, 2013 the Town Council voted affirmatively to secure the services of Attorney Marcus McDowell with the Professional Association of Wilkins, Bankester, Biles & Wynne as Town Attorney per conditions stated in his proposal dated January 10, 2013 (proposal attached); and


**WHEREAS**, Attorney McDowell accepts the Council's vote of affirmation and agrees to serve as Town Attorney.

**NOW, THEREFORE**, be it resolved that the Council vote as reflected in the minutes of February 19, 2013 is hereby ratified by the Town Council.

ADOPTED this **19<sup>th</sup> day of March, 2013** in regular session assembled and under the Seal of the Town of Perdido Beach.

  
\_\_\_\_\_  
Patsy W. Parker, Mayor

ATTEST:

  
\_\_\_\_\_  
Lynn Thompson, Town Clerk

# WILKINS, BANKESTER, BILES & WYNNE

A PROFESSIONAL ASSOCIATION  
LAWYERS

OLD TRAILWAY BUILDING  
POST OFFICE BOX 400  
BAY MINETTE, ALABAMA 36507  
TELEPHONE (251) 937-7024  
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TAYLOR D. WILKINS, JR.  
BAYLESS E. BILES  
MARION E. WYNNE, JR.  
KENNETH R. RAINES  
MARCUS E. MCDOWELL  
ROBERT W. WALLER, JR.

CLAUDE E. BANKESTER (1928-1993)  
KREG L. MORRIS (1969-2001)

FAIRHOPE OFFICE  
221 FAIRHOPE AVENUE  
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FAIRHOPE, ALABAMA 36533  
TELEPHONE (251) 928-1915  
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**January 10, 2013**

Ms. Patsy Parker, Mayor  
Town of Perdido Beach  
9212 CR 97  
Perdido Beach, Alabama 36530

**RE: Town Attorney Position**

Dear Mayor Parker:

It is my understanding the Town of Perdido Beach may have an opening for Town Attorney. Our firm has over fifty years of combined experience in the legal fields of municipal and county government. Members of our firm are currently attorneys, prosecutors and judges for municipalities across Baldwin County. I have been prosecuting for the City of Fairhope for over six years with Tut Wynne. I have also prosecuted for Robertsedale and Elberta and filled in for the City Attorney in absence of the appointed lawyers from time to time. Additionally, I work with the current City Attorney for Fairhope and was involved in conflict litigation representing governmental officials in the City of Mobile

I reviewed our member's general pay scale with other municipalities and propose handling Town Attorney services for a \$750.00 retainer per month. The proposed retainer is less than our fees to other municipalities given there is one meeting a month and no city court involved. The retainer would naturally cover all city work, including a council appearance every month and meetings before and after, as requested. Also, we do not charge for small matters, such as quick phone calls or simple issues we have to handle.

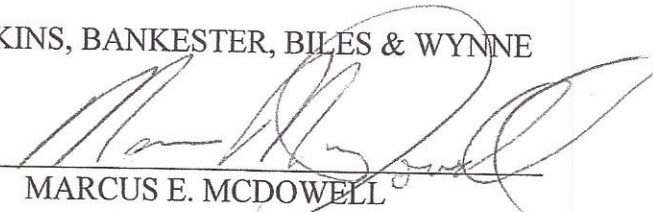
If retained, our firm requests to bill \$100.00 per hour for general litigation and other matters that require research or significant time. We typically bill a flat fee of \$75.00 for a deed or utility easement and try and keep costs low. Given our firm's extensive experience in this area of law, we hopefully will have fewer overall fees and costs.

Upon review, please let me know your thoughts on the matter and if you have any questions, please do not hesitate to ask. I look forward to meeting with you and the Council members to discuss this matter further.

Respectfully,

WILKINS, BANKESTER, BILES & WYNNE

By:

  
MARCUS E. MCDOWELL

MEMc/mlm  
cc: Andy Holk  
Enclosure