

Motion made by Commissioner Hardesty, that the following Consulting Attorneys' Contract presented by Harvey Allen, be, and the same is hereby approved, and the Chairman is authorized to sign same, and also that any projects under development, or, in the process of development at the present time, that the attorney and engineer on these projects will not be affected by the contract with Harvey Allen. Motion was seconded by Commissioner Baily, and upon roll call, unanimously carried.

CONSULTING ATTORNEYS' CONTRACT

THIS AGREEMENT made and entered into this 15th day of August, 1949, by and between THE BOARD OF COUNTY COMMISSIONERS OF TULSA COUNTY, OKLAHOMA, as Party of the First Part, hereinafter referred to as the "COMMISSIONERS", and the law firm of ALLEN & ALLEN, composed of Font L. Allen and Harvey F. Allen of Tulsa, Oklahoma, hereinafter referred to as the "ATTORNEYS".

WITNESSETH:

WHEREAS, under the provisions of Chapter 1-C Title 69 Acts of the 20th Legislature of the State of Oklahoma as amended by House Bill 428 by the General Session of the 22nd Legislature of the State of Oklahoma in 1949 there is provided for the creation of Limited Access Facilities and the construction of projects thereunder; and,

WHEREAS, it is the desire of the COMMISSIONERS to take advantage of the opportunities afforded under the provisions of said law, and to cause to be created and constructed Limited Access Facilities thereunder; and,

WHEREAS, it is the considered judgment of the COMMISSIONERS that the services of reputable and capable firm of attorneys is necessary to the proper handling of the legal affairs of any engineer or engineers who may be hired to perform the engineering services and/or to supervise and coordinate the non-construction work on each and all of said Limited Access Facilities created under said House Bill 428.

THEREFORE, IT IS HEREBY AGREED by and between the said COMMISSIONERS and said ATTORNEYS:

That the COMMISSIONERS has and does hereby employ said ATTORNEYS under the provisions of Chapter 1-C Title 69 Acts of the 20th Legislature of the State of Oklahoma as amended by House Bill 428 by the General Session of the 22nd Legislature of the State of Oklahoma, 1949, as the CONSULTING ATTORNEYS, this contract of employment to extend to each and every Limited Access Facility within Tulsa County, Oklahoma, for which any engineer or engineers is or are employed, and said contract shall extend for a period of twelve (12) months from date of its execution. It is further understood and agreed that the County shall not become liable as such for the compensation of said ATTORNEYS, but their compensation and fees shall be included in the cost of the Limited Access Facilities and shall be separate and apart from any expenses or fees of the engineer or engineers and said fee shall be a sum equal to Two (2%) percent of the total cost of construction of each and all Limited Access Facilities; and shall be paid when the funds become available either through deposit with or by the engineer or through deposit with or by the COMMISSIONERS, or through any other source in conformity with House Bill 428. Said ATTORNEYS upon their part hereby agree to diligently and promptly perform each and every part of the services incumbent upon them to be performed under this contract and they further agree to accept payment for such services as hereinabove provided.

It is further hereby agreed that said ATTORNEYS may have the privilege of associating themselves with any other attorney or attorneys of their choice, if they deem it advisable.

It is further hereby agreed that in the event any project or projects shall have been commenced prior to the expiration of this contract, that this contract shall extend to and include the completion of said project.

IN WITNESS WHEREOF THE parties have hereunto set their hands and seals the day and date first above written.

THE BOARD OF COUNTY COMMISSIONERS OF
TULSA COUNTY, OKLAHOMA

By s/n John Couch
John Couch, Chairman
PARTY OF THE FIRST PART

ALLEN & ALLEN, ATTORNEYS

(SEAL)
ATTEST:
s/n Andy Stokes,
County Clerk

By s/n Harvey F. Allen
PARTY OF THE SECOND PART

Approved as to form and legality this ____ day of August, 1949.

ELMER W. ADAMS, County Attorney
By _____
ASSISTANT COUNTY ATTORNEY