



TO: JASON ATKINSON, DIRECTOR OF PUBLIC WORKS, PUBLIC WORKS

FROM: CAMILLE WALLACE, ESQ., SENIOR ASSISTANT CITY ATTORNEY *CAW*

THROUGH: SARA HEDGES, CITY ATTORNEY *SH*

CAO RLS# / RE: MUTUAL BENEFIT AND USE AGREEMENTS – DEBRIS MONITORING/EMERGENCY DEBRIS REMOVAL SERVICES:

RLS#234	TRUE NORTH EMERGENCY MANAGEMENT, LLC
RLS#235	CUSTOM TREE CARE, INC.
RLS#236	DRC EMERGENCY SERVICES, LLC
RLS#237	BERGERON EMERGENCY SERVICES
RLS#238	CERES ENVIRONMENTAL SERVICES, INC.

DATE: AUGUST 22, 2025

I have reviewed the above Request for Legal Services (RLS) related to the Mutual Benefit and Use Agreements (MBUA) between the City of Fort Pierce and the above-named Contractors which piggybacks on St. Lucie County's contract for emergency debris removal. Please note the following comments:

1. Each MBUA has been revised to reflect the procurement and agreement history.
2. Each MBUA has been revised to reflect the new Term Period and additional provisions. Since these contracts may require debris removal services during a declared state of emergency event, I recommend incorporating contract provisions required should the city seek federal public assistance from FEMA (Federal Emergency Management Agency). Since St. Lucie County's contract with the Contractors does not include all contract language required for federal public assistance, I have drafted an Exhibit that does contain all required provisions.
3. Each MBUA contains language related to passage of SB 180 which requires a breach of contract provision for contracts entered into, renewed, or amended on or after July 1, 2025, requiring the service provider to pay a penalty in the event the provider breaches the contract during an emergency recovery period.
4. A redlined version of the MBUA for True North Emergency Management has been included with this Memo so changes made to all the other MBUAs can be tracked.

5. A clean version of each MBUA is included with this Memo which I recommend for template use for future MBUAs.
6. All MBUAs are approved as to form and correctness.
7. Recommendation: The Department should place all MBUAs on the Commission consent Agenda for review and approval prior to execution.

If you have any questions, please do not hesitate to contact this Office via phone or e-mail. Thank you.