



## City Council Meeting - Final

September 18, 2023

7:00 PM

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- A. **AGR2023-040** Approval for the renewal of the Professional Services Agreement with City of Smyrna Government Affairs Consultant, Mr. Kash Trivedi beginning September 1, 2023 and continuing until August 31, 2024 as well as have the Mayor sign and execute all related documents.



# City of Smyrna

## Issue Sheet

A Max Bacon  
City Hall  
2800 King Street  
Smyrna, GA 30080

File Number: AGR2023-040

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**Agenda Date:** 9/18/2023

**In Control:** City Council

**File Type:** Agreement

**Agenda Section:**  
Formal Business

**Agenda Number:** A.

**Department:** Administration

**Agenda Title:**

Approval for the renewal of the Professional Services Agreement with City of Smyrna Government Affairs Consultant, Mr. Kash Trivedi beginning September 1, 2023 and continuing until August 31, 2024 as well as have the Mayor sign and execute all related documents.

***Citywide***

**ISSUE AND BACKGROUND:**

Mr. Kash Trivedi is a Smyrna resident with a boutique firm focusing on government affairs efforts before the Georgia General Assembly and Executive Branch and has served as the City's Government Affairs Consultant since 2020.

Mr. Trivedi is a seasoned government affairs consultant with ideal relationships with the leadership in both the State House and Senate Chambers. Mayor & Council propose the continued professional engagement of a government affairs consultant to represent the City of Smyrna before the Georgia Legislature and the Executive Branch. As our city manages the city budget and projects over the next few years, the need for possible state funds and assistance is anticipated.

This agreement would be strictly before the Georgia General Assembly, Administration and State departments. There would be no federal government activity.

**RECOMMENDATION / REQUESTED ACTION:**

Staff recommends the approval for the renewal of the Professional Services Agreement with City of Smyrna Government Affairs Consultant, Mr. Kash Trivedi beginning September 1, 2023 and continuing until August 31, 2024 terminated as well as have the Mayor sign and execute all related documents.

# GOVERNMENT AFFAIRS CONSULTANT PROFESSIONAL SERVICES AGREEMENT

## **SCOPE OF SERVICES**

Kash Trivedi, "Consultant" is hereby engaged as a government affairs consultant for a period of twelve months. During the term of this contract the Consultant shall represent the City of Smyrna before the Georgia Legislature and the Executive Branch. As a part of this general representation, and in addition to other issues concerning the City, the Consultant shall focus on procuring state funds and assistance. The services of the government affairs consultant are to be strictly before the Georgia General Assembly, Administration and State departments. There will be no federal government activity unless otherwise agreed upon by the parties.

## **FEES:**

The Consultant shall be paid in monthly installments, due by the tenth day of each month the sum of \$5,000.

## **LENGTH OF CONTRACT:**

The term of this agreement begins September 1, 2023 and continues unless August 31, 2024 as provided herein.

## **TERMINATION CLAUSE:**

Either side may terminate this agreement with thirty (30) days written notice. Any outstanding invoices of either party owed by the other will be pro-rated and paid immediately.

## **CONFIDENTIALITY AGREEMENT:**

"Consultant" guarantees the confidentiality of all proprietary information.

- a) "Proprietary Information" means information related to the CLIENT (1) which derives economic value, actual or potential, from not being generally known to or readily ascertainable by the other persons who can obtain economic value from its disclosure or use; and (2) which is the subject of efforts that are reasonable under the circumstances to maintain its secrecy. Assuming the foregoing criteria are met, Proprietary Information includes, but is not limited to, technical and non-technical data related to the formulas, patterns, designs, complications, programs, methods, techniques, drawings, processes, finances, donors, and employees of the Corporation or its affiliates. Proprietary Information also includes information, which has been disclosed to CLIENT by a third party and CLIENT is obligated to treat as confidential.
- b) All Proprietary Information and all physical embodiments thereof received or developed by "Consultant" while employed by CLIENT are confidential to and are and will remain the sole and exclusive property of the CLIENT. Except to the extent necessary to perform the duties assigned to them by the CLIENT, "Consultant" will

hold such Proprietary Information in trust and strictest confidence, and will not use, reproduce, distribute, disclose or otherwise disseminate the Proprietary Information or any physical embodiments thereof and may in no event take any action causing or fail to take action necessary in order to prevent, and Proprietary Information disclosed to or developed by “Consultant” to lose its character or cease to qualify as Proprietary Information.

- c) In any event upon termination of the contract with “Consultant”, Consultant will promptly deliver to the CLIENT all property belonging to the CLIENT, including without limitation, all Proprietary Information (and all physical embodiments thereof) then in his custody, control or possession.

**CONTRACT:**

- This contract is only assignable by Consultant to an entity affiliated with Consultant.
- This Agreement is the sole and only agreement between the parties for this project.
- This agreement shall be governed by the laws of the State of Georgia.

Signed and Agreed to:

Signed and Agreed to:

By:

By:

\_\_\_\_\_  
Derek Norton, Mayor  
City of Smyrna, Ga.  
2800 King Street SE  
Smyrna, Ga 30080

\_\_\_\_\_  
Kash Trivedi, Consultant  
3580 South Sherwood Road  
Smyrna, Ga 30082  
(229) 506-3271

Date: \_\_\_\_\_

Date: \_\_\_\_\_

**ATTEST:**

**CITY SEAL:**

\_\_\_\_\_  
Heather K. Peacon-Corn  
City Clerk, City of Smyrna