

M Management Committee

Metropolitan Council Meeting of July 11, 2007

ADVISORY INFORMATION

Date:	May 31, 2007
Subject:	Amendment to Legal Services Agreement
District(s), Member(s)	All
Policy/Legal Reference:	Minnesota Statute § 473.129, subd. 3
Staff Prepared/Presented	Nils F. Grossman - 651.602.1463
Division/Department:	Legal - Office of the General Counsel

Proposed Action/Motion

That the Metropolitan Council authorize the General Counsel to amend one legal services agreement to increase the maximum Contract Price as follows:

<u>Law Firm</u>	<u>Services</u>	<u>Term</u>	<u>Current Price</u>	<u>Proposed Increase</u>	<u>New Price</u>
Bassford	Legal Services Tort & Property Damage Contract No. 06P152A	12/31/09	\$125,000	\$125,000	\$250,000

Issue(s)

Whether to increase the maximum amount payable in order to ensure continuation of legal services by this provider.

Overview and Funding

The Office of General Counsel procures outside legal services for various public law matters. These service contracts are awarded through a process of competitive negotiation using a formal or informal RFP process. The Contract Price set in each agreement represents a cap on the amount payable; it is a "ceiling," and not a guarantee or entitlement. Regardless of any Contract Price, the actual amount paid under a legal services agreement is based upon: actual services requested and rendered; and, the budget amount(s) approved by the Metropolitan Council.

When Contract Prices exceed \$250,000, each subsequent amendment must be approved by the Metropolitan Council.

The proposed amendment would allow the General Counsel to pay for essential legal services.