

# M Management Committee

## For the Metropolitan Council meeting of January 23, 2008

### ADVISORY INFORMATION

**Date Prepared:** January 14, 2008

**Subject:** Amendment to Legal Services Agreement

#### Proposed Action:

That the Metropolitan Council authorizes the General Counsel to amend legal services agreements to increase the maximum contract prices as follows:

<u>Law Firm</u>	<u>Services</u>	<u>Term</u>	<u>Current Price</u>	<u>Proposed Increase</u>	<u>New Price</u>
Fredrikson & Byron	Legal Services related to MOAC v. Metropolitan Airports Commission Contract No. 07PO75	12/31/08	\$125,000	\$125,000	\$250,000
Parker Rosen	Legal Services related to Transit Employment RA and Planning, Employment and Human Resources Contract No. 06P153A	12/31/09	\$250,000	\$125,000	\$375,000
Bassford Remele	Legal Services related to Tort & Property Damage Contract No. 06P152A	12/31/09	\$250,000	\$125,000	\$375,000
Dorsey & Whitney	Legal Services related to Northstar, Central Corridor, Claims and other Public Law Matters Contract No. 00P0140	12/31/08	\$425,000	\$125,000	\$550,000

#### Summary of Committee Discussion / Questions:

Nils F. Grossman, General Counsel, presented the proposed amendments to the Committee and gave a brief description for the increase pertaining to contract terms and budget information. General Counsel responded to members who presented inquiries to litigation and/or case work.

# Management Committee

**Business Item**

Item: 2008-14

**Meeting date: January 9, 2008**

## ADVISORY INFORMATION

**Date:** December 17, 2007  
**Subject:** Amendment to Legal Services Agreement  
**District(s), Member(s):**  
**Policy/Legal Reference:** Minnesota Statute § 473.19, subd. 3  
**Staff Prepared/Presented:** Nils F. Grossman - 651.602.1463  
**Division/Department:** Legal – Office of General Counsel

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## Background

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

## 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.