

**M** Management Committee  
 For the Metropolitan Council meeting of November 26, 2008

**ADVISORY INFORMATION**

**Date Prepared:** November 13, 2008

**Subject:** Technical Amendments to Legal Services Agreements; No Budget Impacts

**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>
Dorsey Whitney	Legal Services related to Construction and Engineering Matters Contract No. 02P096	12/31/08	\$210,000	\$150,000	\$360,000
Lockridge Grindal Nauen	Legal Services related to Housing, Land Use, Planning, Parks Open Space Contract No. 01P143	12/31/09	\$300,000	\$100,000	\$400,000

**Summary of Committee Discussion / Questions:**

Mark Thompson, Acting General Counsel, presented the proposed amendments to the Committee and gave a brief description for the increase pertaining to contract terms and budget information. A motion was made to adjust the new total price for Dorsey Contract No. 02P096 to be 360,000.

# Management Committee

**Business Item**

Item: 2008-316

**Meeting date: November 12, 2008**

## ADVISORY INFORMATION

**Date:** October 15, 2008

**Subject:** Technical Amendments to Legal Services Agreements; No Budget Impacts

**District(s), Member(s):**

**Policy/Legal Reference:** Minnesota Statute § 473.19, subd. 3

**Staff Prepared/Presented:** Mark Thompson - 651.602.1105

**Division/Department:** Office of General Counsel

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## Background

The Office of General Counsel procures outside legal services for various public law matters. These service contracts are typically 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.

## Rationale

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.

## Funding

No funding implications or impacts.

## Known Support / Opposition

None.