

# M Management Committee

For the Metropolitan Council meeting of July 22, 2009

## ADVISORY INFORMATION

**Date Prepared:** July 13, 2009

**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>
Fredrikson Byron	Legal Services related to MOAC v. Metropolitan Airports Commission Contract No. 07P075	01/01/07- 12/31/10	\$250,000	\$100,000	\$350,000
Lockridge Grindal Nauen	Legal Services related to Housing, Land Use, Planning, Parks and Open Space Matters	09/09/01- 12/31/09	\$400,000	\$100,000	\$500,000

### Summary of Committee Discussion / Questions:

Acting General Counsel Mark Thompson presented the proposed amendments to the Committee and gave a brief description for the increase pertaining to contract terms and budget information.

# Management Committee

**Business Item**

Item: 2009-229

**Meeting date: July 8, 2009**

## ADVISORY INFORMATION

**Date:** June 29, 2009

**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, Acting General Counsel  
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.