

M Management Committee

For the Metropolitan Council Meeting of January 27, 2010

ADVISORY INFORMATION

Date Prepared: January 14, 2010

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>
Lockridge Grindal	Legal Services related to Housing, Land Use, Planning, Parks Open Space and Other Matters	9/9/01 - 12/31/10	\$500,000	\$250,000	\$750,000
Provo-Petersen O'Neill	Legal Services related to Tort & Property Damage Contract No. 08P044B	1/31/09 - 1/31/12	\$125,000	\$125,000	\$250,000

Summary of Committee Discussion / Questions:

General Counsel Donald Muetting and Dave Larrabee presented the proposed amendments to the Committee and gave a brief description for the increase pertaining to contract terms and budget information.

M Management Committee

Business Item

Item: 2010-13

Meeting date: January 13, 2010

ADVISORY INFORMATION

Date: December 30, 2010
Subject: Technical Amendments to Legal Services Agreements; No Budget Impacts
District(s), Member(s):
Policy/Legal Reference: Minnesota Statute § 473.129, subd. 3
Staff Prepared/Presented: Donald Muetting, General Counsel
651.602.1463
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. 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 amendments would allow the General Counsel to pay for essential legal services.

Funding

No funding implications or impacts.

Known Support / Opposition

None