



**Austin Transit Partnership Board of Directors Resolution**

**Meeting Date: 10/20/2021**

**ATP-2021-030**

**Contract Award for On Call Legal Services**

**SUBJECT:** Approval of a resolution authorizing the Austin Transit Partnership (“ATP”) Executive Director, or their designee, to negotiate and execute contracts with multiple firms for on-call legal services for a base period of three years in an amount not to exceed \$13,217,000 with two, twelve-month option periods for a total of five years in an amount not to exceed \$23,000,000.

**FISCAL IMPACT:** Funding for the first 11 months of these contracts is available in the approved FY22 Operating Budget; funding for the remaining 25 months of the base term or any option period is contingent on future funding.

**RESPONSIBLE DEPARTMENT:** Legal.

**EXECUTIVE SUMMARY:** This resolution is for authorization to permit ATP’s Executive Director, or their designee, to negotiate and execute contracts with multiple firms to provide on-call legal services to ATP in eight areas of practice: General Counsel Services; Litigation; Public Procurement and Alternative Project Delivery; Real Estate and Eminent Domain; Public Transportation Law (Federal and State); Finance and Tax Law; and Intellectual Property. To supplement ATP's in-house legal staff with outside legal services in support of Project Connect, the Legal Department proposes to enter into contracts with multiple firms to advise ATP on legal matters as they arise. By contracting with each firm to provide legal services to ATP on an on-call basis, ATP can issue a task order to the appropriate legal firm when certain legal services are required in specialized areas or when the project schedule requires additional legal resources.

The list of recommended firms was developed through a competitive request for proposals process. Nineteen firms responded and the recommended firms are the highest evaluated firms based on the following: personnel qualifications; the firm’s capabilities; practice scope understanding; practice project approach; and the inclusion of women, LGBTQ+, lawyers with disabilities, and racial/ethnic minority lawyers, collectively referred to as “historically underrepresented lawyers” in law firm leadership roles. Because the legal services contracts will not be federally funded, no DBE goal was included in the procurement. The historically underrepresented lawyers evaluation factor, however, did require firms to provide evidence of policies and practices that affirmatively consider historically underrepresented lawyers for significant leadership roles in the firm.

The exact amount of each contract will depend on the work performed, but the total amount of all contracts for these legal services shall not exceed \$23,000,000 over five years.



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**RESOLUTION  
OF THE  
AUSTIN TRANSIT PARTNERSHIP  
BOARD OF DIRECTORS**

STATE OF TEXAS

**Resolution ID: ATP-2021-030**

COUNTY OF TRAVIS

***Contract Award for On Call Legal Services***

**WHEREAS**, the Austin Transit Partnership (“ATP”) Board of Directors recognizes the need to procure high-quality on call legal services in support of the implementation of Project Connect; and

**WHEREAS**, the ATP Board of Directors desire to ensure that qualified law firms are readily available to provide services as the need arises; and

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Directors of ATP that the Executive Director, or their designee, is authorized to negotiate and execute contracts with each of the firms listed in Exhibit A for on-call legal services for a base period of three years in an amount not to exceed \$13,217,000 with two, twelve-month option periods for a total of five years in an amount not to exceed \$23,000,000.

\_\_\_\_\_  
**Casey Burack**  
**Secretary of the Board**

**Date:** \_\_\_\_\_

EXHIBIT A

Ashurst  
Dubois, Bryant & Campbell  
Greenberg Traurig  
Hogan Lovells and Hunton Andrews Kurth  
Husch Blackwell  
Hyatte O. Simmons  
Kaplan Kirsch & Rockwell  
Mayer Brown, LLP  
McCall Parkhurst & Horton  
Nossaman LLP  
Orrick, Herrington & Sutcliffe  
Winstead PC