



## **AGENDA MEMORANDUM**

Future Item for the City Council Meeting of March 29, 2016  
Action Item for the City Council Meeting of April 12, 2016

**DATE:** March 10, 2016  
**TO:** Ronald L. Olson, City Manager  
**FROM:** Miles Risley, City Attorney  
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Motion to authorize Professional Services Agreement with Julian Grant for Legal Services in amount of \$50 per hour, in a total amount not to exceed \$75,000

### **CAPTION:**

Motion to authorize City Manager or designee to execute Professional Services Agreement for Contract Legal Counsel with Julian Grant at hourly rate of \$50.00 in a total amount not to exceed \$75,000 for Fiscal Year 2015-2016.

### **PURPOSE:**

Contract to continue to receive legal services from attorney experienced with City development services and economic development areas of law.

### **BACKGROUND AND FINDINGS:**

City has occasionally entered into agreements for contract legal counsel for outside legal services as needed for such matters as water law expertise, municipal court prosecution, and economic development and development services. When the City expects an agreement will exceed \$50,000 in a fiscal year, it obtains City Council approval. For example, the City Council previously authorized a one-year contract with attorney Tim Brown of the Sledge Law Firm to provide water law expertise at hourly rate of \$175, in an amount not to exceed \$7,000 per month. In the last few years, the City has entered into agreements for contract legal counsel for municipal transactional work and Municipal Court prosecution at rates between \$30 and \$50 per hour.

In 2015, Julian Grant retired from more than 20 years of municipal and state service. Upon his retirement, the City contracted with him to allow continued legal services in development services and economic development at hourly rate of \$50 per hour. Initially, it was unknown how long Mr. Grant would be able to continue providing services. However, services have now exceeded \$50,000 including service in FY14-15, and such services will total more than \$75,000 in the current fiscal year.

Mr. Grant served as Assistant Attorney General in the AG's Municipal Affairs Division and Public Finance Division from 2003 to 2012. Prior to that, he was a Deputy City Attorney for Temple, Texas for 8 years. After leaving the AG's office, he was City Attorney of Kyle, Texas in 2012 and 2013. Then, he worked as an Assistant City Attorney for the City of Corpus Christi for approximately 2 years prior to his retirement in 2015.

This proposed cost of this contract is less than the amount budgeted for the activities that would be performed by a full-time, employed attorney performing said activities.

**ALTERNATIVES:**

Employ Assistant City Attorney to provide legal services in these areas

**OTHER CONSIDERATIONS:**

None

**CONFORMITY TO CITY POLICY:**

Article IV Section 10 (h) of the City Charter provides that contracts for legal services require request of the City Attorney stating the necessity therefor with the consent of the City Manager.

**EMERGENCY / NON-EMERGENCY:**

Non-emergency

**DEPARTMENTAL CLEARANCES:**

City Manager

**FINANCIAL IMPACT:**

X Operating      ☐ Revenue      ☐ Capital      ☐ Not applicable

<b>Fiscal Year: 2015-2016</b>	<b>Project to Date Expenditures (CIP only)</b>	<b>Current Year</b>	<b>Future Years</b>	<b>TOTALS</b>
Line Item Budget		\$213,793.03		\$213,793.03
Encumbered / Expended Amount		\$131,443.03		\$131,443.03
This item		\$75,000		\$75,000
BALANCE		\$7,000		\$7,000

Fund(s): City Attorney Professional Services

**Comments:**

**RECOMMENDATION:**

To authorize the contract for professional legal services with attorney Julian Grant.

**LIST OF SUPPORTING DOCUMENTS:**

Resume  
Contract