

## ACTION FORM BRYAN CITY COUNCIL

<b>DATE OF COUNCIL MEETING:</b> August 27, 2013		<b>DATE SUBMITTED:</b> July 24, 2013	
<b>DEPARTMENT OF ORIGIN:</b> Fiscal Services		<b>SUBMITTED BY:</b> Joe Hegwood	
<b>MEETING TYPE:</b>	<b>CLASSIFICATION:</b>	<b>ORDINANCE:</b>	<b>STRATEGIC INITIATIVE:</b>
<input type="checkbox"/> BCD	<input type="checkbox"/> PUBLIC HEARING	<input type="checkbox"/> 1ST READING	<input type="checkbox"/> PUBLIC SAFETY
<input type="checkbox"/> SPECIAL	<input checked="" type="checkbox"/> CONSENT	<input type="checkbox"/> 2ND READING	<input checked="" type="checkbox"/> SERVICE
<input checked="" type="checkbox"/> REGULAR	<input type="checkbox"/> STATUTORY		<input type="checkbox"/> ECONOMIC DEVELOP.
<input type="checkbox"/> WORKSHOP	<input type="checkbox"/> REGULAR		<input type="checkbox"/> INFRASTRUCTURE
			<input type="checkbox"/> QUALITY OF LIFE
<b>AGENDA ITEM DESCRIPTION:</b> Consider approving a one (1) year extension of the 2009 agreement with Andrews Kurth, LLP to serve as Bond Counsel with respect to bonds and other debt obligations that the City of Bryan would issue for Fiscal Year 2014. Services are paid through the proceeds as debt is issued.			
<b>SUMMARY STATEMENT:</b> A Request for Proposal (RFP) was issued in 2009 for a three (3) year contract with two (2) extension options of one (1) year each. Proposals were received from three (3) firms. After review and interviews by a Committee consisting of the City Attorney, an Assistant City Attorney and the Chief Finance Officer, a recommendation was made and approved by City Council on June 9, 2009, to hire Andrews Kurth LLP.			
Staff has been satisfied with the performance of Andrews Kurth LLP and recommends that the contract option to extend for an additional one (1) year be utilized. If approved, this extension will begin on October 1, 2013, and end on September 30, 2014.			
<b>STAFF ANALYSIS AND RECOMMENDATION:</b> Staff recommends approving this extension with Andrews Kurth LLP and authorizing the Mayor to execute the agreement for Bond Counsel services. Andrews Kurth LLP is a qualified firm. Jerry Kyle, of Andrews Kurth LLP, will be the actual Bond Counsel for the City and will perform the services for the City of Bryan. Mr. Kyle has been the City's Bond Counsel and both the City Council and City staff have worked with Mr. Kyle for debt issuances and other matters.			
<b>OPTIONS (In Suggested Order of Staff Preference):</b>			
1) Approve the extension with Andrews Kurth LLP and authorize the Mayor to execute the agreement.			
2) Do not approve the extension and provide direction to staff.			
<b>ATTACHMENTS:</b>			
1) Extension Letter signed by Andrews Kurth LLP (pdf)			
2) Signed Agreement Letter from Andrews Kurth, LLP for Bond Counsel Services is available for viewing in the City Secretary's Office.			
<b>FUNDING SOURCE:</b> Funding is included in estimates for debt to be issued.			
<b>APPROVALS:</b> Hugh R. Walker, 08/13/2013			
<b>APPROVED FOR SUBMITTAL: CITY MANAGER</b> Kean Register, 08-08-2013			
<b>APPROVED FOR SUBMITTAL: CITY ATTORNEY</b> Janis K. Hampton, 08-19-2013			