



**Outside Counsel
CITY OF AUSTIN
RECOMMENDATION FOR COUNCIL ACTION**

**AGENDA ITEM NO.: 5
AGENDA DATE: Thu 02/03/2005
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SUBJECT: Authorize negotiation and execution of an amendment to the outside counsel contract with THOMPSON & KNIGHT, L.L.P., Austin, TX for negotiating and drafting documents related to the Redevelopment of Robert Mueller Municipal Airport Project in the amount of \$150,000, with a total contract amount not to exceed \$1,066,500.

AMOUNT & SOURCE OF FUNDING: Funding in the amount of \$150,000 is available in the fiscal year 2004-2005 Approved Operating Budget of the Economic Growth and Redevelopment Services Office.

FISCAL NOTE: There is no unanticipated fiscal impact. A fiscal note is not required.

**REQUESTING Law
DEPARTMENT:**

**DIRECTOR'S
AUTHORIZATION: Marty Terry**

FOR MORE INFORMATION CONTACT: David Smith, City Attorney / 974-22686; Alison Gallaway, Assistant City Attorney / 974-2671

PRIOR COUNCIL ACTION: On 5/23/02 Resolution #020523-24 in the amount of \$500,000; Item # 4 in the amount \$166,500 on 5/13/04; Item #21 in the amount of \$250,000.

BOARD AND COMMISSION ACTION: N/A

This amendment increases the amount of the legal contract with Thompson & Knight, L.L.P. for representation in negotiating and drafting documents related to the Redevelopment of Robert Mueller Municipal Airport Project.

The Law Department contracted with this firm on May 31, 2002. Council approved a resolution for the original contract amount of \$500,000 on May 23, 2002, which was funded by the Economic Growth and Redevelopment Services Office. On May 13, 2004 The Council approved an increase to this contract in the amount of \$166,500. On September 30, 2004, The Council approved an increase in the amount of \$250,000. Additional payment authority of up to \$150,000 is necessary to pay anticipated fees through the end of the FY05, with a total contract amount not to exceed \$1,066,500.

The Council is now requested to authorize the expenditure of an additional \$150,000, which will be funded by Economic Growth and Redevelopment Services Office, to pay anticipated fees and expenses of Thompson & Knight, L.L.P. This will bring the total contract amount to \$1,066,500.