

## AGENDA



Thursday, June 10, 2010

**Law**  
**RECOMMENDATION FOR COUNCIL ACTION****Item No. 12**

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**Subject:** Authorize execution of an amendment to the legal services contract with the law firm of Fulbright & Jaworski, L.L.P., to provide legal services regarding public improvement district bonds and other public finance aspects of the proposed development agreement for the Whisper Valley development project in an amount not to exceed \$50,000, for a total contract amount not to exceed \$75,000. The developer for Whisper Valley, CLUB DEAL 120 WHISPER VALLEY, LIMITED PARTNERSHIP, has agreed to reimburse the total amount of \$75,000 to the City for legal services rendered by Fulbright & Jaworski, L.L.P.

**Amount and Source of Funding:** Funding in the amount of \$50,000 will be provided from developer reimbursements.

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This legal services agreement will provide legal advice and representation to establish two public improvement districts, and to meet with the Attorney General's representatives to identify and attempt to resolve any structuring issues related to the developer's anticipated plan of finance. Upon approval by the City Council, the developer will execute a Reimbursement Agreement, by which the developer will agree to advance the moneys to be used by the City to pay for the legal services.