

IMPACT STATEMENT

Legislation title: *Authorize legal services agreement with Hawkins Delafield & Wood LLP for bond counsel services (Ordinance)

Contact name: Stephanie Harris or Linda Law

Contact phone: 3-4291 / 3-3099

Presenter name: Jonas Biery/Linda Law

Purpose of proposed legislation and background information:

The proposed ordinance authorizes the City Attorney's Office to enter into a legal services agreement with Hawkins Delafield & Wood LLP ("Hawkins") to provide bond counsel legal services to the City during the five year period from September 2015 – September 2020. Hawkins is a law firm with attorneys licensed by the Oregon State Bar, has a cadre of qualified attorneys with demonstrated experience in municipal finance/bond counsel legal services work, and is listed in the Oregon section of the Bond Buyer's Directory of Municipal Bond Dealers (Red Book).

Financial and budgetary impacts:

The total maximum authorized in the legal services agreement will be \$1,500,000 over the five year period from September 2015 – September 2020. Work performed by Hawkins is billed to the City on an as-performed basis and the costs of specific services are allocated to the City cost centers that directly use or benefit from the services provided. Transactional costs (related to a specific issuance of debt) are typically paid for from proceeds generated via debt issuance, as such needs develop and such work is performed. Non-transactional costs are allocated to the bureaus for whom the legal work is performed; an allowance for such costs is carried in bureau budgets.

This legislation will not create, eliminate or re-classify positions now or in the future. The specialization required in the areas of law makes it impractical to perform all the services in-house within the City Attorney's Office. The attorneys in the City Attorney's Office are not identified in the Oregon section of the Bond Buyer's Directory of Municipal Bond Dealers (Red Book).

Community impacts and community involvement:

In the bond counsel legal services solicitation, the City Attorney's Office identified an interest in increasing the diversity of legal representation and encouraged minority lawyers or firms to submit Statements of Qualifications. The City Attorney's Office further encouraged responding firms/lawyers to commit to practicing diversity and inclusion within the responding firms through policies that ensure the firm's minority lawyers and lawyers with diverse background have equal access to significant work assignments when providing legal services to clients. Responding law firms/attorneys were asked to describe the firms' or lawyers' track record of

involvement with the Oregon State Bar's Affirmative Action or Diversity programs aimed at remedying an identified under-representation of minorities in the legal profession in Oregon. In addition, responding law firms/attorneys were asked to provide information regarding policies and hiring programs consistent with promoting equal employment opportunity within the firms or law offices. Hawkins provided information demonstrating commitment towards these diversity, equity and equal opportunity goals.

No known person or group will be testifying.

Budgetary Impact Worksheet

Does this action change appropriations?

☐ **YES:** Please complete the information below.

☒ **NO:** Skip this section

Fund	Fund Center	Commitment Item	Functional Area	Funded Program	Grant	Sponsored Program	Amount