



Travis County Commissioners Court Agenda Request

Meeting Date: September 18, 2012

Prepared By/Phone Number: Michael Long, 854 4850; Marvin Brice, 854 9765

Elected/Appointed Official/Dept. Head: Cyd Grimes

Commissioners Court Sponsor: Judge Biscoe

Agenda Language: Approve Modification No. 1 to Contract No. 4400000849 (PS110126ML), Andrews Kurth, LLP, for legal services.

- **Purchasing Recommendation and Comments:** Purchasing concurs with department and recommends approval of requested action. This procurement action meets the compliance requirements as outlined by the statutes.
- The Commissioners Court approved a contract with Andrews Kurth, LLP for legal services on June 21, 2011 in an amount not to exceed \$25,000.
- Modification No. 1 will extend the term of the contract from October 1, 2012 through September 30, 2013. Contract clause 3.1 Initial Term and 3.2 Renewal Term(s) read as follows:

3.1 Initial Term. The Initial Term of this Agreement shall commence upon complete execution by all parties and shall continue through September 30, 2011, unless sooner terminated as provided herein.

3.2 Renewal Term(s). Subject to continued funding by the Commissioners Court, this Agreement shall thereafter automatically renew on October 1 for one additional year unless sooner terminated by either party as provided herein.

Upon consultation with the County Attorney's Office, it was advised that this contract could be extended for another additional year (through September 30, 2013) with the approval of the Commissioners Court.

AGENDA REQUEST DEADLINE: All agenda requests and supporting materials must be submitted as a pdf to Cheryl Aker in the County Judge's office, Cheryl.Aker@co.travis.tx.us by Tuesdays at 5:00 p.m. for the next week's meeting.

- **Contract Expenditures:** Within the last 24 months \$8,472.03 has been spent against this contract.
- **Contract-Related Information:**
 - Award Amount: not to exceed \$25,000
 - Contract Type: Professional Services
 - Contract Period: June 21, 2011 – September 30, 2012
- **Contract Modification Information:**
 - Modification Amount: N/A
 - Modification Type: Professional Services
 - Modification Period: October 1, 2012 – September 30, 2013

NOTE: There's no funding associated with this extension, as there is currently \$16,527.97 remaining on the contract.

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MODIFICATION OF CONTRACT NUMBER: 4400000849(PS110126ML) Legal Svcs **PAGE 1 OF 1 PAGES**

ISSUED BY: PURCHASING OFFICE 700 LAVACA STREET, 8 TH FLOOR AUSTIN, TX 78701	PURCHASING AGENT ASST: Michael Long TEL NO: (512) 854-4850 FAX NO: (512) 854-9185	DATE PREPARED: <p style="text-align: center;">August 28, 2012</p>
ISSUED TO: Andrews Kurth LLP 1717 Main Street, Suite 3700 Dallas, TX 75201 Attn: Dean Harvey, Partner	MODIFICATION NO.: <p style="text-align: center;">1</p>	EXECUTED DATE OF ORIGINAL CONTRACT: <p style="text-align: center;">June 21, 2011</p>

ORIGINAL CONTRACT TERM DATES: 6/21/11 – 9/30/12 CURRENT CONTRACT TERM DATES: 10/1/12 – 9/30/13


FOR TRAVIS COUNTY INTERNAL USE ONLY:
 Original Contract Amount: \$25,000 (NTE) Current Modified Amount: N/A

DESCRIPTION OF CHANGES: Except as provided herein, all terms, conditions, and provisions of the document referenced above as heretofore modified, remain unchanged and in full force and effect.

1. The contract is hereby modified to extend the period of services beginning October 1, 2012 to September 30, 3013.

OFFICE
 5000 W. 22nd
 AUSTIN, TX 78741
 TEL: 512.478.1000
 FAX: 512.478.1001

Note to Vendor:
 Complete and execute (sign) your portion of the signature block section below for all copies and return all signed copies to Travis County.
 DO NOT execute and return to Travis County. Retain for your records.

LEGAL BUSINESS NAME: <u>Andrews Kurth LLP</u> BY:  SIGNATURE BY: <u>Dean Harvey</u> PRINT NAME TITLE: <u>Partner</u> ITS DULY AUTHORIZED AGENT	<input type="checkbox"/> DBA <input checked="" type="checkbox"/> CORPORATION <input type="checkbox"/> OTHER DATE: <p style="text-align: center;">8/31/12</p>
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TRAVIS COUNTY, TEXAS BY: _____ CYD V. GRIMES, C.P.M., CPPO, TRAVIS COUNTY PURCHASING AGENT	DATE: _____
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TRAVIS COUNTY, TEXAS BY: _____ SAMUEL T. BISCOE, TRAVIS COUNTY JUDGE	DATE: _____
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DAVID A. ESCAMILLA
COUNTY ATTORNEY

STEPHEN H. CAPELLE
FIRST ASSISTANT

JAMES W. COLLINS
EXECUTIVE ASSISTANT

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TRANSACTIONS DIVISION

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DANIEL BRADFORD

† Member of the College
of the State Bar of Texas

August 23, 2012

Mike Long
County Purchasing Office
P.O. Box 1748
Austin, TX 78767

Re: Contract with Andrews Kurth LLP (Dean Harvey) for services related to BEFIT;
Our File No. 188.359.2

Dear Mike:

The current contract with Andrews Kurth LLP for professional services will be expiring at the end of September. However, we will need to extend this contract until September 30, 2013.

If you have any questions regarding the above-referenced matter please contact me. Thank you for your assistance.

Sincerely,

A handwritten signature in black ink, appearing to read "John C. Hille, Jr.", is written over the typed name and title.

John C. Hille, Jr.
Director, Transactions Division