



TACOMA HOUSING AUTHORITY

RESOLUTION 2018-02-28 (4)

Date: February 15, 2018
To: THA Board of Commissioners
From: Michael Mirra
Executive Director
Re: Amendment to Foster Peppers Legal Service Contract

This Resolution would authorize the Tacoma Housing Authority's (THA) Executive Director to increase the amount of the contract with Foster Pepper PLLC from \$316,350.00 to \$739,350.00.

Background

On March 14, 2017, THA entered into a contract for legal services with Foster Pepper PLLC. The contract stipulates that each engagement under the contract will require a Letter of Engagement (LOE) detailing the Scope of Work and associated fees for services. Section 2.1 of the Contract also indicates that the contract amount "shall not exceed \$150,000 unless approved by the Board of Commissioners.

Approval of Resolution 2017-10-25 increased the authorized contract amount not to exceed \$316,350.00 for various development projects.

The chart below reflects the amount for new LOE's and additional projected costs for Foster Pepper PLLC services associated with new acquisitions, existing projects and the HOPE VI RAD Conversion.

Description	Current
1800 Block Hillside Terrace	\$85,000
Arlington Drive development	\$85,000
Allenmore Brownstone purchase	\$30,000
Hilltop Lofts Redevelopment	\$40,000
Procurement Policy Revisions	\$18,000
HOPE VI RAD Conversion	\$75,000
Investor Exits from HOPE VI properties	\$90,000
Total	\$423,000

THA's Real Estate Development, Administrative and Executive Departments estimate that THA needs an additional \$423,000.00 for Foster Pepper's legal services during 2018. This increase will cover legal services as indicated in the Letter of Engagement spreadsheet.

Recommendation

Increase the contract amount for the legal services offered by Foster Pepper for a total not-to-exceed contract amount of \$739,350.00 for Foster Pepper LLLP.



TACOMA HOUSING AUTHORITY

RESOLUTION 2018-02-28 (4) (Amend Foster Pepper PLLC Legal Services Contract)

A **RESOLUTION** of the Board of Commissioners of the Housing Authority of the City of Tacoma

WHEREAS, On March 14, 2017, THA entered into a Contract for Legal Services with Foster Pepper PLLC. The contract stipulates that each engagement under the contract will require a Letter of Engagement (LOE) detailing the Scope of Work and associated fees for services. Section 2.1 of the Contract also indicates that the contract amount “shall not exceed \$150,000 unless approved by the Board of Commissioners”; and

WHEREAS, On October 25, 2017, a Resolution of the Board of Commissioners 2017-10-25 (1) was approved for an increase of \$168,500; and


WHEREAS, With the approval of Resolution 2017-10-25 (1), the total Not To Exceed of the contract increased to \$316,350.00; and

WHEREAS, THA has estimated an additional \$423,000.00 will be needed for the Legal Services contract; now, therefore, be it

Resolved by the Board of Commissioners of the Housing Authority of the City of Tacoma, Washington as follows:

Authorize THA’s Executive Director to increase the contract amount with Foster Pepper LLLP by \$423,000.00 for a total not-to-exceed of \$739,350.00

Approved: February 28, 2018.



Janis Flauding, Chair