



BOARD OF SUPERVISORS AGENDA ITEM REPORT CONTRACTS / AWARDS / GRANTS

☐ Award ☒ Contract ☐ Grant

Requested Board Meeting Date: 12/17/19

* = Mandatory, information must be provided

or Procurement Director Award ☐

***Contractor/Vendor Name/Grantor (DBA):**

Squire Patton Boggs (US) L.L.P.

***Project Title/Description:**

Bond Counsel

***Purpose:**

Contractor will continue to act as the County's bond counsel in connection with the issuance of GO Bonds, HURF Revenue Bonds, certificates-of-participation, and sewer obligations.

***Procurement Method:**

Direct Select per Board of Supervisors' policy D29.6.C. CHH memo for original contract on file.

***Program Goals/Predicted Outcomes:**

Contractor will continue to provide various types of assistance in connection with County bond issuances, including: allocation and coordination of the responsibilities of the issuance team; drafting and dissemination of the calendar of activities; advising COUNTY on sizing the timing of each issue; advising COUNTY on restrictions in any bond indentures and the maturity and interest-payment structures; assisting in the preparation, assembling, printing and disseminating the official statement and related documents; assisting in procurement of bond ratings; advertising and dissemination of the Notice of Sale; insuring that all steps are properly followed in the issuance of the bonds; and coordinating the bond closing.

***Public Benefit:**

In order to issue bonds, the County must retain nationally recognized bond counsel to issue a bond opinion; bond counsel also ensures that the County complies with complex state and federal statutes applicable to bond issuances and post-issuance compliance, including federal tax regulations and securities regulations. The assistance of outside counsel is therefore necessary for the County to issue bonds. Because the lawyers at Squire Patton Boggs are very familiar with the County's bond program, as well as other aspects of the County's financial operation, they are able to provide this assistance very efficiently and effectively.

***Metrics Available to Measure Performance:**

Contractor will be paid based on a percentage of each issuance with respect to which they function as bond counsel, and will be paid at hourly rates for supplemental services related to such issuances and to post-issuance compliance.

***Retroactive:**

No.

Contract / Award Information

Document Type: _____ Department Code: _____ Contract Number (i.e., 15-123): _____

Effective Date: _____ Termination Date: _____ Prior Contract Number (Synergen/CMS): _____

☐ Expense Amount: \$* _____ ☐ Revenue Amount: \$ _____***Funding Source(s) required:**Funding from General Fund? ☐ Yes ☐ No If Yes \$ _____ % _____Contract is fully or partially funded with Federal Funds? ☐ Yes ☐ No**If Yes, is the Contract to a vendor or subrecipient?**Were insurance or indemnity clauses modified? ☐ Yes ☐ No*If Yes, attach Risk's approval.*Vendor is using a Social Security Number? ☐ Yes ☐ No*If Yes, attach the required form per Administrative Procedure 22-10.***Amendment / Revised Award Information**Document Type: CT Department Code: FN Contract Number (i.e., 15-123): 18*187Amendment No.: 2 AMS Version No.: 8Effective Date: 12/17/19 New Termination Date: 1/1/2021

Prior Contract No. (Synergen/CMS): _____

☒ Expense or ☐ Revenue ☐ Increase ☐ Decrease Amount This Amendment: \$ 0.00Is there revenue included? ☐ Yes ☒ No If Yes \$ _____***Funding Source(s) required:** The source of the funding for the legal services related to issuing debt will be proceeds of the issued debt - either GO bond, HURF bond, or COPS proceeds.Funding from General Fund? ☐ Yes ☒ No If Yes \$ _____ % _____**Grant/Amendment Information** (for grants acceptance and awards) ☐ Award ☐ Amendment

Document Type: _____ Department Code: _____ Grant Number (i.e., 15-123): _____

Effective Date: _____ Termination Date: _____ Amendment Number: _____

☐ Match Amount: \$ _____ ☐ Revenue Amount: \$ _____***All Funding Source(s) required:*****Match funding from General Fund?** ☐ Yes ☐ No If Yes \$ _____ % _____***Match funding from other sources?** ☐ Yes ☐ No If Yes \$ _____ % _____***Funding Source:** _____***If Federal funds are received, is funding coming directly from the Federal government or passed through other organization(s)?** _____Contact: Marilee WestonDepartment: PCAO Civil DivisionTelephone: (520) 724-8274Department Director Signature/Date:  ANDREW FLAGG 12/2/19

Deputy County Administrator Signature/Date: _____

County Administrator Signature/Date:  12/3/19
(Required for Board Agenda/Addendum Items)

Pima County Attorney's Office

Project: Bond Counsel

**Contractor: Squire Patton Boggs (US) L.L.P.
1 E. Washington Street, Ste 2700
Phoenix AZ 85004**

Contract No.: CT-FN-18*187

Contract Amendment No.: 2

Orig. Contract Term: 1/2/2018 to 1/1/2019	Orig. Amount:	\$150,000.00
Termination Date Prior Amendment: 1/1/2020	Prior Amendments Amount:	\$300,000.00
Termination Date This Amendment: 1/1/2021	This Amendment Amount:	\$ 0.00
	Revised Total Amount:	\$450,000.00

CONTRACT AMENDMENT #2

The parties agree to amend the above-referenced contract as follows:

1. Background and Purpose.

- 1.1 Background. On January 2, 2018, County and Contractor entered into the above referenced agreement for bond counsel services. Contractor is a nationally recognized bond counsel, is familiar with state and federal requirements related to the issuance of various types of financial obligations, and is very familiar with the County's bonding program.
- 1.2 Purpose. County requires a year extension on the Contract so that services will continue to be available.

2. Term. The term of the Contract is hereby extended to January 1, 2021.

3. Paragraph 26 in the original Contract is amended to read:

Israel Boycott Certification. Pursuant to A.R.S. § 35-393.01, if Contractor engages in for-profit activity and has 10 or more employees, and if this Contract has a value of \$100,000.00 or more, Contractor certifies it is not currently engaged in, and agrees for the duration of this Contract to not engage in, a boycott of goods or services from Israel. This certification does not apply to a boycott prohibited by 50 U.S.C. § 4842 or a regulation issued pursuant to 50 U.S.C. § 4842.

All other provisions of the Contract not specifically changed by this Amendment remain in effect and are binding upon the parties.

PIMA COUNTY

Chairman, Board of Supervisors

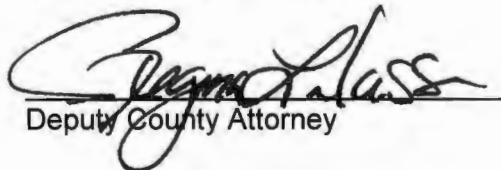
Date

ATTEST

Clerk of the Board

Date

APPROVED AS TO FORM

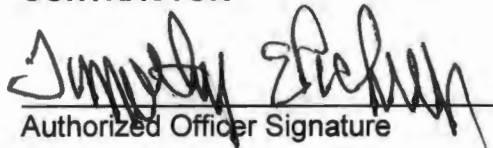

Deputy County Attorney

REGINA NASSEN

Print DCA Name

11.14.2019
Date

CONTRACTOR


Authorized Officer Signature

Timothy E. Pickrell, Senior Partner

Printed Name and Title

11/19/2019

Date

APPROVED AS TO CONTENT


Andrew Flagg, Chief Civil Deputy Attorney

11/14/2019
Date