



BOARD OF SUPERVISORS AGENDA ITEM REPORT
CONTRACTS / AWARDS / GRANTS

☐ Award ☒ Contract ☐ Grant

Requested Board Meeting Date: 10/05/21

** = 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:**

Yes, matter is already in progress

Contract / Award Information

Document Type: _____ Department Code: _____ Contract Number (i.e., 15-123): _____
Commencement 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*187
Amendment No.: 5 AMS Version No.: 18/7
Commencement Date: 1/2/2022 New Termination Date: 1/1/2023
Prior Contract No. (Synergen/CMS): _____

☒ Expense or ☐ Revenue ☒ Increase ☐ Decrease Amount This Amendment: \$ 250,000.00

Is 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): _____
Commencement 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: Deimos Thorne

Department: PCAO Civil Division - BTU Telephone: (520) 724-8274

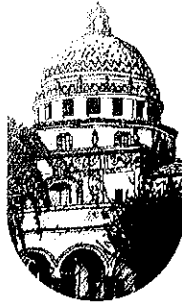
Department Director Signature/Date: [Signature] 09/16/2021

Deputy County Administrator Signature/Date: _____

County Administrator Signature/Date: [Signature] 9/16/21

(Required for Board Agenda/Addendum Items)

Laura Conover
Pima County Attorney




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pcao.pima.gov
32 N. Stone Avenue, Suite 2100
Tucson, AZ 85701

Civil Division

MEMORANDUM

To: C.H. Huckelberry, Pima County Administrator

From: Chris Straub, Civil Deputy County Attorney 

Date: September 16, 2021

Subject: Request for One-Year Extension and Financial Extension on CT-FN-18*187

The Civil Division of the Pima County Attorney's Office respectfully requests that you approve the requested contract extension for the provision of legal services from Squire Patton Boggs (US) LLP.

Squire Patton Boggs (US) LLP was selected to provide as-needed legal services and counsel to Pima County with respect to Bond Counsel. These services are still needed.

We are requesting a one-year extension beginning on 1/2/2022 and ending 1/1/2023.

We are also requesting an increase to the existing contract amount of \$250,000.00, which is funded from the proceeds of the issued debt – either GO bond, HURF bond, or COPS proceeds. This amendment will add an additional \$250,000.00 to the contract.

If the above meets your approval, please sign below:

I hereby approve the contract extension for professional services of Squire Patton Boggs (US) LLP.


C. H. Huckelberry, Pima County Administrator

9/16/21
Date

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.: 05

Orig. Contract Term: 01/02/2018 - 01/01/2019	Orig. Amount:	\$150,000.00
Termination Date Prior Amendment: 01/01/2022	Prior Amendments Amount:	\$ 950,000.00
Termination Date This Amendment: 01/01/2023	This Amendment Amount:	\$250,000.00
	Revised Total Amount:	\$1,350,000.00

CONTRACT AMENDMENT #5

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 to provide Bond Counsel. 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 additional funds and a year extension on the Contract so that services will continue to be available.

2. Term. The County is exercising the fourth extension option to renew the contract for one additional year commencing on January 2, 2022 and terminating on January 1, 2023. If the commencement date is before the Effective Date of this amendment, the parties will, for all purposes, deem the amendment to have been in effect as of the commencement date.

3. Maximum Payment Amount. The maximum amount the County will spend under this Contract, as set forth in Section 5.2, is increased by \$250,000.00, subject to the following: County's total payments to Contractor under this contract, including sales taxes, through January 1, 2022 will not exceed \$1,150,000.00. County's total payments to Contractor under this contract, including sales taxes, through January 1, 2023 will not exceed \$1,350,000.00.

Contract No.: CT-FN-18*187

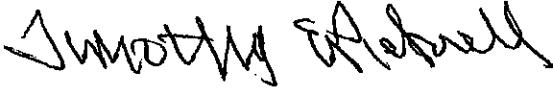
All other provisions of the Contract not specifically changed by this Amendment remain in effect and are binding upon the parties.

PIMA COUNTY

Chair, Board of Supervisors

Date

CONTRACTOR



Authorized Officer Signature

Timothy E. Pickrell, Senior Partner

Printed Name and Title

09/16/2021

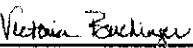
Date

ATTEST

Clerk of the Board

Date

APPROVED AS TO FORM



Deputy County Attorney

Victoria Buchinger

Print DCA Name

09/16/2021

Date

APPROVED AS TO CONTENT



Deputy County Attorney

Christopher Straub

Print DCA Name

09/16/2021

Date

Contract No.: CT-FN-18*187