

BEFORE THE COUNCIL OF THE  
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF AUTHORIZING ) RESOLUTION NO. 92-1664  
A CONTRACT WITH STOEL RIVES BOLEY )  
JONES & GREY FOR BOND COUNSEL ) Introduced by Rena Cusma,  
SERVICES ) Executive Officer

WHEREAS, From time to time the District has the need to obtain specialized legal services for Bond Counsel for bonds and other obligations of the District; and

WHEREAS, In the past, the District has obtained such Bond Counsel services on a per issue or department basis; and

WHEREAS, It is more efficient and desirable to enter into an agreement for Bond Counsel services for a definite time period for the entire District; and

WHEREAS, Pursuant to Resolution No. 92-1623, the Council authorized the issuance of a Request for Proposals and contract form for procuring such services for the period July 1, 1992, through June 30, 1995; and

WHEREAS, Four proposals have been received and evaluated by an evaluation panel consisting of the Director of Finance, the Council Administrator, and the General Counsel; and


WHEREAS, The evaluation panel and the Executive Officer recommend that a contract be entered into with Stoel Rives Boley Jones & Grey for such service; and

WHEREAS, Council approval of this agreement for Bond Counsel services is required pursuant to Metro Code Section 2.04.033(a)1; now, therefore,

BE IT RESOLVED,

That the Council of the Metropolitan Service District authorizes the Executive Officer to execute an agreement with Stoel Rives Boley Jones & Grey for Bond Counsel Services through June 30, 1995, in a form substantially similar to the attached Exhibit A.

ADOPTED by the Council of the Metropolitan Service District this 13<sup>th</sup> day of August, 1992.

  
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Jim Gardner, Presiding Officer

FINANCE COMMITTEE REPORT

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RESOLUTION NO. 92-1664 AUTHORIZING A CONTRACT WITH STOEL RIVES  
BOLEY JONES AND GRAY FOR BOND COUNSEL SERVICES

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Date: August 7, 1992

Presented By: Councilor Van Bergen

**COMMITTEE RECOMMENDATION:** The Committee at it's August 6, 1992 meeting voted unanimously to recommend Council adoption of Resolution No. 92-1664. Present and voting were Councilors Devlin, Gardner, Hansen and Van Bergen. Councilor Wyers was excused.

**COMMITTEE ISSUES/DISCUSSION:** Dan Cooper, General Counsel presented the Staff Report. He indicated the purpose of the resolution is to authorize the Executive Officer to execute a contract with Stoel Rives et al for bond counsel services. He pointed out that an RFP was released following Council approval of Resolution No. 92-1623. Four responses were received and interviews were conducted with the four responding firms. The interview panel consisted of Jennifer Sims, Don Carlson and Dan Cooper. Mr. Cooper indicated that all the firms were very close in the panel ratings but the panel was unanimous in recommending that Stoel Rives be selected to provide bond counsel services. The distinguishing feature was the excellent service provided by this firm in the past and their level of experience. The panel did not see any reason to change bond counsel at this point.

In response to a question from the Chair about the length of the contract, Mr. Cooper indicated that the Metro Code prohibits entering into personal service contracts longer than three years and it is more efficient to enter into a general contract for bond counsel services for a specific period of time rather than procure bond counsel services each time a bond sale is authorized.

## STAFF REPORT

### CONSIDERATION OF RESOLUTION NO. 92-1664 FOR THE PURPOSE OF AUTHORIZING A CONTRACT WITH STOEL RIVES BOLEY JONES & GREY FOR BOND COUNSEL SERVICES.

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Date: July 30, 1992

Presented by:  
Daniel B. Cooper

#### BACKGROUND:

Pursuant to Resolution No. 92-1623, Council authorized the issuance of a Request for Proposals for Bond Counsel Services for the period July 1, 1992, through June 30, 1995. After adoption of Resolution No. 92-1623 by the Council on May 28, 1992, Request for Proposals was issued pursuant to the provisions of the Metro contracting code. Four responses were received from Portland law firms well qualified to perform this work. The firms responding were: Ater Wynne Hewitt Dodson & Skerritt; Preston Thorgrimson Shidler Gates & Ellis; Rankin, Mersereau & Shannon; and Stoel Rives Boley Jones & Grey.

An evaluation panel consisting of Jennifer Sims, Director of Finance & Management Information; Don Carlson, Council Administrator; and Daniel B. Cooper, General Counsel, reviewed all four proposals and interviewed representatives of all four firms. The proposers were ranked based on the evaluation criteria set forth in the Request for Proposals as approved by the Council.

Based on the content of the proposal and the interview, it was the unanimous recommendation of the evaluation panel that the firm of Stoel Rives Boley Jones & Grey, represented by Edward D. Einowski, as their primary contact person, be retained to provide the service for the District through June 30, 1995.

The initial amount of the contract is established as \$75,000 based on the anticipated possible bond issues as recommended by the Finance & Management Information Department. Resolution No. 92-1664 authorizes the Executive Officer to enter into this contract.

#### EXECUTIVE OFFICER'S RECOMMENDATION:

The Executive Officer recommends approval of Resolution No. 92-1664.