



TO: Board of Contracts and Awards
FROM: Andy Cherullo, Director, Finance Department
Patsy Best, Procurement and Payables Division Manager, Finance Department
COPY: Public Utility Board, Director of Utilities, Board Clerk, City Council, City Manager,
City Clerk, EIC Coordinator, LEAP Coordinator, and Tad Carlson, Finance
Department.
SUBJECT: Citywide - Bond Counsel Services
Request for Proposals Specification No. LD22-0075F, Contract No. CW2252520
– November 16, 2022 Public Utility Board and November 22, 2022 City Council
DATE: October 13, 2022

RECOMMENDATION SUMMARY:

The Finance Department recommends a contract be awarded to Pacifica Law Group LLP, Seattle, WA, in the amount of \$3,000,000, plus applicable taxes, budgeted from various funds for an initial contract term of three years, with the option to renew for three additional one-year periods, for a projected contract amount of \$3,000,000, for bond counsel services for the City of Tacoma, including Tacoma Public Utilities.

STRATEGIC POLICY PRIORITY:

- Encourage and promote an efficient and effective government, which is fiscally sustainable and guided by engaged residents.

Issuing bonds helps the City with needed funding to use for various needed projects.

BACKGROUND:

The City has ongoing need for bond counsel services and the existing contract has exercised all the term extension options. The recommended contract will replace the existing for the services for three to six years.

ISSUE: There is ongoing need for bond counsel services.

ALTERNATIVES: The alternative to having a contract in place would be to solicit the services on a project-by-project basis which would delay timeframes and neglect the savings netted from having a standing agreement for all the City's needs. In addition, the City benefits from having consistency in bond counsel services, moving to a project-by-project system could potentially create confusion or inconsistency in the issuance of bonds.

COMPETITIVE SOLICITATION:

Request for Proposal Specification No. LD22-0075F was opened April 4 2022. Forty-six companies were invited to bid in addition to normal advertising of the project. Two submittals were received.

Pacifica Law Group LLP submitted a bid that resulted in the best evaluated submittal after consideration of Equity in Contracting (EIC) participation goals.



<u>Respondent</u>	<u>Location</u> <i>(city and state)</i>	<u>Score</u>
Pacifica Law Group, LLP Foster Garvey PC	Seattle, WA Seattle, WA	89.9 81.9

CONTRACT HISTORY: New Contract.

SUSTAINABILITY: Five percent of the scoring criteria was reserved for sustainability considerations.

EQUITY IN CONTRACTING (EIC) COMPLIANCE: Five percent of the scoring criteria was reserved for EIC considerations.

LOCAL EMPLOYMENT AND APPRENTICESHIP TRAINING PROGRAM (LEAP) COMPLIANCE: Not Applicable

FISCAL IMPACT:

EXPENDITURES:

FUND NUMBER & FUND NAME *	COST OBJECT (CC/WBS/ORDER)	COST ELEMENT	TOTAL AMOUNT
Various Departmental funds			Up to \$3,000,000
TOTAL			Up to \$3,000,000

REVENUES:

FUNDING SOURCE	COST OBJECT (CC/WBS/ORDER)	COST ELEMENT	TOTAL AMOUNT
Various Departmental funds			Up to \$3,000,000
TOTAL			Up to \$3,000,000

FISCAL IMPACT TO CURRENT BIENNIAL BUDGET: Approximately \$250,000

ARE THE EXPENDITURES AND REVENUES PLANNED AND BUDGETED? Yes

IF EXPENSE IS NOT BUDGETED, PLEASE EXPLAIN HOW THEY ARE TO BE COVERED. Not Applicable