

December 9, 2004

05-040

AUTHORIZE CONTRACT EXTENSIONS - CONTRACTS
WITH MILLER NASH AND BULLIVANT HOUSER BAILEY
FOR LEGAL COUNSEL SERVICES

PREPARED BY: Roger Cardinal, Manager, Procurement & Risk Services

FINANCIAL
RESPONSIBILITY: Randy McEwen, Vice-President, Administrative Services

APPROVED BY: Randy McEwen, Vice-President, Administrative Services
Dr. Preston Pulliams, District President

REPORT: At the November 15, 2001 meeting, the Board awarded contracts to Miller Nash as general counsel, and Bullivant Houser Bailey as alternate general counsel. Resolution 02-049 awarded the contracts for an initial three (3) year period through November 30, 2004. At the option of the College, the contracts may be extended for an additional two (2) years through November 30, 2006, for a not-to-exceed five (5) year total term.

Per Board Policy B 202, the Board will review at least once every three years its contracts with legal counsel, auditors and insurance agents. Board authorization is therefore required to extend these contracts beyond the original three year terms.

RECOMMENDATION: That the Board of Directors authorize the extension of the legal counsel contracts to both Miller Nash and Bullivant Houser Bailey for an additional two (2) years through November 30, 2006. Annual expenditures are usually about \$150,000 total for ongoing services, not including special or unique matters. Legal Counsel expenditures are paid primarily from the general fund, but some specific real estate work is paid from bond funds.

Director Margolin moved to approve Resolutions 05-032 through 05-035 and Resolutions 05-039, 05-040, 05-042 and 05-043 and is passed unanimously.