



## Recommendation for Action

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**File #:** 19-3602, **Agenda Item #:** 19.

11/14/2019

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### **Posting Language**

Authorize negotiation and execution of an amendment to the legal services contract with Lloyd Gosselink Rochelle & Townsend, P.C., in the amount of \$250,000, for a total contract amount not to exceed \$975,000 for legal representation in Public Utility Commission Docket No. 49189 (SOAH Docket No. 473-19-6297) regarding wholesale water and wastewater rates charged to four water districts.

### **Lead Department**

Law Department.

### **Fiscal Note**

Funding is available in the Fiscal Year 2019-2020 Austin Water operating budget.

### **Prior Council Action:**

Approval to engage Lloyd Gosselink, August 3, 2017 (Item #15).

### **For More Information:**

Clark Cornwell, Assistant City Attorney, 512-974-2268.

### **Additional Backup Information:**

Lloyd Gosselink Rochelle & Townsend, P.C. represents Austin Water in its administrative proceeding before the Public Utility Commission of Texas (PUCT) for approving a proposed increase to Austin Water's wholesale water and wastewater rates charged to four districts: North Austin Municipal Utility District No. 1, Northtown Municipal Utility District, Travis County Water Control & Improvement District No. 10, and Wells Branch Municipal Utility District.

The amount of legal service anticipated to complete the case exceeds those originally estimated due to this case being a matter of first impression to the PUCT, unusually contentious discovery from the districts, and most recently, an appeal by the districts of a ruling on fundamental cost of service issues. This action will allow the City to continue receiving legal services through the anticipated completion of the PUCT proceeding.