



Date of Memo: May 14, 2024
Current Meeting: May 16, 2024
Board Meeting: May 23, 2024

BOARD MEMORANDUM

TO: Indianapolis Public Transportation Corporation (IPTC) Board of Directors
THROUGH: Board Chair, Greg Hahn
FROM: Chief Legal Officer Robert Frye
SUBJECT: Consideration and approval of legal services engagement with Hoover Hull Turner LLP

ACTION ITEM A – 6

RECOMMENDATION:

It is recommended that the Board of Directors authorize IPTC to engage the services of Hoover Hull Turner LLP to provide legal services to the Board as requested by the Board or the Chief Legal Officer.

BACKGROUND:

There are situations in which the Board may require legal services and advice for which it would present a conflict of interest, or the appearance of a conflict of interest, for staff attorneys employed by IPTC, or which is outside the expertise or capacity of staff attorneys to handle. In such situations, the Board should have competent and timely legal resources available to it.

DISCUSSION:

The Board, in consultation with and the concurrence of IPTC’s Chief Legal Officer, has determined that it should engage the services of outside legal counsel to provide the Board legal services as requested and required when the need for legal services presents a conflict of interest for, presents an appearance of a conflict of interest for, is outside of the expertise of, or is beyond the capacity of IPTC staff attorneys to handle. In 2023, the Board engaged the services of Laurie E. Martin of the law firm Hoover Hull Turner LLP to handle a legal matter under one or more of the foregoing conditions and it has been generally pleased with the services. Accordingly, the Board desires to enter into a formal arrangement with Hoover Hull Turner LLP for the continued provision of legal services to the Board and the Corporation as requested by the Board or the Chief Legal Officer.

FISCAL IMPACT:

The total annual fiscal impact is unknown and will depend upon the utilization of the law firm’s services. The firm has proposed to provide requested legal services at the rates of \$400 per hour for partners, \$350 per hour for associates, and \$225 per hour for paralegals, which rates the Chief Legal Officer has determined is consistent with the Indianapolis legal market and is acceptable to the Board.

ALTERNATIVES:

Not applicable.

DBE/XBE DECLARATION:

Not applicable. Legal services cannot be subcontracted.

STANDING COMMITTEE DISCUSSION/RECOMMENDATION:

This action will be reviewed by the Finance Committee on May 16, 2024 and will be recommended to the Consent Agenda.