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September 1, 2017

RECEIVED  
SEP 28 2017  
CITY SECRETARY

Mark S. Houser, Esq.  
City Attorney  
City of McKinney  
222 N. Tennessee Street  
McKinney, TX 75069

Re: Proposed Agreement between the City of McKinney and Richard J. Leidl, P.C.

Dear Mark:

The proposed Agreement for FY 2018 is enclosed. If it is acceptable, please send me a signed copy. Thank you again for the ongoing opportunity to work with the City of McKinney on its Federal legislative and agency issues and, as always, I look forward to continuing to work with you.

Best wishes.

Sincerely,



Richard J. Leidl

**RICHARD J. LEIDL, P.C.**

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Mark S. Houser, Esq.  
City Attorney  
City of McKinney  
222 N. Tennessee Street  
McKinney, TX 75069

Re: Proposed FY 2018 Agreement between the City of McKinney  
and Richard J. Leidl, P.C.

Dear Mr. Houser:

We have appreciated the opportunity to assist the City of McKinney (the "City" or "McKinney") on Federal legislative and regulatory issues pursuant to an Agreement that runs through September 30, 2017. My efforts during the past year have included:

- Issues concerning the Federal Contract Tower Program, which funds the operation of the air traffic control tower at McKinney National Airport ("Airport"), including FY 2017 and FY 2018 funding for the Program and the Federal Aviation Administration's ("FAA") proposal to revise the Program's benefit/cost analysis.
- Ongoing efforts concerning Federal grants, including FAA grants for Airport development and land acquisition.
- Assisted the City in developing its list of 2017/2018 Federal Priorities and in addressing these priorities.
- Various FAA regulatory issues.
- Meetings in Washington, D.C., in May 2017 with the Mayor, the City Manager and the Airport Director and Congressional delegation staff, FAA officials, and Natural Resources Conservation Service officials.
- Support concerning the City's water supplies, including working with the North Texas Municipal Water District's ("NTMWD") on issues concerning the Lower Bois d'Arc Creek Reservoir and invasive species, including meetings with NTMWD officials and Congressional delegation Members and staff in June 2017 and July 2017.

Pursuant to this proposed Letter Agreement between the City and Richard J. Leidl, P.C. (the "Firm"), we propose to continue providing legal services for the period from October 1, 2017 to September 30, 2018. The legal services shall include lobbying services and regulatory services to assist McKinney in: (1) obtaining Federal funding and Federal approvals for City projects, and (2) supporting McKinney on its Federal legislative/lobbying and regulatory initiatives.

#### **I. Scope of Work.**

The Firm's efforts shall include assisting McKinney on Federal legal issues, including legislative/lobbying issues and regulatory issues, finding and securing Federal funding for the City's projects, particularly projects at the Airport, obtaining Federal approvals for the City's initiatives, supporting the City's efforts to participate in Federal programs, and addressing issues affecting the City's water supplies, including coordination with the NTMWD's efforts in Washington, D.C.. The Firm's efforts, as directed by the City, may include the following:

- Meet with McKinney officials to discuss the City's projects and near-term and long-term priorities.
- Review Federal legislative issues of concern to the City, including the Federal Contract Tower Program and issues under the FAA Reauthorization Bill.
- Support the NTMWD on issues affecting the City's water supplies, such as Army Corps permitting for the Lower Bois d'Arc Creek Reservoir and the impacts of invasive species.
- Review potential sources of Federal funding for City projects through Congressional support and Federal agency grant programs.
- Assist in developing and implementing plans for achieving legislative goals and obtaining funding, including timelines and identification of potential sources of funding.
- Assist McKinney staff in completing and submitting the necessary documentation for Congressional funding for programs and for Federal agency grants.
- Schedule, coordinate, and participate in meetings with Congressional Members and staff and key Federal agency officials.
- Follow up with Congressional offices and Federal agency officials throughout the process.
- Provide regular progress reports to City officials detailing the status of the various initiatives.

In prior years, City officials have made trips to Washington to meet with Congressional Members and staff and Federal agency officials. I believe that these meetings have been highly productive. I recommend that the City continue this important process with a visit to Washington in the next twelve months. If issues arise during the course of the year, additional visits to Washington may be necessary.

#### **II. Contract Amount and Payment Procedures.**

The proposed contract amount for the foregoing range of services is the same as the past five years, i.e., \$72,000 plus expenses for the twelve-month period beginning October 1, 2017

through September 30, 2018 payable at the rate of \$6,000 per month plus expenses. This Agreement may be renewed annually based on the mutual consent of the parties.

The proposed charges for expenses are the same as this past year and are set forth below.


Photocopying	No charge, except for large volumes handled by a vendor, in which case the photocopying will be billed at the rate charged by the vendor.
Facsimile	No charge.
Postage	No charge, except for unusually large mailings, which are billed at U.S. Postal Service rates.
Telephone	Long-distance telephone charges and conference call charges are billed at cost.
Computerized Legal Research	Billed at rates charged by computerized research vendors (e.g., Lexis, Westlaw).
Mileage	I.R.S. standard mileage rates.
Airfare	Coach class.
Other Travel Expenses	At cost.
Other Third Party Charges	All other third party charges, including overnight delivery services, are billed at the rates charged by these third parties.

The City's approval in advance shall be required for airfare and other travel expenses and for any individual expense item that exceeds \$100.00. In cases where costs incurred for outside materials or services exceed \$300.00, the Firm may forward the vendor's statement directly to the City for payment. As a result of billing delays by outside vendors, some charges may be billed later than the period in which the corresponding services are rendered.

The Firm shall submit invoices on a monthly basis and payment shall be due within 30 days. The City shall have the right to terminate this Agreement at any time. The Firm shall have the same right, subject to any professional obligation to give the City reasonable time to arrange alternative representation and subject to the rules of any applicable court or tribunal. In the event of a termination of the Firm's services, the City shall be obligated to pay for fees and other non-fee charges incurred prior to the delivery of the notice of termination.

If this Agreement is acceptable, please confirm McKinney's acceptance by executing the enclosed copy of this letter in the space provided and returning it to the undersigned. It is a privilege to assist McKinney here in Washington and I greatly appreciate the opportunity.

Sincerely,

  
Richard J. Leidl  
President

The foregoing is agreed to:

The City of McKinney, Texas

By: \_\_\_\_\_  
Mark S. Houser, Esq.  
~~City Attorney~~

Dated: September <sup>19<sup>th</sup></sup>, 2017

By Paul G. Grimes, City Manager and  
authorized signatory

  
9/27/17