

**RFP #360-19 Legal Services for Dawson County**

<b>COMPANY</b>	<b>EVALUATOR</b>	<b>COMPANY BACKGROUND &amp; STRUCTURE</b>	<b>EXPERIENCE &amp; QUALIFICATIONS OF DEDICATED STAFF</b>	<b>PROJECT UNDERSTANDING &amp; APPROACH TO SCOPE OF WORK</b>	<b>REFERENCES</b>	<b>Management Plan</b>	<b>COST/ FINANCIAL</b>	<b>Technical SCORE</b>
<b>Hulsey, Oliver &amp; Mahar</b>	David Headley	18	25	19.8	9	9		80.8
	Kristen Cloud	14.4	22.5	17.6	8	8		70.5
	David McKee	16.2	22.5	17.6	9	8		73.3
	Jameson Kinsley	16.2	20	15.4	8	8		67.6
	Vickie Neikirk	18	25	22	10	9		84
	<b>AVERAGE SCORE</b>	<b>16.56</b>	<b>23.00</b>	<b>18.48</b>	<b>8.80</b>	<b>8.40</b>		<b>75.24</b>
<b>TOTAL SCORE</b>	<b>82.80</b>	<b>115.00</b>	<b>92.40</b>	<b>44.00</b>	<b>42.00</b>	<b>15.00</b>	<b>391.20</b>	
<b>Fox, Chandler, Homans &amp; McKinnon</b>	David Headley	12.6	20	17.6	8	7		65.2
	Kristen Cloud	14.4	20	15.4	7	9		65.8
	David McKee	16.2	22.5	19.8	9	9		76.5
	Jameson Kinsley	14.4	17.5	22	8	8		69.9
	Vickie Neikirk	18	25	22	9	10		84
	<b>AVERAGE SCORE</b>	<b>15.12</b>	<b>21.00</b>	<b>19.36</b>	<b>17.00</b>	<b>17.00</b>		<b>72.28</b>
<b>TOTAL SCORE</b>	<b>75.60</b>	<b>105.00</b>	<b>96.80</b>	<b>41.00</b>	<b>43.00</b>	<b>12.72</b>	<b>374.12</b>	
<b>Jarrard &amp; Davis</b>	David Headley	18	25	19.8	9	10		81.8
	Kristen Cloud	16.2	25	22	9	9		81.2
	David McKee	16.2	25	22	10	9		82.2
	Jameson Kinsley	14.4	22.5	22	9	8		75.9
	Vickie Neikirk	18	25	22	10	10		85
	<b>AVERAGE SCORE</b>	<b>16.56</b>	<b>24.50</b>	<b>21.56</b>	<b>17.60</b>	<b>17.80</b>		<b>81.22</b>
<b>TOTAL SCORE</b>	<b>82.80</b>	<b>122.50</b>	<b>107.80</b>	<b>47.00</b>	<b>46.00</b>	<b>13.70</b>	<b>419.80</b>	

**RFP #360-19 Legal Services for Dawson County**

<b>Tasks</b>	<b>Hulsey, Oliver &amp; Mahar</b>	<b>Fox, Chandler, Homans &amp; McKinnon</b>	<b>Jarrard &amp; Davis</b>
<b>General Legal Services</b>			
Partner Attorney(s)	\$200.00	\$200.00	\$200.00
Associate Attorney(s)	\$180.00	\$185.00	\$200.00
Paralegal Staff	\$80.00	\$100.00	\$100.00
Administrative Staff	\$0.00	\$0.00	\$0.00
<b>Litigation Services</b>			
Partner Attorney(s)	\$200.00	\$250.00	\$200.00
Associate Attorney(s)	\$180.00	\$200.00	\$200.00
Paralegal Staff	\$80.00	\$125.00	\$100.00
Administrative Staff	\$0.00	\$0.00	\$0.00
<b>Bond Counsel Services*</b>			
Partner Attorney(s)			
Associate Attorney(s)			
Paralegal Staff			
Administrative Staff			
<b>Miscellaneous Charges**</b>			
Copy Cost			
In-House Research Cost			
Out-of-House/Plan Research Cost			
<b>Lump Sum Total</b>	<b>\$920.00</b>	<b>\$1,060.00</b>	<b>\$1,000.00</b>
High/Low Variance	0.00	140.00	80.00
Value of 1 point	92.00		
Grade Reduction	0.00	1.52	0.87
Point (Max. 10)	10.00	8.48	9.13

<b>Fee Grade (pts x 1.5)</b>	<b>15.00</b>	<b>12.72</b>	<b>13.70</b>
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**Note for \* and \*\*: Please review the page containing the Other Costs for the responses from each Proposer.**

**RFP #360-19 LEGAL SERVICES FOR DAWSON COUNTY**

<b>COMPANY</b>	<b>COMPANY BACKGROUND AND STRUCTURE</b>	<b>EXPERIENCE &amp; QUALIFICATIONS OF DEDICATED STAFF</b>	<b>PROJECT UNDERSTANDING/APPROACH TO SCOPE OF WORK</b>	<b>REFERENCES</b>	<b>Management Plan</b>	<b>TECHNICAL SCORE</b>	<b>Cost/FINANCIAL</b>	<b>Total SCORE</b>
<b>Hulsey, Oliver &amp; Mahar</b>	83	115	92	44	42	75	15	<b>90</b>
<b>Fox, Chandler, Homans &amp; McKinnon</b>	76	105	97	41	43	72	13	<b>85</b>
<b>Jarrard &amp; Davis</b>	83	123	108	47	46	81	14	<b>95</b>

Rounded up to nearest whole number

Contract Awarded To: Jarrard & Davis, LLP

Contract Award Date: 1/16/2020

**RFP #360-19 Legal Services for Dawson County**

**The following costs were not included in the weighted score due to Bond Counsel Charges submitted we of the total bond. The Miscellaneous Charges were not offered as a dollar amount for all charges.**

<b>Miscellaneous Costs</b>	
<b>Hulsey, Oliver and Mahar, LLP</b>	<b>Fox, Chandler, Homans, Hicks &amp; McKinnon, LLP</b>
Pricing offered for the Administrative Staff: the Per Hour Rate offered under the item description of General Legal Services and Litigation Services is \$0.00; however, there is a typed comment stating “May bill for Overtime work at the Overtime rate paid to staff. See next page”. No additional comments were located on the second page of the Proposer’s Price Proposal Form (page 38).	No initial pricing or explanation was offered for Bond Counsel, Copy Cost, In-House Research Cost, Out-of-House/Plan Research or other miscellaneous charges. No initial explanation was offered for mileage, meals or other travel costs.
Pricing offered for Bond Counsel costs for Partner and Associate Attorney(s) and Paralegal Staff stated % fee agreed with the County.	<p><b>NOTE: The Request for Clarification Response for Bond Counsel stated: the firm misunderstood the Amendment #1 in relation to Bond Counsel Service. The firm would retain other counsel as Bond Counsel for Dawson County and charge the County fees set forth within proposal. The County would be reimbursed if the bond closes. All bond issuance costs, including total legal fee, will be disclosed before each separate bond is approved and will be paid from bond proceeds at closing. The Request for Clarification Response for Miscellaneous Charges stated: No charges for copies unless responding to an open records which is lengthy, then statutory costs apply. No charge for postage. Will charge for litigation fees such as filing fees and court report fees. No mileage will be charged but, standard hourly rates will be charged while traveling to perform County Attorney duties.</b></p>
Pricing offered for Miscellaneous Costs stated: Court filing fees, court reporter transcript fees, express mailing and/or Federal Express costs will be charged to the County and other such applicable charges. Cost per copy charge will apply after the first 100 pages for projects at the rate of \$.10 per copy.	
Pricing offered for conversion of closed subfiles of \$25.00 per subfile to electronic copies and storage will be charged to the County.	
Pricing offered for mileage stated mileage will be assessed at the IRS approved rate.	

**NOTE: The Request for Clarification response stated for Administrative Staff: Although rare in course of providing services to Dawson County, the per hour rate covers the firm's costs as to administrative staff. It is possible that the Commission due to the mandates of a lawsuit, or federal or state laws and regulation, set a deadline for performance of legal services by the firm which requires "after hours' work by attorneys (which will be at the regular rate), but may necessitate overtime work by the firm administrative staff on non-normal work hours or on weekends. In order to meet the deadline, the firm would have to pay the staff overtime, and the firm would pass this overtime cost to Dawson County. The Request for Clarification response stated for Bond Counsel: Bond Counsel will be at a negotiated percentage per bond and the prevailing bond rates at the time; however, HOM is willing to discuss a bond rate for all future bonds. Either way is acceptable to HOM.**

are not offered as a dollar amount but as a percentage

**Jarrard & Davis**

There will not be a cost to the county for Administrative Staff time.

All costs to the county for Bond Counsel Services is to be reimbursed from the proceeds of bond as closing costs are determined.

Pricing Offered for Miscellaneous Costs stated: Copies at \$.10 per copy, \$0.00 for in-house research cost (except for attorney time); Out-of-house/plan research cost: Westlaw at vendor cost. Other Costs: All actual expenses for other costs are charged to the county at cost with no mark-up to client, to include postage, Fed-Ex/UPS, courier costs; filing fees; court costs, etc.

**NOTE: Jarrard & Davis offers its services for General Legal Services for 2020 with an Annual Cap of \$250,000.00. All charges for General Legal Services in excess of the Annual Cap must be expressly approved by the BOC.**

**Note: The Request for Clarification response stated: The client would be charged for out of pocket expenses that are attributable directly to the client.**

There would be no charges for mileage or staff overtime. Direct expenses include computerized research (Westlaw); postage, necessary delivery services such as UPS, FedEx, or courier; court costs such as filing fees, court reporter fees, transcripts; copies; expert/expert witness fees if specifically authorized by the client. While there could be conceivably be other direct expenses incurred, the above-referenced expenses cover all anticipated direct expenses that would be charged. The Firm would seek specific authorization for any direct expenses not listed here before assessing any such charge to the client. The Request for Clarification response stated for Bond Counsel: Bond counsel fees would be paid as a percentage of cost of issuance negotiated by County in connection with any bond deal. The cost is dependent on the size of the deal, the market conditions and savings goals of the County.