

Notice of Contingent Fee Legal Services Contract

The City of Longview, Texas (the "City") requires the assistance of outside legal counsel in carrying out its responsibilities related to the issuance of the City's Waterworks and Sewer System Revenue Refunding Bonds, Series 2019 and other municipal securities and other related matters from time to time. Pursuant to Section 2254.101(e) of the Texas Government Code, as amended (the "Contingent Fee Act"), the City is required to provide written notice to the public stating certain criteria in connection with the engagement of legal counsel to be paid in accordance with a contingent fee legal services agreement (the "Contract"). This is a notice is given in accordance with the Contingent Fee Act. This notice relates to the engagement of McCall, Parkhurst & Horton L.L.P. ("Outside Counsel") as bond counsel to the City.

The City is pursuing the issuance and sale of municipal securities and other debt obligations from time to time. In that regard, the City requires the representation of Outside Counsel for the purpose of providing legal representation to the City in the areas of federal tax law relating to the exemption of interest from federal income taxation on governmental public securities, federal securities law pertaining to the issuance of such public securities and State law governing the issuance of public securities in Texas, and for achieving an efficient and lawful issuance of municipal securities and other debt obligations by the City from time to time. Outside Counsel is a well-qualified law firm with more than 100 years of experience and has represented numerous entities similar to the City in matters relevant to the Contract, as described above. The City has engaged Outside Counsel for previous matters dating from the City's Sanitary Equipment Revenue Bonds Series 1931, and including the issuance of the City's Waterworks and Sewer System Bonds, Series 2003, 2004, 2004A, 2007, 2011, 2015 and 2016 and the City's General Obligation Bonds, Series 2011, 2013, 2015, 2016 and 2019, among other debt issues. The City cannot adequately perform the legal services with attorneys and supporting personnel of the City due to the state law complexity and federal tax law intricacies of which the City attorneys and supporting personnel do not possess. The City has found that the attorneys or law firms with experience in the matters relevant to the Contract do not perform their legal services on an hourly basis; rather, such attorneys and law firms are engaged and are only paid to the extent such attorney or law firm successfully completes the matters relevant to the Contract on behalf of the City. It is in the best interest of the City to engage Outside Counsel on a contingency basis because the City has not budgeted current funds for the payment of bond counsel services, and, moreover, the City wishes to preserve its right to discontinue the transactions that are the subject of the Contract for any reason (financial, political or otherwise), in which case such events will be at no expense to the City.

This Notice was posted in accordance with the Contingent Fee Act on the bulletin board used for posting of notices of public meetings of the City Council of the City of Longview, Texas at 9:50 [a.m.][p.m] on October 18, 2019.

By: Angie Shepard
For the City of Longview, Texas

