



## SITES PROJECT AUTHORITY

### Bond Counsel Services Request For Proposal (RFP) No. 17-03 Addendum No. 1 April 17, 2018

This Addendum provides the Sites Project Authority answers to Questions and Clarifications that were submitted by potential proposers prior to the submission deadline of noon April 16, 2018 regarding Request for Proposal No. 17-03.

1. **Question:** Can you please let me know the list of firms to which the RFP has been sent.

**Answer:** The names of the firms emailed the subject RFP are listed below. In some cases, multiple contacts within a firm received a copy of the RFP. In addition, the RFP was posted on the Sites Project Authority website (<https://www.sitesproject.org>). This addendum will also be posted on the Sites Project website.

Best Best & Krieger  
Hawkins, Delafield & Wood  
Kronick, Moskovitz, Tiedemann & Girard  
Kutak Rock  
Nixon Peabody  
Norton Rose Fulbright  
Nossaman  
Orrick, Herrington & Sutchiffe  
Quint & Thimmig  
Stradling, Yocca, Carlson & Rauth

2. **Question:** Can you please let me know the name of the Municipal Advisor that has been retained.

**Answer:** Last month the Authority Board at their monthly meeting approved Montague DeRose and Associates as the Sites Project Municipal Advisor. The Sites Project website has the agenda for last month's meeting which includes the Municipal Advisor Board agenda item on issuing a contract to Montague DeRose.



3. **Question:** Section 2.1 (10) discusses the assistance of bond counsel in developing water storage, water purchase and power purchase agreements. Will the bond counsel role be limited to the aspects of the agreements as they may impact tax-exempt status of the bonds? Or, will the scope of involvement be broader?

**Answer:** The Authority plans to retain a bond counsel firm that can advise not only on the tax-related aspects of the water storage, water purchase and power purchase agreements but also can participate or lead in the drafting of the agreements, if needed.

4. **Question:** Section 2.1 (11) bond counsel is expected to assist in state and federal regulatory briefings, applications and permitting required for development of hydro-electric resources. Will bond counsel's involvement be expected to relate to tax-exempt status of the bond and debt payment structure? Or will bond counsel be expected to play a larger role relating to the hydro-electric resources?

**Answer:** While the Authority has a preference to retain a bond counsel firm that can assist with the state and federal regulatory applications and permitting required for the Sites Project, it understands that not all bond counsel firms will have expertise in this area. Therefore, while such expertise is desirable, it is not considered a requirement for selection.

5. **Question:** Will you be doing a separate RFP for disclosure counsel services?

**Answer:** If, in the future the Authority requires the services of a disclosure counsel, it reserves the right to select its counsel based on the responses it receives to this RFP or it may issue a separate disclosure counsel RFP at that time.