

RYAN KELLUS TURNER

May 30, 2022

The Honorable Bill Foulds Jr., Mayor
C/O Michelle Fischer, City Administrator
City of Dripping Springs
P.O. Box 384
Dripping Springs, Texas 78620
Via E-Mail: mfischer@cityofdrippingsprings.com

RE: FY 2023 Rate Adjustment Notification

Mayor Foulds:

In order to offset increased operations and overhead costs, I am adjusting my rates for legal services effective October 1, 2022. As you know, lawyers periodically increase their rates. However, this is the first time I have adjusted rates since I began working for the City in 2004.

While a lot has changed in the last 18 years, my commitment to providing competitively priced specialized legal services of value to the City has not. The rate adjustment reflects inflation and an increasing need for consultations with City staff regarding code enforcement, prosecution, and other related matters. The rate adjustment does not, however, change the scope of representation, alternative fee structure, or terms of agreement memorialized in the *Acceptance of Appointment/Engagement Letter*, dated March 3, 2004 (attached). All of which remain in effect subject to the following rate adjustments:

1. Flat Monthly Base Fee of \$500: This regular monthly fee retains my services and provides access to all City officials and staff for consultation without incremental billing.
2. Flat Fee of \$160 per Trip or Court-Related Appearance (plus mileage reimbursement at the prevailing federal mileage rate)
3. Hourly Fee for Conducting Legal Research, Drafting, Briefing & Document Review: Billed at \$160 per hour for the first four (4) hours. Beyond the first four hours the City will be billed \$200 an hour. Without mutual agreement, such service will be limited to eight (8) hours per month.
4. Related Incidental Expenses: No adjustment. Billed at actual costs.

I am grateful to be part of the City's legal team and look forward to continuing to collaborate with staff and officials. If you have any questions, please let me know.

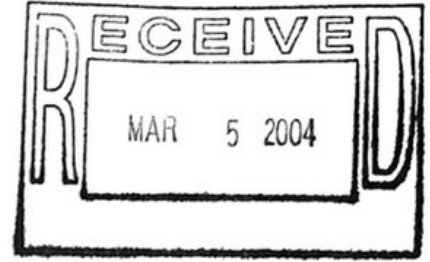
Regards,



Ryan Kellus Turner
Attorney and Counselor at Law

4602 ARAPAHOE TRAIL
AUSTIN, TX 78745

RYAN KELLUS TURNER



March 3, 2004

Michelle Fischer
City of Dripping Springs
P.O. Box 384
Dripping Springs, Texas 78620

RE: Acceptance of Appointment/Engagement Letter

Dear Mrs. Fischer:

This letter is to memorialize the City of Dripping Spring's acceptance of the scope of the limited consultation and related legal services as described in my initial letter of September 13, 2002 and my proposed fee structure as described in my letter of February 10, 2003. Copies of these letters, totaling three pages, are attached. Please sign and return this letter with attachments and keep a copy for the City's records.

I will generally bill the City at the end of each month. Payment of the billing statement is due upon receipt. The right to withdraw from representation is reserved in the event of non-payment.

I am happy to be of service to the City of Dripping Springs and look forward to working with you, other City officials, and staff.

Sincerely,

A handwritten signature in cursive script that reads "Ryan Kellus Turner".

Ryan Kellus Turner
Attorney and Counselor at Law

APPROVED AND ACCEPTED:

A handwritten signature in cursive script, appearing to be "D. P. ...".

On behalf of the City of Dripping Springs

3/15/04
Date

RYAN KELLUS TURNER

February 10, 2003

Michelle Fischer
City Administrator
City of Dripping Springs
P. O. Box 384
Dripping Springs, TX 78620-0384

Re: Proposal for Legal Services

Dear Michelle:

Per your request, I am submitting this letter to supplement the proposed scope of limited legal services detailed in my September 13, 2002 letter to Mayor Purcell. Specifically, I am writing to memorialize the fee structure I described to you in our meeting of January 24th. As an alternative to a traditional fee structure, one entirely derived from the calculation of an hourly fee, I propose the following fee structure that I believe would be mutually beneficial in the sense that it would regulate legal costs incurred by the City while allowing me to manage my other professional obligations.

1. Flat Monthly Base Fee of \$300.00: This regular monthly fee would retain my services and provide City officials and staff access to counsel via phone, fax, or e-mail with no incremental billing.

2. Flat Fee of \$100.00 per Trip: The City would incur a \$100.00 flat fee for each court-related appearance, council meeting attended, or any other service-related trip requiring travel to, or on behalf of the City of Dripping Springs.

3. Hourly Fee for Legal Research, Drafting, and Briefing & Review of Related Legal Documents: Billed at \$100.00 per hour for the first four (4) hours. Beyond the first four hours, the City would be billed at \$125.00 an hour. Without mutual agreement, such services would be limited to eight (8) hours a month. All billing will be in increments of one-tenth (.10) hours (6 minutes). Note, the City will not be "premium billed" for the signing of form letters, or documents. Nor will the City be billed for the costs of on-line legal research.

4. Telephone, Postage, Photocopies, Faxes, and Related Incidental Expenses: Billed at actual costs.

Finally, as we discussed in our meeting, I would require the City of Dripping Springs to include me on its TML insurance policy for all legal services rendered on behalf of the City.

This proposal is not a contract. If the City agrees to retain my services, a signed engagement letter along with this proposal and my initial correspondence to Mayor Purcell, will establish the terms of our agreement.

If I may be of further assistance, do not hesitate to contact me. I welcome the opportunity meet with City officials to further discuss this matter.

Sincerely,

Ryan Kellus Turner
Attorney and Counselor at Law

4514 Richmond Avenue
Austin, Texas 78745
September 13, 2002

The Honorable Todd Purcell
City of Dripping Springs
P.O. Box 384
Dripping Springs, TX 78620

Dear Mayor Purcell:

I am writing to express my interest in providing limited legal consultation and related services to the City of Dripping Springs.

I understand from Ms. Fischer that the City has in certain instances retained special counsel to address and assist with specific legal matters. In order to assist you in determining whether the City would be interested in retaining my services in a similar capacity, allow me to briefly describe my qualifications and legal services.

For over three years, I have served as an attorney and judicial educator for the Texas Municipal Courts Education Center in Austin. During this time I have had the opportunity to work with and advise literally hundreds of Texas cities on a host of code enforcement, municipal court, and state law issues. As a consequence, I have developed a valuable and specialized body of knowledge and skills. Equally important is my extensive relationship and network of contacts with state agencies, municipal law practitioners, legal scholars, and state officials. Having worked at the State's highest criminal court, co-authored two books, and drafted legislation at the request of the House Committee on Juvenile Justice and Family Issues, I have extensive legal research and writing experience. Additionally, as detailed in my resume, I have prosecutorial and consultation experience.

As I informed Ms. Fischer, a limited representation could be mutually beneficial in the sense that it would regulate legal costs incurred by the City while allowing me to manage my preexisting professional obligations. I offer the following services:

Advising – I am prepared to advise the municipality on issue pertaining to municipal court operations and open government issues (Texas Public Information Act, common law right of inspection, Rule 12 of Judicial Administration). When the time comes, I am also willing to assist the city in establishing a local police department and serve as police legal advisor.

Prosecutorial Services – I am prepared to provide either full or joint prosecutorial services in municipal court and if necessary handle *de novo* appeals before the Hays County Court-at-Law.

Legal Research, Drafting, Briefing & Reviewing Legal Documents – I am prepared to audit, and if necessary revise existing ordinances; conduct related legal research; brief legal conclusions; draft new ordinances.

I am excited about the future of Dripping Springs and welcome the opportunity to work with you and other city officials. If you would like to discuss this matter in person please contact me. Find enclosed my resume and business card.

Sincerely,

Ryan Kellus Turner
Attorney and Counselor at Law

Cc: Michelle Fischer
