

**Bay Area Toll Authority
Oversight Committee**

March 11, 2026

Agenda Item 5f-26-0318

Contract Amendment – Stoel Rives LLP – Legal advice and representation to BATA and MTC with respect to *Pending/Anticipated Litigation*

Subject:

This is a request for approval of a contract amendment with Stoel Rives LLP to add \$250,000 for legal advice and representation to BATA and MTC with respect to pending and anticipated litigation related to the California Environmental Quality Act (CEQA) and related issues. .

Background:

Attorneys at Stoel Rives, LLP, provide expert CEQA advice to MTC and BATA on a number of projects, including environmental clearance for Plan Bay Area. They also provide advice and representation under the instant contract for defense of CEQA lawsuits brought against BATA and related entities. Given the costs of ongoing litigation and anticipated future needs, staff seeks additional authority under the current contract to continue Stoel Rives' representation in BATA's defense.

Issues:

None.

Recommendations:

Staff recommends that the Committee authorize the General Counsel or designee to negotiate and enter into a contract amendment with Stoel Rives LLP in an amount not to exceed \$250,000 for providing further legal advice and representation to BATA and MTC with respect to ongoing and future anticipated litigation under CEQA and related issues.

Attachments:

- Request for Committee Approval – Summary of Proposed Contract Amendment



Kathleen Kane, General Counsel

Request for Committee Approval

Summary of Proposed Contract Amendment

Work Item No.: 1251

Consultant: Stoel Rives LLP

Work Project Title: Legal Counsel

Purpose of Project: To provide legal advice and representation to BATA and MTC with respect to litigation under CEQA and related causes of action.

Project Cost Not to Exceed: This amendment – \$250,000
Current contract amount before this amendment – \$200,000 Contract amount after the amendment – \$450,000

Funding Source: BATA Liability Reserves

Fiscal Impact: Funds are included in the FY2025-26 BATA Liability Reserves budget

Motion by Committee: That the General Counsel or designee is authorized to enter into a contract amendment with Stoel Rives LLP to continue providing legal advice and representation to BATA and MTC as described above and in the BATA Oversight Committee Summary Sheet dated March 11, 2026 and that the Chief Financial Officer is authorized to set aside \$250,000 for such contract amendment.

BATA Oversight Committee:

Margaret Abe-Koga, Chair

Approved: March 11, 2026