



U.S. DEPARTMENT OF TRANSPORTATION
FEDERAL TRANSIT ADMINISTRATION FEDERAL HIGHWAY ADMINISTRATION
819 TAYLOR STREET, ROOM 8A36 300 E. 8TH STREET, ROOM 826
FORT WORTH, TEXAS 76102-9003 AUSTIN, TEXAS 78701

November 14, 2008

In Reply Refer To: HPP-TX

Mr. James Randall, P.E.
Director, Transportation Planning and Programming Division
Texas Department of Transportation
P.O. Box 149217
Austin, TX 78714

Attention: Ms. Diane Lann

Dear Mr. Randall:

We have reviewed the San Antonio-Bexar County (SA-BC) MPO letter of October 13, 2008 (see enclosed) requesting our approval for purposes of securing general counsel legal services as part of their FY 2008-2009 Unified Planning Work Program (UPWP) under Subtask 1.1.4. Based upon our review of this document, we hereby approve SA-BC MPO's request to secure general counsel services consistent with the following types of metropolitan planning-related work:

Approved Legal Counsel Services:

1. Legal services to review and/or prepare agreements and contracts necessary and reasonable to carry out the metropolitan planning process per 23 CFR 420.113.
2. Interpretation of applicable federal, state and local laws, regulations and guidance necessary and reasonable to carry out the metropolitan planning process per 23 CFR 420.113.
3. Initial review and response to future litigation pertaining to SA-BC MPO's roles in the metropolitan transportation planning "3-C" process.

FHWA/FTA approval for legal counsel services beyond those noted above, to be reimbursed with Federal-aid metropolitan planning funds should be obtained, through TxDOT, prior to those costs being incurred. Should you have any questions concerning this approval, please contact either Kirk Fauver at (512) 536-5952 or Pearlie Tiggs at (817) 978-0567.

Sincerely yours,

Peggy Crist
Director, Planning and Program Development
Federal Transit Administration

Michael T. Leary
Director, Planning and Program Development
Federal Highway Administration

