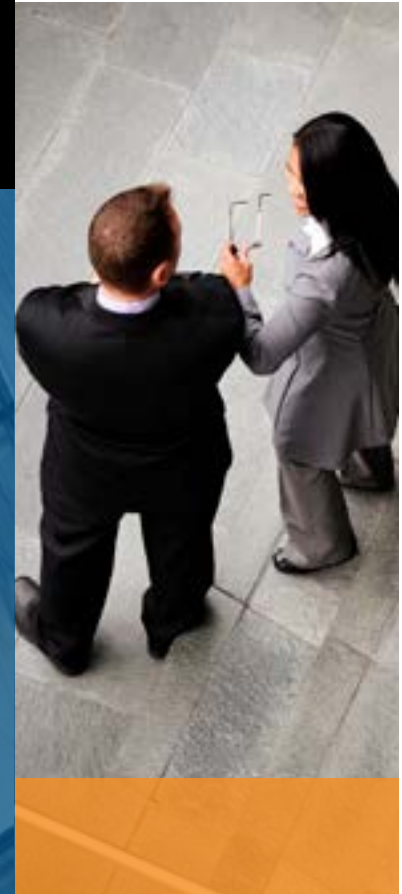


PUBLIC-PRIVATE PARTNERSHIPS

The attorneys at Hodgson Russ regularly counsel the firm's clients with respect to the structuring, development, and financing of public-private partnerships. We provide comprehensive advice to clients on all stages of public-private projects, including providing due diligence review, project structuring, negotiating and drafting of project agreements, crafting and implementing legislation, financing, and real estate and tax matters.

REPRESENTATIVE ENGAGEMENTS

- Hodgson Russ represented the P3 sponsor of a \$1.4 billion public school system's refurbishment, renovation, and modernization project. This project, which required seven separate special pieces of state legislature, resulted in the renovation of over 45 antiquated public school buildings. Hodgson Russ's representation extended to all levels of the project, including procurement of state legislation, assistance in securing all state education department approvals on construction and financing, assistance with development of strategies and funding sources for the city's portion of the project costs, assistance in procurement of tax-exempt bonding, and assistance with the environmental review process, counseling regarding MBE/WBE compliance and workforce development and procurement of all architectural and construction services.
- We served as counsel to a state university campus on an initiative that became the basis for legislation related to the entire state university system. This engagement included development of the public-private legal structure and drafting necessary legislation for a \$6 billion, three-campus capital facility initiative.
- We also represent a development corporation that is a joint venture between a state university campus and the university system's research foundation



Hodgson Russ provides comprehensive advice to clients on all stages of public-private projects.



in conjunction with the development and financing of a \$150 million research center, located immediately adjacent to a large urban hospital. This transaction, which was structured as a commercial condominium with the hospital, includes a state-of-the-art clinical and translational research laboratory and a biosciences incubator.

- We served as counsel to the P3 development team hired by a city to undertake the development, construction, and financing of a \$45 million public safety complex. This transaction involved utilization of a first-of-its-kind public-private partnership and required procurement of special state legislation to allow for private development and construction of a municipal facility. We also assisted with the project's participation in the state's brownfield remediation program.
- We are currently serving as counsel to an affiliate of a state university foundation in conjunction with the development of a nine-story, 1800-car parking ramp through a four-party public-private partnership.
- We represented a joint development team in conjunction with the structuring and implementation, through a P3, of the construction and development of a 200-bus garage/service facility for a metropolitan transportation authority. This public-private partnership structure enabled the transportation authority, one of the nation's largest public transportation systems, to significantly reduce operating expenses and to achieve significant cost and time savings in the construction of the project.
- We successfully represented a village in setting up a unique public-private partnership for a landfill gas-to-energy project, including negotiating and drafting the joint venture agreements, obtaining required land use rights, negotiating upgrades to local and regional transmission system, drafting the interconnection and financing agreements and guiding the environmental evaluation. Our firm also assisted the village in obtaining a debt-exclusion certification from the New York State Comptroller's office based on the self-liquidating nature of the debt incurred, so that the village's





debt statement was not affected by the financing of this project.

- A Hodgson Russ team of attorneys represents five state university-affiliated foundations in conjunction with the development and operation of 11 privatized student housing projects on various campuses of throughout the state. This representation involved the creation of a unique financing model for the development and construction of on-campus student apartments with 100 percent private funding. This representation includes negotiation and drafting of all lease and facility related agreements between the University and the nonprofit sponsors of the individual housing projects.
- Attorneys from Hodgson Russ's College & University practice group have represented seven other community colleges (or their affiliated foundations or auxiliary service corporations) in conjunction with student housing

projects and one community college in conjunction with the development of a satellite academic facility.

- Hodgson Russ has worked on collegiate student housing projects in Alabama, Georgia, Indiana, Louisiana, Maine, Massachusetts, New Hampshire, New York, North Carolina, Ohio, Pennsylvania, and Vermont
- Hodgson Russ served as co-counsel to the private developer selected by the Georgia Board of Regents for its 2015 \$550 million public-private housing transaction, which at that time was the largest ever US P3 collegiate student housing transaction
- Hodgson Russ services as counsel a large mid-Atlantic University on public-private partnership matters.

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