



Mendocino County

Legislation Details (With Text)

File #: 20-0035 **Version:** 1 **Name:**

Type: Approval **Status:** Approved

File created: 1/6/2020 **In control:** County Counsel

On agenda: 1/21/2020 **Final action:**

Title: Discussion and Possible Action Including Approval of Retroactive Amendment to Board of Supervisors Agreement No. 19-240 with Thomas Law Group In the Amount of \$155,000, for a New Agreement Amount of \$280,000, to Provide Legal Services Related to Keep The Code, Inc., v. County of Mendocino (Mendocino Superior Court Case No. SCUK-CVPT-12-60196), Effective July 30, 2019, Through June 30, 2020; and Approval of Corresponding Request for Appropriation-Revision of Funds to Increase Planning Special Projects, Budget Unit 2852, Org Code PS 826184 in the Amount of \$155,000 and PS 862239 in the Amount of \$155,000 (Sponsor: County Counsel)

Sponsors: County Counsel

Indexes:

Code sections:

Attachments: 1. Amendment to Agreement 19-240 A1 - \$280,000, 2. Appropriation of Funds, 3. BOS 19-240 - \$125,000, 4. Thomas Law Group 19-20 \$50,000 PA# 20-23

Date	Ver.	Action By	Action	Result
1/21/2020	1	Board of Supervisors	Adopted and Chair is authorized to sign same;	Pass

To: Board of Supervisors

From: County Counsel

Meeting Date: January 21, 2020

Department Contact: Christian M. Curtis

Phone: 234-6885

Item Type: Regular Agenda

Time Allocated for Item: 15 min.

Agenda Title:

Discussion and Possible Action Including Approval of Retroactive Amendment to Board of Supervisors Agreement No. 19-240 with Thomas Law Group In the Amount of \$155,000, for a New Agreement Amount of \$280,000, to Provide Legal Services Related to Keep The Code, Inc., v. County of Mendocino (Mendocino Superior Court Case No. SCUK-CVPT-12-60196), Effective July 30, 2019, Through June 30, 2020; and Approval of Corresponding Request for Appropriation-Revision of Funds to Increase Planning Special Projects, Budget Unit 2852, Org Code PS 826184 in the Amount of \$155,000 and PS 862239 in the Amount of \$155,000 (Sponsor: County Counsel)

Recommended Action/Motion:

Approve retroactive amendment to Board of Supervisors Agreement No. 19-240 with Thomas Law Group in the amount of \$155,000, for a new Agreement amount of \$280,000, to provide legal services related to Keep

The Code, Inc., v. County of Mendocino (Mendocino Superior Court Case No. SCUK-CVPT-12-60196), effective July 30, 2019, through June 30, 2020; authorize Chair to sign same; and approve corresponding Request for Appropriation-Revision of Funds to increase Planning Special Projects, Budget Unit 2852, Org Code PS 826184 in the amount of \$155,000 and PS 862239 in the amount of \$155,000.

Previous Board/Board Committee Actions:

On October 1, 2019, the Board approved Board of Supervisors Agreement No. 19-240 amending Purchasing Agent Agreement No. 20-32 from \$50,000 to \$125,000.

Summary of Request:

The County entered into Purchasing Agent-level agreement with Thomas Law Group on July 30, 2019, to obtain outside counsel to assist the County Counsel's Office with upcoming actions related to the Keep The Code, Inc., v. County of Mendocino (Mendocino Superior Court Case No. SCUK-CVPT-12-60196) (related to the Harris Quarry project), including advice related to CEQA compliance. Additional legal services beyond the original contracted amount are anticipated.

Funds for these services are provided by the project applicant, pursuant to an indemnity agreement with the County of Mendocino. Per Planning and Building Services, the applicant has already submitted a deposit for the additional contract amount.

Alternative Action/Motion:

Provide alternate direction.

Supervisory District: All

vote requirement: Majority

Supplemental Information Available Online At: N/A

Fiscal Details:

source of funding: PS 2852-862239

current f/y cost: 125,000 (offset by revenues)

annual recurring cost: N/A

budgeted in current f/y: Yes

if no, please describe:

revenue agreement: N/A

budget clarification: Funds for these services are provided by the project applicant, pursuant to an indemnity agreement with the County of Mendocino. Per Planning and Building Services, the applicant has already submitted a deposit for the additional contract amount.

Agreement/Resolution/Ordinance Approved by County Counsel: Yes

CEO Liaison: Executive Office

CEO Review: Yes

CEO Comments:

FOR COB USE ONLY

Executed By: Karla Van Hagen, Senior Deputy Clerk

Date: January 24, 2020

Final Status: **Approved**

Executed Item Number: Agreement 19-240-A1

Note to Department Number of Original Agreements
Returned to Dept: None Original Agreement Delivered
to Auditor? No - COB Retained only original; copy
delivered to Auditor

