



Mendocino County

Legislation Text

File #: 20-0613, **Version:** 1

To: Board of Supervisors

From: County Counsel

Meeting Date: July 21, 2020

Department Contact: Christian Curtis

Item Type: Consent Agenda

Phone: 234-6885

Time Allocated for

Item: N/A

Agenda Title:

Approval of Second Retroactive Amendment to Board of Supervisors Agreement No. 19-240 with Thomas Law Group In the Amount of \$280,000, for a New Agreement Amount of \$365,000, to Provide Legal Services Related to Keep The Code, Inc., v. County of Mendocino (Mendocino Superior Court Case No. SCUK-CVPT-12-60196), Effective March 1, 2020, Through June 30, 2021; 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 \$85,000 and PS 862239 in the Amount of \$85,000

Recommended Action/Motion:

Approve second retroactive amendment to Board of Supervisors Agreement No. 19-240 with Thomas Law Group in the amount of \$280,000, for a new Agreement amount of \$365,000, to provide legal services related to Keep The Code, Inc., v. County of Mendocino (Mendocino Superior Court Case No. SCUK-CVPT-12-60196), effective March 1, 2020, through June 30, 2021; authorize Chair to sign same; and approve corresponding Request for Appropriation-Revision of Funds to increase Planning Special Projects, Budget 826184 in the amount of \$85,000 and PS 862239 in the amount of \$85,000.

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.

On January 21, 2020, the Board approved Board of Supervisors Agreement No. 19-240-A1 amending Board of Supervisors Agreement No. 19-240 from \$125,000 to \$280,000.

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 direction to staff.

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: 85,000

annual recurring cost: n/a

budget clarification: n/a

budgeted in current f/y: Yes

if no, please describe:

revenue agreement: N/A

Agreement/Resolution/Ordinance Approved by County Counsel: Yes

CEO Liaison: Executive Office

CEO Review: Yes

CEO Comments:

FOR COB USE ONLY

Executed By: Atlas Pearson, Deputy Clerk I

Date: July 24, 2020

Final Status: **Approved**

Executed Item: **Agreement** Number: 19-240-A2

Note to Department Number of Original Agreements
Returned to Dept: 0 Original Agreement Delivered to
Auditor? No

