



Mendocino County

Legislation Text

File #: 21-0952, **Version:** 1

To: Board of Supervisors

From: County Counsel

Meeting Date: September 14, 2021

Department Contact: Christian Curtis

Phone: 234-6885

Item Type: Consent Agenda

Time Allocated for Item: N/A

Agenda Title:

Approval of Retroactive Amendment to BOS Agreement No. 21-086 with Colantuono, Highsmith & Whatley, PC, Increasing the Total Compensation by \$250,000 For a New Total of \$300,000 for Legal Services

Recommended Action/Motion:

Approve retroactive amendment to BOS Agreement No. 21-086 with Colantuono, Highsmith & Whatley, PC, increasing the total compensation by \$250,000 for a new total of \$300,000 for legal services; and authorize Chair to sign same.

Previous Board/Board Committee Actions:

On May 27, 2021, the Board of Supervisors approved agreement No. 21-086 with Colantuono, Highsmith & Whatley, PC in the amount of \$50,000.

Summary of Request:

County Counsel is requesting the Board to approve the amendment with Colantuono, Highsmith & Whatley, PC increasing the total compensation by \$250,000 for a new total of \$300,000 to continue to provide legal defense in the litigation matter of Ann Marie Borges & Chris Gurr v. County of Mendocino (Case No. 3:20-cv-04537-SI). County Counsel would also like to add an additional case to the scope of services for this firm as follows: Ezekial Flatten, et al. v. Bruce Smith, et al., (Case No. 21CV00588). This firm's strong background in municipal law issues is assisting in the County's defense of these matters.

Alternative Action/Motion:

Do not approve the amended agreement and provide direction to staff.

How Does This Item Support the General Plan? n/a

Supervisory District: All

vote requirement: Majority

Supplemental Information Available Online At: n/a

Fiscal Details:

source of funding: GL 0713-863320

current f/y cost: 300,000

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:

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Executed By: Atlas Pearson, Deputy Clerk I

Date: September 15, 2021

Final Status: **Approved**

Executed Item Type: **Agreement** Number: 21-086-A1

Note to Department Number of Original Agreements

Returned to Dept: 0 Original Agreement Delivered to Auditor?

No

