



Mendocino County

Legislation Text

File #: 21-0483, Version: 1

To: Board of Supervisors

From: Air Quality Management District

Meeting Date: September 14, 2021

Department Contact: Barbara Moed

Phone: 463 4354

Department Contact: Kelly Ford

Phone: 463 4354

Item Type: Consent Agenda

Time Allocated for Item: N/A

Agenda Title:

Approval of Retroactive Amendment to Legal Services Agreement No. 19-182-A1 with Christiana Darlington, dba CLERE Inc. in an Amount Not to Exceed \$45,500, for Separate Legal Representation for the Air Quality Management District effective July 1, 2021 through June 30, 2022, and Authorization for the Air Pollution Control Officer

Recommended Action/Motion:

Approve Retroactive Amendment to Legal Services Agreement No. 19-182-A1 with Christiana Darlington, dba CLERE, Inc. in an amount not to exceed \$45,500, for separate legal representation for the Air Quality Management District effective July 1, 2021 through June 30, 2022; and authorize Air Quality Pollution Control Officer and Chair to sign same.

Previous Board/Board Committee Actions:

On November 13, 2018 - Approval of Legal Services Agreement #18-159 with Christiana Darlington, dba CLERE, Inc. as outside legal counsel for the Air Quality Management District. On May 21, 2019, the Air Quality Management District Board discussed various procedures and protocols related to legal representation on behalf of the District. On June 18, 2019, the Board provided direction regarding changes to a draft of this agreement, including that it should return to the consent calendar. On July 10, 2019, the Board Chair executed the revised attached Agreement, #19-182-A1.

Summary of Request:

The Air Quality Management District is requesting to retroactively renew the Legal Services Agreement with Christiana Darlington, dba CLERE, Inc. for Separate Legal Representation through June 20, 2022. The Attorney's rate is \$265 per hour with no minimum hours. Ms. Darlington has over eleven years' experience in air quality law, CEQA and planning and has been working with the District under contract since November 2018 on matters related to District programs and mandated requirements. Currently, Christiana Darlington, dba CLERE, Inc. is contracted with two other air quality management districts. This amendment is retroactive as the District did not get the signed agreement until after the effective date due to an oversight.

Alternative Action/Motion:

Do not approve the Legal Services Agreement; provide direction to staff.

Supervisory District: All

vote requirement: Majority

Supplemental Information Available Online At: N/A

Fiscal Details:

source of funding: District Budget

current f/y cost: Up to \$45,500

annual recurring cost: N/A

budget clarification: N/A

budgeted in current f/y: Yes

if no, please describe:

revenue agreement: No

Agreement/Resolution/Ordinance Approved by County Counsel: Yes

CEO Liaison: Judy Morris, Deputy CEO

CEO Review: Yes

CEO Comments:

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Executed By: Atlas Pearson, Deputy Clerk I

Date: September 29, 2021

Note to Department Number of Original Agreements

Returned to Dept: 0 Original Agreement Delivered to Auditor? No

Final Status: **Approved**

Executed Item Type: **Agreement** Number: 19-182-A2

