



# Mendocino County

## Legislation Text

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File #: 18-1335, Version: 1

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**To:** Board of Supervisors

**From:** County Counsel

**Meeting Date:** February 27, 2018

**Department Contact:** Katharine L. Elliott

**Phone:** 234-6885

**Item Type:** Consent Agenda

**Time Allocated for**

**Item:** N/A

**Agenda Title:**

Approval of Amendment to Board of Supervisors Agreement No. 17-098 with Mitchell, Brisso, Delaney & Vrieze Increasing the Amount from \$100,000 to \$150,000 for Litigation Services in *Linda Morales v. County of Mendocino, et al.*

**Recommended Action/Motion:**

Approve Amendment to Board of Supervisors Agreement No. 17-098 with Mitchell, Brisso, Delaney & Vrieze increasing the amount from \$100,000 to \$150,000 for litigation services in *Linda Morales v. County of Mendocino, et al.*; and authorize Chair to sign same.

**Previous Board/Board Committee Actions:**

The Board of Supervisors approved an amendment to Purchasing Agent Agreement No. 17-173 with Mitchell, Brisso, Delaney & Vrieze on September 12, 2017 for an amount from \$50,000 to \$100,000 for litigation services in *Linda Morales v. County of Mendocino, et al.*

**Summary of Request:**

The firm of Mitchell, Brisso, Delaney & Vrieze has been retained to handle the lawsuit of *Linda Morales v. County of Mendocino, et al.* in Federal Court due to a conflict with our office. The costs related to this lawsuit involve an extensive number of depositions including two witnesses residing in two separate states. A summary judgment motion has been filed. It is hoped that we will spend less than \$150,000 for the total fees, however, a jury trial is set for April 2018 so costs could continue to escalate.

**Alternative Action/Motion:**

Do not approve.

**Supplemental Information Available Online at:** N/A

**Fiscal Impact:**

**Source of Funding:** 862189

**Current F/Y Cost:** \$150,000

**Budgeted in Current F/Y:** No

**Annual Recurring Cost:** N/A

**Supervisory District:** All

**Vote Requirement:** Majority

**Agreement/Resolution/Ordinance Approved by County Counsel:** Yes

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**CEO Liaison:** Carmel J. Angelo, CEO

**CEO Review:** Yes

**CEO Comments:**

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**FOR COB USE ONLY**

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Executed By: Willetta Callaghan

Final Status: Approved

Date: February 28, 2018

Executed Item No.: Agreement Number: 18-017

Note to Department:

Executed Documents Returned to

Department: Originals Hand Delivered 2

Interoffice Mail ☐ Executed Agreement

Sent to Auditor? Y

