



MARIPOSA COUNTY

Sheriff's Office • (209) 966-3615



RESOLUTION - ACTION REQUESTED 2016-291

MEETING: June 14, 2016

TO: The Board of Supervisors

FROM: Doug Binnewies, Sheriff-Coroner-Public Administrator

RE: Professional Service Agreement with Starchman and Bryant Attorneys at Law

RECOMMENDATION AND JUSTIFICATION:

Approve a Legal Services Agreement Authorizing the Mariposa County Public Administrator to retain Starchman and Bryant Attorneys at Law to Proceed with the Administrating of Estates; and Authorize the Board of Supervisors Chair to Sign the Legal Services Agreement. The Mariposa County Public Administrator investigates and may administer the estates of Mariposa County residents who die with no next of kin, with no appropriate person willing or able to act as administrator and/or when appointed by the court because of an extraordinary situation.

It is common and necessary for the Public Administrator to obtain attorney services in order to proceed with the administrating of the estate. The Legal Services Agreement is being pursued to expedite the process of individual cases. There is no impact to the General Fund as all fees associated with this agreement are the responsibility of the estate.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

Similar Professional Services Agreements have been supported.

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

Not support the Professional Services Agreement which would cause the Public Administrator to pursue specific and individual agreements per case when opened. This could cause delay and potential asset devaluation of the estate.

FINANCIAL IMPACT:

All Fees are defined in the Agreement and attached Probate Code. No Impact to General Fund as all fees are the responsibility of the estate.

ATTACHMENTS:

2016-2017 Starchman & Bryant Legal Services Agreement (PDF)
10810 California Probate Code (PDF)

CAO RECOMMENDATION

Requested Action Recommended

Mary Hodson
Mary Hodson, CAO 6/6/2016

RESULT: ADOPTED BY CONSENT VOTE [UNANIMOUS]
MOVER: Kevin Cann, District IV Supervisor
SECONDER: Marshall Long, District III Supervisor
AYES: Rosemarie Smallcombe, Marshall Long, Kevin Cann, John Carrier
EXCUSED: Merlin Jones