



MARIPOSA COUNTY

Planning · 209-966-5151



RESOLUTION - ACTION REQUESTED 2018-388

MEETING: August 7, 2018
TO: The Board of Supervisors
FROM: Sarah Williams, Planning Director
RE: Agreement for General Legal Services

RECOMMENDATION AND JUSTIFICATION:

Approve an Agreement for General Legal Services with Abbott & Kindermann, Inc. for On-Call Legal Consultation; and Authorize the Board of Supervisors Chair to Sign the Agreement.

Planning staff and County Counsel sometimes require specialized legal advice on short notice to address urgent land use or environmental (CEQA) issues. Abbott & Kindermann are recognized experts in their field and they are familiar with Mariposa County. Under this agreement, Bill Abbott will be available as needed to assist Planning and County Counsel with complex legal research and consultation.

The total compensation for these legal services is not to exceed \$28,600. This amount has been included in the requested Planning Department's Budget for Fiscal Year 2018-2019.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

Abbott & Kindermann have provided timely, on-call professional services to Mariposa County in a variety of legal circumstances. Bill Abbott participated in the successful adoption of the Mariposa County General Plan and Environmental Impact Report during 2006. He also assisted in such projects as the Silver Tip Resort, the Seventh Day Adventist Camp in Wawona, and the Catheys Valley Community Plan Supplemental EIR. He has provided specialized legal advice on such subjects as mining, agritourism and project appeals. Abbott & Kindermann have a Professional Services Agreement with the County for general legal advice and that agreement expired on June 30, 2018.

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

An alternative legal firm could be solicited for expert land use and environmental advice; however there would be a time lapse to get another firm up to speed with situations in Mariposa County, with which Abbott & Kindermann have extensive familiarity.

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FINANCIAL IMPACT:

Funding for the Agreement has been included in the 2018-2019 Planning Department Budget for Professional Services

ATTACHMENTS:

180730 A & K Contract r(PDF)

RESULT: ADOPTED BY CONSENT VOTE [UNANIMOUS]

MOVER: Marshall Long, District III Supervisor

SECONDER: Kevin Cann, District IV Supervisor

AYES: Rosemarie Smallcombe, Marshall Long, Kevin Cann, Miles Menetrey

EXCUSED: Merlin Jones