

MARIPOSA COUNTY

Planning · 209-966-5151



RESOLUTION - ACTION REQUESTED 2014-305

MEETING: June 24, 2014

TO: The Board of Supervisors

FROM: Sarah Williams, Planning Director

RE: Professional Services Agreement for Abbott & Kindermann

RECOMMENDATION AND JUSTIFICATION:

Approve a Professional Services Agreement with Abbott & Kindermann, LLP, Providing 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 Counsel with complex legal research and consultation.

The total compensation for these legal services is not to exceed \$18,000.00. This amount has been included in the requested Planning Department's Budget for Fiscal Year 2014-2015.

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 has assisted in such projects as the Silver Tip Resort, the Seventh Day Adventist Camp in Wawona, the Catheys Valley Community Plan Supplemental EIR, and he has been providing 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 will expire on June 30, 2014.

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.

FINANCIAL IMPACT:

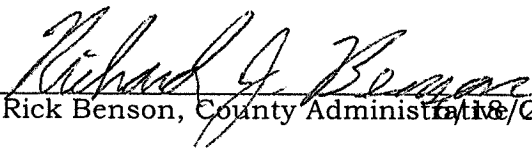
Included in the 2014-2015 Planning Department Budget for Professional Services

ATTACHMENTS:

140624 PSA a & K Effective for FY 2014-2015 (DOC)

CAO RECOMMENDATION

Requested Action Recommended


Rick Benson, County Administrator/Office

RESULT: ADOPTED BY CONSENT VOTE [UNANIMOUS]

MOVER: Janet Bibby, District III Supervisor

SECONDER: John Carrier, District V Supervisor

AYES: Lee Stetson, Janet Bibby, Kevin Cann, John Carrier

EXCUSED: Merlin Jones