DEPARTMENT: Personnel/Risk Management    BY: Richard J. Benson    PHONE: 966-3222

RECOMMENDED ACTION AND JUSTIFICATION:

Authorize the Chair to sign a Professional Services Agreement for continuation of counsel services for a Personnel-related matter in an amount not to exceed $25,000. Best Best and Krieger continues to represent the County on only one outstanding personnel matter. Previously, this law firm had been representing the County on a variety of matters related to personnel issues and now, there is one outstanding personnel matter that requires their representation. It is recommended that this attorney firm continue to represent the County on this ongoing matter to maintain continuity of the issues.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

The Board has previously approved a Professional Services Agreement with Best Best and Krieger at their meeting of April 24, 2007 in the amount of $25,000.

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

If a negative action is adopted, it would be necessary to retain another outside attorney firm. Doing so will risk the breakdown of continuity on this ongoing matter.

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Financial Impact? ( ) Yes ( ) No    Current FY Cost: $7,500
Budgeted In Current FY? ( ) Yes ( ) No ( ) Partially Funded
Amount in Budget: $7,500
Additional Funding Needed: $0
Source:
Internal Transfer
Unanticipated Revenue
Transfer Between Funds
Contingency    General ( ) Other

Annually Recurring Cost: $0
List Attachments, number pages consecutively

Professional Services Agreement

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CLERK'S USE ONLY:
Res. No. 2008-137
Vote - Ayes: 4    Nays:
Absent: 0
Approved
Minute Order Attached ( ) No Action Necessary

The foregoing instrument is a correct copy of the original on file in this office.
Date:
Attest: MARGIE WILLIAMS, Clerk of the Board
County of Mariposa, State of California
By: Deputy

COUNTY ADMINISTRATIVE OFFICER:
( ) Requested Action Recommended
( ) No Opinion
Comments:

CAO: [Signature]
COUNTY of MARIPOSA
P.O. Box 784, Mariposa, CA 95338 (209) 966-3222

LYLE TURPIN, CHAIR
DIANNE A. FRITZ, VICE CHAIR
BRAD ABORN
JANET BIBBY
BOB PICKARD

DISTRICT II
DISTRICT IV
DISTRICT I
DISTRICT III
DISTRICT V

MARIPOSA COUNTY BOARD OF SUPERVISORS
MINUTE ORDER

TO: RICHARD J. BENSON, CAO
FROM: MARGIE WILLIAMS, Clerk of the Board

SUBJECT: Approval of Consent Agenda (See End of Summary of Proceedings)

NOTE: The Consent Agenda consists of items that are generally viewed as non-controversial and routine by the department. If the Board wishes to discuss an item, it will be removed from the Consent Agenda and moved to the end of the timed agenda; or at the Chair’s discretion, may be taken in conjunction with another item scheduled by the respective department. Otherwise, the Consent Agenda items are generally approved in one single motion. This is the appropriate time for the public to advise the Chair of any comments to the Consent Agenda or request to have an item removed from the Consent Agenda.

RESOLUTION 08-137

THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA

ADOPTED THIS Order on April 8, 2008

ACTION AND VOTE:

Item 6 – Supervisor Bibby asked whether there is any public information available on what case this involves, and whether there is any conflict of interest for her to participate as this law firm had been involved with labor negotiations. Rick Benson, County Administrative Officer, advised that this contract is for an ongoing personnel legal matter and it is not related to labor negotiations so there is no conflict. Supervisor Bibby asked that information be provided on how much has been spent for this case, and Rick Benson advised that he would obtain the information. (M)Aborn, (S)Fritz, item 6 was approved/Ayes: Aborn, Turpin, Fritz, Pickard; Noes: Bibby.

CA-6 Approve a Professional Services Agreement with Best, Best and Krieger, LLP for Continuation of Counsel Services for a Personnel-related Matter in an Amount Not to Exceed $25,000 (County Administrative Officer/Personnel/Risk Manager); Res. 08-137

Cc: Chris Ebie, Auditor
    Thomas P. Guarino, County Counsel
    Sandi Laird, Personnel
    Donna Wass, Personnel
    File