



A Tradition of Stewardship
A Commitment to Service

Agenda Date: 12/6/2016

Agenda Placement: 6J

NAPA COUNTY BOARD OF SUPERVISORS Board Agenda Letter

TO: Board of Supervisors

FROM: Jeffrey Richard for Minh Tran - County Counsel
County Counsel

REPORT BY: Erin Cossen, Legal Office Manager - 707-253-4520

SUBJECT: Amendment No. 1 to Agreement No. 160132B-16 with Miller Starr Regalia

RECOMMENDATION

County Counsel requests approval of and authorization for the Chairman to sign Amendment No. 1 to Agreement No. 160132B-16 with Miller Starr Regalia increasing the maximum compensation by \$75,000 for a new maximum of \$150,000 to provide unanticipated legal services in connection with litigation related to an election matter.

EXECUTIVE SUMMARY

The County contracted with the law firm of Miller, Starr & Regalia to provide specialized legal services concerning election issues and a possible 9111 report with a maximum amount of compensation of \$75,000. The County wishes to amend contract no. 160132B to increase the maximum compensation to \$150,000 to cover the expense of unanticipated litigation related to an election matter.

FISCAL IMPACT

Is there a Fiscal Impact?	Yes
Is it currently budgeted?	No
What is the revenue source?	General Fund
Is it Mandatory or Discretionary?	Discretionary
Discretionary Justification:	Miller, Starr & Regalia is able to provide the needed specialized legal services and has significant experience in this area of law. Sufficient funding is included in the County Counsel's adopted FY16-17.

Is the general fund affected? Yes

Future fiscal impact: Funds will be appropriated in future years if needed.

Consequences if not approved: Legal advice would be provided by County Counsel staff of the Board would have to proceed without receiving specialized legal advice regarding the matter.

Additional Information:

ENVIRONMENTAL IMPACT

ENVIRONMENTAL DETERMINATION: The proposed action is not a project as defined by 14 California Code of Regulations 15378 (State CEQA Guidelines) and therefore CEQA is not applicable.

BACKGROUND AND DISCUSSION

The County entered into agreement no. 160132B with the law firm of Miller, Starr & Regalia to provide specialized legal services concerning election issues and a possible 9111 report with a maximum compensation amount of \$75,000. Because of unanticipated litigation related to an election matter, staff recommends increasing the maximum compensation amount to \$150,000.

SUPPORTING DOCUMENTS

None

CEO Recommendation: Approve
Reviewed By: Helene Franchi