

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
ACTION AGENDA SUMMARY

DEPT: County Counsel

BOARD AGENDA # *E-1

Urgent Routine

AGENDA DATE June 24, 2008

CEO Concurs with Recommendation YES NO
(Information Attached)

4/5 Vote Required YES NO

SUBJECT:

Approval to Increase the Amount of the Contract with the Law Firm Meyers Nave for Legal Services Related to the Crows Landing Air Facility Development Project

STAFF RECOMMENDATIONS:

1. Authorize an increase of \$75,000 in the maximum amount of the contract with Meyers Nave for legal services related to the Crows Landing Air Facility for the period January 1, 2008 through June 30, 2008, for a total cumulative total contract amount of \$290,624 for Fiscal Year 2007-2008.

FISCAL IMPACT:

This action will not result in an impact to the general fund because costs for legal services related to the Crows Landing Air Facility are reimbursed by the project developer PCCP West Park, LLC.

BOARD ACTION AS FOLLOWS:

No. 2008-481

On motion of Supervisor Monteith, Seconded by Supervisor Grover
and approved by the following vote,

Ayes: Supervisors: O'Brien, Grover, Monteith, DeMartini and Chairman Mayfield

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1) Approved as recommended

2) Denied

3) Approved as amended

4) Other:

MOTION:



ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

File No.

Approval to Increase the Amount of the Contract with the Law Firm Meyers Nave for Legal Services Related to the Crows Landing Air Facility Development Project

Page 2

DISCUSSION:

On July 6, 2007, the County entered into a Legal Services Agreement with the law firm Meyers, Nave, Riback, Silver and Wilson ("Meyers Nave") to assist the County in negotiation of a Disposition and Development Agreement with PCCP West Park, LLC ("West Park"), the candidate for master developer of the Crows Landing Air Facility. Pursuant to the Crows Landing Air Facility Pre-Development Agreement, West Park agreed to reimburse the County for the cost of its consultants, including the costs for the assistance of Meyers Nave.

The initial contract amount was estimated to be \$100,000. The cost for Meyers Nave reached \$90,624 for the period July 1, 2008 through December 31, 2007. At the 2007-2008 Mid-Year Budget Report, your Board approved an increased contract amount of \$125,000 for the period January 1, 2008 through June 30, 2008. Additional legal services were required to finalize the essential terms of the Disposition Development Agreement that was part of the project description approved by the Board on April 22, 2008. The additional work requires the Office of County Counsel to increase the authorized amount of the contract with Meyers Nave by \$75,000, resulting in a new total of \$200,000 for the period January 1, 2008 through June 30, 2008. With the requested increase in the contract amount, the new total, cumulative contract amount for Fiscal Year 2007-2008 would be \$290,624.

Staff recommends that the Board of Supervisors approve and authorize an increase of \$75,000 in the Meyers Nave contract amount for the 2007-2008 Fiscal Year.

POLICY ISSUES:

Approval of this action items supports the Board's priorities of developing a strong local economy.

STAFFING:

There is no staffing impact associated with this request.