

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

DEPT: Board of Supervisors

BOARD AGENDA # Closed Session

Urgent Routine

AGENDA DATE April 8, 2014

CEO Concurs with Recommendation YES NO
(Information Attached)

4/5 Vote Required YES NO

SUBJECT:

Existing Litigation: One Case: Nicholas Honchariw v. County of Stanislaus, et al, Stanislaus County Superior Court Case No. 680924. Government Code Section 54956.9 (d)(1)

STAFF RECOMMENDATIONS:

Authorized counsel for the County to defend the appeal of the dismissal of claim in inverse condemnation by Nicholas Honchariw, and to file a cross-appeal of the decision to deny the County's motion for attorney fees for filing and maintaining a frivolous lawsuit.

FISCAL IMPACT:

All cost associated with this action will be covered within the existing appropriation of the Office of County County.

BOARD ACTION AS FOLLOWS:

No. 2014-167

On motion of Supervisor O'Brien, Seconded by Supervisor Chiesa
and approved by the following vote,

Ayes: Supervisors: O'Brien, Chiesa, Withrow, Monteith, and Chairman De Martini

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1) X Approved as recommended

2) _____ Denied

3) _____ Approved as amended

4) _____ Other:

MOTION:



ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

File No.