



COUNTY OF HUMBOLDT

AGENDA ITEM NO.
C-5

For the meeting of: May 12, 2015

Date: May 1, 2015
To: Board of Supervisors
From: Phillip Smith-Hanes, County Administrative Officer *PSH*
Subject: Amendment Number 2 to Professional Services Agreement with Hanson Bridgett LLP

RECOMMENDATION(S):

That the Board of Supervisors approves the attached amendment and authorizes the Chair to sign.

SOURCE OF FUNDING: General Fund

DISCUSSION:

On January 24, 2015, County Counsel Wendy Chaitin retired from county service. Due to the vacancy created by this retirement, on January 27 the Purchasing Agent executed a professional services agreement with the law firm of Hanson Bridgett LLP to supply the services of Frank J. DeMarco. On April 28, your Board approved an amendment to the agreement increasing the total dollar amount. However, the original term of the agreement (120 days from January 24) is still in effect. Per this term, the agreement will terminate on May 24. Your Board has now appointed a new County Counsel, Mr. Jeffrey Blanck. Mr. Blanck will not begin his service as County Counsel until June 1, 2015. Staff recommends that your Board approve the attached amendment which extends the term of the term of the agreement for Mr. DeMarco for a further eight days, providing for an orderly transition to Mr. Blanck.

Prepared by Phillip Smith-Hanes CAO Approval *Amey Rosen*
REVIEW: Auditor _____ County Counsel _____ Human Resources *DL* Other _____

TYPE OF ITEM:
 Consent
 Departmental
 Public Hearing
 Other _____

BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT
Upon motion of Supervisor *Sundberg* Seconded by Supervisor *Bass*
Ayes *Sundberg, Lordace, Fennell, Bohn, Bass*
Nays _____
Abstain _____
Absent _____

PREVIOUS ACTION/REFERRAL:
Board Order No. C-9
Meeting of: 4/28/15

and carried by those members present, the Board hereby approves the recommended action contained in this Board report.
Dated: May 12, 2015
By: *An Hurstwell*
Kathy Hayes, Clerk of the Board

FINANCIAL IMPACT:

The recommended action does not create an additional financial impact; increasing the term of the agreement does not adjust the maximum dollar amount payable for the services of Mr. DeMarco.

This action conforms to the Board's strategic framework, priorities for new initiatives, by providing core services in ways that match service availability with residents' needs through providing community-appropriate levels of service.

OTHER AGENCY INVOLVEMENT: None.

ALTERNATIVES TO STAFF RECOMMENDATIONS:

Your Board could decline to extend the term for Mr. DeMarco's services. Pursuant to the terms of the existing agreement, Mr. DeMarco would cease providing services to the county. The Board would then need to make an appointment for County Counsel on an interim basis until Mr. Blanck assumes office.

ATTACHMENTS:

1. Amendment No. 2 to Agreement with Hanson Bridgett

**AMENDMENT NO. 2
TO PROFESSIONAL SERVICES AGREEMENT
BY AND BETWEEN
COUNTY OF HUMBOLDT
AND
HANSON BRIDGETT LLP**

WHEREAS, a Professional Services Agreement was entered into the 27th day of January, 2015, by and between the County of Humboldt and Hanson Bridgett LLP to provide specialized legal services and specifically the services of Frank J. DeMarco; and

WHEREAS, the Professional Services Agreement provides for a term that terminates 120 days after January 24, 2015; and

WHEREAS, the parties wish extend this term;

NOW, THEREFORE, the parties hereby agree to the following:

1. Section 2 of the Agreement, entitled "Terms," is amended to read as follows:

"This agreement shall be effective and commence as of January 24, 2015, and shall continue for one hundred twenty-eight (128) days unless sooner terminated by the parties or as provided herein or as may be extended by mutual agreement of the parties."

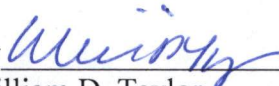
2. In all other respects the terms of the Agreement, as amended by Amendment No. 1, shall remain unchanged.

IN WITNESS WHEREOF, the parties hereby have caused this Amendment No. 1 to be executed on the last date written below.

COUNTY OF HUMBOLDT


HANSON BRIDGETT LLP

By 
Estelle Fennell, Chair
Board of Supervisors

By 
William D. Taylor
Partner

Date: 5-12-2015

Date: May 1, 2015

By 
Frank J. DeMarco
Counsel

Date: May 4, 2015