



COUNTY OF HUMBOLDT


AGENDA ITEM NO.

C-12

For the meeting of: April 25, 2017

Date: April 7, 2017

To: Board of Supervisors

From:  Thomas K. Mattson, Public Works Director

Subject: First Amendment to Legal Services Agreement with Water and Power Law Group

RECOMMENDATION(S):

That the Board of Supervisors:

1. Approve the First Amendment to Legal Services Agreement between Humboldt County and Water and Power Law Group PC; and
2. Authorize the Chair to sign the First Amendment.

SOURCE OF FUNDING: General Fund - Water Management (251)

DISCUSSION:

On February 9, 2016, the Board approved a Legal Services Agreement ("Agreement") with Water and Power Law Group PC to provide legal consultation regarding the County's water delivery contract with the Bureau of Reclamation for annual releases from Trinity Reservoir of not less than 50,000 acre-feet of water. The initial scope of work under this Agreement was completed in June 2016. The Board approved an appropriation of \$20,000 for legal assistance on this matter in FY 2016-17. The attached First Amendment supports work for the period from February 15, 2017, through June 30, 2017.

Prepared by Hank Seemann

CAO Approval

Karen Clower

REVIEW:

Auditor _____ County Counsel Sm Human Resources _____ Other _____

TYPE OF ITEM:

☒ Consent
☐ Departmental
☐ Public Hearing
☐ Other _____

PREVIOUS ACTION/REFERRAL:

Board Order No. C-8

Meeting of: February 9, 2016

BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT

Upon motion of Supervisor Fennell Seconded by Supervisor Wilson

Ayes Sundberg, Fennell, Bass, Bohn, Wilson
Nays _____
Abstain _____
Absent _____

and carried by those members present, the Board hereby approves the recommended action contained in this Board report.

Dated: Apr 25, 2017

By: Kathy Hayes
Kathy Hayes, Clerk of the Board

FINANCIAL IMPACT:

The appropriation for this work is incorporated into the Water Management budget (1100251-2118), which contains sufficient funds.

The requested action will advance two of the County's core roles: providing for and maintaining infrastructure, and creating opportunities for improved safety and health.

OTHER AGENCY INVOLVEMENT:

None

ALTERNATIVES TO STAFF RECOMMENDATIONS:

Board discretion.

ATTACHMENTS:

First Amendment to Legal Services Agreement with Water and Power Law Group

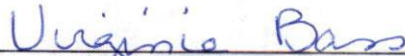
**First Amendment to Legal Services Agreement between Humboldt County and
Water and Power Law Group PC**

Humboldt County and Water and Power Law Group PC hereby amend Sections 1 and 9 of their Legal Services Agreement as signed on or about February 2, 2016 (Attachment 1). All other terms remain in effect.

1. **Scope of Legal Services.** The scope is hereby amended to include: (1) assistance with analyzing federal legislation that may affect the 1959 Contract, and (2) development of Memoranda of Understanding or other appropriate legal documentation with (a) U.S. Department of the Interior's Bureau of Reclamation related to the interpretation and implementation of the 1959 Contract and (b) with Yurok and Hoopa Tribes regarding implementation of the 1959 Contract. This scope does not include litigation.


9. **Periodic Estimate for Legal Services; Adjustment.** For the period February 15, 2017 through June 30, 2017, fees and expenses will not exceed \$20,000.

Dated: ~~February~~ ^{April} 25, 2017



Virginia Bass
Chairperson, Board of Supervisors
HUMBOLDT COUNTY

Dated: February 20, 2017



Richard Roos-Collins
Principal,
WATER AND POWER LAW GROUP PC