



Legislation Details (With Text)

**File #:** 24-41      **Version:** 1      **Name:**

**Type:** Action Item      **Status:** Agenda Ready

**File created:** 1/3/2024      **In control:** BOARD OF SUPERVISORS

**On agenda:** 1/9/2024      **Final action:**

**Title:** Consideration to: (a) Waive the competitive bidding procedures pursuant to Lake County Code Section 2-39.2 and Section 1.C.2 of the County's Consultant Selection Policy; and (b) Approve Amendment One to Retention Agreement Between Friedman & Springwater LLP and the County of Lake increasing the contract amount by \$15,000, not to exceed \$40,000 and authorize the Chair to sign.

**Sponsors:** County Counsel

**Indexes:**

**Code sections:**

**Attachments:** 1. Agreement, 2. Amendment

Date	Ver.	Action By	Action	Result
1/9/2024	1	BOARD OF SUPERVISORS		

**Memorandum**

**Date:** January 9, 2024

**To:** The Honorable Lake County Board of Supervisors

**From:** Lloyd C. Guintivano, County Counsel

**Subject:** Consideration to: (a) Waive the competitive bidding procedures pursuant to Lake County Code Section 2-39.2 and Section 1.C.2 of the County's Consultant Selection Policy; and (b) Approve Amendment One to Retention Agreement Between Friedman & Springwater LLP and the County of Lake increasing the contract amount by \$15,000, not to exceed \$40,000 and authorize the Chair to sign.

**Executive Summary:**

On August 30, 2023, your Board approved the retention agreement between the County of Lake and Friedman & Springwater LLP for legal representation in Proceeding No. P-77, the Potter Valley Project, currently pending before the Federal Energy Regulatory Commission and related matters regarding a proposal by Pacific Gas and Electric Company to decommission the Potter Valley Project. Based on the costs incurred to date, Friedman & Springwater LLP anticipates incurring costs exceeding the \$25,000 cap stated in the retention agreement. Therefore, the amendment proposes to increase the cap by \$15,000.

**This agreement is exempt from competitive bidding procedures pursuant to Lake County**

**Code Section 2-39.2 and Section 1.C.2 of the County’s Consultant Selection Policy.**

**If not budgeted, fill in the blanks below only:**

Estimated Cost: \_\_\_\_\_ Amount Budgeted: \_\_\_\_\_ Additional Requested: \_\_\_\_\_ Future Annual Cost: \_\_\_\_\_

**Purchasing Considerations** (check all that apply):  Not applicable

- Fully Article X. <[https://library.municode.com/ca/lake\\_county/codes/code\\_of\\_ordinances?nodeId=COOR\\_CH2AD\\_ARTXPU\\_S2-38EXCOBI](https://library.municode.com/ca/lake_county/codes/code_of_ordinances?nodeId=COOR_CH2AD_ARTXPU_S2-38EXCOBI)>- and/or Consultant Selection Policy <[http://lcnet.co.lake.ca.us/Assets/Intranet/Policy/Policies+26+Procedures+Manual/Ch4\\_2021v2.pdf](http://lcnet.co.lake.ca.us/Assets/Intranet/Policy/Policies+26+Procedures+Manual/Ch4_2021v2.pdf)>-Compliant (*describe process undertaken in “Executive Summary”*)
- Section 2-38 <[https://library.municode.com/ca/lake\\_county/codes/code\\_of\\_ordinances?nodeId=COOR\\_CH2AD\\_ARTXPU\\_S2-38EXCOBI](https://library.municode.com/ca/lake_county/codes/code_of_ordinances?nodeId=COOR_CH2AD_ARTXPU_S2-38EXCOBI)> Exemption from Competitive Bidding (*rationale in “Executive Summary,” attach documentation, as needed*)
- For Technology Purchases: Vetted and Supported by the Technology Governance Committee <<http://lcnet.co.lake.ca.us/Assets/Intranet/Intranet+Forms/Information+Technology/AdvPlan.pdf>> (“Yes,” if checked)
- Other (*Please describe in Executive Summary*)

**Consistency with Vision 2028** <<http://www.lakecountyca.gov/Government/Directory/Administration/Visioning/Vision2028.htm>>

(check all that apply):

- Well-being of Residents
- Economic Development
- Community Collaboration
- Not applicable
- Public Safety
- Infrastructure
- Business Process Efficiency
- Disaster Prevention, Preparedness, Recovery
- County Workforce
- Clear Lake

**Recommended Action:**

**(a) Waive the competitive bidding procedures pursuant to Lake County Code Section 2-39.2 and Section 1.C.2 of the County’s Consultant Selection Policy; and**

**(b) Approve Amendment One to Retention Agreement Between Friedman & Springwater LLP and the County of Lake increasing the contract amount by \$15,000, not to exceed \$40,000 and authorize the Chair to sign.**