



AGENDA ITEM 6B

MEETING: May 21, 2014
TO: Humboldt LAFCo Commissioners
FROM: George Williamson, Executive Officer
SUBJECT: **Approval of Professional Services Contract Amendments**
The Commission will consider approving contract amendments for Planwest Partners Inc. and Mitchel, Brisso, Delaney and Vrieze, LLP.

BACKGROUND

Pursuant to Government Code Section 56380, LAFCOs are individually responsible for making their own provisions for personnel and facilities. In making their own provisions, LAFCOs may choose to contract with a public or private entity.

DISCUSSION

Humboldt LAFCo has contracted with Planwest Partners Inc. for executive officer services since 2007, and with Mitchell, Brisso, Delaney and Vrieze, LLP for legal counsel services since 2012. Contract amendments are enclosed for purposes of extending the term of the agreements through fiscal year 2016-2017. In addition, a rate increase of \$5 per hour for legal services is proposed – i.e. \$160 for partners, \$145 for Associates and \$75 per hour for paralegals.

RECOMMENDATION

Staff recommends the Commission approve the contract amendments with Planwest Partners Inc. and Mitchell, Brisso, Delaney, and Vrieze, LLP, as provided in the staff report.

Attachments

Attachment A: Planwest/Executive Officer Services Contract Amendment
Attachment B: Mitchell Brisso/Legal Counsel Services Contract Amendment

AMENDMENT NO. 4

**AGREEMENT TO PROVIDE
PROFESSIONAL CONSULTING SERVICES TO THE
HUMBOLDT LOCAL AGENCY FORMATION COMMISSION**

This Amendment (Amendment No. 4) is made and entered into as of May 21, 2014, to extend the agreement to provide professional consulting services to the Humboldt Local Agency Formation Commission ("Agreement"), by and between the Humboldt Local Agency Formation Commission ("LAFCo") and Planwest Partners Inc. ("Planwest"). LAFCo wishes to continue to engage the services of Planwest.

RECITALS

WHEREAS, Government Code Sections 56375 and 56384 provide the Commission may contract for professional and consulting services to carry out and affect the functions of the Commission; and

WHEREAS, the original Agreement and subsequent Amendments (3) with Planwest provides for services through the 2013-2014 fiscal year; and

WHEREAS, the Commission wishes to extend the term of the Agreement.

NOW THEREFORE, the parties agree to amend the Agreement as follows:

5. TERM

The term of this Agreement shall be effective through the 2015-16 fiscal year, unless terminated in accordance with Agreement Section 13. This Agreement may be renewed or extended by mutual written agreement of the parties hereto.

All other terms and provisions of the original Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, LAFCo and Planwest have executed this Agreement as of the date of last signature below.

**HUMBOLDT LOCAL AGENCY
FORMATION COMMISSION**

PLANWEST PARTNERS, INC.

Virginia Bass, Chair

George Williamson, Principal

Date: _____

Date: _____

AMENDMENT NO. 1

**AGREEMENT TO PROVIDE LEGAL SERVICES TO THE
HUMBOLDT LOCAL AGENCY FORMATION COMMISSION**

This Amendment (Amendment No. 1) is made and entered into as of May 21, 2014, to extend the agreement to provide legal services to the Humboldt Local Agency Formation Commission (“Agreement”), by and between the Humboldt Local Agency Formation Commission (“LAFCo”) and Mitchell, Brisso, Delaney & Vrieze, LLP (“Attorney”). LAFCo wishes to continue to engage the services of Attorney as general counsel.

RECITALS

WHEREAS, Government Code Sections 56375 and 56384 provide the Commission may contract for professional and consulting services to carry out and affect the functions of the Commission; and

WHEREAS, the original Agreement with Attorney provided for services through the 2013-2014 fiscal year; and

WHEREAS, the Commission wishes to extend the term of the Agreement.

NOW THEREFORE, the parties agree to amend the Agreement as follows:

1. TERM

The term of this Agreement shall be effective through the 2015-16 fiscal year, unless terminated in accordance with Agreement Section 12. This Agreement may be renewed or extended by mutual written agreement of the parties hereto.

3. RATES FOR SERVICES

For all legal services provided to LAFCo, Attorney will bill the hourly rate of One Hundred Sixty Dollars (\$160.00) per hour for partners, One Hundred Forty Five Dollars (\$145.00) per hour for associates, and Seventy Five Dollars (\$75) per hour for paralegals.

All other terms and provisions of the original Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, LAFCo and Attorney have executed this Agreement as of the date of last signature below.

**HUMBOLDT LOCAL AGENCY
FORMATION COMMISSION**

**MITCHELL, BRISSO, DELANEY &
VRIEZE, LLP**

Virginia Bass, Chair

Paul Brisso, Partner

Date: _____

Date: _____