

COUNTY COUNSEL
LOUIS B. GREEN

CHIEF ASS'T. COUNTY COUNSEL
EDWARD L. KNAPP

PRINCIPAL ASS'T COUNTY COUNSEL
PATRICIA E. BECK

DEPUTY COUNTY COUNSEL
JUDITH M. KERR
REBECCA C. SUDTELL
PAULA F. FRANTZ
MICHAEL J. CICOZZI

EL DORADO COUNTY
OFFICE OF
THE COUNTY COUNSEL



COUNTY GOVERNMENT
CENTER
330 FAIR LANE
PLACERVILLE, CA
95667
(530) 621-5770
FAX# (530) 621-2937

DEPUTY COUNTY COUNSEL
DAVID A. LIVINGSTON
SCOTT C. STARR
TERI M. MONTEROSSO
LESLEY B. GOMES

March 17, 2010

Board of Supervisors
County of El Dorado
330 Fair Lane
Placerville, CA

Re: Approval of Legal Services Agreement with Scharff, Brady and Vinding for Representation in the cases of *Sayegh v. County of El Dorado, et al*, El Dorado County Superior Court Case No. PC20100101 and *Alto, LLC, a California Limited Liability Company v. County of El Dorado, et al.*, El Dorado County Superior Court Case No. PC20100104

Honorable Supervisors:

Recommendation:

County Counsel recommends that the Board of Supervisors approve the attached agreement for legal services with the law firm of Scharff, Brady and Vinding for representation of the County in the cases of *Sayegh v. County of El Dorado, et al.*, El Dorado County Superior Court Case No. 20100101 and *Alto, LLC, a California Limited Liability Company v. County of El Dorado, et al.*, El Dorado County Superior Court Case No. PC20100104

Reasons for Recommendation:

These cases are two related challenges to the Board's approval of the La Canada project on January 19, 2010. On March 2, 2010, in closed session, the Board authorized defense of the actions and directed that we bring back a contract for Board approval with the law firm of Scharff, Brady and Vinding to represent the County in these cases. The project approval contains a provision calling for the project applicant to indemnify the County in the event of any challenge to the project approval. So the County will not incur any out-of-pocket expenses as the result of this contract.

Fiscal Impact:

None.

Actions to Be Taken After Board Approval:

County Counsel will supervise the work of outside counsel in handling the case.

We would be pleased to respond to any questions the Board may have.

Respectfully submitted,



Paula F. Frantz
Deputy County Counsel

PFF:sd