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County of El Dorado

Legislation Details (With Text)

File #:	21-0847 **Version:** 1		
Type:	Agenda Item	**Status:**	Approved
File created:	5/10/2021	**In control:**	Board of Supervisors
On agenda:	7/20/2021	**Final action:**	7/20/2021
Title:	Department of Transportation and County Counsel recommending the Board approve and authorize the Chair to sign Amendment II to Agreement for Legal Services 412-S1311 / 2700 between El Dorado County and Meyers Nave, A Professional Corporation, revising the firm's name from Meyers, Nave, Riback, Silver & Wilson, for general advice and litigation representation, inclusive of eminent domain, concerning various Capital Improvement Program projects, with no other material changes. (4/5 vote required) FUNDING: Funding for various Capital Improvement Program and Environmental Improvement Program projects, will be provided by associated Federal, State, and Local funding sources. Local funding sources may include any combination of the following: Traffic Impact Fee Program, Missouri Flat Area Master Circulation and Financing Plan, Road Fund, Tribe Funds, Accumulative Capital Outlay, Developer Advanced Funds, Sacramento Municipal Utility District, and/or General Fund.		
Sponsors:			
Indexes:			
Code sections:			
Attachments:	1. A - Counsel Approval, 2. B - Amend II to Agmt 412-S1311, 3. C - Agmt 412-S1311 FE, 4. D - Amend I to Agmt 412-S1311 FE, 5. Executed Amendment II to Agmt 412-S1311		

Date	Ver.	Action By	Action	Result
7/20/2021	1	Board of Supervisors	Approved	Pass

Department of Transportation and County Counsel recommending the Board approve and authorize the Chair to sign Amendment II to Agreement for Legal Services 412-S1311 / 2700 between El Dorado County and Meyers Nave, A Professional Corporation, revising the firm's name from Meyers, Nave, Riback, Silver & Wilson, for general advice and litigation representation, inclusive of eminent domain, concerning various Capital Improvement Program projects, with no other material changes. (4/5 vote required)

FUNDING: Funding for various Capital Improvement Program and Environmental Improvement Program projects, will be provided by associated Federal, State, and Local funding sources. Local funding sources may include any combination of the following: Traffic Impact Fee Program, Missouri Flat Area Master Circulation and Financing Plan, Road Fund, Tribe Funds, Accumulative Capital Outlay, Developer Advanced Funds, Sacramento Municipal Utility District, and/or General Fund.

DISCUSSION / BACKGROUND

On December 4, 2012 (Item 7, Legistar 12-1440 v1), the Board authorized the Chair to sign the Agreement for Legal Services Between El Dorado County and Meyers, Nave, Riback, Silver & Wilson concerning the Silva Valley Interchange Project (Agreement).

On May 19, 2015 (Item 6, Legistar 12-1440 v2), the Board authorized the Chair to sign the First Amendment to the Agreement, expanding the Scope of Work to include "various public works

projects", including but not limited to three other Capital Improvement Program (CIP) projects: the Alder Drive at EID Canal Bridge Replacement Project (CIP 77123); the Sly Park Road at Clear Creek Road Bridge Replacement Project (CIP 77115); and the Newtown Road at South Fork of Weber Creek - Bridge Replacement Project (CIP 77122). Effectively, the First Amendment allowed for contracted work to be performed for any CIP project in progress.

County Counsel was recently notified of the firm's change of name, from Meyers, Nave, Riback, Silver & Wilson to Meyers Nave, A Professional Corporation. This requested Second Amendment to the Agreement (Amendment) updates the firm's name with no other material changes.

ALTERNATIVES
N/A

PRIOR BOARD ACTION
As outlined in Discussion/Background section above.

OTHER DEPARTMENT / AGENCY INVOLVEMENT
County Procurement and Contracts
County Counsel, Human Resources, and Risk Management have approved this proposed Amendment.

CAO RECOMMENDATION / COMMENTS
Approve as recommended.

FINANCIAL IMPACT
Funding for the agreement is provided by various Capital and Environmental Improvement Program project budgets, including Federal, State, and Local funding sources. Local funding sources may include any combination of the following: Traffic Impact Fee (TIF) Program, Missouri Flat Area Master Circulation and Financing Plan (MC&FP), Road Fund, Tribe Funds, Accumulative Capital Outlay (ACO), Developer Advanced Funds, Sacramento Municipal Utility District (SMUD), and/or General Fund.

There is no change to Net County Cost and this recommendation does not have a fiscal impact as the amendment is simply to revise the name of the company.

CLERK OF THE BOARD FOLLOW UP ACTIONS
1) The Clerk of the Board will obtain the Chair's signature on two (2) originals of the Amendment.
2) The Clerk of the Board will forward one (1) fully executed Amendment to Chief Administrative Office, Procurement and Contracts Division, attention Tyler Prince, for further processing.

STRATEGIC PLAN COMPONENT
Good Governance, Infrastructure

CONTACT
David Livingston, County Counsel
Rafael Martinez, Director, Department of Transportation