File #: 08-1421, **Version:** 2

Environmental Management/Air Quality Management District (AQMD) recommending Chairman be authorized to sign the First Amendment to Agreement No. 019-A-07/08-BOS (439-S-0811) with Dongell, Lawrence, Finney, LLP increasing the compensation by $80,000 to an amount "not to exceed" $160,000 and extending the term for one year term through September 30, 2009 to provide specialty research and advisory services regarding Naturally Occurring Asbestos.
RECOMMENDED ACTION: Approve.

FUNDING: General Fund

BUDGET SUMMARY:		
Total Estimated Cost		$80,000
Funding		
Budgeted	$80,000	
New Funding	$	
Savings	$	
Other	$	
Total Funding Available	$80,000	
Change To Net County Cost		$

Fiscal Impact/Change to Net County Cost: Funding made available in the Air Quality Managment District FY 2008-09 budget via a General Fund contribution from Deparment 15.

Reason for Recommendation:The Environmental Management Department (EMD) and AQMD have utilized the legal services of Dongell Lawrence Finney, a Limited Liability Partnership firm, for the past four years. The firm provides legal and legislative support to the AQMD regarding existing issues and new developments in the field of Naturally Occurring Asbestos (NOA). Developments such as the El Dorado Hills NOA Health Consultation Study which may be released shortly by the Agency for Toxic Substances and Disease Registry (ATSDR), or the upcoming regulatory modifications to the asbestos sampling methodology expected to be promulgated by the California Air Resources Board (CARB) in early 2009, are issues that may require the expertise and support of Dongell Lawrence Finney, LLP.

The Department/AQMD recommends the Board make findings that in accordance with County Charter Article II, Section 210b(6) that it is appropriate to obtain an outside consultant for the provision of specialty research and advisory services regarding Naturally Occurring Asbestos.

Action to be taken following Board approval:Action to be taken following Board approval: Upon

execution by the Chair, the Board Clerks Office will forward copies of the Amended Agreement to the Environmental Management Department/AQMD for distribution, encumbrance, and administration.

Contact: Gerri Silva, Ext 6653/Marcella McTaggart, Ext 5306

Concurrences: County Counsel and Risk Management