

**COUNTY OF SAN LUIS OBISPO BOARD OF SUPERVISORS
AGENDA ITEM TRANSMITTAL**

(1) DEPARTMENT County Counsel		(2) MEETING DATE April 4, 2006		(3) CONTACT/PHONE Jac A. Crawford, Assistant County Counsel (805) 781-5400	
(4) SUBJECT Request for Appropriation of \$205,700 from General Fund Contingencies					
(5) SUMMARY OF REQUEST During the fiscal year there have been several matters in which your Board approved retention of expert witness consultants and assistance of special counsel. Some of these matters are <i>Gulf Underwriters Insurance Company v. County of San Luis Obispo</i> , <i>County of San Luis Obispo v. Equilon Enterprises</i> and <i>County of San Luis Obispo v. Level 3 Communications</i> , as well as claims by Kajima Construction Services. Most of these matters are related to the construction of the new Government Center Building. Due to the complexity of these cases, the fees for services have exceeded County Counsel's original budget for Professional and Special Services. To date \$145,703 has been expended, with \$60,033 pending. An appropriation is requested at this time in the amount of \$205,700.					
(6) RECOMMENDED ACTION Approve the Budget Adjustment Request to reimburse County Counsel's Professional and Special Services account.					
(7) FUNDING SOURCE(S) General Fund Contingencies		(8) CURRENT YEAR COST \$205,700		(9) ANNUAL COST 0	
(10) BUDGETED? <input type="checkbox"/> YES <input type="checkbox"/> N/A <input checked="" type="checkbox"/> NO					
(11) OTHER AGENCY/ADVISORY GROUP INVOLVEMENT (LIST): None					
(12) WILL REQUEST REQUIRE ADDITIONAL STAFF? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes, How Many? _____ <input type="checkbox"/> Permanent _____ <input type="checkbox"/> Limited Term _____ <input type="checkbox"/> Contract _____ <input type="checkbox"/> Temporary Help _____					
(13) SUPERVISOR DISTRICT(S) 1st, 2nd, 3rd, 4th, 5th, <u>All</u>			(14) LOCATION MAP <input type="checkbox"/> Attached <input checked="" type="checkbox"/> N/A		
(15) AGENDA PLACEMENT <input checked="" type="checkbox"/> Consent <input type="checkbox"/> Hearing (Time Est. _____) <input type="checkbox"/> Presentation <input type="checkbox"/> Board Business (Time Est. _____)			(16) EXECUTED DOCUMENTS <input type="checkbox"/> Resolutions (Orig + 4 copies) <input type="checkbox"/> Contracts (Orig + 4 copies) <input type="checkbox"/> Ordinances (Orig + 4 copies) <input checked="" type="checkbox"/> N/A		
(17) NEED EXTRA EXECUTED COPIES? <input type="checkbox"/> Number: _____ <input type="checkbox"/> Attached <input checked="" type="checkbox"/> N/A			(18) APPROPRIATION TRANSFER REQUIRED? <input type="checkbox"/> Submitted <input checked="" type="checkbox"/> 4/5th's Vote Required <input type="checkbox"/> N/A		

(19) ADMINISTRATIVE OFFICE REVIEW

Natalie Schmidt

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(4.4.06)



JAMES B. LINDHOLM, JR.
COUNTY COUNSEL

OFFICE OF THE

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CHERIE J. VALLELUNGA

TO: Board of Supervisors
FROM: Jac A Crawford, Assistant County Counsel 
DATE: March 22, 2006
SUBJECT: Request for Appropriation from General Fund Contingencies

Recommendation

Approve the Budget Adjustment Request for \$205,700 to reimburse County Counsel's Professional and Special Services account. (4/5th's vote required.)

Discussion

During the fiscal year there have been several matters in which your Board approved the retention of expert witness consultants and assistance of special counsel. Some of these matters are *Gulf Underwriters Insurance Company v. County of San Luis Obispo*, *County of San Luis Obispo v. Equilon Enterprises* and *County of San Luis Obispo v. Level 3 Communications*, as well as claims by Kajima Construction Services. Most of these matters are related to the construction of the new Government Center Building. Due to the complexity of these cases, the fees for services have exceeded County Counsel's original budget for Professional and Special Services. To date \$145,703 has been expended, with \$60,033 pending. An appropriation is requested at this time in the amount of \$205,700.

Other Agency Involvement

None.

Board of Supervisors
Re: Request for Appropriation from General Fund Contingencies
March 22, 2006

Financial Considerations

County Counsel requests an appropriation from general fund contingencies in the amount of \$205,700 to cover the Professional & Special Services fees that have been expended for Board approved expert witness consultants and assistance of special counsel. As of this date, \$145,703 has been expended from that account, with \$60,033 more pending.

Results

The *Gulf Underwriters Insurance Company v. County* brought over \$3,300,000 into the County's budget, the *County v. Equilon* matter has brought in \$60,000 and more is expected.

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