

**MONTEREY PENINSULA REGIONAL PARK DISTRICT
BOARD OF DIRECTORS MEETING**

DATE: July 10, 2019
TO: Board of Directors
FROM: Kelly McCullough, Finance Manager
REVIEWED BY: Rafael Payan, General Manager
SUBJECT: Approval of Legal Services Agreement with Lozano Smith
Attorney's at Law

RECOMMENDED ACTION

Staff respectfully recommends approval of an additional one-year Agreement for Professional Services (**ATTACHMENT 1**) authorizing an Agreement for Legal Services to be provided by the firm of Lozano Smith Attorney's at Law to the Monterey Peninsula Regional Park District in substantially the form submitted.

FISCAL IMPACT:

Hourly costs on an as-needed basis as set forth in Exhibit C of the attached draft agreement (**ATTACHMENT 1**).

Staff anticipates a status quo in cost compared to the FY2018-19 budget, but will monitor closely to minimize fiscal impact. Increased costs should they be realized, shall be absorbed within the respective Board approved FY2019-20 budget. As of this report the District expended a total of \$1,822 during FY2018-19.

FUNDING SOURCE:

6149 – Professional Services

FUNDING BALANCE:

\$270,000

DISCUSSION:

The District has been utilizing the services of Lozano Smith Attorney's at Law since the Board approved the as needed hourly services on June 1, 2015.

Costs for the services of Lozano Smith Attorneys at Law on a fiscal year basis are:

FY 2015-16; \$12,361.28
FY 2016-17; \$21,158.99
FY 2017-18; \$1,526.85
FY 2018-19; \$1,821.79

The term of the current agreement expired June 30, 2019 (**ATTACHMENT 2**).

A provision within the terms of the agreement allows for additional one-year terms upon written mutual agreement. Since the original one-year agreement and the renewed agreements exceed \$25,000, staff is seeking Board approval for an additional one-year agreement. Included in this report is a draft agreement (**ATTACHMENT 1**). Staff is recommending the Board approve the agreement retroactively to July 1, 2019.

ATTACHMENTS:

1. [Draft Agreement for Professional Services ending June 30, 2020](#)
2. [Agreement for Professional Services ending June 30, 2019](#)