



Budget Revision #21-01

Increase Funding with Aqua Terra Aeris Law Group for Enforcement Legal Support

**PCAPCD Board Meeting
October 8, 2020**



ENFORCEMENT LEGAL SUPPORT BY AQUA TERRA AERIS (ATA)

- June 12, 2014, Board approved independent enforcement legal support for District
 - District enforcement work is highly specialized
 - Necessary to ensure effective legal counsel in civil proceedings
- February 2015, District entered into contract with ATA
- Subsequent District budgets included funding to support on-going work by ATA
 - District maintains a continuing need for such support



CURRENT CONTRACT STATUS FOR ENFORCEMENT LEGAL SERVICES

- Approved final FY 2020-21 budget included \$80,000 for ATA services
 - Typically this amount, along with carry-over funds in the contract, is sufficient for a full year
- District currently has significantly higher than normal enforcement legal needs due to on-going and continuing litigation



ADDITIONAL FUNDING FOR ATA IS NECESSARY

- Current and future legal counsel efforts will require additional funds beyond those approved in final FY 2020-21 Budget
- Staff estimates a need for an additional \$300,000
 - Funding is available in the District's Fund Balance
 - Fund Balance will be reduced from \$2.25M to \$1.95M
- Reallocation of funds will not result in an impact to the District's on-going operations or finances



ACTION REQUESTED

- Adopt Resolution #20-09, thereby approving Budget Revision #21-01 to increase the professional services contract with ATA in the amount of \$300,000 while concurrently reducing the fund balance by \$300,000