



Board Resolution:  
Resolution # 20-09

# Before the Placer County Air Pollution Control District Board of Directors

**In the Matter Of:** Authorization to Increase Professional Services Contract with Aqua Terra Aeris Law Group and Approval of Budget Revision #21-01 to Utilize Fund Balance for the Increase

The following **RESOLUTION** was duly passed by the Placer County Air Pollution Control District Board of Directors (District Board) at a regular meeting held on **October 8, 2020**, by the following vote:

Ayes: Alvord  X  Berlant  absent  Burruss  X  Duncan  absent   
 Holmes  absent  Janda  X  Silhi  X  Uhler  X  Weygandt  absent   
 Alternates:  Bonnie Gore   X  \_\_\_\_\_

Noes: Alvord \_\_\_\_\_ Berlant \_\_\_\_\_ Burruss \_\_\_\_\_ Duncan \_\_\_\_\_ Holmes \_\_\_\_\_  
 Janda \_\_\_\_\_ Silhi \_\_\_\_\_ Uhler \_\_\_\_\_ Weygandt \_\_\_\_\_  
 Alternates: \_\_\_\_\_

Abstain: Alvord \_\_\_\_\_ Berlant \_\_\_\_\_ Burruss \_\_\_\_\_ Duncan \_\_\_\_\_ Holmes \_\_\_\_\_  
 Janda \_\_\_\_\_ Silhi \_\_\_\_\_ Uhler \_\_\_\_\_ Weygandt \_\_\_\_\_  
 Alternates: \_\_\_\_\_

Signed and approved by me after its passage:

  Chairperson

  Attest: Clerk of said Board

**WHEREAS**, on June 12, 2014, the District Board approved independent enforcement legal support services for the District; and

**WHEREAS**, the District entered into a contract with Aqua Terra Aeris Law Group (ATA) in February 2015 for such enforcement legal support services; and

**WHEREAS**, the District Board has regularly approved continued funding for this contract through its consideration and approval of the District's annual budget as such approval has been necessary as the District has an on-going and continuing need to maintain effective enforcement legal counsel; and

**WHEREAS**, because of current on-going enforcement litigation, and to sufficiently support future enforcement efforts that may entail legal services, District staff has determined that the amount of funding available as approved in the District's Fiscal Year (FY) 2020-21 budget is insufficient for the remainder of the FY; and

**WHEREAS**, the District FY 2020-21 Budget requires a Budget Revision to increase the District's allocation to Professional Services by \$300,000, thereby reducing the District's Fund Balance from \$2,253,743 to \$1, 953,743.

**NOW BE IT RESOLVED**, that the District Board hereby approves Budget Revision #21-01, thereby increasing the professional services contract with ATA in the amount of Three-Hundred Thousand Dollars (\$300,000) and reducing the fund balance by Three-Hundred Thousand Dollars (\$300,000); and

**NOW THEREFORE BE IT RESOLVED**, that the District Board has determined that the District maintains sufficient funding in its budget to accommodate such a reallocation, and it will not result in an impact to the District's on-going operations or finances.