

Lee County Board Of County Commissioners
Agenda Item Summary

Blue Sheet No. 20051838

1. ACTION REQUESTED/PURPOSE: Approve continued use of the law firm of Williams, Mullen, Clark & Dobbins through the person of R. Stuart Broom, Esq. for legal services relating to the Lee County Waste-to-Energy Facility for the additional amount of \$200,000.00.

2. WHAT ACTION ACCOMPLISHES: Allows for the continued use of specialized outside legal services for essential Waste-to-Energy Facility matters that require outside legal consultation and representation.

3. MANAGEMENT RECOMMENDATION: Approve continued use of the Williams Mullen law firm for legal services relating to matters at the County's Waste-to-Energy Facility.

4. Departmental Category: 12

C12A

5. Meeting Date:

01-17-2006

6. Agenda:

7. Requirement/Purpose: (specify)

8. Request Initiated:

<input checked="" type="checkbox"/>	Consent
<input type="checkbox"/>	Administrative
<input type="checkbox"/>	Appeals
<input type="checkbox"/>	Public
<input type="checkbox"/>	Walk-On

<input type="checkbox"/>	Statute	
<input type="checkbox"/>	Ordinance	
<input checked="" type="checkbox"/>	Admin. Code	AC-4-4
<input checked="" type="checkbox"/>	Other	Outside Atty. Expenditures

Commissioner	
Department	County Attorney
Division	
By:	David M. Owen County Attorney

9. Background:

On August 27, 2002, the Board of County Commissioners authorized the use of the law firm of Williams, Mullen, Clark & Dobbins, Washington, D.C., to assist with the Waste-to-Energy Third Unit Project and the Covanta, Inc. Chapter 11 Bankruptcy (Bluesheet No. 20020924 attached). It was originally expected that the amount of \$200,000.00 would be expended for the firm's legal assistance in those matters.

The Board approved an additional \$200,000.00 on November 25, 2003 for continued assistance and representation on matters involving Covanta, Inc. (Bluesheet No. 20031338 attached).

On December 7, 2004, the Board of County Commissioners approved an additional expenditure up to \$400,000.00 to allow for outside legal services necessary to continue both Waste-to-Energy Third Unit and possible change in entity for power sales.

The Solid Waste Division is requesting authorization of an additional \$200,000.00 to conclude negotiations and contracts with Covanta, Inc. as Construction Manager for the Third Unit and continued service provider for the Waste-to-Energy Facility.

Funds are available in: 20092340102.506510

Attachments: Bluesheet Nos. 20020924 and 20031338

10. Review for Scheduling:

Department Director	Purchasing or Contracts	Human Resources	Other	County Attorney	Budget Services				County Manager/P.W. Director
				<i>[Signature]</i>	Analyst 1/4/06	Risk 1/5/06	Grants 1/6/06	Mgr. 1/5/06	<i>[Signature]</i>

11. Commission Action:

- Approved
- Deferred
- Denied
- Other

RECEIVED BY COUNTY ADMIN. <i>AV</i>
1-4-06
10:30
COUNTY ADMIN FORWARDED TO: <i>AV</i>
1-5-06
4,217

CO. ATTY. 1/4/06 FORWARDED TO CO. ADMIN. 9:05 AM
