

**DEPARTMENT:** County Counsel

**BY:** Thomas P. Guarino

**PHONE:** 966-3222

**RECOMMENDED ACTION AND JUSTIFICATION:**

Resolution reappointing County Counsel to a four-year term commencing January 4, 2008. California Government Code section 27641 requires the Board of Supervisors to appoint County Counsel to a four-year term unlike other appointed department heads. Counsel has provided services in this capacity since January 4, 2004.

**BACKGROUND AND HISTORY OF BOARD ACTIONS:**

The Board has previously approved similar Resolutions appointing Counsel. This will be Counsel's second term.

**ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:**

- Approve this action as proposed.
- Do not approve; provide alternate direction.

Financial Impact? ( ) Yes (x) No	Current FY Cost: \$	Annual Recurring Cost: \$
Budgeted In Current FY? ( ) Yes ( ) No ( ) Partially Funded		
Amount in Budget: \$		List Attachments, number pages consecutively
Additional Funding Needed: \$		
Source:		Letter to Board
Internal Transfer		
Unanticipated Revenue	_____ 4/5's vote	
Transfer Between Funds	_____ 4/5's vote	
Contingency	_____ 4/5's vote	
( ) General ( ) Other		

**CLERK'S USE ONLY:**

Res. No.: 07-1 Ord. No. \_\_\_\_\_  
 Vote - Ayes: 4 Noes: Bobby  
 Absent: \_\_\_\_\_  
 (x) Approved  
 ( ) Minute Order Attached ( ) No Action Necessary

**COUNTY ADMINISTRATIVE OFFICER:**

Requested Action Recommended  
 No Opinion  
 Comments:  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

The foregoing instrument is a correct copy of the original on file in this office.

Date: \_\_\_\_\_  
 Attest: MARGIE WILLIAMS, Clerk of the Board  
 County of Mariposa, State of California

By: \_\_\_\_\_  
 Deputy

CAO: [Signature]



# COUNTY OF MARIPOSA

P.O. Box 784, Mariposa, CA 95338 (209) 966-3222

JANET BIBBY, CHAIR  
LYLE TURPIN, VICE CHAIR  
BRAD ABORN  
DIANNE A. FRITZ  
BOB PICKARD

DISTRICT III  
DISTRICT II  
DISTRICT I  
DISTRICT IV  
DISTRICT V



## MARIPOSA COUNTY BOARD OF SUPERVISORS

### MINUTE ORDER

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TO: THOMAS P. GUARINO, County Counsel  
FROM: MARGIE WILLIAMS, Clerk of the Board *MW*  
SUBJECT: Reappointing County Counsel to a four-year term commencing January 4, 2008  
RESOLUTION 07-1

THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA

ADOPTED THIS Order on January 9, 2007

#### ACTION AND VOTE:

Approval of Consent Agenda (See End of Minutes)

**BOARD ACTION:** Supervisor Bibby pulled item 6 – reappointment of County Counsel. Thomas P. Guarino, County Counsel, excused himself. Discussion was held. Rick Benson, County Administrative Officer, responded to a question from Supervisor Bibby; and he advised that it is his understanding that the Board has the prerogative to take this action any time within twelve months prior to the expiration of the current term. Supervisor Pickard advised that he does not have a concern with this item and he feels that Thomas P. Guarino has done an excellent job at representing the County as County Counsel. (M)Pickard, (S)Fritz, item 6 was approved. Supervisor Bibby expressed concern with having a new member on the Board that has not had an opportunity to work with County Counsel, and with taking this action this far in advance of the expiration of the current term. Ayes: Aborn, Turpin, Fritz, Pickard; Noes: Bibby. County Counsel returned and thanked the Board for the reappointment.

(M)Fritz, (S)Turpin, the balance of the items was approved/Ayes: Unanimous.

Cc: Chris Ebie, Auditor  
Sandi Laird, Personnel  
File