

February 4, 2025



2021-PSA-001 - AMENDMENT NO. 03
to
PROFESSIONAL SERVICES AGREEMENT
between
OAKDALE IRRIGATION DISTRICT
and
TIM O'LAUGHLIN A PROFESSIONAL LAW CORPORATION

WITNESSETH THIS AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT, made this 4th day of February, 2025, by and between Oakdale Irrigation District, hereinafter called the "District" and Tim O'Laughlin A Professional Law Corporation hereinafter called "LAW CORP" agrees to furnish at its own expense, all the labor, equipment, and material necessary to do and perform in a good and workmanlike manner all the necessary work as needed by District per this AMENDMENT.

In connection with the foregoing Contract, the parties hereto mutually agree as follows:

1. LAW CORP will be a consultant to the CLIENT. LAW CORP will work at the direction of the District's new water counsel, Stefanie Morris, the District's general manager, and the Board of Directors.
2. LAW CORP will not have primary responsibility to preserve and protect the CLIENT's water rights.
3. LAW CORP will be available to consult and assist the CLIENT in regulatory proceedings, legal proceedings (Threlfall), Stanislaus River issues, Reclamation, Tri-Dam joint water right representation and other water-related water issues.
4. The term of the AGREEMENT is to December 31, 2025. LAW CORP may continue on an as needed basis after December 31, 2025, as directed by CLIENT.
5. From March 1, 2025, through December 31, 2025, CLIENT shall pay LAW CORP \$5,000.00 per month. The CLIENT shall pay \$500.00 per hour for services rendered after December 31, 2025, by LAW CORP. The CLIENT shall make the \$5,000.00 payment by the 20th day after the preceding month's services by LAW CORP. Thus, the last retainer payment by CLIENT will be by January 20, 2026.
6. **IN WITNESS HEREOF**, LAW CORP and CLIENT have executed this AGREEMENT.

All other Terms and Conditions of the 2021 Professional Services Agreement remain the same for this Amendment.


Tim O'Laughlin A Professional Law Corporation
Professional Services Agreement
2021-PSA-001

February 4, 2025

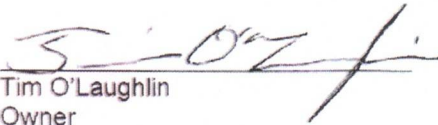
IN WITNESS WHEREOF, the LAW CORP and CLIENT have executed this AGREEMENT.

OAKDALE IRRIGATION DISTRICT

**TIM O'LAUGHLIN A PROFESSIONAL
LAW CORPORATION**



Scot A. Moody
General Manager



Tim O'Laughlin
Owner

Date: 2/4/25

Date: 2/5/25

BOARD AGENDA REPORT

Date: December 14, 2021
Item Number: 7
APN: N/A

SUBJECT: APPROVE AMENDMENT NO. 01 TO PROFESSIONAL SERVICES AGREEMENT 2021-PSA-001 WITH TIM O'LAUGHLIN A PROFESSIONAL LAW CORPORATION FOR REVISED HOURLY RATE SCHEDULE

RECOMMENDED ACTION: Authorize General Manager to Execute Amendment No. 01

BACKGROUND AND/OR HISTORY:

The District has a Professional Services Agreement with Tim O'Laughlin A Professional Law Corporation who provides the District with water related legal services. Exhibit "B" Hourly Billing Rate Schedule attached to Amendment No. 01 has a rate change effective January 1, 2022 to increase hourly rates over a five-year contract commitment. All other rates, terms and conditions remain the same. Set forth below is a breakdown of the hourly rate increases by year:

	Current	2022	2023	2024	2025	2026
Tim O'Laughlin	\$400.00	\$450.00	\$450.00	\$475.00	\$475.00	\$475.00

The aforementioned rate increase represents a 12.5% increase to Mr. O'Laughlin's current rate. When spread over the applicable service period of four and half years (2019-2023) the increase represents a modest 3% increase per year over that period. The subsequent requested increase in 2024 will result in a 5.5% increase spread over a service period of three years, making a near 1.8% increase per year. The rate increase schedule is in-line with the current increases provided to District employees each year. As a note of interest, Mr. O'Laughlin's efforts and diligence with securing water sale contracts since 1999, have generated \$75,305,763 for the Oakdale Irrigation District.

Staff recommends that the Board approve Amendment No. 01, effective January 1, 2022 and authorize the General Manager to execute Amendment No. 01 to amend Professional Services Agreement 2021-PSA-001.

FISCAL IMPACT: Unknown at this time

ATTACHMENTS:

- Contract Amendment No. 01

Board Motion:

Motion by: _____ Second by: _____

VOTE:

Orvis (Yes/No) Doornenbal (Yes/No) Tobias (Yes/No) DeBoer (Yes/No) Santos (Yes/No)

Action(s) to be taken:

BOARD AGENDA REPORT

Date: January 16, 2024
Item Number: 6
APN: N/A

SUBJECT: APPROVE AMENDMENT NO. 02 TO PROFESSIONAL SERVICES AGREEMENT 2021-PSA-001 WITH TIM O'LAUGHLIN A PROFESSIONAL LAW CORPORATION FOR REVISED HOURLY RATE SCHEDULE

RECOMMENDED ACTION: Authorize General Manager to Execute Amendment No. 02

BACKGROUND AND/OR HISTORY:

The District has a Professional Services Agreement with Tim O'Laughlin A Professional Law Corporation who provides the District with water related legal services. Hourly Billing Rate Schedule attached to Amendment No. 02 has a rate change effective January 1, 2024 to increase hourly rates over a five-year contract commitment. All other rates, terms and conditions remain the same. Set forth below is a breakdown of the hourly rate increases by year:

	Current	2022	2023	2024	2025	2026
Tim O'Laughlin	\$400.00	\$450.00	\$450.00	\$475.00	\$475.00	\$475.00

Staff recommends that the Board approve Amendment No. 02 effective January 1, 2024 and authorize the General Manager to execute Amendment No. 02 to amend Professional Services Agreement 2021-PSA-001.

FISCAL IMPACT: Unknown at this time

ATTACHMENTS:

- Contract Amendment No. 02
- Board Agenda Report Dated December 14, 2021

Board Motion:

Motion by: _____ **Second by:** _____

VOTE:

Orvis (Yes/No) Doornenbal (Yes/No) Tobias (Yes/No) DeBoer (Yes/No) Santos (Yes/No)

Action(s) to be taken: