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**COUNTY OF NEVADA**

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**NEVADA COUNTY BOARD OF SUPERVISORS**  
**Board Agenda Memo**

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**MEETING DATE:** June 8, 2021

**TO:** Board of Supervisors

**FROM:** County Counsel

**SUBJECT:** Resolution approving Amendment No. 1 to Personal Services Contract between the County of Nevada and Manning & Kass, Ellrod, Ramirez, Trester, LLP, increasing the maximum Contract price by \$210,000 for a maximum amount of \$250,000, extending the term of the Contract to June 30, 2022, and authorizing the Chair of the Board of Supervisors to execute the Amendment

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**RECOMMENDATION:** Adopt the attached Resolution.

**FUNDING:** The County maintains a medical malpractice liability insurance policy through PRISM (formerly CSAC-EIA) with a \$10,000 self-insured retention. Litigation services are covered by this policy and administered by RMS on behalf of PRISM. The services to be provided under this Contract will be paid directly by PRISM on an as needed basis. PRISM will bill the County for the \$10,000 self-insured retention, which will be paid from the Sheriff's Administration Budget through savings or cost reductions in other line items. There will be no impact on the General Fund.

**BACKGROUND:**

On January 1, 2020, the County retained counsel for the officer involved shooting. Subsequently, on February 1, 2021, litigation was filed against Nevada County, Sheriff's Office and certain individual County employees in a lawsuit entitled *Estate of Gabriel Strickland, N.S. and Shawna Alexander vs. Nevada County, et al.*

The Agreement, has a maximum contract price of \$40,000 with a termination date of June 30, 2021. Additional time and monies are necessary to defend the recently filed litigation. The proposed Amendment increases the contract maximum price by \$210,000, for a maximum contract amount of \$250,000. In addition, it extends the term of the Contract to June 30, 2022.

Manning & Kass, Ellrod, Ramirez, Trester, LLP, is well qualified to represent the County in this matter and has done an excellent job in representing Nevada County in this matter thus far. I recommend that the Board approve the proposed Amendment as submitted.

**Item Initiated by:** Kelly McKinley

**Item Approved by:** Katharine L. Elliott

Submittal Date: May 21, 2021

Revision Date: