



RESOLUTION No. _____

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

RESOLUTION APPROVING AMENDMENT NO. 2 TO PROFESSIONAL SERVICES CONTRACT BETWEEN THE COUNTY OF NEVADA AND MANNING & KASS, ELLROD, RAMIREZ, TRESTER, LLP, INCREASING THE CONTRACT PRICE BY \$475,000, TO A MAXIMUM CONTRACT AMOUNT OF \$525,000, EXTENDING THE TERM OF THE CONTRACT TO JUNE 30, 2026, AND AUTHORIZING THE CHAIR OF THE BOARD OF SUPERVISORS TO EXECUTE THE AMENDMENT (4/5 VOTE REQUIRED)

WHEREAS, effective February 4, 2021, the County entered into a Professional Services Contract with Manning & Kass, Ellrod, Ramirez, Trester, LLP, for legal services in connection with an officer involved shooting occurring on February 4, 2021; and

WHEREAS, the maximum amount of that Contract was set for \$50,000 with a termination date of June 30, 2022; and

WHEREAS, on May 23, 2022, litigation was initiated entitled, *A.C. and M.C. vs. County of Nevada*, Nevada County Superior Court Case No. CU0000079; and

WHEREAS, by Amendment No. 1, on July 1, 2023, the Contract was amended to extend the term of the Contract to June 30, 2023; and

WHEREAS, the case is ongoing, and an extension of the Contract term is necessary to provide for continued litigation services under this Contract; and

WHEREAS, the County desires that Contractor continue to provide legal services related to the continued defense and trial of the above-referenced claims and litigation, and Contractor is ready, willing and able to provide such services; and

WHEREAS, the parties now desire to extend the term of the contract from June 30, 2023, to June 30, 2026; and

WHEREAS, additional funding is necessary to pay for ongoing litigation costs, including upcoming trial expenses; and,

WHEREAS, the parties now desire to amend the Contract to increase the Contract amount by \$475,000, for a maximum Contract amount of \$525,000; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Nevada, that Amendment No. 2 to the Professional Services Contract by and between the County of Nevada and Manning & Kass, Ellrod, Ramirez, Trester, LLP, increasing the contract amount by \$475,000, to a Maximum Contract Amount of \$525,000, extend the term of the contract from

June 30, 2023, to June 30, 2026, and hereby is approved in the form attached hereto as Exhibit A, and the Chair of the Board of Supervisors is hereby authorized to execute the Amendment.