



# **RESOLUTION No. \_\_\_\_\_**

## **OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA**

### **RESOLUTION APPROVING AMENDMENT NO. 5 TO PERSONAL SERVICES CONTRACT BETWEEN THE COUNTY OF NEVADA AND ANGELO, KILDAY & KILDUFF, INCREASING THE MAXIMUM CONTRACT PRICE BY \$190,000 AND AUTHORIZING THE CHAIR OF THE BOARD OF SUPERVISORS TO EXECUTE THE AMENDMENT (4/5 AFFIRMATIVE VOTE REQUIRED)**

WHEREAS, effective July 25, 2018, the County executed a Personal Services Contract with Angelo, Kilday & Kilduff, for legal services in connection with the lawsuits entitled *Lau, et al. vs. County of Nevada, et al.* (Nevada County Superior Court), Case No. CU18-082845, and *Saigh, et al. vs. County of Nevada, et al.* (Nevada County Superior Court), Case No. CU18-082850 with a contract termination date of June 30, 2020; and

WHEREAS, the maximum amount of the contract was set at \$25,000; and

WHEREAS, on December 7, 2018, the County was served with a new lawsuit related to the *Lau* and *Saigh* cases, entitled *Suarez, et al. vs. County of Nevada, et al.*; and

WHEREAS, on February 12, 2019, the Contract was amended pursuant to Resolution 19-068 to expand the scope of services to include legal representation of Nevada County, Nevada County Sanitation District No. 1, and any Nevada County employees and officers that may be named as defendants in connection with the *Suarez* claims and related litigation, and increase the contract amount by \$75,000, for a Maximum Contract Price of \$100,000; and

WHEREAS, by Resolution No. 21-136, the parties amended the Contract to increase the maximum amount of the Contract to \$250,000 and extend the term of the Contract to June 30, 2022; and

WHEREAS, the parties now desire to amend the Contract to increase the Contract amount by \$190,000, for a maximum amount of the Contract to \$440,000; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Nevada, that Amendment No. 5 to Personal Services Contract by and between the County of Nevada and Angelo, Kilday & Kilduff, increasing the contract amount by \$190,000 and establishing a new Maximum Contract Price of \$440,000, is hereby approved in the form attached hereto as Exhibit A, and the Chair of the Board of Supervisors is hereby authorized to execute the Amendment (4/5 affirmative vote required).