



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

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

### **RESOLUTION APPROVING AMENDMENT NO. 2 TO THE PERSONAL SERVICES CONTRACT BETWEEN THE COUNTY OF NEVADA AND RIVERA HEWITT PAUL, LLP, INCREASING THE MAXIMUM CONTRACT PRICE BY \$50,000 FOR A MAXIMUM CONTRACT PRICE OF \$300,000, EXTENDING THE TERM OF THE CONTRACT TO JUNE 30, 2025, AND AUTHORIZING THE CHAIR OF THE BOARD OF SUPERVISORS TO EXECUTE THE CONTRACT (4/5 VOTE REQUIRED)**

WHEREAS, on March 1, 2020, the County executed a Personal Services Contract with Rivera Hewitt Paul, LLC, for legal services in connection with a complaint filed against Nevada County and certain individual County employees in a lawsuit entitled *Hyde vs. County of Sutter, et al.*, Case No.2 20-CV-00577-KJM-DMC; and

WHEREAS, the maximum contract price was set at \$50,000 with a termination date of June 30, 2022; and

WHEREAS, by Resolution No. 22-277, on June 14, 2022, parties extended the term of the contract to June 30, 2024, and increased the contract amount by \$200,000 for a maximum contract price of \$250,000; and

WHEREAS, the case is ongoing, and additional funding is necessary to pay for ongoing litigation costs; and

WHEREAS, the parties desire to amend the Personal Services Contract to increase the contract amount by \$50,000, for a maximum contract price of \$300,000; and

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

WHEREAS, the parties desire to extend the term of the contract from June 30, 2024, to June 30, 2025; and

WHEREAS, the Contract will be paid by CSAC-EIA/PRISM, so there is no impact on the General Funds.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Nevada, that Amendment No. 2 to the Personal Services Contract by and between the County of Nevada and Rivera Hewitt Paul, LLP, A Professional Corporation, increasing the maximum contract price by \$50,000 for a maximum amount of \$300,000, extending the Contract Term to June 30, 2025, be 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. This Amendment is

contingent upon the adoption of the fiscal year 2024/25 County Budget and will begin on July 1, 2024.