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COUNTY OF NEVADA**

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June 2, 2017

Honorable Board of Supervisors
Eric Rood Administrative Center
950 Maidu Avenue
Nevada City, CA 95959

DATE OF MEETING: June 27, 2017

SUBJECT: Resolution Approving Amendment No. 5 to Personal Services Contract BFS15295 Between the County of Nevada and Porter Scott, A Professional Corporation, Extending the term of the Contract to June 30, 2018, and Authorizing the Chair of the Board to Execute the Amendment

RECOMMENDATION: Adopt the attached Resolution

FUNDING: Legal services provided under this Agreement are paid on an as needed basis. The cost of this Amendment will be paid from the Sheriff's Fiscal Year 2016/17 and 2017/18 Operational Budget. There is no additional impact on the General Fund. No budget amendment is required. Costs in excess of \$100,000 will be reimbursed by CSAC-EIA.

BACKGROUND: On August 24, 2013, litigation was filed against the Nevada County Sheriff's Department in the case entitled *Evans, et al, vs. Nevada County Sheriff's Department, et al.*, (U.S. District Court, E.D. Cal.), Case No. 2:13-cv-01775-TLN-DAD. The Board authorized County Counsel to hire outside counsel for this litigation in the fall of 2013. As of January 1, 2014, the County entered into a Personal Services Contract with the law firm of Porter Scott to provide advice and litigation services in connection with this case.

The Agreement, as amended has a maximum contract amount of \$240,000, with a termination date of June 30, 2017. Additional time is necessary to continue defense of this case. The proposed Amendment extends the term of the contract to June 30, 2018.

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Porter Scott is well qualified to represent the County in this matter and has done a good job handling this and other litigation on behalf of the County. I recommend that the Board approve the proposed Amendment as submitted.

Respectfully submitted,



Alison A. Barratt-Green
County Counsel

Attachments: Resolution Approving Amendment No. 5 to Personal Services Contract
Amendment No. 5 to Personal Services Contract