



RESOLUTION No. 20-438

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

RESOLUTION APPROVING AMENDMENT NO. 2 TO PERSONAL SERVICES CONTRACT BETWEEN THE COUNTY OF NEVADA AND LIEBERT CASSIDY WHITMORE INCREASING THE CONTRACT BY \$125,000 FOR A MAXIMUM CONTRACT PRICE OF \$175,000 AND AUTHORIZING THE CHAIR OF THE BOARD OF SUPERVISORS TO EXECUTE THE AMENDMENT, AND DIRECTING THE AUDITOR-CONTROLLER TO AMEND THE FISCAL YEAR 20/21 HUMAN RESOURCES BUDGET (4/5 AFFIRMATIVE VOTE REQUIRED)

WHEREAS, Liebert Cassidy Whitmore specializes in public entity legal employment services, and continues to contract annually with the County of Nevada for such services; and

WHEREAS, effective July 1, 2020, the County executed a Personal Services Contract ("Contract") with Liebert Cassidy Whitmore ("LCW") in the amount of \$22,725 with a termination date of June 30, 2021, to provide the County with employee education and general legal advice as well as legal representation during negotiations of salaries and benefits with various bargaining units; and

WHEREAS, effective August 26, 2020, the parties amended the Contract to increase the maximum amount of the Contract to \$50,000 to provide for legal services in various employment related matters; and

WHEREAS, the County has had several unanticipated confidential employment matters as well as other miscellaneous legal issues in which we have required the services of LCW; and

WHEREAS, in order to continue receiving the legal services of LCW regarding these confidential matters and other miscellaneous employment services, an increase in the maximum contract amount is required; and

WHEREAS, the parties now desire to increase the maximum contract price of the Contract to \$175,000 (an increase of \$125,000), distributed as follows:

General negotiations and legal advice: 0101-10401-641-1000 6410000 \$43,750
Education Consortium: 0101-10401-641-2000 64100000 \$3,975
Billable legal services: 0101-10401-641-2000 64100000 \$127,275

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Nevada that Amendment No. 2 to Personal Services Contract PESO4001, by and between the County of Nevada and Liebert Cassidy Whitmore, increasing the maximum contract price to \$175,000, 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.

BE IT FURTHER RESOLVED that the Board of Supervisors of the County of Nevada directs the Auditor-Controller to amend the Fiscal Year 20/21 Human Resources budget as follows:

Increase:

0101-10401-641-1000 521520 Professional Services	\$ 25,000
0101-10401-641-2000 521520 Professional Services	\$127,275

PASSED AND ADOPTED by the Board of Supervisors of the County of Nevada at a regular meeting of said Board, held on the 13th day of October, 2020, by the following vote of said Board:

Ayes: Supervisors Heidi Hall, Edward Scofield, Dan Miller, Susan K. Hoek and Richard Anderson.
Noes: None.
Absent: None.
Abstain: None.

ATTEST:

JULIE PATTERSON HUNTER
Clerk of the Board of Supervisors

By: 



Heidi Hall, Chair

10/13/2020 cc: HR*
AC*(hold)

10/26/2020 cc: HR*
AC* (Release)

AMENDMENT 2 TO CONTRACT LIEBERT CASSIDY WHITMORE (PESO 4001)

20-438

THIS AMENDMENT is executed this 13 day of October, 2020 by and between Liebert Cassidy Whitmore and County of Nevada, (collectively, the "Parties"). Said Amendment will amend the prior agreement between the Parties, as previously amended, for the provision of representational, litigation, and other legal employment relations services and training as of July 1, 2020 to June 30, 2021.

WHEREAS, the Parties desire to further amend their Agreement to allow for additional legal employment related services within the County, increasing the maximum contract amount by \$125,000 to cover the additional services for a total maximum amount of \$175,000.

NOW, THEREFORE, the parties hereto agree as follows:

1. This amendment shall be effective as of September 1, 2020.
2. That paragraph 2 Maximum Contract Price is increased by \$125,000 for a new Maximum Contract Price of \$175,000.
3. That the County of Nevada maximum contract price accounting distribution shall be amended as follows:

Current

0101-10401-641-1000 64100000 521520 \$18,750
0101-10401-641-2000 64100000 521520 \$31,250

Amended

0101-10401-641-1000 64100000 521520 \$ 43,750
0101-10401-641-2000 64100000 521520 \$131,250

4. That in all other respects the prior Agreement of the Parties shall remain in full force and effect except as amended herein.

COUNTY OF NEVADA

By: *Heidi Hall*
Heidi Hall (Oct 19, 2020 14:05 PDT)
Heidi Hall, Chair
Nevada County Board of Supervisors

Attestation:

By: *Julie Patterson-Hunter*
Julie Patterson-Hunter
Clerk of the Board of Supervisors

LIEBERT CASSIDY WHITMORE

By: *Mark Meyerhoff*
Mark Meyerhoff (Oct 20, 2020 11:20 PDT)
Mark H. Meyerhoff, Vice President

By: *Brian P. Walter*
Brian P. Walter (Oct 20, 2020 15:23 PDT)
Brian P. Walter, Secretary

Signature:

Email: