



# RESOLUTION NO. 21-277

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

### RESOLUTION APPROVING AMENDMENT NO. 1 TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF NEVADA AND SIERRA BUSINESS COUNCIL FOR ECONOMIC DEVELOPMENT PROGRAM MANAGEMENT SERVICES, AMENDING EXHIBIT B, "SCHEDULE OF CHARGES AND PAYMENT," AND INCREASING THE CONTRACT AMOUNT FROM \$165,000 TO A MAXIMUM CONTRACT AMOUNT NOT TO EXCEED \$343,300, EXTENDING THE CONTRACT END DATE FROM JUNE 30, 2021 TO JUNE 30, 2022, AND AUTHORIZING THE CHAIR OF THE BOARD TO EXECUTE THE AMENDMENT

WHEREAS, the Board of Supervisors adopted the 2021 Board Objective on Economic Development via Resolution 21-049 on February 23, 2021, which reads: "Focus on a post-pandemic economic recovery strategy emphasizing resiliency and entrepreneurship; retaining and attracting high quality jobs; investing in major infrastructure projects; and working in partnership with our municipalities to support our small business and tourism sectors"; and

WHEREAS, the Board of Supervisors adopted Resolution 20-077 approving the Request for Proposal and Scope of Services for economic development management services and authorizing the Purchasing Division to advertise for bids on March 10, 2020; and

WHEREAS, the Board of Supervisors adopted Resolution 20-283 approving the Agreement with Sierra Business Council for economic development program management services countywide that included Business Technical Assistance; Warm Handoff Coordination; Inclusive Business Collaboration; and Rural Broadband Expansion in the maximum amount of \$165,000 on June 11, 2020; and

WHEREAS, the mission of the Sierra Business Council is to pioneer and demonstrate innovative approaches and solutions to increase community vitality, economic prosperity, environmental quality, and social fairness in the Sierra Nevada; and

WHEREAS, Sierra Business Council serves as the Economic Development Agency approved Economic Development District's Planning Organization for the development and implementation of the Comprehensive Economic Development Strategy via Resolution 18-525 adopted on October 23, 2018; and

WHEREAS, Sierra Business Council manages the Gold Country Broadband Consortium with the mission to increase digital access and use of broadband in the counties of Nevada, Placer, El Dorado, Sierra and eastern Alpine County; and

WHEREAS, Sierra Business Council partnered with the County to develop, solicit, facilitate and administer the Last-Mile Broadband Grant for the period July 23, 2019 through June 30, 2021 via Resolution 19-429 adopted on July 23, 2019; and

WHEREAS, Sierra Business Council collaborated with the County and community partners to develop and administer the Nevada County Relief Fund as an emergency response to COVID-19 via Resolution 20-104 adopted on April 14, 2020; and

WHEREAS, the Board of Supervisors desires that economic development programs be a collaborative effort between the County and a diverse group of stakeholders countywide, including but not limited to: workforce development and job training services; organizations dedicated to business support and community development, the Cities of Grass Valley and Nevada City and the Town of Truckee; and

WHEREAS, Sierra Business Council and the County desire to amend their Agreement to increase the amount from \$165,000 to \$178,300 (an increase of \$13,300 in fiscal year 21/22 to pay for a 2% increase to the original contract, plus \$5,000 for the CEDS contribution, and \$5,000 for membership in the Sierra Consortium) for a Maximum Contract Price of \$343,300; extend the Agreement for another year through June 30, 2022; and revise Exhibit A adding to the agreed upon "Schedule of Services;" and revise Exhibit B, "Schedule of Charges and Payments."

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Nevada, State of California, that the Amendment No. 1 to the Professional Services Agreement by and between the County of Nevada and Sierra Business Council for Economic Development Program Management Services, to increase the Maximum Contract Price of \$343,300 with the fiscal year amount increasing from \$165,000 to a not to exceed amount of \$178,300 (an increase of \$13,300 in fiscal year 21/22); revise Exhibit A adding to the agreed upon "Schedule of Services;" and revise Exhibit B, "Schedule of Charges and Payments" for the term of July 1, 2021 through June 30, 2022, be and hereby approved in substantially the form attached hereto and that the Chair of the Board of Supervisors is hereby authorized to execute the Amendment on behalf of the County of Nevada.

BE IT FURTHER RESOLVED, that the County of Nevada and Sierra Business Council may amend the contract Schedule of Services should further prioritization or specificity be requested and mutually agreed between the County Executive Officer and Sierra Business Council in recognition of forthcoming economic uncertainty so long as no fiscal allocation is changed and the County Executive Officer or his/her designee is hereby authorized to execute the amendment.

This Amended Agreement is renewed for a term of one year with the option to renew for a subsequent one-year or two-year term per the County's discretion.

Funds in the amount of \$178,300 to be encumbered for Fiscal Year 2021/22 and to be disbursed from account: 0101-10902-272-1000/521520

PASSED AND ADOPTED by the Board of Supervisors of the County of Nevada at a regular meeting of said Board, held on the 22nd day of June, 2021, by the following vote of said Board:

Ayes: Supervisors Heidi Hall, Edward Scofield, Dan Miller, Susan K. Hoek and Hardy Bullock.

Noes: None.

Absent: None.

Abstain: None.

ATTEST:

JULIE PATTERSON HUNTER  
Clerk of the Board of Supervisors

By: 

  
Dan Miller, Chair

6/22/2021 cc: CEO\*  
AC\*(hold)

8/18/2021 cc: CEO\*  
AC\* (Release)

**AMENDMENT TO CONTRACT WITH**  
**SIERRA BUSINESS COUNCIL**

**THIS AMENDMENT** is executed this 22<sup>nd</sup> day of June 2021 by and between Sierra Business Council and COUNTY OF NEVADA (the 'Parties'). Said Amendment will amend the prior Agreement between the Parties entitled "Economic Development Program Management Services" executed on June 23, 2020 by Resolution No. 20-283.

**WHEREAS**, the Parties desire to amend their Agreement to provide for a one year renewal of the Professional Services Agreement with additional scope of work, and

**NOW, THEREFORE**, the Parties hereto agree as follows:

1. This Amendment shall be effective as of July 1, 2021.
2. That section 2 ("Payment") shall be replaced in full as follows:

County shall pay Contractor for services rendered pursuant to this Agreement at the time and in the amount set forth in Exhibit B. The payments specified in Exhibit B shall be the only payment made to Contractor for services rendered pursuant to this Agreement. Contractor shall submit all billings for said services to County in the manner specified in Exhibit B; or, if no manner be specified in Exhibit B, then according to the usual and customary procedures which Contractor uses for billing clients similar to County. **The amount of the contract shall not exceed** One Hundred Seventy-eight Thousand and Three Hundred Dollars (\$178,300.00), which is a 2% increase to the original \$165,000 contract, plus \$5,000 for the CEDS contribution, and \$5,000 for membership in the Sierra Consortium for a Maximum Contract Price of \$343,300.

3. That section 3 ("Term") shall be replaced in full as follows:

This Agreement shall commence on July 1, 2021. All services required to be provided by this Agreement shall be completed and ready for acceptance no later than the Agreement Termination Date of: June 30, 2022. County reserves the right to renew Contract for a second one or two year term.

4. That the Schedule of Services, Exhibit "A" shall be amended by adding the following:
  - a) Provide leadership in coordinated legislative advocacy work at state and federal level through the Sierra Consortium;
  - b) Develop Resiliency initiatives focused on energy savings and job creation;
  - c) Participate in the coordinated Grants Committee to attract resources to County and improve County's competitiveness to win grants for Board objectives;
  - d) Continue to participate in the Broadband Workgroup, manage the "Last-Mile" Broadband Grant program, update the County's Broadband Strategy, and evaluate the feasibility of a pilot "line extension" grant program;
  - e) Representation in the Comprehensive Economic Development Strategy (CEDS) activities;
  - f) Manage the Buxton contract to facilitate "warm hand-off" with CDA of new or expanding businesses with focus on business recruitment for vacancies and/or new developments in South County, municipal downtowns, etc.;

- g) Provide direct technical assistance for Covid-19 recovery; access to grants/loans (e.g. participate in Business webinars and other educational forums); and
- h) Provide quarterly updates for the Board.

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

APPROVED AS TO FORM:  
COUNTY COUNSEL

K.L. Elliott  
By: K.L.Elliott (Aug 13, 2021 13:57 PDT)

COUNTY OF NEVADA

Dan Miller  
By: Dan Miller (Aug 13, 2021 12:18 PDT)  
Honorable Dan Miller  
Chair, of the Board of Supervisors

ATTEST:

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

CONTRACTOR:

Steven Frisch  
By: Steven Frisch (Aug 11, 2021 09:44 PDT)