



RESOLUTION No. _____

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

RESOLUTION APPROVING EXECUTION OF AMENDMENT 1 TO THE CONTRACT BETWEEN THE COUNTY OF NEVADA AND KNN PUBLIC FINANCE, LLC TO SERVE AS THE COUNTY'S MUNICIPAL ADVISOR IN CONNECTION WITH THE ISSUANCE OF DEBT OBLIGATIONS FOR THE CAPITAL CONSTRUCTION IMPROVEMENT PROJECT ("PROJECT") AT THE EXISTING MCCOURTNEY ROAD TRANSFER STATION IN NEVADA COUNTY, TO REVISE EXHIBIT A AND EXHIBIT B TO REFLECT CHANGES TO THE PROJECT FINANCING PLAN

WHEREAS, on December 6, 2022, the Nevada County Board of Supervisors adopted Resolution No. 22-593 approving a Professional Services Contract ("Contract") between the County of Nevada and KNN Public Finance, LLC ("KNN") pertaining to serving as the County's Municipal Advisor in securing private funding for the capital construction improvement Project at the McCourtney Road Transfer Station, in the amount not to exceed \$76,500.00, for the contract term of October 12, 2022 through February 28, 2023; and

WHEREAS, the Contract contained language in Exhibit A and Exhibit B that assumed a tax-exempt direct purchase method of financing the Project, and tied payment for services rendered to said financing; and

WHEREAS, due to Project construction bid amounts being lower than expected, the Project is no longer expected to require outside financing; and

WHEREAS, KNN performed a majority of work under the prior agreement on the assumption that direct purchase financing would be required, up to the point in time when bids were opened and the County determined that external financing would not be required; and

WHEREAS, the parties desire to amend their agreement to revise Exhibit A and Exhibit B to allow payment to KNN for work performed in good faith toward the successful completion of financing and in alignment with the Contract; and

WHEREAS, in all other respects the prior agreement of the parties shall remain in full force and effect.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Nevada, State of California, that the Amendment No. 1 to that contract by and between the County of Nevada and KNN Public Finance, LLC with a contract term of October 12, 2022 through February 28, 2023 in the maximum amount of \$76,500, be and hereby is approved, and that the Chair of the Board of Supervisors be and is hereby authorized to execute the Amendment on behalf of the County of Nevada.