



OFFICE OF THE COUNTY COUNSEL

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NEVADA COUNTY BOARD OF SUPERVISORS

Board Agenda Memo

MEETING DATE: December 5, 2023

TO: Board of Supervisors

FROM: County Counsel

SUBJECT: Resolution approving Amendment No. 4 to Personal Services Contract between the County of Nevada and Abbott & Kindermann, Inc. for legal services related to the Idaho-Maryland Mine – Rise Grass Valley Project, increasing the Contract price by \$275,000 for a maximum Contract amount of \$650,000; Amending the Schedule of Services and authorizing the Chair of the Board to execute the Amendment (4/5 affirmative vote required)

RECOMMENDATION: Adopt the attached Resolution.

FUNDING: The contract will be paid by the project applicant. However, the County may incur some costs, not to exceed \$50,000. Any such costs will be paid for by the General Fund.

ATTACHMENT: Resolution with Exhibit A: Amendment No. 4 to Personal Services Contract (Scope of Services and Schedule of Compensation)

BACKGROUND: On April 28, 2020, the Board considered approval of the Raney Planning & Management, Inc. proposal for the preparation of an Environmental Impact Report (EIR19-0001) and contract planning services for the proposed Idaho-Maryland Mine – Rise Grass Valley Project.

On April 28, 2020, by way of Resolution 20-152, County Counsel retained Abbott & Kindermann, Inc. to provide land use and CEQA services to the County in conjunction with the Idaho Maryland Mine proposed project [BM220152]. By way of Resolution 22-276, the

contract was extended to June 2023. On April 18, 2023, by way of Resolution 23-150, the Contract was Amended to increase the Contract price by \$100,000 for a maximum amount of \$250,000 in addition to extending the Contract term to June 30, 2024. The Scope of Services were also changed at that time.

On August 8, 2023, by Resolution 23-428, the Board increased the Contract price by \$125,000 for a total Contract price of \$375,000. This estimate covered services through October 2023. The Scope of Services were also changed at that time.

The project is ongoing, and an increase in the Contract amount is necessary to provide for continued services under the current Contract. It has been estimated that \$275,000 will be needed.

Abbott & Kindermann, Inc. is a well-qualified firm with significant experience and expertise in the legal aspects of mining projects and is willing and able to represent the County of Nevada in this matter. I recommend that the Board approve the proposed Contract as submitted.

Item Initiated by: Kelly McKinley

Approved by: Katharine L. Elliott, County Counsel

Submittal Date: 11/17/23