



RESOLUTION No. 22-385

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

RESOLUTION APPROVING AMENDMENT 1 TO THE LAST-MILE BROADBAND GRANT AGREEMENT DATED APRIL 28, 2022 BETWEEN THE COUNTY OF NEVADA AND NEVADA COUNTY FIBER, INC. EXTENDING THE TERMINATION DATE TO OCTOBER 31, 2022 AND AUTHORIZING THE CHAIR OF THE BOARD OF SUPERVISORS TO EXECUTE THE AMENDMENT

WHEREAS, on April 28, 2020, through Resolution 20-148, the Board of Supervisors awarded Nevada County Fiber, Inc. a grant in the amount of \$124,209 for the Banner Mountain South/Deer Creek Project; and

WHEREAS, the Project scope was to provide fixed underground fiber optic internet service to 16 households/businesses in an underserved community in the Banner Mountain area by deploying underground fiber optic broadband in the proposed access site to each subscriber; and

WHEREAS, due to the pandemic and supply chain issues, completion of the final grant objectives have been slower than anticipated. Therefore, Amendment 1 extends the contract termination date from April 28, 2022 to October 31, 2022 to allow for final project wrap up and invoicing.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of Supervisors of the County of Nevada, State of California, that Amendment No. 1 to the Grant Agreement by and between the County of Nevada and Nevada County Fiber, Inc. extending the term of the grant from twenty-four months to thirty months for a termination date of October 31, 2022 to allow for final project wrap up and invoicing, hereby is approved in the form attached and the Chair of the Board of Supervisors is hereby authorized to execute the Amendment.

Funds to be disbursed from account: 0101-11003-531-1000/521520.

PASSED AND ADOPTED by the Board of Supervisors of the County of Nevada at a regular meeting of said Board, held on the 12th day of July, 2022, 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: 


Susan K. Hoek, Chair

7/12/2022 cc: IGS*
AC*(hold)

8/18/2022 cc: IGS*
AC*(release)
NCF, Inc.*

AMENDMENT 1 TO CONTRACT WITH
Nevada County Fiber, Inc

THIS AMENDMENT is executed this 12 day of July, 2022 by and between Nevada County Fiber Inc and COUNTY OF NEVADA. Said Amendment will amend the prior agreement between the parties entitled Fy 2019/20 Grant Agreement (Banner Mountain South/Deer Creek Project) executed on April 28, 2020 by Resolution No. 20-148

WHEREAS, the parties desire to amend their agreement to allow for final project wrap up and invoicing by extending the term from twenty-four months to thirty months.


NOW, THEREFORE, the parties hereto agree as follows:

1. This amendment shall be effective as of April 28, 2022.
2. That Section 2 of the Agreement shall be updated to reflect the Project execution timeframe from twenty-four (24) months to thirty (30) months after the effective date of the original agreement.
3. 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


By: K.L. Elliott (Aug 18, 2022 15:30 PDT)

COUNTY OF NEVADA


By: Susan Hoek (Aug 15, 2022 11:20 PDT)
Honorable Sue Hoek
Chair, of the Board of Supervisors

ATTEST:


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

CONTRACTOR:


By: Andrew Wilkinson (Jun 30, 2022 14:33 PDT)
Andrew Wilkinson, President & CEO