

RESOLUTION No. 24-237

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

RESOLUTION APPROVING AMENDMENT NO. 4 TO PERSONAL SERVICES CONTRACT BETWEEN THE COUNTY OF NEVADA AND MANNING & KASS, ELLROD, RAMIREZ, TRESTER, LLP, EXTENDING THE TERM OF THE CONTRACT TO JUNE 30, 2025, AND AUTHORIZING THE CHAIR OF THE BOARD OF SUPERVISORS TO EXECUTE THE AMENDMENT (4/5 AFFIRMATIVE VOTE REQUIRED)

WHEREAS, effective January 1, 2020, the County executed a Personal Services Contract with Manning & Kass, Ellrod, Ramirez, Trester, LLP, for legal services related to the *Estate of Gabriel Strickland, et al. vs. County of Nevada, et al*, USDC Case No. 2:21-cv-00175; and

WHEREAS, the maximum amount of that Contract was set at \$40,000 with the Contract termination date of June 30, 2021; and

WHEREAS, by Resolution 21-195, the parties amended the Contract to increase the Contract amount by \$210,000, for a maximum Contract amount of \$250,000 and extended the termination date to June 30, 2022; and

WHEREAS, by Resolution 22-279, the parties agreed to extend the Contract from June 30, 2022, to June 30, 2023; and

WHEREAS, by Resolution 23-278, the parties agreed to extend the Contract from June 30, 2023, to June 30, 2024; and

WHEREAS, the case is ongoing, and an extension of the Contract term is necessary to provide for continued litigation services under this Contract; and

WHEREAS, the County desires that Contractor continue to provide legal services related to the continued defense and trial of the above-referenced claims and litigation, and Contractor is ready, willing, and able to provide such services; and

WHEREAS, the parties now desire to extend the term of the contract from June 30, 2024, to June 30, 2025.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Nevada, that Amendment No. 4 to Personal Services Contract by and between the County of Nevada and Manning & Kass, Ellrod, Ramirez, Trester, LLP, extending the Contract Term to June 30, 2025, be and hereby is approved in the form attached hereto as Exhibit A, and the Chair of the Board of Supervisors is hereby authorized to execute the Amendment.

PASSED AND ADOPTED by the Board of Supervisors of the County of Nevada at a regular meeting of said Board, held on the 28th day of May 2024, by the following vote of said Board:

Ayes: Supervisors Heidi Hall, Edward C. Scofield, Susan Hoek,
Lisa Swarthout and Hardy Bullock.

Noes: None.

Absent: None.

Abstain: None.

Recuse: None.

ATTEST:

TINE MATHIASSEN
Chief Deputy Clerk of the Board of Supervisors

By: 


Hardy Bullock, Chair

EXHIBIT A

**AMENDMENT NO. 4 TO PERSONAL SERVICES CONTRACT [BFS21195]
WITH MANNING & KASS, ELLROD, RAMIREZ, TRESTER, LLP**

THIS AMENDMENT No. 4 is made and is effective as of July 1, 2024, by and between Manning & Kass, Ellrod, Ramirez, Trester, LLP (“Contractor”), and the County of Nevada (“County”), collectively, the “Parties.” This Amendment No. 4 amends the Personal Services Contract between the parties for legal services, effective as of January 1, 2020 (“Contract”).

WHEREAS, the Parties entered into a Personal Services Contract [BFS21195] for legal services in connection with the lawsuit entitled *Estate of Gabriel Strickland, et al. vs. County of Nevada, et al*, USDC Case No. 2:21-cv-00175; and

WHEREAS, the case is ongoing, and an extension of the Contract term is necessary to provide for continued litigation services under this Contract; and

WHEREAS, the County desires that Contractor continue to provide legal services related to the continued defense and trial of the above-referenced claims and litigation, and Contractor is ready, willing and able to provide such services; and

WHEREAS, the parties now desire to extend the term of the contract from June 30, 2024, to June 30, 2025.

NOW, THEREFORE, in consideration of the mutual promises and agreements contained herein, the parties hereto agree as follows:

1. The Contract is contingent upon the adoption of the fiscal year 2024/25 County Budget.
2. This Amendment shall be effective as of July 1, 2024.
3. Section 3, Contract Termination Date, is hereby extended to June 30, 2025.
4. That in all other respects the prior Contract of the parties shall remain in full force and effect except as amended herein.


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IN WITNESS WHEREOF, the Parties have executed this Amendment No. 4 to Personal Services Contract between the County of Nevada and Manning & Kass, Ellrod, Ramirez, Trester, LLP, effective as of the date first written above.


COUNTY OF NEVADA

By: 
Hon. Hardy Bullock
Chair, Board of Supervisors


ATTEST:

By: 
Tine Mathiasen
Chief Deputy Clerk of the Board of Supervisors

CONTRACTOR:

By: 
Mildred K O'Linn (Jun 3, 2024 21:25 PDT)
Missy O Linn
Manning & Kass, Ellrod, Ramirez,
Trester, LLP

APPROVED AS TO FORM:

By: 
Kit Elliott (Jun 4, 2024 08:48 PDT)
Katharine L. Elliott
County Counsel