



# RESOLUTION No. 23-106

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

**RESOLUTION APPROVING AMENDMENT NO. 1 TO THE PERSONAL SERVICES CONTRACT WITH ACCELA, INC. INCREASING THE CONTRACT AMOUNT BY \$58,131.27 TO A MAXIMUM CONTRACT OF \$213,791 AND SETTING THE CONTRACT TERMINATION DATE AS APRIL 26, 2024 AND AUTHORIZING THE CHAIR OF THE BOARD OF SUPERVISORS TO EXECUTE THE CONTRACT AMENDMENT AND SIGN THE SOFTWARE RENEWAL ORDER FORM**

WHEREAS, pursuant to Resolution 20-168, the Nevada County Board of Supervisors has authorized a software maintenance agreement with Accela, Inc. for the Community Development Agency's land use software system; and

WHEREAS, the Community Development Agency wishes to extend the contract by one year and increase the contract amount for the software maintenance services during this one-year contract extension; and

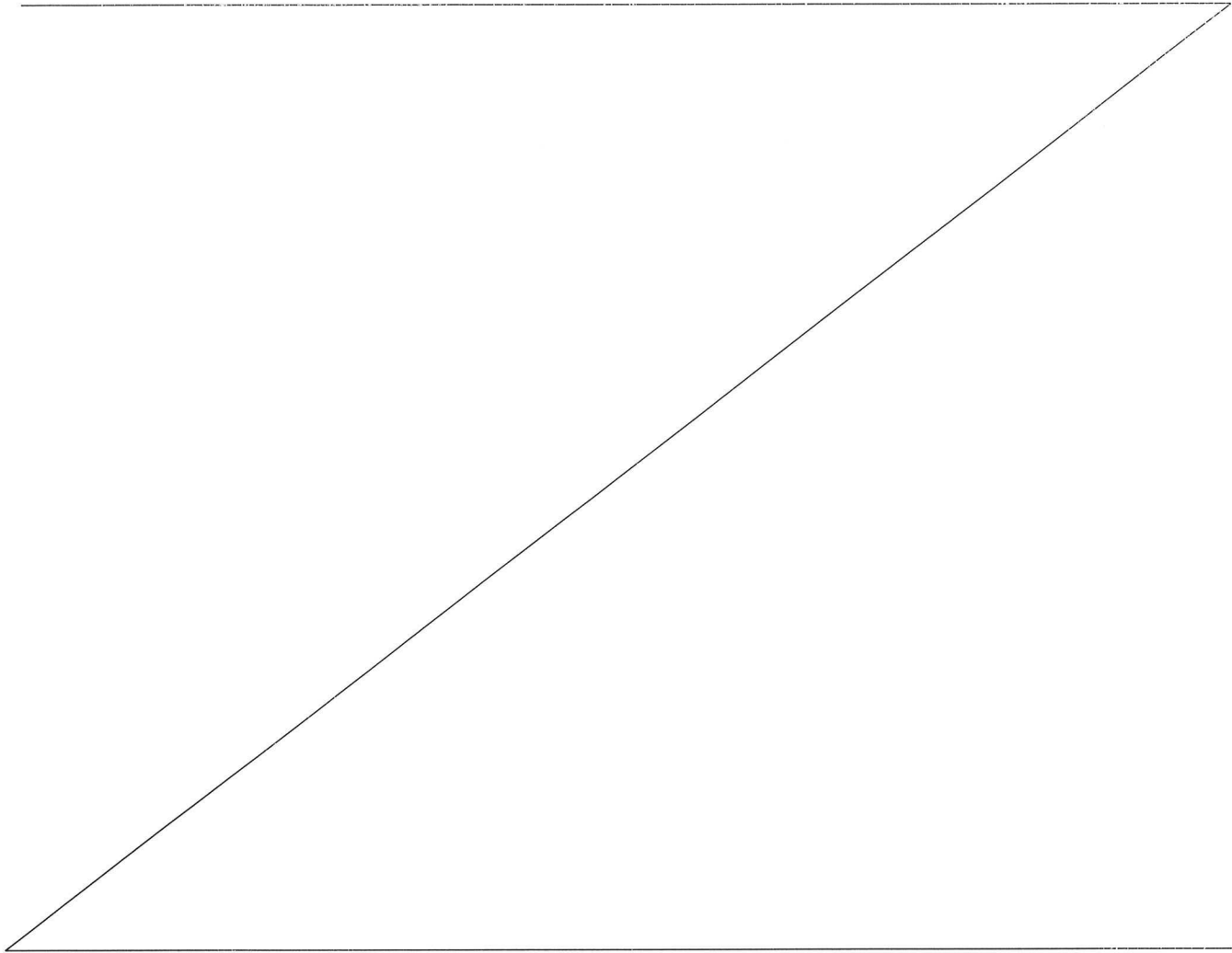
WHEREAS, the amended maximum contract amount will not exceed \$213,791; and

WHEREAS, the contract termination date will be set as April 26, 2024; and

WHEREAS, the contract is funded by budget 1123-20707-321-1000/521475; and

WHEREAS, a budget amendment is not required.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Board of Supervisors of the County of Nevada approves Amendment No. 1 between the County of Nevada and Accela, Inc. increasing the contract amount by \$58,131.27 to a maximum contract of \$213,791 effective upon the signature of both parties and setting the contract termination date as April 26, 2024 and authorizes the Chair of the Board of Supervisors to execute the contract amendment and sign the software renewal order form on behalf of the County of Nevada.



PASSED AND ADOPTED by the Board of Supervisors of the County of Nevada at a regular meeting of said Board, held on the 14<sup>th</sup> day of March, 2023, by the following vote of said Board:

- Ayes: Supervisors Heidi Hall, Edward C. Scofield, Lisa Swarouth, Susan Hoek and Hardy Bullock.
- Noes: None.
- Absent: None.
- Abstain: None.

ATTEST:

JULIE PATTERSON HUNTER  
Clerk of the Board of Supervisors

By: 

  
Edward C. Scofield, Chair

3/14/2023 cc: CDA\*  
AC\*

**AMENDMENT NO. 1 TO CONTRACT WITH**  
Accela, Inc.

**THIS AMENDMENT** is executed this 14 day of march, 2023 by and between Accela, Inc. and COUNTY OF NEVADA. Said Amendment will amend the prior agreement between the parties entitled Accela Master Licensing Agreement executed on May 12, 2020 by Resolution No. 20-168.

**WHEREAS**, the parties desire to amend their agreement to allow or provide for a 12-month extension of the contract termination date and increase the maximum contract amount; and

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

1. This amendment shall be effective upon signature of both parties.
2. The termination date of the contract be set as April 26, 2024.
3. That the maximum contract amount be increased by \$58,131.27 to \$213,791.00 upon signature of this amendment by both parties.
4. 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:   
Kit Elliott (Mar 14, 2023 13:56 PDT)


03/14/2023

ATTEST:

By:   
Julie Patterson Hunter  
Clerk of the Board of Supervisors

03/14/2023

COUNTY OF NEVADA

By:   
Ed Scofield (Mar 14, 2023 12:27 PDT)  
Honorable Ed Scofield  
Chair, of the Board of Supervisors

03/14/2023

Accela, Inc.

By:   
Aaron Haggarty (Feb 28, 2023 11:51 PST)

02/28/2023



2633 Camino Ramon, Suite 500  
San Ramon, CA, 94583

Proposed by: Caitlin Carter  
Contact Phone: (925) 359 - 3411  
Contact Email: ccarter@accela.com  
Quote ID: Q-29263  
Valid Through: 3/1/2023  
Currency: USD

## Renewal Order Form

### Address Information

#### Bill To:

Nevada County  
950 Maidu Avenue  
Nevada City, California 95959  
United States

#### Ship To:

Nevada County  
950 Maidu Avenue  
Nevada City, California 95959  
United States

Billing Name: Brian Rhodes  
Billing Phone:  
Billing Email: brian.rhodes@co.nevada.ca.us

| Services  | Year   | Start Date | End Date  | Term (Months) | Price      | Qty    | Net Total          |
|---|--------|------------|-----------|---------------|------------|--------|--------------------|
| Accela Citizen Access Module Fee Maintenance & Support      | Year 1 | 4/27/2023  | 4/26/2024 | 12            | \$1,534.56 | 1      | \$1,534.56         |
| Accela Citizen Access Server Software Maintenance & Support | Year 1 | 4/27/2023  | 4/26/2024 | 12            | \$1,534.56 | 1      | \$1,534.56         |
| Accela Citizen Access Population Fee Maintenance & Support  | Year 1 | 4/27/2023  | 4/26/2024 | 12            | \$0.01     | 98,764 | \$1,101.74         |
| Accela Land Management Maintenance & Support                | Year 1 | 4/27/2023  | 4/26/2024 | 12            | \$393.56   | 90     | \$35,420.02        |
| Accela GIS Maintenance & Support                            | Year 1 | 4/27/2023  | 4/26/2024 | 12            | \$123.98   | 40     | \$4,959.36         |
| Accela Mobile Office Maintenance & Support                  | Year 1 | 4/27/2023  | 4/26/2024 | 12            | \$543.24   | 25     | \$13,581.03        |
| <b>TOTAL:</b>   |        |            |           |               |            |        | <b>\$58,131.27</b> |

**Pricing Summary**

| <b>Period</b> | <b>Net Total</b>    |
|---------------|---------------------|
| Year 1        | \$ 58,131.27        |
| <b>Total</b>  | <b>\$ 58,131.27</b> |

**Renewal Terms/Information:**

|                        |  |
|------------------------|--|
| General Information    |  |
| Governing Agreement(s) | This Order Form will be governed by the applicable terms and conditions. If those terms and conditions are non-existent, have expired or have otherwise been terminated, the following terms at <a href="https://www.accela.com/terms/">https://www.accela.com/terms/</a> will govern as applicable, based on the Customer's purchase. |

|                     |  |
|---------------------|--|
| Order Terms         |  |
| Order Start Date    | Unless otherwise specified in the Special Order Terms: <ul style="list-style-type: none"> <li>• Software Licenses &amp; Subscriptions start on the date of delivery by Accela;</li> <li>• Hosting and Support start on Accela's delivery of the software hosted and/or supported;.</li> </ul>  |
| Order Duration      | Unless otherwise specified in the Special Order Terms: <ul style="list-style-type: none"> <li>• Subscriptions continue from the Order Start Date through the number of months listed in this Order Form (or if not listed, twelve (12) months). Thereafter Subscriptions automatically renew annually as calculated from Order Start Date of Customer's first Subscription purchase.</li> <li>• Any Software Licenses or Hardware are one-time, non-refundable purchases.</li> <li>• Hosting and Support continue from the Order Start Date through the number of months listed in this Order Form (or if not listed, twelve (12) months).</li> <li>• Professional Services continue for the duration as outlined in the applicable Statement of Work, Exhibit or the Governing Agreement, as applicable.</li> </ul> |
| Special Order Terms | This Order Form replaces all previous order forms for the terms listed above and will govern the Software, Maintenance, and/or Services items listed on this Order Form. <ul style="list-style-type: none"> <li>• In the event of an inconsistency between this Order Form, any governing agreement, purchase order, or invoice, the Order Form shall govern as it pertains to this transaction.</li> <li>• For Software Licenses, Accela may terminate this Order Form in the event the Software is phased out across Accela's customer base. In such event, Accela will provide Customer sufficient advance notice and the parties will mutually agree to a migration plan for converting Customer to another Accela generally-available offering with comparable functionality.</li> </ul>                        |

|                       |   |
|-----------------------|---|
| Payment Terms         |   |
| Currency              | USD   |
| Invoice Date          | Unless otherwise stated in the Special Payment Terms, Invoice for the Grand Total above will be issued on the Order Start Date.                               |
| Payment Due Date      | Unless otherwise stated in the Special Payment Terms or the Governing Agreement(s), all payments are due on the Invoice Date and payable <b>net 30 days</b> . |
| Special Payment Terms | None unless otherwise specified in this location.   |

|                |   |
|----------------|---|
| Purchase Order | If Customer requires PO number on invoices, it <b>must</b> be provided below and Customer <b>must</b> provide a copy of the PO prior to invoice issuance. If no PO number provided prior to invoice issuance date, invoices issued on this Order Form will be valid without a PO reference. |
|                | PO#   |

**Signatures**

| Accela, Inc.   | Customer   |
|--|--|
| Signature: <br><small>Aaron Haggarty (Feb 28, 2023 11:51 PST)</small> | Signature: <br><small>Ed Scofield (Mar 14, 2023 12:27 PDT)</small> |
| Print Name:<br><b>Aaron Haggarty</b>   | Print Name:<br><b>Ed Scofield</b>  |
| Title:<br><b>CLO</b>   | Title:<br><b>Chair Board of Supervisors</b>  |
| Date:<br><b>02/28/2023</b>   | Date:<br><b>03/14/2023</b>   |

  
Kit Elliott (Mar 14, 2023 13:56 PDT)

**County Counsel**

**Kit Elliott**

**03/14/2023**