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COUNTY OF NEVADA**

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November 3, 2015

Honorable Board of Supervisors  
Eric Rood Administrative Center  
950 Maidu Avenue  
Nevada City, CA 95959

**DATE OF MEETING:** December 8, 2015

**SUBJECT:** Resolution Approving Amendment No. 2 to Personal Services Contract Between the County of Nevada and Porter Scott, A Professional Corporation, Increasing the Maximum Contract Amount by \$50,000, and Authorizing the Chair of the Board to Execute the Amendment

**RECOMMENDATION:** Adopt the attached Resolution

**FUNDING:** Legal services provided under this Agreement are paid on as needed basis. This Amendment will impact the FY 15/16 Sheriff's Administration budget. There will be cost reductions in other line-items to offset the costs of this amendment, so that no budget amendment is needed. Any costs or expenses in excess of \$100,000 will be reimbursed to the County under its General Liability policy through CSAC-EIA. There will be no impact on the General Fund.

**BACKGROUND:** On May 1, 2014, litigation was filed against the Nevada County Sheriff's Department in the case entitled *Soga vs. County of Nevada, et al.*, (U.S. District Court, E.D. Cal.), Case No. 2:14-cv-01084-KJM-KJN. In anticipation of this potential litigation, the Board authorized County Counsel to hire outside counsel. As of January 1, 2014, the County entered into a Personal Services Contract with the law firm of Porter Scott to provide advice and litigation services in connection with this case and the related EEOC claim.

The Agreement, as amended, has a maximum contract amount of \$100,000. Additional funding is necessary to ensure that sufficient funds are available to cover legal costs related to the continued defense of this case. The proposed Amendment increases the contract amount by \$50,000, for a new maximum contract amount of \$150,000.

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Porter Scott is well qualified to represent the County in this matter and has done a very good job handling this and other litigation on behalf of the County. I recommend that the Board approve the proposed Amendment as submitted.

Respectfully submitted,



Alison A. Barratt-Green  
County Counsel

Attachments: Resolution Approving Amendment No. 2 to Personal Services Contract  
Amendment No. 2 to Personal Services Contract