



RESOLUTION No. _____

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

RESOLUTION GRANTING COUNTY COUNSEL, IN COORDINATION WITH THE COUNTY EXECUTIVE OFFICER, THE AUTHORITY TO RETAIN SPECIALIZED OUTSIDE COUNSEL FOR GENERAL LEGAL SERVICES NOT TO EXCEED \$50,000 CONSISTENT WITH THE MONETARY AUTHORITY LIMIT AS DEFINED BY THE NEVADA COUNTY PURCHASING POLICY AND NEVADA COUNTY ADMINISTRATIVE CODE (4/5 VOTE REQUIRED)

WHEREAS, the Office of the County Counsel serves as in-house counsel and provides a wide array of legal services for the County of Nevada, including litigation services; and

WHEREAS, in order to provide the County with the best, most cost-effective service, the County must at times retain specialized outside counsel to assist in the provision of legal services; and

WHEREAS, pursuant to California Government Code section 25203, the Board directs and controls the conduct of litigation in which the County is a party and may enter into contracts with outside counsel for that litigation; and

WHEREAS, pursuant to California Government Code section 31000, the Board may enter into contracts with outside legal counsel for general legal services; and

WHEREAS, litigation and/or legal issues routinely occur on an expedited timeline; and

WHEREAS, County Counsel is generally in the best position to determine whether outside counsel is necessary and to select the appropriate outside counsel; and

WHEREAS, on May 28th, 2019 pursuant to Resolution 19-241, the Board of Supervisors adopted the Nevada County Purchasing Policy; and

WHEREAS, Nevada County Administrative Code Article 1, Section A-IV 1.3 C and the Nevada County Purchasing Policy section 7.3 C allow for the employment of independent contractors as long as the aggregate amount does not exceed \$50,000; and

WHEREAS, Nevada County Purchasing Policy section 4.5 D exempts expert and professional services from competitive bidding.

NOW, THEREFORE, BE IT RESOLVED that County Counsel, in coordination with the County Executive Officer, is granted the authority to retain specialized outside counsel to assist in the provision of legal services and to enter into contracts with outside counsel as long as the

aggregate amount does not exceed \$50,000, consistent with the monetary authority limit granted to the County's Purchasing Agent.