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June 7, 2016

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

DATE OF MEETING: June 28, 2016

SUBJECT: Resolution Approving Amendment No. 3 to Personal Services Contract Between the County of Nevada and Porter Scott, A Professional Corporation, Extending the Term of the Contract to June 30, 2017, 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 an as needed basis. This Amendment does not increase the contract amount. Funding is included in the FY 16/17 Sheriff's Administration budget and no budget amendment is needed and there will be no additional impact on the General Fund.

BACKGROUND: On August 24, 2013, litigation was filed against the Nevada County Sheriff's Department in the case entitled *Evans, et al, vs. Nevada County Sheriff's Department, et al.*, (U.S. District Court, E.D. Cal.), Case No. 2:13-cv-01775-TLN-DAD. The Board authorized County Counsel to hire outside counsel for this litigation in the fall of 2013. 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, PESG 2610.

The Agreement, as amended by Resolution No. 15-295 has a maximum contract amount of \$75,000 with a termination date of June 30, 2016. Additional time is necessary to continue defense of this case. The proposed Amendment extends the term of the contract to June 30, 2017.

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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. 3 to Personal Services Contract
Amendment No. 3 to Personal Services Contract