



# RESOLUTION No. 19-352

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

### RESOLUTION APPROVING AMENDMENT NO. 2 TO PERSONAL SERVICES CONTRACT BMS18557 BETWEEN THE COUNTY OF NEVADA AND ANGELO, KILDAY & KILDUFF EXTENDING THE TERM OF THE CONTRACT TO JUNE 30, 2020, AND AUTHORIZING THE CHAIR OF THE BOARD OF SUPERVISORS TO EXECUTE THE AMENDMENT

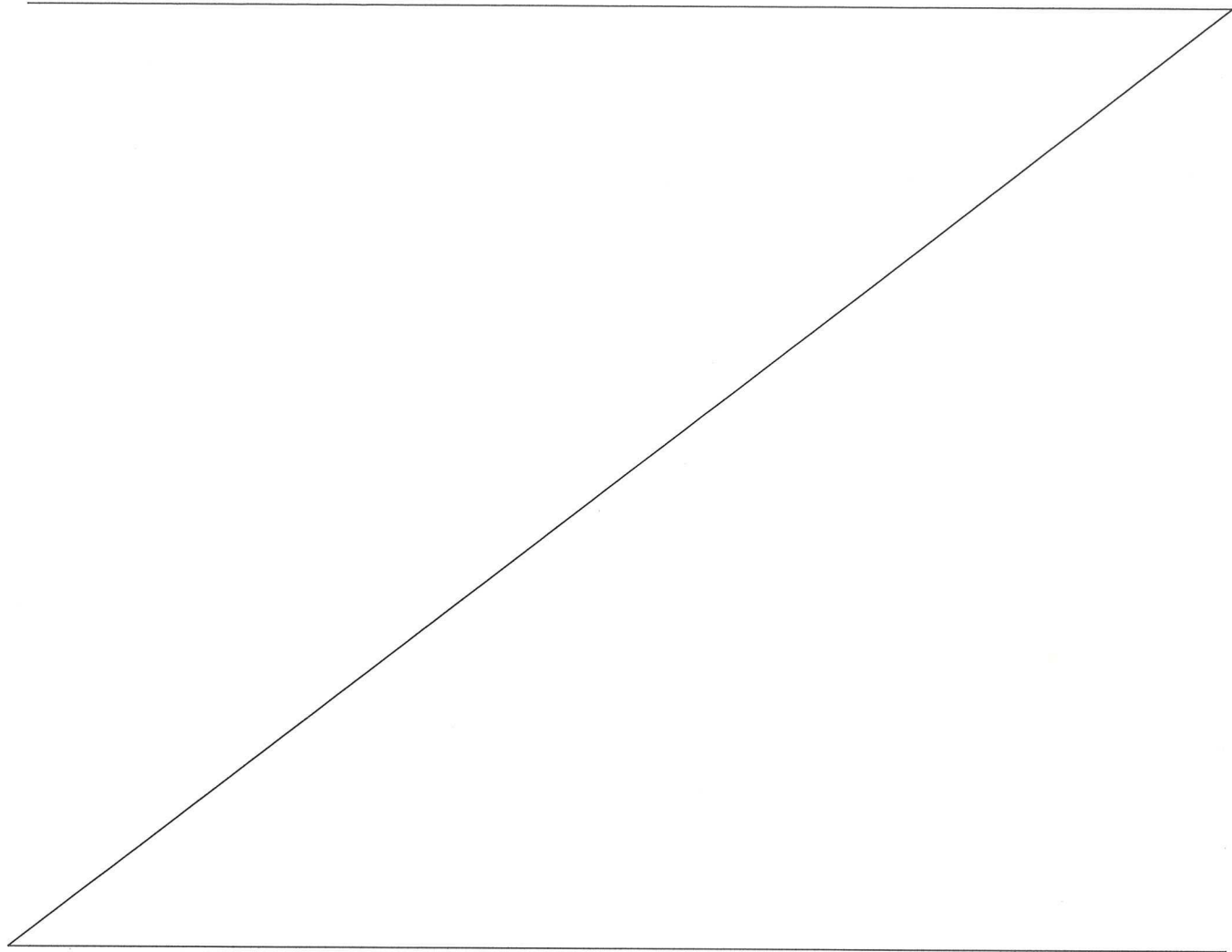
WHEREAS, effective July 25, 2018, the County executed a Personal Services Contract with Angelo, Kilday & Kilduff, for legal services in connection with the lawsuit entitled *Sullivan, et al. vs. Lake Wildwood Association, et al.* (Nevada County Superior Court), Case No. CU18-083052; and

WHEREAS, by Resolution 18-557, the parties amended the Contract to increase the maximum amount of the contract to \$100,000; and

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

WHEREAS, the parties now desire to extend the term of the contract from June 30, 2019, to June 30, 2020.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Nevada, that Amendment No. 2 to Personal Services Contract BMS18557 by and between the County of Nevada and Angelo, Kilday & Kilduff, extending the Contract Term to June 30, 2020, 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 25th day of June, 2019, by the following vote of said Board:

- Ayes: Supervisors Heidi Hall, Edward Scofield, Dan Miller, Susan K. Hoek and Richard Anderson.
- Noes: None.
- Absent: None.
- Abstain: None.

ATTEST:

JULIE PATTERSON HUNTER  
Clerk of the Board of Supervisors

By: 

  
Richard Anderson, Chair

6/25/2019 cc: CoCo\*  
AC\* (Hold)

7/18/2019 cc: CoCo\*  
AC\* (Release)  
AK&K

**AMENDMENT NO. 2 TO PERSONAL SERVICES CONTRACT  
WITH ANGELO, KILDAY & KILDUFF  
(BMS18557)**

THIS AMENDMENT No. 2 is made and is effective as of July 1, 2020, by and between Angelo, Kilday & Kilduff (“Contractor”), and the County of Nevada (“County”). This Amendment No. 2 amends the Personal Services Contract between the parties for legal services, effective as of July 25, 2018 (“Agreement”).

WHEREAS, the parties entered into an agreement to provide County with legal representation of Nevada County, Nevada County Sanitation District No. 1, and any Nevada County employees and officers that may be named as defendants in connection with claims filed by Tristan Sullivan (a minor), et al. and related litigation, in the case of *Sullivan, et al. vs. Lake Wildwood Association, et al.* (Nevada County Superior Court), Case No. CU18-083052, with a Maximum Contract Amount of \$25,000; and,

WHEREAS, by Resolution No. 18-557, the parties amended the Contract to increase the maximum amount of the contract to \$100,000; and,

WHEREAS, the case is ongoing and an extension of the contract term is necessary to provide for continued litigation services under this Agreement; 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, 2019, to June 30, 2020.

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


1. Section 3, Contract Termination Date, is hereby extended to June 30, 2020.
2. That in all other respects the prior agreement 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. 2 to Personal Services Contract between the County of Nevada and Angelo, Kilday & Kilduff, effective as of the date first written above.

COUNTY OF NEVADA

By:   
Hon. Richard Anderson  
Chair, Board of Supervisors


ATTEST:

By:   
Julie Patterson-Hunter  
Clerk of the Board

CONTRACTOR:

By:   
Bruce A. Kilday, Partner  
Angelo, Kilday & Kilduff

APPROVED AS TO FORM:

By:   
Alison A. Barratt-Green  
County Counsel