



RESOLUTION No. _____

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

RESOLUTION APPROVING AMENDMENT NO. 2 TO PERSONAL SERVICES CONTRACT NO. BFS19068 BETWEEN THE COUNTY OF NEVADA AND ANGELO, KILDAY & KILDUFF TO INCREASE THE MAXIMUM CONTRACT AMOUNT BY \$125,000, 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 lawsuits entitled *Lau, et al. vs. County of Nevada, et al.* (Nevada County Superior Court), Case No. CU18-082845, and *Saigh, et al. vs. County of Nevada, et al.* (Nevada County Superior Court), Case No. CU18-082850; and

WHEREAS, the maximum amount of the contract was set at \$25,000; and

WHEREAS, on December 7, 2018, the County was served with a new lawsuit related to the *Lau* and *Saigh* cases, entitled *Suarez, et al. vs. County of Nevada, et al.*; and

WHEREAS, on February 12, 2019, the Contract was amended pursuant to Resolution 19-068 to expand the scope of services to include 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 the *Suarez* claims and related litigation, and increase the contract amount by \$75,000, for a Maximum Contract Price of \$100,000; and

WHEREAS, additional funding is required to ensure that sufficient funds are available to cover legal costs related to potential trial costs, post-trial motions and other legal activities, and any appeal in these matters; and

WHEREAS, the parties now desire to increase the maximum amount of the contract by \$125,000, to a Maximum Contract Amount of \$225,000, to pay for the additional legal services.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Nevada, that Amendment No. 2 to Personal Services Contract No. BFS19068 by and between the County of Nevada and Angelo, Kilday & Kilduff, increasing the contract amount by \$125,000 and establishing a new Maximum Contract Price of \$225,000, 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.

BE IT FURTHER RESOLVED that the Auditor Controller is authorized to encumber the funds in account number 4356-92002-275-1000 521520 27502764, by an additional \$125,000, for an amount not to exceed \$225,000.