



# **RESOLUTION No. 22-319**

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

**RESOLUTION APPROVING AMENDMENT NO. 2 TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF NEVADA AND SIERRA BUSINESS COUNCIL FOR ECONOMIC DEVELOPMENT PROGRAM MANAGEMENT SERVICES, AMENDING EXHIBIT B, "SCHEDULE OF CHARGES AND PAYMENT," AND INCREASING THE CONTRACT AMOUNT FROM \$343,300 TO A MAXIMUM CONTRACT AMOUNT NOT TO EXCEED \$521,600, EXTENDING THE CONTRACT END DATE FROM JUNE 30, 2022 TO JUNE 30, 2023, AND AUTHORIZING THE CHAIR OF THE BOARD TO EXECUTE THE AMENDMENT**

WHEREAS, the Board of Supervisors adopted the 2022 Board Objective on Economic Development via Resolution 22-092 on February 8, 2022, which reads "Promote economic development by emphasizing resiliency and entrepreneurship; retaining and attracting high quality jobs; investing in major infrastructure projects; and working with local, state and federal partners to support our small business, nonprofit, and tourism sectors"; and

WHEREAS, the Board of Supervisors adopted Resolution 20-077 approving the Request for Proposal and Scope of Services for economic development management services and authorizing the Purchasing Division to advertise for bids on March 10, 2020; and

WHEREAS, the Board of Supervisors adopted Resolution 20-283 approving the Agreement with Sierra Business Council for economic development program management services countywide that included Business Technical Assistance; Warm Handoff Coordination; Inclusive Business Collaboration; and Rural Broadband Expansion in the maximum amount of \$165,000 on June 11, 2020; and

WHEREAS, the Board of Supervisors adopted Resolution 21-277 approving the Amendment to the Agreement with Sierra Business Council for economic development program management services countywide that included Business Technical Assistance; Warm Handoff Coordination; Inclusive Business Collaboration; and Rural Broadband Expansion adding \$178,300 for Fiscal Year 2021/22 for a maximum amount of \$343,300 on June 22, 2021; and

WHEREAS, the mission of the Sierra Business Council is to pioneer and demonstrate innovative approaches and solutions to increase community vitality, economic prosperity, environmental quality, and social fairness in the Sierra Nevada; and

WHEREAS, Sierra Business Council serves as the Economic Development Agency approved Economic Development District's Planning Organization for the development and implementation of the Comprehensive Economic Development Strategy via Resolution 18-525 adopted on October 23, 2018; and

WHEREAS, Sierra Business Council manages the Gold Country Broadband Consortium with the mission to increase digital access and use of broadband in the counties of Nevada, Placer, El Dorado, Sierra and eastern Alpine County; and

WHEREAS, the Board of Supervisors desires that economic development programs be a collaborative effort between the County and a diverse group of stakeholders countywide, including but not limited to: workforce development and job training services; organizations dedicated to business support and community development, the Cities of Grass Valley and Nevada City and the Town of Truckee; and

WHEREAS, the contract is contingent upon the adoption of the Fiscal Year 2022/23 County Budget; and

WHEREAS, Sierra Business Council and the County desire to amend their Agreement to increase the amount from \$343,300 to \$521,600 (no increase over the 2021-2022 budget) for a Maximum Contract Price of \$521,600; extend the Agreement for another year through June 30, 2023; and extend the 2021 additions to Exhibit A and adding to the agreed upon "Schedule of Services;" and revise Exhibit B, "Schedule of Charges and Payments."

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of Supervisors of the County of Nevada, State of California, that the Amendment No. 2 to the Professional Services Agreement by and between the County of Nevada and Sierra Business Council for Economic Development Program Management Services, to increase the Maximum Contract Price to \$521,600 with the fiscal year amount not to exceed amount of \$178,300; extend the 2021 additions to Exhibit A and adding to the agreed upon "Schedule of Services;" and revise Exhibit B, "Schedule of Charges and Payments" for the term of July 1, 2022 through June 30, 2023, be and herby approved in substantially the form attached hereto and that the Chair of the Board of Supervisors is hereby authorized to execute the Amendment on behalf of the County of Nevada.

BE IT FURTHER RESOLVED that the County of Nevada and Sierra Business Council may amend the contract Schedule of Services should further prioritization or specificity be requested and mutually agreed between the County Executive Officer and Sierra Business Council in recognition of forthcoming economic uncertainty so long as no fiscal allocation is changed and the County Executive Officer or his/her designee is hereby authorized to execute the amendment.

BE IT FURTHER RESOLVED that this amended Agreement is renewed for a term of one year with the option to renew for a subsequent one-year or two-year term per the County's discretion.

Funds in the amount of \$178,300 to be encumbered for Fiscal Year 2022/23 and to be disbursed from account: 0101-10902-272-1000/521520

PASSED AND ADOPTED by the Board of Supervisors of the County of Nevada at a regular meeting of said Board, held on the 28th day of June, 2022, by the following vote of said Board:

Ayes: Supervisors Heidi Hall, Edward Scofield, Dan Miller, Susan K. Hoek and Hardy Bullock.

Noes: None.

Absent: None.

Abstain: None.

ATTEST:

JULIE PATTERSON HUNTER  
Clerk of the Board of Supervisors

By: \_\_\_\_\_

  
\_\_\_\_\_  
Susan K. Hoek, Chair

6/28/2022 cc: CDA\*  
AC\*(hold)

9/16/2022 cc: CDA\*  
AC\*(release)  
SBC\*

**AMENDMENT NO. 2 TO CONTRACT WITH**

**SIERRA BUSINESS COUNCIL**

**THIS AMENDMENT** is executed this 28<sup>th</sup> day of June 2022 by and between Sierra Business Council and COUNTY OF NEVADA (the 'Parties'). Said Amendment No. 2 will amend the prior Agreement between the Parties entitled "Economic Development Program Management Services" originally executed on June 23, 2020 by Resolution No. 20-283 with amendment executed on June 22, 2021 by Resolution 21-277.

**WHEREAS**, the Parties desire to amend their Agreement to provide for a one year renewal of the Professional Services Agreement with additional scope of work, and

**NOW, THEREFORE**, the Parties hereto agree as follows:

1. This Amendment shall be effective as of July 1, 2022.
2. That section 2 ("Payment") shall be replaced in full as follows:

County shall pay Contractor for services rendered pursuant to this Agreement at the time and in the amount set forth in Exhibit B. The payments specified in Exhibit B shall be the only payment made to Contractor for services rendered pursuant to this Agreement. Contractor shall submit all billings for said services to County in the manner specified in Exhibit B; or, if no manner be specified in Exhibit B, then according to the usual and customary procedures which Contractor uses for billing clients similar to County. **The FY 2022-2023 shall not exceed** One Hundred Seventy-eight Thousand and Three Hundred Dollars (\$178,300.00), which is the same as the past (2021-22) fiscal year, and which reflects a 2% increase to the original \$165,000 contract, plus \$5,000 for the CEDS contribution, and \$5,000 for membership in the Sierra Consortium, for a Maximum Contract Price, of \$521,600.

3. That section 3 ("Term") shall be replaced in full as follows:


This Agreement shall commence on July 1, 2022. All services required to be provided by this Agreement shall be completed and ready for acceptance no later than the Agreement Termination Date of: June 30, 2023. County reserves the right to renew Contract for a second one or two year term.

4. That in all other respects the prior Agreement of the Parties shall remain in full force and effect except as amended herein.

APPROVED AS TO FORM:  
COUNTY COUNSEL

COUNTY OF NEVADA

By:   
KLElliott (Sep 16, 2022 11:01 PDT)

By:   
Susan Hoek (Aug 5, 2022 12:34 PDT)  
Honorable Sue Hoek  
Chair, of the Board of Supervisors

ATTEST:

CONTRACTOR:

By:   
Julie Patterson Hunter (Aug 5, 2022 16:27 PDT)  
Julie Patterson Hunter

By:   
Steven Frisch (Aug 2, 2022 19:54 PDT)

Clerk of the Board of Supervisors

MEMORANDUM FOR THE BOARD OF SUPERVISORS

Re: [Illegible text]

[Illegible text]

[Illegible text]

[Illegible text]

[Illegible text]

[Illegible text]

[Illegible text]

[Illegible text]

[Illegible text]

[Illegible text]

[Illegible text]

[Illegible text]