



RESOLUTION No. _____

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

RESOLUTION APPROVING AMENDMENT NO. 3 TO PERSONAL SERVICES CONTRACT BETWEEN THE COUNTY OF NEVADA AND ABBOTT & KINDERMANN, INC. FOR LEGAL SERVICES RELATED TO THE IDAHO-MARYLAND MINE – RISE GRASS VALLEY PROJECT, INCREASING THE CONTRACT PRICE BY \$125,000 FOR A MAXIMUM CONTRACT AMOUNT OF \$375,000; AMENDING THE SCHEDULE OF SERVICES AND AUTHORIZING THE CHAIR OF THE BOARD TO EXECUTE THE AMENDMENT (4/5 AFFIRMATIVE VOTE REQUIRED)

WHEREAS, on May 1, 2020, by Resolution 20-152, the parties executed a Personal Services Contract [BM220152] with Abbott & Kindermann, Inc., for legal services in connection with the land use and CEQA services to the County in conjunction with the Idaho Maryland Mine and any related litigation actions; and

WHEREAS, by Resolution 22-276, the parties agreed to extend the term of the Contract from June 30, 2022 to June 30, 2023; and

WHEREAS, by Resolution 23-150, the parties agreed to increase the Contract price by \$100,000 for a maximum Contract amount of \$250,000 and extend the Contract term to June 30, 2024; and

WHEREAS, the matter is on-going, and an increase of the Contract amount is necessary to provide for continued services under this Contract; and

WHEREAS, the County desires that Contractor continue to provide legal services related to the continued project, and Contractor is ready, willing and able to provide such services; and

WHEREAS, the parties now desire to amend the Contract to increase the Contract amount by \$125,000, for a maximum Contract amount of \$375,000; and

WHEREAS, the parties desire to amend the Schedule of Services as outlined in Exhibit A; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Nevada, that Amendment No. 3 to Personal Services Contract by and between the County of Nevada and Abbott Kindermann, Inc., increasing the Contract amount by \$125,000 for a maximum Contract amount of \$375,000; amending the Schedule of Services and hereby approves in the form attached hereto as Exhibit A, and the Chair of the Board of Supervisors is hereby authorized to execute the Amendment (4/5 affirmative vote required).

BE IT FURTHER RESOLVED, that these legal counsel expenses are to be paid by the proposed Project applicant and pursuant to the attached Personal Services Contract, the Planning Department is authorized to accept the deposit from the applicant in an amount equal to the maximum contract price identified in the attached Personal Services Contract. The Auditor-Controller is hereby directed to amend the Planning Department Fiscal Year 2023/2024 budget as follows:

Planning Department 1123-20708-325-2000/458010 \$125,000
Planning Department 1123-20708-325-2000/521520 \$125,000