



RESOLUTION No. 19-050

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

RESOLUTION AUTHORIZING EXECUTION OF THE THIRD AMENDMENT TO THE WARRANTY, SUPPORT AND LICENSE AGREEMENT WITH HART INTERCIVIC, INC (RES. 07-247, RES. 10-479, RES. & RES. 15-527)

WHEREAS, on June 12, 2007, per Resolution 07-247, the Board of Supervisors authorized the execution of a Master agreement and the Warranty, Support and License Agreement with Hart InterCivic, Inc. pertaining to the Nevada County Clerk-Recorder/Registrar of Voters Voting System; and

WHEREAS, on September 21, 2010, per Resolution 10-479, the Board of Supervisors approved Amendment No. 1 to the Warranty, Support and License Agreement with Hart Intercivic Inc. pertaining to the Nevada County Clerk-Recorder/Registrar of Voters Voting System, to extend the term and the total amount of the Agreement; and

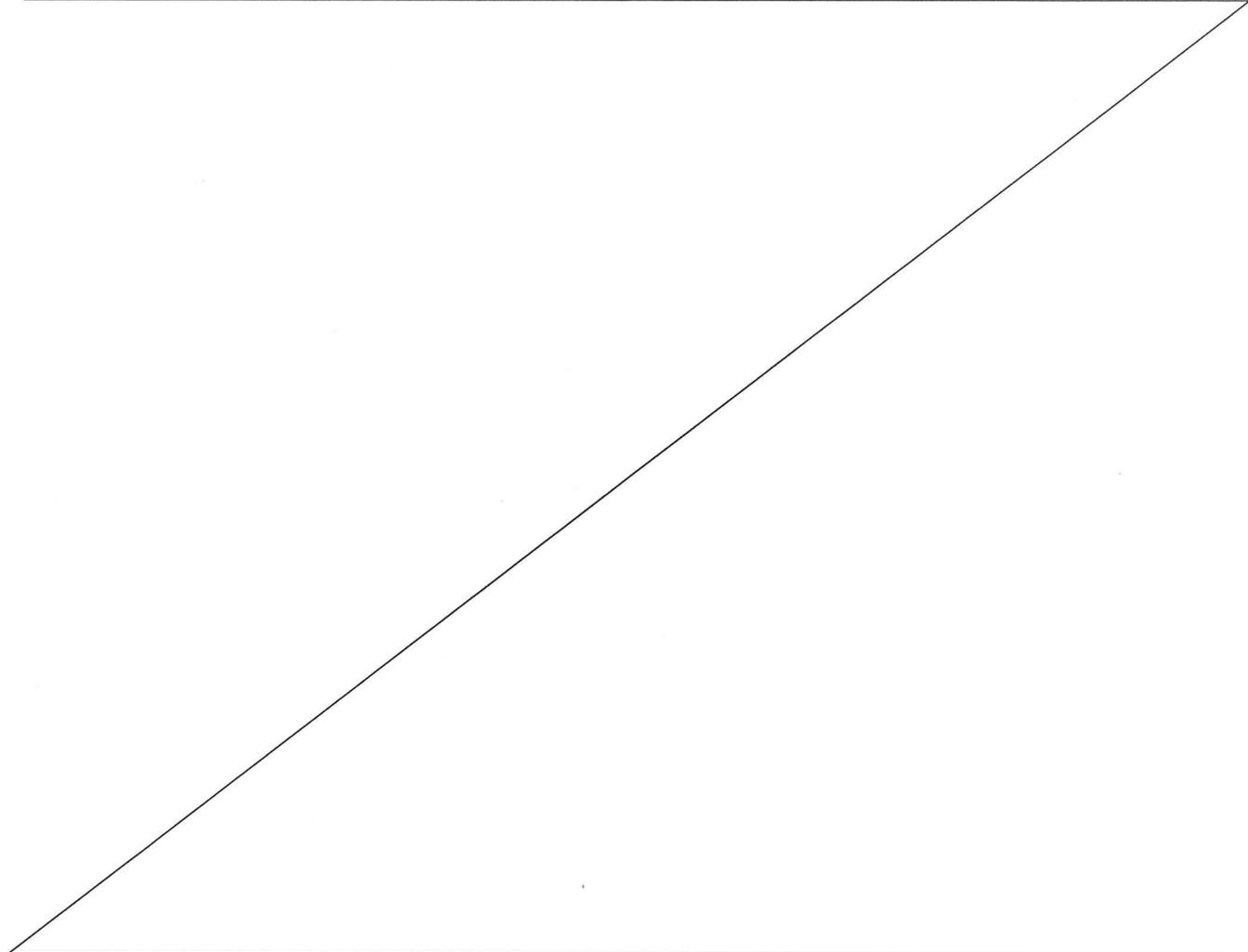
WHEREAS, on December 8, 2015, per Resolution 15-527, the Board of Supervisors approved Amendment No. 2 to the Agreement between the Nevada County Clerk-Recorder/Registrar of Voters and Hart Intercivic to the Warranty, Support and License Agreement with Hart Intercivic Inc., to extend the term and total amount of the Agreement; and

WHEREAS, the Nevada County Clerk-Recorder/Registrar of Voters is transitioning to Hart Intercivic's upgrade to "HART VERITY voting System", thereby necessitating continued Hart Intercivic, Inc. Warranty, Support and License services until the upgrade to the Verity voting system is fully implemented, which will necessitate approval by this Board of new Agreement with Hart Intercivic; and

WHEREAS, the Parties desire to execute and amend the third amendment to the warranty, support and license Agreement to extend the third amendment which shall be effective as of December 17, 2018 termination date to June 30, 2019.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of Supervisors, of the County of Nevada, State of California, that the Nevada County Clerk-Recorder/Registrar of Voters be and is hereby authorized to execute, on behalf of the County of Nevada, that certain amendment No. 3 to the Warranty, Support and License Agreement between the County and Hart Intercivic, Inc., as attached hereto in substantially the same form, effective December 17, 2018, extending the term of the Agreement to June 30, 2019, be and is hereby approved, and that the Nevada County Clerk-Recorder/Registrar of Voters be and is hereby authorized to execute the Contract, on behalf of the County of Nevada.

Funding: to be disbursed from: 0101207010711000/521475



PASSED AND ADOPTED by the Board of Supervisors of the County of Nevada at a regular meeting of said Board, held on the 12th day of February, 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

2/12/19 cc: Elections*
AC* (Hold)

2/19/19 cc: Elections*
AC* (Release)
Hart IC, Inc.

**THIRD AMENDMENT TO CONTRACT WITH
HART INTERCIVIC INC.**

THIS THIRD AMENDMENT is effective this 17th day of December, 2018 by and between HART INTERCIVIC INC and COUNTY OF NEVADA. Said Amendment will amend the prior agreement between the parties entitled EXECUTION OF CONTRACT WITH HART INTERCIVIC FOR THE PURCHASE OF THE HART VOTING SYSTEM executed on June 12th 2007 by Resolution No.07-247 [and which Agreement was subsequently amended on September 21st, 2010 and on December 8th 2015 by Resolution Nos.10-479 and 15-527

WHEREAS, the parties desire to amend their agreement to extend the term pertaining to the Warranty, Support, and License Agreement to June 30, 2019, and

NOW, THEREFORE, the parties hereto agree as follows:

1. The contact termination date for Service, Maintenance and License, is hereby extended to June 30th, 2019.
2. The total amount of the Contract shall be increased by \$43,150.25.
3. This third amendment shall be effective as of December 17th, 2018 for the revised 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

By:  _____

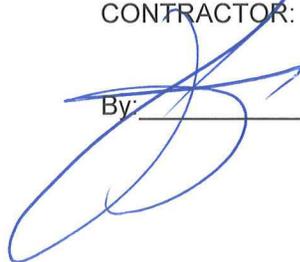
COUNTY OF NEVADA

By:  _____
Honorable Richard Anderson
Chair of the Board of Supervisors

ATTEST:

By:  _____
Julie Patterson Hunter
Clerk of the Board of Supervisors

CONTRACTOR:

By:  _____