



# **RESOLUTION No. 19-462**

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

### **RESOLUTION APPROVING AMENDMENT NO. 3 TO PERSONAL SERVICES CONTRACT #PESM3707 BETWEEN THE COUNTY OF NEVADA AND JARVIS, FAY & GIBSON, LLP TO INCREASE THE CONTRACT AMOUNT BY \$9,161.30, FOR ADDITIONAL LEGAL SERVICES RELATED TO THE CANNABIS EIR AND CANNABIS CULTIVATION ORDINANCE, AND AUTHORIZING THE CHAIR OF THE BOARD OF SUPERVISORS TO EXECUTE THE AMENDMENT**

WHEREAS, on August 9, 2018, the parties entered into an agreement to provide County with legal advice regarding CEQA compliance for the Cascade Shores Leachfield Project, with a Maximum Contract Amount of \$5,000 and a termination date of June 30, 2019; and,

WHEREAS, on December 7, 2018, the contract was amended to add general legal services related to review of the Cannabis Ordinance Environment Impact Report ("EIR") at the direction of the Planning Director and to increase the maximum contract amount from \$5,000 to \$10,000; and,

WHEREAS, effective January 1, 2019, the contract was further amended to increase the maximum contract amount from \$10,000 to \$25,000, and to extend the contract termination date to June 30, 2020, to allow for additional legal services related to the EIR and review of the cannabis cultivation ordinance; and,

WHEREAS, due to the need for additional services related to the EIR and cannabis ordinance, the parties now desire to increase the Maximum Contract Amount by \$9,161.30, for a maximum contract price of \$34,161.30; and,

WHEREAS, the legal work relating to the Cannabis Ordinance Environment Impact Report ("EIR") was completed prior to June 30, 2019.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Nevada, that Amendment No. 3 to Personal Services Contract #PESM 3707 by and between the County of Nevada and Jarvis, Fay & Gibson, LLP, increasing the Maximum Contract Amount by \$9,161.30 and establishing a new Maximum Contract Price of \$34,161.30, for additional legal services related to the Cannabis EIR and Cannabis Cultivation Ordinance, 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 on behalf of the County of Nevada.

PASSED AND ADOPTED by the Board of Supervisors of the County of Nevada at a special meeting of said Board, held on the 13th day of August, 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

8/13/2019 cc: CoCo\*  
AC\* (Hold)

9/13/2019 cc: CoCo\*  
AC\* (Release)  
JF&G LLP

**AMENDMENT NO. 3 TO PERSONAL SERVICES CONTRACT  
WITH JARVIS, FAY & GIBSON, LLP**

THIS AMENDMENT No. 3 is made and is effective as of April 1, 2019, by and between Jarvis, Fay & Gibson, LLP ("Contractor"), and the County of Nevada ("County"). This Amendment No. 3 amends the Personal Services Contract between the parties for legal services, effective as of August 9, 2018 ("Contract").

WHEREAS, the parties entered into an agreement to provide County with legal advice regarding CEQA compliance for the Cascade Shores Leachfield Project, with a Maximum Contract Amount of \$5,000 and a termination date of June 30, 2019; and,

WHEREAS, on December 7, 2018, the contract was amended to add general legal services related to review of the Cannabis Ordinance Environment Impact Report ("EIR") at the direction of the Planning Director, and written comment on the findings, analysis and conclusions, and increasing the maximum contract amount from \$5,000 to \$10,000; and,

WHEREAS, effective January 1, 2019, the contract was amended to increase the maximum contract amount from \$10,000 to \$25,000; and,

WHEREAS, the County desires that Contractor provide it with additional legal services related to the County's Cannabis Ordinance and the related Environment Impact Report ("EIR"), and Contractor is ready, willing and able to provide such services; and,

WHEREAS, the parties now desire to increase the Maximum Contract Amount by \$9,161.30, for a maximum contract price of \$34,161.30.


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

1. Section 2, Maximum Contract Amount, is hereby increased from \$25,000 to \$34,161.30.
2. In all other respects, the prior agreement of the parties shall remain in full force and effect except as amended herein.


JARVIS, FAY & GIBSON, LLP

COUNTY OF NEVADA

By:   
Rick W. Jarvis  
Partner

By:   
Hon. Richard Anderson  
Chair, Board of Supervisors

Approved as to Form:

By:   
Alison A. Barratt-Green  
County Counsel