



**County of Nevada**  
**Department of Human Resources**

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**NEVADA COUNTY BOARD OF SUPERVISORS**  
**Board Agenda Memo**

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**MEETING DATE:** October 13, 2020

**TO:** Board of Supervisors

**FROM:** Human Resources

**SUBJECT:** Resolution Approving Amendment No. 2 to Personal Services Contract between the County of Nevada and Liebert Cassidy Whitmore, Increasing the Contract by \$125,000 for a Maximum Contract Price of \$175,000 and Authorizing the Chair of the Board to Execute the Amendment, and Directing the Auditor-Controller to Amend the Fiscal Year 20/21 Human Resources Budget (4/5 Affirmative Vote Required)

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**RECOMMENDATION:** Adopt the attached Resolution.

**FUNDING:** Legal services for confidential employee matters provided under this Agreement are billed back to the respective Departments. The cost of a portion of this Agreement will be paid from the individual Departments' Fiscal Year 2020/21 budgets, as well as the Human Resources budget as outlined below. This Amendment increases the maximum contract price to \$175,000. A budget amendment is required.

**BACKGROUND:** Liebert Cassidy Whitmore specializes in public entity legal employment services. Nevada County Human Resources contracts annually with Liebert Cassidy Whitmore ("LCW") for employee education through their Consortium, as well as legal representation pertaining to negotiating with the various bargaining units for employee salaries and benefits and providing general legal advice on specific employment matters. Additionally, there is an occasional need to enlist their services for representation in various employment related matters.

We have recently had several unanticipated confidential employment matters requiring the legal services of LCW. In order to continue receiving their legal services regarding these confidential matters, as well as other miscellaneous legal issues, an increase in the maximum price of this Agreement is required.

The Agreement, as first amended, currently has a maximum contract price of \$50,000 with a termination date of June 30, 2021. The proposed Amendment increases the maximum contract price by \$125,000 to \$175,000, thereby requiring approval by the Board of Supervisors, with distribution as follows:

**Current:**

General negotiations and legal advice: 0101-10401-641-1000 64100000 521520 \$18,750  
Consortium: 0101-10401-641-2000 64100000 521520 \$3,975  
Billable legal services: 0101-10401-641-2000 64100000 521520 \$27,275

**Amended:**

General negotiations and legal advice: 0101-10401-641-1000 64100000 521520 \$43,750  
Consortium: 0101-10401-641-2000 64100000 521520 \$3,975  
Billable legal services: 0101-10401-641-2000 64100000 521520 \$127,275

Liebert Cassidy Whitmore is well qualified to represent the County in these matters and has done a very good job handling these matters thus far. I recommend that the Board approve the proposed Amendment as submitted.

**Item Initiated by:** Nancy Haffey

**Approved by:** Steven Rose

**Submittal Date:** September 15, 2020

**Revision Date:**