



**BOARD OF SUPERVISORS AGENDA ITEM REPORT**  
**CONTRACTS / AWARDS / GRANTS**

Award  Contract  Grant

Requested Board Meeting Date: 10/5/21

\* = *Mandatory, information must be provided*

or Procurement Director Award

**\*Contractor/Vendor Name/Grantor (DBA):**

Audilett Law, P.C.

**\*Project Title/Description:**

Legal Services re Rivers v. Pima County Adult Detention, et al.

**\*Purpose:**

Contractor will continue to represent Defendants in *Rivers v. Pima County Adult Detention, et al.*, 4:13-cv-00108-FRZ.

**\*Procurement Method:**

Legal services for pending or anticipated litigation are exempt under Procurement Code 11.04.020(c).

**\*Program Goals/Predicted Outcomes:**

Contractor will continue to represent Rascon in *Rivers v. Pima County Adult Detention, et al.*, 4:13-cv-00108-FRZ. In addition, this amendment adds defendants Sheriff Chris Nanos, Torrence Brewer, Sr., Jesse Diaz, Christopher Estrada, and Patrick Rodriguez to the contractor's representation.

**\*Public Benefit:**

No or reduced payout from the Risk Management Tort Fund or General Fund.

**\*Metrics Available to Measure Performance:**

Contractor will invoice County on a monthly basis unless a different billing period is set forth. County must receive invoices no more than 30 days after the end of the billing period in which Contractor delivered the invoiced products or services to County.

**\*Retroactive:**

No.

TD: COB 9-22-21<sup>(1)</sup>

Vers.: 16

pgs.: 2

**Contract / Award Information**

Document Type: \_\_\_\_\_ Department Code: \_\_\_\_\_ Contract Number (i.e., 15-123): \_\_\_\_\_  
Commencement Date: \_\_\_\_\_ Termination Date: \_\_\_\_\_ Prior Contract Number (Synergen/CMS): \_\_\_\_\_  
 **Expense Amount:** \$\* \_\_\_\_\_  Revenue Amount: \$ \_\_\_\_\_

**\*Funding Source(s) required:**

Funding from General Fund?  Yes  No If Yes \$ \_\_\_\_\_ % \_\_\_\_\_

Contract is fully or partially funded with Federal Funds?  Yes  No

If Yes, is the Contract to a vendor or subrecipient?

Were insurance or indemnity clauses modified?  Yes  No

If Yes, attach Risk's approval.

Vendor is using a Social Security Number?  Yes  No

If Yes, attach the required form per Administrative Procedure 22-10.

**Amendment / Revised Award Information**

Document Type: CT Department Code: FN Contract Number (i.e., 15-123): 17\*158

Amendment No.: 6 AMS Version No.: 1716 8c

Commencement Date: 10/27/2021 New Termination Date: 10/26/2022

Prior Contract No. (Synergen/CMS): \_\_\_\_\_

Expense or  Revenue  Increase  Decrease Amount This Amendment: \$ \_\_\_\_\_

Is there revenue included?  Yes  No If Yes \$ \_\_\_\_\_

\*Funding Source(s) required: Risk Management Tort Fund

Funding from General Fund?  Yes  No If Yes \$ \_\_\_\_\_ % \_\_\_\_\_

**Grant/Amendment Information (for grants acceptance and awards)**  Award  Amendment

Document Type: \_\_\_\_\_ Department Code: \_\_\_\_\_ Grant Number (i.e., 15-123): \_\_\_\_\_

Commencement Date: \_\_\_\_\_ Termination Date: \_\_\_\_\_ Amendment Number: \_\_\_\_\_

Match Amount: \$ \_\_\_\_\_  Revenue Amount: \$ \_\_\_\_\_

**\*All Funding Source(s) required:**

\*Match funding from General Fund?  Yes  No If Yes \$ \_\_\_\_\_ % \_\_\_\_\_

\*Match funding from other sources?  Yes  No If Yes \$ \_\_\_\_\_ % \_\_\_\_\_

\*Funding Source: \_\_\_\_\_

\*If Federal funds are received, is funding coming directly from the Federal government or passed through other organization(s)? \_\_\_\_\_

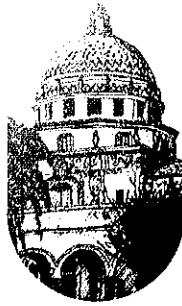
Contact: Deimos Thorne

Department: PCAO Civil - BTU Telephone: (520) 724-8274

Department Director Signature/Date: Deimos Thorne 09/15/2021

Deputy County Administrator Signature/Date: \_\_\_\_\_

County Administrator Signature/Date: \_\_\_\_\_  
(Required for Board Agenda/Addendum Items) C. R. Dietz, County Admin 9/16/21



## MEMORANDUM

To: C. H. Huckelberry, Pima County Administrator  
From: Chris Straub, Civil Deputy County Attorney *Chris*  
Date: September 16, 2021  
Subject: Request for Approval of One-Year Extension on CT-FN-17\*158

The Civil Division of the Pima County Attorney's Office respectfully requests that you approve the requested contract extension for the provision of legal services from Audilett Law, PC.

Audilett Law, PC will continue to provide as-needed legal advice to, and legal representation on behalf of, Rene Rascon, former Corrections Officer, as well as Sheriff Chris Nanos, Torrence Brewer, Sr., Jesse Diaz, Christopher Estrada, and Patrick Rodriguez in connection with United States District Court Case number: CV-13-00108-FRZ, Rivers v. Pima County Adult Detention, et al.

The extension with Audilett Law, PC begins 10/27/2021 and will continue until 10/26/2022.

If the above meets your approval, please sign below:

I hereby approve the contract extension for professional services of Audilett Law, PC.

*C. Huckelberry*  
C. H. Huckelberry, Pima County Administrator

9/16/21

Date

**Pima County Attorney's Office**

**Project: Legal Services re Rivers v. Pima**

**Contractor: Audilett Law, P.C.**  
335 N. Wilmot, Suite 500  
Tucson AZ 85711

**Contract No.: CT-FN-17\*158-05**

**Contract Amendment No.: 06**

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<b>Orig. Contract Term:</b> 10/27/16 to 10/26/17	<b>Orig. Amount:</b> \$ 25,000.00
<b>Termination Date Prior Amendment:</b> 10/26/21	<b>Prior Amendments Amount:</b> \$ 50,000.00
<b>Termination Date This Amendment:</b> 10/26/22	<b>This Amendment Amount:</b> \$ 0.00
	<b>Revised Total Amount:</b> \$ 75,000.00

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**CONTRACT AMENDMENT #6**

The parties agree to amend the above-referenced contract as follows:

**1. Background and Purpose.**

**1.1. Background.** On October 27, 2016, County and Contractor entered into the above referenced agreement to provide legal representation of Rene Rascon, former Corrections Officer, in connection with United States District Court Case number: 4:13-cv-00108-FRZ, Rivers v. Pima County Adult Detention, et al.

**1.2. Purpose.** County requires additional services effective October 27, 2021.

**2. Term.** The County is renewing the contract for one additional year commencing on October 27, 2021 and terminating on October 26, 2022. If the commencement date is before the Effective Date of this amendment, the parties will, for all purposes, deem the amendment to have been in effect as of the commencement date.

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**Contract No.: CT-FN-17\*158**

All other provisions of the Contract not specifically changed by this Amendment remain in effect and are binding upon the parties.

**PIMA COUNTY**

Chair, Board of Supervisors

Date

**CONTRACTOR**

Daryl Audilett  
Authorized Officer Signature

Daryl Audilett, President

Printed Name and Title

9/16/21 Audilett Law PC  
Date

**ATTEST**

Clerk of the Board

Date

**APPROVED AS TO FORM**

Victoria Buchinger  
Deputy County Attorney

Victoria Buchinger  
Print DCA Name

September 16, 2021  
Date

**APPROVED AS TO CONTENT**

Christopher Straub  
Deputy County Attorney

Christopher Straub  
Print DCA Name

09/15/2021  
Date