



# MEMORANDUM

Pima County Attorney's Office  
Civil Division  
32 North Stone Ave, Suite 2100  
Phone 520.740.5750 Fax 520.620.6556

REC'D OF 15/02/26 P.C. CLK OF RD

To: Charles H. Huckelberry  
Pima County Administrator

From: Thomas Weaver, Chief Civil Deputy County Attorney *TW*  
Pima County Attorney's Office, Civil Division

Date: January 29, 2015

Subject: Contract Amendment for Montgomery & Associates, Inc. to be considered at the Board of Supervisors meeting of February 10, 2015

The Civil Division of the Pima County Attorney's Office respectfully request that the Montgomery & Associates, Inc. contract amendment be considered at the noted Board of Supervisors meeting.

**Contractor:** Montgomery & Associates, Inc.

**AMS Contract No.:** CT-FN-14\*402

**Term:** March 24, 2014 to March 24, 2015

**Funding Source:** Risk Management Environmental Liability Fund

**Project:** To provide expert consultation and potential litigation support pertaining to the Shannon Road/El Camino Cerro WQARF Site.

**Reason for new Amendment:** To extend the Contract term for a period of one year and to increase the contract amount to allow payment for continued provision of legal services during the extended term of the Contract.

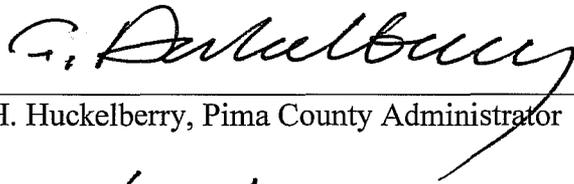
**Costs History:** The Original contract was not to exceed \$45,000.00. Amendment 01 increased the not to exceed amount another \$25,000.00. This amendment (No. 2) will add on an additional \$50,000.00 to allow for continued payment and the new not to exceed amount will be \$120,000.00.

**Background Information:** Montgomery & Associates, Inc. is a hydrogeologic and water-resources consulting firm and has been providing professional services to Pima County for the Shannon Road/El Camino Del Cerro Water Quality Assurance Revolving Fund (WQARF) Site. Montgomery prepared a critical technical review of the State of Arizona's Remedial Investigation (RI) report of the Site and that review was submitted with Pima County's comments on the RI. The State continues to discount all other potential sources for environmental damages at the Site and anticipates publishing a Feasibility Study of cleaning up the site.

**Public Benefit:** The County believes the technical bases for the State's conclusions are inadequate. Montgomery's work will continue to support the County's defense against the State for liability for the environmental damages at the Site.

**Metrics available to Measure Performance:** Pima County Attorney's continue to work closely with key personnel from Montgomery & Associates, Inc. and legal services are rendered in cooperation with Pima County. Monthly invoices for legal services submitted by Montgomery & Associates, Inc. are reviewed and approved and processed for payment.

Your approval for this contract with Montgomery & Associates Inc. for legal services is recommended:



C. H. Huckelberry, Pima County Administrator

1/29/15

Date