



BOARD OF SUPERVISORS AGENDA ITEM REPORT
CONTRACTS / AWARDS / GRANTS

Award Contract Grant

Requested Board Meeting Date: August 6, 2019

* = Mandatory, information must be provided

or Procurement Director Award

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

Audilett Law, P.C.

***Project Title/Description:**

Legal Services re Cutler v. Pima County, 18-CV-00383

***Purpose:**

Contractor will continue to provide legal representation and advice to Pima County and Deputy Keith Barnes in the matter of Cutler v. Pima County, et al., United States District Court case no. 18-CV-00383.

***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 provide legal representation and advice to Pima County and Deputy Keith Barnes in the matter of Cutler v. Pima County, et al., United States District Court case no. 18-CV-00383.

***Public Benefit:**

Contractor will continue to provide legal representation and advice to Pima County and Deputy Keith Barnes in the matter of Cutler v. Pima County, et al., United States District Court case no. 18-CV-00383.

***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.

To: COB - 7-22-19
Rec. - 7
Ogs - 2
(1)

Contract / Award Information

Document Type: _____ Department Code: _____ Contract Number (i.e., 15-123): _____

Effective 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***Is the Contract to a vendor or subrecipient? No.**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 22-73.

Amendment / Revised Award Information

Document Type: CT Department Code: FN Contract Number (i.e., 15-123): 19*291

Amendment No.: 1 AMS Version No.: 874L

Effective Date: 12/10/2010 8-6-2019 HL New Termination Date: _____

Prior Contract No. (Synergen/CMS): _____

 Expense or Revenue Increase Decrease Amount This Amendment: \$ 50,000.00Is there revenue included? Yes No If Yes \$ _____***Funding Source(s) required:** Risk Management Tort FundFunding 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): _____

Effective 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: Marilee Weston

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

Department Director Signature/Date: Marilee Weston 7/12/19

Deputy County Administrator Signature/Date:

County Administrator Signature/Date: C. Dachelsky 7/12/19
(Required for Board Agenda/Addendum Items)

Pima County Attorney's Office

Project: Legal Services re Cutler v. Pima County

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

Contract No.: CT-FN-19*291

Contract Amendment No.: 1

Orig. Contract Term: 12/10/18 to 12/9/19
Termination Date Prior Amendment: n/a
Termination Date This Amendment: 12/9/19

Orig. Amount:	\$ 50,000.00
Prior Amendments Amount:	\$ 0.00
This Amendment Amount:	\$ 50,000.00
Revised Total Amount:	\$100,000.00

CONTRACT AMENDMENT #1

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

1. Background and Purpose.

- 1.1 Background. On December 10, 2018, County and Contractor entered into the above referenced agreement to provide legal representation and advice to Pima County and Deputy Keith Barnes in the matter of *Cutler v. Pima County, et al.*, United States District Court case no. 18-CV-00383.
- 1.2 Purpose. The litigation is ongoing, and additional funds are required to continue the legal representation and advice.

2. Maximum Payment Amount. The maximum amount the County will spend under this Contract, as set forth in Section 5.2 is increased by \$50,000.00. County's total payments to Contractor under this Contract, including any sales taxes, will not exceed \$100,000.00.

The effective date of this Amendment is August 6, 2019.

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

PIMA COUNTY

Chairman, Board of Supervisors

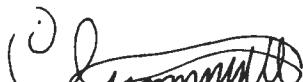
Date

ATTEST

Clerk of the Board

Date

APPROVED AS TO FORM



Christopher Straub, Deputy County Attorney

7-2-2019

Date

CONTRACTOR


Authorized Officer Signature

Daryl Audlett President
Printed Name and Title

7/8/2019
Date

APPROVED AS TO CONTENT



Andrew Flagg, Chief Civil Deputy Attorney

7/2/2019

Date