



Contract number: CT-FN-13* 496-03
Effective Date: 8-6-13
Term Date: 11-21-16
Cost: 400,000.-
Revenue: _____
Total: _____ NTE: _____
Renewal By: Action 8-1-16
Term: 11-21-16
Reviewed by: JLE

BOARD OF SUPERVISORS AGENDA ITEM SUMMARY

Requested Board Meeting Date: August 6, 2013

ITEM SUMMARY, JUSTIFICATION &/or SPECIAL CONSIDERATIONS:

The Pima County Attorney's Office, Civil Division is submitting this amended contract for approval to the Board of Supervisors due to a needed increase in contract funding.

The law firm of Gabroy, Rollman & Bosse, P.C., has been providing legal services in the form of legal advice and representation to Pima County, the Pima County Sheriff, and various sheriff's deputies (collectively "Defendants") in connection with Arizona Superior Court Case No. C2011-7686, Guereña v. Pima County et al. and any related litigation.

Amendment 03 increases the contract funding amount by \$400,000.00 to a total not-to-exceed amount of \$650,000.00 to cover the cost of immediate and continuing legal advice and representation.

CONTRACT NUMBER (If applicable): CT-FN-13* 0496

STAFF RECOMMENDATION(S):

Pima County Attorney's Office, Civil Division recommends the approval of this contract amendment with Gabroy, Rollman & Bosse, P.C.

CORPORATE HEADQUARTERS: Gabroy, Rollman & Bosse, P.C.
3507 N. Campbell Avenue, Suite 111
Tucson, Arizona 85719-2000

To: CHH - 8-1-13
CoB - 8-1-13
Agenda - 8-6-13
Addendum
(1)

Procure Dept 08/01/13 PM0253

CLERK OF BOARD USE ONLY: BOS MTG. _____

ITEM NO. _____

PIMA COUNTY COST: \$400,000.00 **and/or REVENUE TO PIMA COUNTY:** \$ None

FUNDING SOURCE(S): Risk Management Tort Fund
(i.e. General Fund, State Grant Fund, Federal Fund, Stadium D. Fund, etc.)

Advertised Public Hearing:

☐

YES

☒

NO

Board of Supervisors District:

1 ☐

2 ☐

3 ☐

4 ☐

5 ☐

All ☒

IMPACT:

IF APPROVED: Outside Counsel Legal services and representation will be provided to the County. These services are critical in support of the County's litigation efforts in the Arizona Superior Court Case No. C2011-7686, Guerena v. Pima County et al.

IF DENIED: Outside Counsel legal services and representation would not be provided to the County. This would place the County at risk of substantial damages in the Arizona Superior Court Case No. C2011-7686, Guerena v. Pima County et al.

DEPARTMENT NAME: Pima County Attorney's Office, Civil Division

CONTACT PERSON: Stacey Bowman - Paralegal **TELEPHONE NO.:** 740-5227

PIMA COUNTY ATTORNEY'S OFFICE PROJECT: Guerena v. Pima County et al. C2011-7686 CONTRACTOR: Gabroy, Rollman & Bosse, P.C. CONTRACT NO.: CT-FN-13*0496 CONTRACT AMENDMENT NO.: Three (03)	<table border="1"> <tr> <td data-bbox="843 183 1417 255" style="text-align: center;">CONTRACT</td> </tr> <tr> <td data-bbox="843 255 1417 306"> NO CT-FN-13000000000000000000 496 </td> </tr> <tr> <td data-bbox="843 306 1417 357"> AMENDMENT NO. 03 </td> </tr> <tr> <td data-bbox="843 357 1417 472"> This number must appear on all invoices, correspondence and documents pertaining to this contract. </td> </tr> </table>	CONTRACT	NO CT-FN-13000000000000000000 496	AMENDMENT NO. 03	This number must appear on all invoices, correspondence and documents pertaining to this contract.
CONTRACT					
NO CT-FN-13000000000000000000 496					
AMENDMENT NO. 03					
This number must appear on all invoices, correspondence and documents pertaining to this contract.					

ORIG. CONTRACT TERM: 11/21/2012 - 11/21/2016
TERMINATION DATE PRIOR AMENDMENT: N/A
TERMINATION THIS AMENDMENT: 11/21/2016

ORIG. CONTRACT AMOUNT: \$50,000.00
PRIOR AMENDMENTS: \$200,000.00
AMOUNT THIS AMENDMENT: \$400,000.00
REVISED CONTRACT AMOUNT: \$650,000.00

CONTRACT AMENDMENT

WHEREAS, COUNTY and CONTRACTOR entered into a Contract for services as referenced above; and

WHEREAS, CONTRACTOR and COUNTY have agreed to increase the contract amount to allow payment for the continued provision of legal advice and representation during the term of the contract.

NOW, THEREFORE, it is agreed as follows:

CHANGE: ARTICLE III - PAYMENT:

From: "Total payment for this Contract shall not exceed \$250,000.00."

To: "Total payment for this Contract shall not exceed \$650,000.00."

(THE REMAINDER OF THIS PAGE IS INTENTIONALLY LEFT BLANK)

The effective date of this Amendment shall be when signed by the parties.

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

IN WITNESS THEREOF, the parties have affixed their signatures to this Amendment on the dates written below.

APPROVED:

Chair, Board of Supervisors

Date

CONTRACTOR:

Signature

Name and Title (Please Print)

Date

ATTEST

Clerk of Board

Date

APPROVED AS TO CONTENT:

Department Head

Date

APPROVED AS TO FORM:

Deputy County Attorney

Date