



BOARD OF SUPERVISORS AGENDA ITEM REPORT
AWARDS / CONTRACTS / GRANTS

Award Contract Grant

Requested Board Meeting Date: 6/18/2024

* = Mandatory, information must be provided

or Procurement Director Award:

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

Audilett Law, P.C.

***Project Title/Description:**

Legal Representation of the Pima County Sheriff's Department, Sheriff Chris Nanos, Sergeant Mosely, and Deputy Caudillo pertaining to the attempted arrest and shooting of Bradley Lewis.

***Purpose:**

Contractor will continue to successfully represent the Pima County Sheriff's Department, Sheriff Chris Nanos, Sergeant Mosely, and Deputy Caudillo pertaining to the attempted arrest and shooting of Bradley Lewis.

***Procurement Method:**

Legal Services for pending or anticipated litigation are exempt under Procurement code 11.04.020.

***Program Goals/Predicted Outcomes:**

Contractor will represent defendants in this Tort case with the goal of reducing or eliminating the County's liability exposure.

***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.

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vers: 20
pgs: 3

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THE APPLICABLE SECTION(S) BELOW MUST BE COMPLETED

Click or tap the boxes to enter text. If not applicable, indicate "N/A". Make sure to complete mandatory (*) fields

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): 22*061
Amendment No.: 6 AMS Version No.: 20
Commencement Date: 7/13/2024 New Termination Date: 7/12/2025
Prior Contract No. (Synergen/CMS):
Expense Revenue Increase Decrease
Amount This Amendment: \$ 100,000.00

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: Stefanie Gillie

Department: PCAO Civil Division

Telephone: (520) 724-4026

Department Director Signature: Date: 5/22/2024

Deputy County Administrator Signature: Date:

County Administrator Signature: Date: 5/20/24

Pima County Attorney's Office

Project: Legal Representation of the Pima County Sheriff's Department, Sheriff Chris Nanos, Sergeant Mosely, and Deputy Caudillo pertaining to the attempted arrest and shooting of Bradley Lewis

**Contractor: Audlett Law, P.C.
335 N. Wilmot, Suite 500
Tucson, Arizona 85711**

Contract No.: CT-FN-22*061

Contract Amendment No.: 06

Orig. Contract Term: 7/13/2021 – 7/12/2022	Orig. Amount:	\$ 50,000.00
Termination Date Prior Amendment: 7/12/2024	Prior Amendments Amount:	\$300,000.00
Termination Date This Amendment: 7/12/2025	This Amendment Amount:	\$100,000.00
	Revised Total Amount:	\$450,000.00

CONTRACT AMENDMENT # 6

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

1. Background and Purpose.

1.1. **Background.** On July 13, 2021, County and Contractor entered into the above referenced agreement to provide legal representation of the Pima County Sheriff's Department, Sheriff Chris Nanos, Sergeant Mosely, and Deputy Caudillo pertaining to the attempted arrest and shooting of Bradley Lewis.

1.2. **Purpose.** County requires continuing services and requires additional time and funds to perform those services, commencing July 13, 2024.

2. Term. The County is exercising the third extension option to renew the contract for one additional year commencing on July 13, 2024 and terminating on July 12, 2025. 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.

3. Maximum Payment Amount. The maximum amount the County will spend under this Contract, as set forth in Section 5.2, is increased by \$100,000.00. County's total payments to Contractor under this contract, including any sales taxes, will not exceed \$450,000.00.

4. 3.3 In an unexpected circumstance or emergency, Contractor may substitute another suitably trained and skilled attorney from the same law firm to complete a one-time or short-term task.

5. **4.5 Invoices.** The parties have revised Section 4.5 Invoices to include the following language:

The Pima County Attorney's Office (PCAO) reserves the right to review invoices for mathematical errors, duplicative billing, and attorney training time (including time for alternative attorneys to catch up on cases or matters for which they must read and conduct research in order to substitute for the original attorney where the original named attorney is not available). PCAO reserves the right to refuse payment for such items that lack a reasonable explanation. While it may be reasonable to pay for initial familiarization with an individual case, County will not pay such expenses for a second or third time if, for reasons beyond its control, the case is transferred to another attorney within the contracting attorney's law firm.

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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

ATTEST

Clerk of the Board

Date

APPROVED AS TO FORM AND CONTENT



Chief Civil Deputy

5/22/2024
Date

CONTRACTOR



Authorized Officer Signature

Daryl Audilett, President
Printed Name and Title

5/22/2024 Audilett Law PC
Date