



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

Requested Board Meeting Date: 12/13/2016

or Procurement Director Award

**Contractor/Vendor Name (DBA):** Mesch Clark & Rothschild P.C.

**Project Title/Description:**

Legal Service to Pima County and the Department of Transportation

**Purpose:**

Legal advice and representation on behalf of the County and its DOT re 1) Magee Road Improvements; La Canada Dr. to Oracle; 2) La Canada Rd: River Road to Ina Road; and 3) Homer Davis Elementary Transportation Enhancement Project.

**Procurement Method:**

Legal Services are exempt under Board of Supervisors Policies D29.4 and D29.6.

**Program Goals/Predicted Outcomes:**

To continue providing legal support related to potential litigation against the County by contractor Select Development

**Public Benefit:**

Contractor will continue to provide needed legal assistance.

**Metrics Available to Measure Performance:**

Contractor shall submit invoices to the County on a monthly basis or upon completion of a specific task, whichever is sooner. Contractor will provide County with a letter report detailing activities performed as a part of each invoice.

**Retroactive:**

No

REC'D BY MESCH CLARK & ROTHSCHILD  
BCL

To: COB. 12-05-16 - (11)  
Pgs. 2  
Addendum

Procure Dept 12/02/16 PM02:40

**Original 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): \_\_\_\_\_

Cost to Pima County General Fund: \_\_\_\_\_

Contract is fully or partially funded with Federal Funds?  Yes  No  Not Applicable to Grant Awards

Were insurance or indemnity clauses modified?  Yes  No  Not Applicable to Grant Awards

Vendor is using a Social Security Number?  Yes  No  Not Applicable to Grant Awards

If Yes, attach the required form per Administrative Procedure 22-73.

**Amendment Information**

Document Type: CT Department Code: TR Contract Number (i.e.,15-123): 15\*081

Amendment No.: Seven (7) AMS Version No.: 14

Effective Date: 12/13/2016 New Termination Date: 8/12/2018

Expense  Revenue  Increase  Decrease Amount This Amendment: \$ 100,000.00

Funding Source(s): Dept of Transportation - Magee Road, La Canada Rd, River to Ina projects

Cost to Pima County General Fund: 0.00

Contact: Marilee Weston

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

Department Director Signature/Date: TOM WEAVER 11/30/16

Deputy County Administrator Signature/Date: [Signature] 12/1/16

County Administrator Signature/Date: [Signature] 12/1/16  
*(Required for Board Agenda/Addendum Items)*

<b>PIMA COUNTY ATTORNEY</b>  <b>PROJECT:</b> Legal Services  <b>CONTRACTOR:</b> Mesch Clark & Rothschild, P.C.  <b>CONTRACT NO.:</b> CT-TR-15*81  <b>CONTRACT AMENDMENT NO.:</b> Seven (7)	<b>CONTRACT</b>
	<b>NO.</b> <u>CT-TR-15-081</u>
	<b>AMENDMENT NO.</b> <u>07</u>
	This number must appear on all invoices, correspondence and documents pertaining to this contract.

<b>ORIG. CONTRACT TERM:</b> 08/12/2014-08/12/2016	<b>ORIG. CONTRACT AMOUNT:</b> \$50,000.00
<b>TERMINATION DATE PRIOR AMENDMENT:</b> 08/12/2018	<b>PRIOR AMENDMENTS:</b> \$400,000.00
<b>TERMINATION THIS AMENDMENT:</b> 08/12/2018	<b>AMOUNT THIS AMENDMENT:</b> \$100,000.00
	<b>REVISED CONTRACT AMOUNT:</b> \$550,000.00

**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 services during the term of the contract;

NOW, THEREFORE, it is agreed as follows:

**CHANGE:** ARTICLE III – COMPENSATION AND PAYMENT:

From: "Total payment for this Contract shall not exceed \$450,000.00."

To: "Total payment for this Contract shall not exceed \$550,000.00."

The effective date of this Amendment will be December 13, 2016.

(THE REMAINDER OF THIS PAGE IS INTENTIONALLY LEFT BLANK)

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)

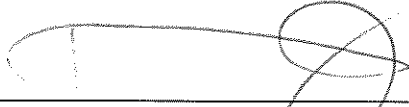
Nov 9, 2016  
\_\_\_\_\_  
Date

**ATTEST**

\_\_\_\_\_  
Clerk of Board

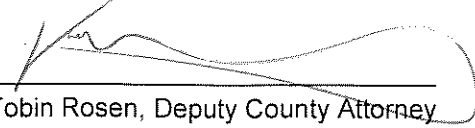
\_\_\_\_\_  
Date

**APPROVED AS TO CONTENT:**

  
\_\_\_\_\_  
Tom Weaver, Chief Civil Deputy County Attorney

11/8/16  
\_\_\_\_\_  
Date

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
Tobin Rosen, Deputy County Attorney

11/8/16  
\_\_\_\_\_  
Date