



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

☐ Award ☒ Contract ☐ Grant

Requested Board Meeting Date: 6/4/19

\* = Mandatory, information must be provided

or Procurement Director Award ☐

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

Mesch, Clark & Rothschild, PC

**\*Project Title/Description:**

Paradigm DKD Group, LLC Litigation.

**\*Purpose:**

Contractor will continue to represent the Pima County Assessor in connection with the matters relating to public records and other documents.

**\*Procurement Method:**

Legal services for pending or anticipated litigation are exempt under Procurement Code 11.04.020(c).

**\*Program Goals/Predicted Outcomes:**

To successfully represent the Pima County Assessor in connection with the matters relating to public records and other documents, including the litigation entitled Paradigm DKD Group, LLC v. Pima County et al.

**\*Public Benefit:**

To successfully represent the Pima County Assessor in connection with the matters relating to public records and other documents, including the litigation entitled Paradigm DKD Group, LLC v. Pima County et al.

**\*Metrics Available to Measure Performance:**

Contractor will 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.

To: CoB- 5.29.19  
Ver. - 11  
Pg. - 2  
Addendum

**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?**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): 14\*531Amendment No.: 4 AMS Version No.: 11Effective Date: June 4, 2019 New Termination Date: December 12, 2019

Prior Contract No. (Synergen/CMS): \_\_\_\_\_

☒ Expense or ☐ Revenue ☒ Increase ☐ Decrease Amount This Amendment: \$ \_\_\_\_\_Is there revenue included? ☐ Yes ☒ No If Yes \$ \_\_\_\_\_**\*Funding Source(s) required:** FN - General Contingency 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 WestonDepartment: PCAO Civil Division - BTUTelephone: (520) 724-8274

Department Director Signature/Date: \_\_\_\_\_

ANDREW FLAGG5/28/2019

Deputy County Administrator Signature/Date: \_\_\_\_\_

County Administrator Signature/Date: \_\_\_\_\_

*(Required for Board Agenda/Addendum Items)*C. R. Schubert 5/28/19

**Pima County Attorney's Office**

**Project: Paradigm Litigation - Assessor**

**Contractor: Mesch Clark & Rothschild, PC**

**Contract No.: CT-FN-14\*531**

**Contract Amendment No.: 4**

<b>Orig. Contract Term:</b> 6/13/2014 to 6/12/2017	<b>Orig. Amount:</b>	\$ 50,000.00
<b>Termination Date Prior Amendment:</b> 6/12/2019	<b>Prior Amendments Amount:</b>	\$100,000.00
<b>Termination Date This Amendment:</b> 12/12/2019	<b>This Amendment Amount:</b>	\$ 0.00
	<b>Revised Total Amount:</b>	\$150,000.00

#### **CONTRACT AMENDMENT #4**

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

**1. Background and Purpose.**

1.1 Background. On June 13, 2014, County and Contractor entered into the above referenced agreement to provide as-needed legal advice and representation of the Pima County Assessor in connection with the matters relating to public records and other documents, including the litigation entitled *Paradigm DKD Group, LLC v. Pima County et al.*, Pima County Superior Court case no. C20141150. The County Attorney's Office was unable to represent Assessor due to a conflict of interest.

1.2 Purpose. Additional time is needed to finish the litigation.

**2. Term.** The Contract terminates on 12/12/19.

The effective date of this Amendment is June 4, 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

5-8-2019  
\_\_\_\_\_  
Date

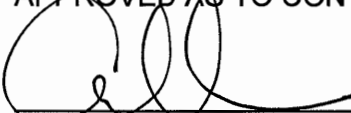
**CONTRACTOR**

  
\_\_\_\_\_  
Authorized Officer Signature

Paul A. Lavery  
\_\_\_\_\_  
Printed Name and Title

5/13/2019  
\_\_\_\_\_  
Date

**APPROVED AS TO CONTENT**

  
\_\_\_\_\_  
Andrew L. Flagg  
Civil Chief Deputy County Attorney

5/9/2019  
\_\_\_\_\_  
Date