



BOARD OF SUPERVISORS AGENDA ITEM REPORT
CONTRACTS / AWARDS / GRANTS

☐ Award ☒ Contract ☐ Grant

Requested Board Meeting Date: 6/9/2020

* = Mandatory, information must be provided

or Procurement Director Award ☐

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

Audilett Law, P.C.

***Project Title/Description:**

Branden Roth Matter

***Purpose:**

Continuing legal services for the evaluation and defense of the tort claim arising from the death of Branden Roth at the Pima County Jail on or about April 19, 2017.

***Procurement Method:**

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

***Program Goals/Predicted Outcomes:**

To successfully defend against the legal action directed at Pima County from this incident.

***Public Benefit:**

To successfully defend against the legal action directed at Pima County from this incident.

***Metrics Available to Measure Performance:**

Contractor will continue to invoice County on a monthly basis.

***Retroactive:**

No.

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Al Henderson

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**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): 17*375Amendment No.: 4 AMS Version No.: 13Effective Date: June 9, 2020 New Termination Date: May 7, 2021

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 WestonDepartment: PCAO Civil Division - BTU Telephone: (520) 724-8274Department Director Signature/Date: Andrew Flagg 5/28/2020

Deputy County Administrator Signature/Date: _____

County Administrator Signature/Date: C. R. [Signature] 5/29/20
(Required for Board Agenda/Addendum Items)

Pima County Attorney's Office

Project: Legal Representation – Branden Roth Matter (Walker v. Napier)

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

Contract No.: CT-FN-17*375

Contract Amendment No.: 4

Orig. Contract Term: 5/8/2017 – 5/8/2018	Orig. Amount:	\$ 50,000.00
Termination Date Prior Amendment: 5/7/2021	Prior Amendments Amount:	\$ 50,000.00
Termination Date This Amendment: 5/7/2021	This Amendment Amount:	\$ 50,000.00
	Revised Total Amount:	\$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 May 8, 2017, County and Contractor entered into the above referenced agreement to provide representation for defendants Pima County, and the Pima County Sheriff, in the lawsuit arising from the death of Brandon Roth at the Pima County Jail on or about April 19, 2017.
- 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 \$150,000.00.

The effective date of this Amendment is June 9, 2020.

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

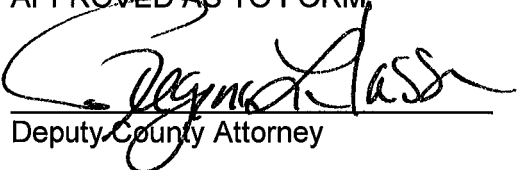
Date

ATTEST

Clerk of the Board

Date

APPROVED AS TO FORM



Deputy County Attorney

REGINA NASSEN

Print DCA Name

5/26/2020
Date

CONTRACTOR




Authorized Officer Signature

Daryl Audilett, President

Printed Name and Title

5/27/2020
Date

APPROVED AS TO CONTENT



Andrew Flagg, Chief Civil Deputy Attorney

5/26/2020
Date