



MARIPOSA COUNTY

Human Resources/Risk Management • (209) 966-3222



RESOLUTION - ACTION REQUESTED 2014-385

MEETING: August 5, 2014

TO: The Board of Supervisors

FROM: Steve Dahlem, County Counsel/Interim HR Director-Risk Manager

RE: Approve First Amendment to Agreement with Gilmore Wood Vinnard & Magness

RECOMMENDATION AND JUSTIFICATION:

Approve a First Amendment to the Professional Service Agreement with Gilmore Wood Vinnard & Magness for investigative services increasing the Agreement by \$15,000 to an amount not-to-exceed \$40,000 and authorize the Board of Supervisors Chair to sign the Agreement.

Dan Rowley was retained to provide investigative services relative to a confidential Human Resources matter and the funds in the current Agreement are in need of replenishing; the not-to-exceed amount in the original Agreement was \$25,000. The County has used Mr. Rowley's skilled investigative services in the past on other matters.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

On February 12, 2013, the Board approved a Professional Service Agreement with this firm to provide investigative services relative to a confidential Human Resources matter.

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

A negative action would result in the current confidential matter continuing without the obligatory investigation as Human Resources does not have the staffing to commit to conducting an investigation of this size.

FINANCIAL IMPACT:

Liability-Set Aside funds will accommodate expenses for services that are provided.

ATTACHMENTS:

Gilmore Wood First Amendment to PSA (PDF)

CAO RECOMMENDATION

Requested Action Recommended


Rick Benson, County Administrator/Office

RESULT: ADOPTED BY CONSENT VOTE [UNANIMOUS]

MOVER: Merlin Jones, District II Supervisor

SECONDER: John Carrier, District V Supervisor

AYES: Stetson, Jones, Bibby, Cann, Carrier

FIRST AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT

THIS FIRST AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT is made and entered into this 5th day of August 2014, by and between the County of Mariposa, a political subdivision of the State of California, hereinafter referred to as "County" and Gilmore Wood Vinnard & Magness, hereinafter referred to as "Contractor."

WHEREAS, the County and Contractor have heretofore entered into a Professional Services Agreement dated February 12, 2013 wherein Contractor agreed to provide investigative services in conjunction with personnel-related matters; and

WHEREAS, County and Contractor desire to amend said Professional Services to change the not to exceed amount of the Agreement.

NOW, THEREFORE, the parties hereto in consideration of the mutual covenants herein recited, hereby agree as follows:

1. Amend the not to exceed amount in paragraph 4.01 to Forty Thousand Dollars (\$40,000).
2. Except as herein amended, the Agreement dated February 12, 2013, shall remain in full force and effect.

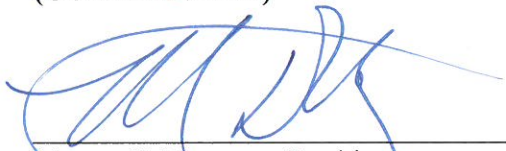
IN WITNESS WHEREOF, the parties cause this Amendment to be executed on the date first above written

**COUNTY OF MARIPOSA
(COUNTY)**

**GILMORE WOOD VINNARD & MAGNESS
(CONTRACTOR)**




 Kevin Cann, Chair
 Mariposa County Board of Supervisors



 Marcus D. Magness, President
 Taxpayer Identification: On file

ATTEST:

APPROVED AS TO FORM:



 René LaRoche, Clerk of the Board



 Steven W. Dahlem, County Counsel