



County of Monterey

Board of Supervisors
Chambers
168 W. Alisal St., 1st Floor
Salinas, CA 93901

Board Report

File #: A 18-097, **Version:** 1

Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) to execute Amendment No. 5 to the Agreement No. (A-12242/MYA503) with Nixon Peabody LLP for Legal Services at NMC, extending the Agreement an additional three (3) year period (July 1, 2018 through June 30, 2021) for a revised term of October 10, 2011 to June 30, 2021 and at no additional cost, for a revised total Agreement amount not to exceed \$300,000.

RECOMMENDATION:

It is recommended the Board of Supervisors:

Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) to execute Amendment No. 5 to the Agreement No. (A-12242/MYA503) with Nixon Peabody LLP for Legal Services at NMC, extending the Agreement an additional three (3) year period (July 1, 2018 through June 30, 2021) for a revised term of October 10, 2011 to June 30, 2021 and at no additional cost, for a total Agreement amount not to exceed \$300,000.

SUMMARY/DISCUSSION:

Nixon Peabody LLP is a Global 100 law firm that has represented the County with respect to matters of public finance and governance of public hospitals, including the County's consideration of a hospital authority. In light of continued need for Nixon's advice and consultation on finance and governance. NMC seeks Board approval of a no-cost three-year extension that does not increase the maximum contract liability of \$300,000.

OTHER AGENCY INVOLVEMENT:

County Counsel has reviewed and approved this Amendment No. 5 as to legal form and the Auditor-Controller has reviewed and approved this Amendment No. 5 as to payment provisions. The Amendment No. 5 has also been reviewed and approved by Natividad Medical Center's Finance Committee April 2, 2018 and Board of Trustees April 6, 2018

FINANCING:

There are no additional dollars added for this Amendment No. 5. of which the remaining funds from previous years will rollover into Fiscal Year 18-2019 Adopted Budget. Amounts for remaining years of the Agreement will be included in those budgets as appropriate.

Prepared by: Daniel Leon, Chief Financial Officer, 783-2561

Approved by: Gary Gray, DO, Interim Chief Executive Officer, 783-2553

Attachments:

Nixon Peabody LLP Original Agreement

Nixon Peabody LLP Amendment No. 1

Nixon Peabody LLP Renewal and Amendment No. 2

Nixon Peabody LLP Amendment No. 3

Nixon Peabody LLP Amendment No. 4

Nixon Peabody LLP Amendment No. 5

Attachments on file with the Clerk to the Board's Office