

RESOLUTION NO. 3638-2013

RESOLUTION OF THE FORT BRAGG CITY COUNCIL AUTHORIZING CITY MANAGER TO EXECUTE FIRST AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH MENDOCINO COAST HUMANE SOCIETY FOR PROVISION OF ANIMAL CARE AND SHELTER SERVICES AND DOG LICENSING PROGRAM EXTENDING ITS TERM TO AUGUST 31, 2013

WHEREAS, on November 8, 2010, the City of Fort Bragg and the Mendocino Coast Humane Society ("Parties") entered into a Professional Services Agreement ("Agreement") for the provision of animal care and shelter services and a dog licensing program; and

WHEREAS, the term of the Agreement commenced on December 1, 2010 and expired on June 30, 2013; and

WHEREAS, the Parties wish to amend the Agreement to extend its term to August 31, 2013 by which time a new Agreement is expected to be in place; and

WHEREAS, the First Amendment to the Agreement is attached as "Exhibit A" and incorporated herein by reference; and

WHEREAS, the Agreement is a project for purposes of the California Environmental Quality Act ("CEQA") but is categorically exempt pursuant to Title 14 of the California Code of Regulations, Section 15323 as the Agreement allows for the provision of animal care and shelter services and a dog licensing program and the Agreement would not result in a foreseeable change to the Mendocino Coast Humane Society's shelter operations; and

WHEREAS, the FY 2013/14 Budget adopted by the Council on June 24, 2013 provides sufficient for the extension of this Agreement.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Fort Bragg does hereby authorize the City Manager to execute the First Amendment to the Professional Services Agreement with Mendocino Coast Humane Society for Provision of Animal Care and Shelter Services and Dog Licensing Program Extending it Term to August 31, 2013.

The above and foregoing Resolution was introduced by Councilmember Courtney, seconded by Councilmember Deitz, and passed and adopted at a regular meeting of the City Council of the City of Fort Bragg held on the 8th day of July, 2013, by the following vote:

AYES: Councilmembers Courtney, Deitz, Hammerstrom, Kraut, and Mayor Turner.

NOES: None.

ABSENT: None.

ABSTAIN: None.

A handwritten signature in black ink, consisting of a large, stylized loop followed by several horizontal strokes, positioned above a solid horizontal line.

DAVE TURNER,
Mayor

ATTEST:

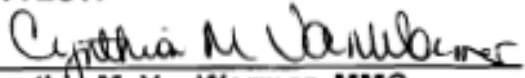

Cynthia M. VanWormer, MMC
City Clerk

EXHIBIT "A"

**FIRST AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH
MENDOCINO COAST HUMANE SOCIETY FOR ANIMAL CARE & SHELTER SERVICES
AND DOG LICENSING PROGRAM**

THIS FIRST AMENDMENT is made and entered into this ___ day of July, 2013, by and between the City of Fort Bragg, hereinafter referred to as "City," and the Mendocino Coast Humane Society, hereinafter referred to as "Contractor."

City and Contractor hereby agree that the Professional Services Agreement by and between the City of Fort Bragg and the Mendocino Coast Humane Society ("Agreement") dated November 8, 2010 is hereby amended as follows:

1. TERM.

The term of the Agreement, as established in Section 2 of the Agreement is hereby amended and will expire on August 31, 2013.

2. Except as expressly amended herein, the Agreement between the City and Contractor dated November 8, 2010 is hereby reaffirmed.

IN WITNESS WHEREOF, the parties have executed this Amendment on the day and year first written above.

CITY OF FORT BRAGG:

MENDOCINO COAST HUMANE SOCIETY:

By: _____
Linda Ruffing, City Manager

By: _____
Jerold Karabensh, President

ATTEST:

By: _____
Cynthia M. VanWormer, CMC
City Clerk

APPROVED AS TO FORM:
