

**RESOLUTION NO. .**

**BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA**

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**RESOLUTION AUTHORIZING AMENDMENTS TO THE AGREEMENTS WITH: A) PENINSULA HUMANE SOCIETY & SPCA TO CONTINUE TO PROVIDING ANIMAL CONTROL AND SHELTER SERVICES FOR SAN MATEO COUNTY, EXTENDING THE TERM BY ONE YEAR THROUGH JUNE 30, 2021, AND INCREASING THE AMOUNT BY \$6,625,381 IN AN AMOUNT NOT TO EXCEED \$38,056,663; AND B) THE 20 CITIES OF THE COUNTY TO CONTINUE THE FACILITATION AND COORDINATION OF ANIMAL CONTROL AND LICENSING SERVICES, EXTENDING THE TERM BY ONE YEAR THROUGH JUNE 30, 2021**

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**RESOLVED**, by the Board of Supervisors of the County of San Mateo, State of California, that

**WHEREAS**, Ordinance Code Section 2.83.170 authorizes the Board of Supervisors to waive the Request for Proposals process in any situation where the Board of Supervisors determines that the best interest of the County could be served without the necessity of proposals; and

**WHEREAS**, the Board has been asked to waive the Request for Proposals process in order to contract with Peninsula Humane Society & SPCA (PHS) for the purpose of continuation of providing animal care and control and shelter services; and

**WHEREAS**, the Board has determined that it is in the best interest of the County to waive the Request for Proposals process as set forth in the memorandum to this Board from the Health Director; and

**WHEREAS**, the 20 Cities in the County of San Mateo (collectively hereinafter, "Cities") and County have entered into a written agreement for animal care and control, shelter services, and animal licensing, in which the County agrees to facilitate

and coordinate such services on a countywide basis on behalf of the County and Cities and the Cities agree to reimburse the County for such costs; and

**WHEREAS**, such agreements are authorized and provided for by Section 51300, et seq. of the California Government Code and under the County and Cities respective police powers; and

**WHEREAS**, pursuant to state law including, but not limited to Food and Agricultural Code Section 31106, Corporations Code Sections 14501 and 14503, and Government Code Section 31000, County may contract for the furnishing of such services; and

**WHEREAS**, it is necessary and desirable that a contractor be retained for the purpose of providing animal care and control and shelter services, as required under local and state law and in the interest of the public safety and welfare, for the entire unincorporated territory of the County of San Mateo and all cities of the County of San Mateo which have contracted with the County for such; and

**WHEREAS**, in June 2015, the Board approved an agreement with PHS for animal shelter and field services, in an amount not to exceed \$31,431,282 for a term from July 1, 2015 through June 30, 2020, in which PHS agrees to perform and County agrees to compensate PHS for performance of certain specified animal care and control and shelter services; and

**WHEREAS**, PHS is a private, nonprofit corporation organized under the California Nonprofit Public Benefit Corporation law for charitable purposes, including for the prevention of cruelty to animals; and

**WHEREAS**, the County and other parties wish to amend the agreements 1) with PHS to continue to provide animal control and shelter services for San Mateo

County, extending the term through June 30, 2021, and increasing the amount by \$6,625,381 to an amount not to exceed \$38,056,663; and 2) with the twenty Cities of the County for the continuation of the facilitation and coordination of sheltering service and extend the term to June 30, 2021; and

**WHEREAS**, the Board has been presented with the amendments and has examined and approved them as to both form and content and desires to enter into the amendments.

**NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED** that the County requirement for the Request for Proposals process for the PHS amendment is hereby waived.

**BE IT FURTHER RESOLVED**, that the President of the Board of Supervisors be and is hereby authorized and directed to execute said amendments for and on behalf of the County of San Mateo, and the Clerk of the Board shall attest the President's signature thereto.

**BE IT FURTHER RESOLVED**, that the Chief of San Mateo Health or her designee is authorized to execute contracts amendments which modify the county's maximum fiscal obligation by no more than \$25,000 (in aggregate) and/or modify the contract term and/or services so long as the modified term or services is/are within the current or revised fiscal provisions.

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