

RESOLUTION NO. .

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

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**RESOLUTION AUTHORIZING THE CHIEF OF SAN MATEO COUNTY HEALTH
OR DESIGNEE TO:**

- A) EXECUTE AN AMENDMENT TO THE AGREEMENT WITH THE TWENTY CITIES OF THE COUNTY FOR THE FACILITATION AND COORDINATION OF ANIMAL CARE AND CONTROL SERVICES TO EXTEND THE TERM FOR A PERIOD OF THREE (3) YEARS, THROUGH JUNE 30, 2029; AND**
- B) EXECUTE AN AMENDMENT TO THE AGREEMENT WITH THE PENINSULA HUMANE SOCIETY AND SPCA TO PROVIDE ANIMAL CARE AND CONTROL SERVICES TO EXTEND THE TERM FOR A PERIOD OF THREE (3) YEARS, THROUGH JUNE 30, 2029, AND INCREASE THE NOT-TO-EXCEED CONTRACT AMOUNT BY \$21,665,294 TO AN AMOUNT NOT TO EXCEED \$54,214,284**

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

WHEREAS, on June 29, 2021, this Board approved a resolution approving an agreement between the twenty cities in the County of San Mateo (Cities) and the County, pursuant to which the County will facilitate and coordinate animal care and control services on a countywide basis on behalf of the County and Cities, and each city will reimburse the County for its proportional share of the cost of such services for a term from July 1, 2021 through June 30, 2026; and

WHEREAS, the County, acting in consultation with the Cities, wishes to amend the agreement between the County and the Cities for facilitation and coordination of animal care and control services to extend the term for a period of three (3) years, through June 30, 2029; and

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

WHEREAS, pursuant to state law including, but not limited to, California Food and Agricultural Code Section 31106, Corporations Code Sections 14501 and 14503, and Government Code Section 31000, the County may contract with independent contractors 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 within the incorporated territory of each of the cities within San Mateo County that have contracted with the County for such services; and

WHEREAS, on June 29, 2021, this Board approved a resolution approving an agreement with Peninsula Humane Society and SPCA (PHS) for animal care and control services for the term from July 1, 2021 through June 20, 2026, in an amount not to exceed \$32,548,990; 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, acting in consultation with the Cities, wishes to amend the agreement with PHS for animal care and control services to extend the term for a

period of three (3) years, through June 30, 2029, and increase the not to exceed contract amount by \$21,665,294 to an amount not to exceed \$54,214,284; and

WHEREAS, the Board has been presented with an amendment to the agreement between the County and the Cities for the facilitation and coordination of animal care and control services to extend the term through June 30, 2029, and the Board has examined and approved this agreement as to both form and content and desires to enter into it; and

WHEREAS, the Board has been presented with an amendment to the agreement between the County and PHS for the provision of animal care and control services to extend the term through June 30, 2029, and increase the not to exceed contract amount by \$21,665,294 to an amount not to exceed \$54,214,284, and the Board has examined and approved this agreement as to both form and content and desires to enter into it.

NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED that the Chief of San Mateo County Health or designee be authorized to: 1) execute an amendment to the agreement with the Cities and the County for the facilitation and coordination of animal control and licensing services to extend the term through June 30, 2029; and 2) execute an amendment to the agreement with PHS to provide animal care and control services to extend the term through June 30, 2029, and increase the not to exceed contract amount by \$21,665,294 to an amount not to exceed \$54,214,284.

BE IT FURTHER RESOLVED that the Chief of San Mateo County Health or designee be authorized to execute contract amendments for each of these two agreements 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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