

RESOLUTION NO. 2018-0475

Adopted by the Sacramento City Council

December 11, 2018

Approval of Amendment to Professional Services Agreement with the Sacramento Public Library Authority for Provision of Legal Services

BACKGROUND

- A. Since July 1, 2009, the City Attorney's Office has been providing legal services to the Sacramento Public Library Authority ("Library").
- B. On June 16, 2015, City Council passed a resolution that authorized the City Attorney to execute a professional services agreement for legal services through FY2017/18, with two one-year options to extend the term of the agreement through FY2019/20. At that time, the City Attorney was not authorized to execute the amendments
- C. If the attached Amendment No. 1 is approved, the City Attorney's Office will continue to provide its services to the Library as follows: (1) the Library will pay the City \$4,800 per month for up to 30 hours of legal services, with services in excess of 30 hours per month billed and paid at \$175 per hour; (2) the Library Director can request that the City Attorney's Office provide assistance in labor negotiations at the rate of \$175 per hour; and (3) the term of the agreement would be extended through June 30, 2019, with one more annual extension remaining.

BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:

- Section 1. The City Attorney is authorized to execute Amendment No. 1 to the Professional Services Agreement with the Sacramento Public Library Authority, attached to this Resolution as Exhibit A, and any subsequent amendment required for the provision of legal services through FY2019/20.
- Section 2. The City Manager or his designee is authorized to increase the revenue budget of revenues in excess of \$52,000 with a corresponding expenditure budget in the City Attorney's Automation CIP (A03000100) at the end of FY2018/19 and FY2019/20.

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Exhibit A: Amendment No. 1 to Professional Services Agreement

Adopted by the City of Sacramento City Council on December 11, 2018, by the following vote:

Ayes: Members Ashby, Carr, Guerra, Hansen, Harris, Jennings, Schenirer, Warren and Mayor Steinberg

Noes: None

Abstain: None

Absent: None

Attest: **Mindy Cuppy** Digitally signed by Mindy Cuppy
Date: 2019.01.11 11:39:14
-08'00'

Mindy Cuppy, City Clerk

The presence of an electronic signature certifies that the foregoing is a true and correct copy as approved by the Sacramento City Council.

**SACRAMENTO PUBLIC LIBRARY AUTHORITY
FIRST AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT**

The **Sacramento Public Library Authority**, a joint powers agency ("AUTHORITY"), and the City of Sacramento ("CONTRACTOR"), as parties to that certain July 1, 2015, Professional Services Agreement ("Agreement") hereby agree as follows:

1. Section 5 of Exhibit A ("Scope of Services") of the Agreement, is amended to extend the time of performance through June 30, 2019.
2. The maximum not-to-exceed amount for CONTRACTOR'S compensation specified in Exhibit B is increased by \$63,600 and the maximum not-to-exceed amount is amended to read as follows:

Agreement's current not-to-exceed amount:	\$190,800
Increase by this amendment:	<u>\$ 63,600</u>
New not-to-exceed amount:	\$254,400

3. CONTRACTOR agrees that the not-to-exceed amount specified in section 2 above shall constitute full compensation for the services specified in the Agreement.
4. CONTRACTOR warrants and represents that the person or persons executing this amendment on behalf of CONTRACTOR has or have been duly authorized by CONTRACTOR to sign this amendment and bind CONTRACTOR to the terms hereof.
5. All other terms and conditions of the Agreement shall remain in full force and effect.

SACRAMENTO PUBLIC LIBRARY AUTHORITY
A Joint Powers Agency

By: 
Rivkah K. Sass, Library Director

Date: 9/28/2018

(If over \$50,000)
Board Action # and Date: Approved

Item # 7.4
9/28/18

CITY OF SACRAMENTO
A Municipal Corporation

By: _____
Susana Alcalá Wood, City Attorney

Date: _____

ATTEST:

City Clerk