

RESOLUTION NO. 2019-32

A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF FOUNTAIN HILLS, ARIZONA, APPROVING THE FIRST AMENDMENT TO AN INTERGOVERNMENTAL AGREEMENT WITH MARICOPA COUNTY, ARIZONA, RELATING TO BASIC ANIMAL CONTROL SERVICES.

RECITALS:

WHEREAS, the Mayor and Council of the Town of Fountain Hills (the "Town") acknowledge the need for animal control services within the Town; and

WHEREAS, the Town has entered into an Intergovernmental Agreement (the "Agreement") with Maricopa County, a political subdivision of the State of Arizona (the "County"), for the provision of animal control services within the Town; and

WHEREAS, the Town and the County desire to extend the term of the Agreement and provide for compensation for services provided thereunder.

ENACTMENTS:

NOW THEREFORE BE IT RESOLVED BY THE MAYOR AND TOWN COUNCIL OF FOUNTAIN HILLS as follows:

SECTION 1. The recitals above are hereby incorporated as if fully set forth herein.

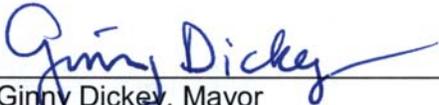
SECTION 2. The Town, through its Mayor and Council, hereby approves the Amendment to the Agreement (the "First Amendment") in substantially the form attached hereto as Exhibit A.

SECTION 3. The Town hereby authorizes the expenditure of funds for basic animal control services, as more specifically detailed in the Agreement and in Exhibit A.

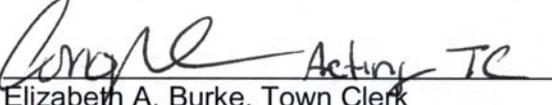
SECTION 4. The Mayor, the Town Manager, the Town Clerk and the Town Attorney are hereby authorized and directed to cause the execution of the First Amendment and to take all steps necessary to carry out the purpose and intent of this Resolution.

PASSED AND ADOPTED by the Mayor and Council of the Fountain Hills, Maricopa County, Arizona, this 4th day of June, 2019.

FOR THE TOWN OF FOUNTAIN HILLS:


Ginny Dickey, Mayor

ATTESTED TO:


Elizabeth A. Burke, Town Clerk

REVIEWED BY:


Grady E. Miller, Town Manager

APPROVED AS TO FORM:

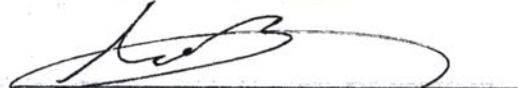

Aaron D. Arnson, Town Attorney

EXHIBIT A
TO
RESOLUTION NO. 2019-32

[FIRST AMENDMENT TO INTERGOVERNMENTAL
AGREEMENT FOR BASIC ANIMAL CONTROL SERVICES
BETWEEN MARICOPA COUNTY, ARIZONA AND THE TOWN
OF FOUNTAIN HILLS]

See following pages.

**FIRST AMENDMENT TO AGREEMENT
FOR ANIMAL CONTROL SERVICES**

THIS FIRST AMENDMENT TO AGREEMENT FOR ANIMAL CONTROL SERVICES (“First Amendment”) is entered into by and between the **Town of Fountain Hills** (“Town”) and **Maricopa County**, administered through Animal Care and Control (“County”). The County and Town are collectively referred to as “Parties” and each individually as “Party.”

RECITALS:

- I. The Parties entered into an Agreement for animal control services effective July 1, 2018 through June 30, 2019 (“Initial Term”).
- II. The Parties now desire to amend the Agreement upon the terms and conditions contained in this First Amendment.

FIRST AMENDMENT:

NOW, THEREFORE, for and in consideration of the foregoing and other valuable considerations, the Parties hereby amend the Agreement as follows:

- I. The Term of the Agreement is renewed for a three (3) year period, effective July 1, 2019 through June 30, 2022.
- II. The Compensation Schedule (Appendix A) has been amended to include the service cost for the renewal period, and is attached hereto.
- III. The foregoing paragraphs contain all changes made by this amendment. All other terms and conditions of the original Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the Parties have executed this First Amendment on this _____ day of _____, 20____.

Maricopa County
Board of Supervisors

Town of Fountain Hills

BY: _____
Chairman of the Board

BY: _____
Mayor

Attest: _____
Clerk of the Board

Attest: _____
Town Clerk

In accordance with A.R.S. §§ 11-201, 11-251, and 11-952, undersigned counsel has reviewed the foregoing amendments to the Agreement and have determined that said amendments are in proper form and within the powers and authority granted to the public body represented by their respective attorneys.

BY: _____
Attorney for Board of Supervisors

BY: _____
Attorney for Town

**APPENDIX A
COMPENSATION SCHEDULE ANIMAL CONTROL SERVICES**

1. County Service Level: Basic Animal Control Services
2. Service Cost

July 1, 2019 through June 30, 2020	\$20,683
July 1, 2020 through June 30, 2021	\$21,668
July 1, 2021 through June 30, 2022	An amount to be determined pursuant to Section 14 of the Agreement.