

**SUBMITTAL TO THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

915



**FROM:** Economic Development Agency

**SUBMITTAL DATE:**  
November 10, 2011

**SUBJECT:** Amendment to the Agreements with the City of Palm Desert for Additional Library Services

**RECOMMENDED MOTION:** That the Board of Supervisors:

1. Ratify and approve the Tenth Amendment to the Agreement to Provide Library Services (Additional Staff) with the City of Palm Desert and the County of Riverside Library System for Fiscal Years 2011-2012;
2. Ratify and approve the Seventh Amendment to the Agreement to Provide Library Services (Additional Hours) with the City of Palm Desert and the County of Riverside Library System for Fiscal Years 2011-2012; and
3. Authorize the Chairman of the Board of Supervisors to execute the Amendments to the Agreements.

**BACKGROUND:** (Commences on Page 2)

Robert Field  
Assistant County Executive Officer/EDA

<b>FINANCIAL DATA</b>	Current F.Y. Total Cost:	\$ 0	In Current Year Budget:	No
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	No
	Annual Net County Cost:	\$ 0	For Fiscal Year:	2011/12

**COMPANION ITEM ON BOARD OF DIRECTORS AGENDA:** No

<b>SOURCE OF FUNDS:</b> N/A	<b>Positions To Be Deleted Per A-30</b>	<input type="checkbox"/>
	<b>Requires 4/5 Vote</b>	<input type="checkbox"/>

**C.E.O. RECOMMENDATION:** APPROVE

BY:   
Jennifer V. Sargent

**County Executive Office Signature**

**MINUTES OF THE BOARD OF SUPERVISORS**

On motion of Supervisor Stone, seconded by Supervisor Benoit and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended.

**Ayes:** Buster, Tavaglione, Stone, Benoit and Ashley  
**Nays:** None  
**Absent:** None  
**Date:** November 22, 2011  
**xc:** EDA

Kecia Harper-Ihem  
Clerk of the Board  
By:   
Deputy

**Prev. Agn. Ref.:** 3.20 of 6/23/09, 3.25 of 9/18/07 | **District:** 4 | **Agenda Number:** 3.6

ATTACHMENTS FILED  
WITH THE CLERK OF THE BOARD

FORM APPROVED COUNTY COUNSEL  
BY: Neal P. Kipnis  
DATE: 11/31/11  
Departmental Concurrence

Dept's Recomm.:  Consent  Policy  
Per Exec. Ofc.:  Consent  Policy

3.6

**BACKGROUND:**

In March 1998, the City of Palm Desert and County of Riverside entered into an agreement for library services. Since that initial agreement, the City of Palm Desert has elected to fund additional library services through these two amended agreements to provide additional staff and additional hours of operation. Employees funded through the agreements are employed and supervised by LSSI, pursuant to LSSI's contract with the County to operate the County Library System.

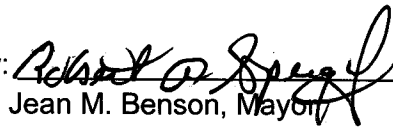
LSSI will continue to invoice the City of Palm Desert directly for the cost of these additional services. The County Librarian will oversee the agreements. These amended agreements with Palm Desert maintain County Library Services through June 30, 2012.




1 IN WITNESS WHEREOF, County and City have caused this Tenth Amendment to be  
2 duly executed by the parties hereto:  
3

4 **CITY OF PALM DESERT**

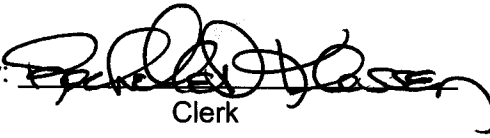
**COUNTY OF RIVERSIDE**

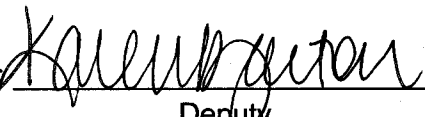
5  
6  
7 By:   
8 Jean M. Benson, Mayor

By:   
Bob Buster, Chairman  
Board of Supervisors

9  
10 **ATTEST:**  
11 Rachelle D. Klassen  
City Clerk

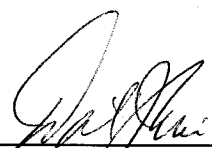
**ATTEST:**  
Kecia Harper-Ihem  
Clerk of the Board

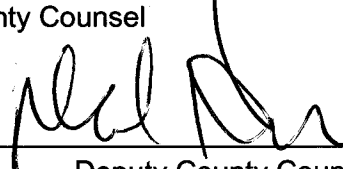
12  
13 By:   
14 Clerk

By:   
Deputy

15  
16 **APPROVED AS TO FORM AND CONTENT:**  
17 City Attorney

**APPROVED AS TO FORM AND CONTENT:**  
Pamela J. Walls  
County Counsel

18  
19 By:   
City Attorney

By:   
Deputy County Counsel

20  
21 **LIBRARY SYSTEMS AND SERVICES, LLC**

22  
23 By:   
24 Mark Smith, Deputy Administrator  
25  
26  
27  
28

**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT**

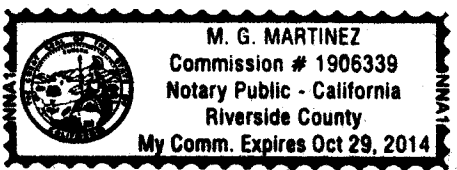
State of California

County of Riverside

On October 18, 2011 before me, M. G. Martinez, Notary Public

personally appeared Robert A. Spiegel

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature: [Handwritten Signature]  
Signature of Notary Public

Place Notary Seal Above **OPTIONAL**  
Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

**Description of Attached Document**  
Title or Type of Document: Contract No. C141610 Library Services (Additional)  
Document Date: FY 2011-2012 Number of Pages: 2 pgs. Staff

Signer(s) Other Than Named Above: \_\_\_\_\_

**Capacity(ies) Claimed by Signer(s)**

Signer's Name: \_\_\_\_\_

Corporate Officer — Title(s): \_\_\_\_\_

Individual

Partner —  Limited  General

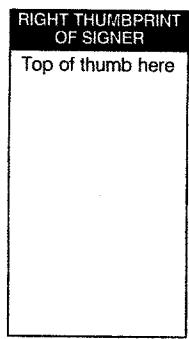
Attorney in Fact

Trustee

Guardian or Conservator

Other: \_\_\_\_\_

Signer Is Representing: \_\_\_\_\_



Signer's Name: \_\_\_\_\_

Corporate Officer — Title(s): \_\_\_\_\_

Individual

Partner —  Limited  General

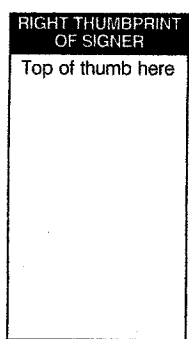
Attorney in Fact

Trustee

Guardian or Conservator

Other: \_\_\_\_\_

Signer Is Representing: \_\_\_\_\_



1 SEVENTH AMENDMENT TO AGREEMENT TO PROVIDE LIBRARY SERVICES  
2 (Additional Hours)  
3

4 COUNTY OF RIVERSIDE - RIVERSIDE COUNTY LIBRARY SYSTEM  
5 and the CITY OF PALM DESERT  
6 (Fiscal Years 2011 – 2012 and 2012 – 2013)  
7

8 WHEREAS, the County of Riverside, Riverside County Library System ("County"), the  
9 City of Palm Desert ("City") and contract administrator for the County, Library Systems and  
10 Services, LLC, ("LSSI"), entered into an agreement effective July 1, 2000, to provide library  
11 services (additional hours) ("Agreement"), as amended. The parties wish to further amend the  
12 Agreement effective July 1, 2011.

13 NOW, THEREFORE, the parties agree as follows:

14 A. Section 1.2 City Payment for Additional Hours is amended to read as follows: "City  
15 shall pay for the additional hours at the rate of \$236.50 per hour, at an amount not to exceed  
16 ninety thousand dollars (\$90,000.00)" for the term of the contract as set forth in section 4.2, as  
17 amended.

18 B. Section 4.2 Term is amended to add the following paragraph to the end of the existing  
19 section, as amended.

20 "The term of this Agreement is extended, and shall include the time period from July 1,  
21 2011 through June 30, 2012. City or County may terminate this Agreement, as amended, for  
22 no cause, on the giving of thirty (30) days written notice to the other party."

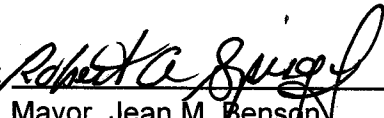
23 C. All other terms and conditions of the Contract and prior amendments shall remain  
24 unchanged, and shall remain in full force and effect.


25 ///  
26 ///  
27 ///  
28 ///

1 IN WITNESS WHEREOF, County and City have caused this Seventh Amendment to be  
2 duly executed.

3  
4 **CITY OF PALM DESERT**

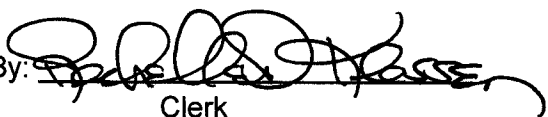
**COUNTY OF RIVERSIDE**

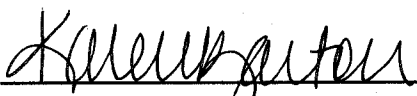
5  
6  
7 By:   
8 *Pa* Mayor, Jean M. Benson

By:   
Bob Buster, Chairman  
Board of Supervisors

9  
10 **ATTEST:**  
11 Rachelle D. Klassen  
12 City Clerk


**ATTEST:**  
Kecia Harper-Ihem  
Clerk of the Board

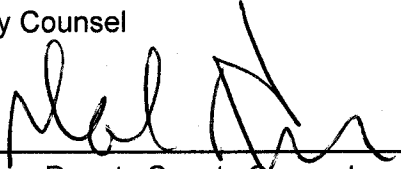
13  
14 By:   
15 Clerk

By:   
Deputy

16  
17 **APPROVED AS TO FORM AND CONTENT:**  
18 City Attorney

**APPROVED AS TO FORM AND CONTENT:**  
Pamela J. Walls  
County Counsel

19  
20 By:   
21 City Attorney

By:   
Deputy County Counsel

22 **LIBRARY SYSTEMS AND SERVICES, LLC**

23  
24 By:   
25 Mark Smith, Deputy Administrator  
26  
27  
28

# CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

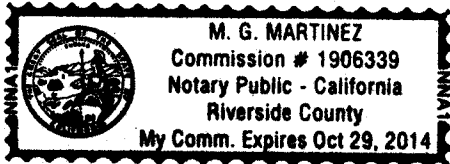
State of California

County of Riverside

On October 18, 2011 before me, M. G. Martinez, Notary Public  
Date Here Insert Name and Title of the Officer

personally appeared Robert A. Spiegel  
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature: [Handwritten Signature]  
Signature of Notary Public

Place Notary Seal Above

## OPTIONAL

*Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.*

### Description of Attached Document

Title or Type of Document: Contract No. C18027 Library Services (Additional)

Document Date: FY 2011-2012 Number of Pages: 2 Pgs. Hours

Signer(s) Other Than Named Above: \_\_\_\_\_

### Capacity(ies) Claimed by Signer(s)

Signer's Name: \_\_\_\_\_

- Corporate Officer — Title(s): \_\_\_\_\_
- Individual
- Partner —  Limited  General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: \_\_\_\_\_

RIGHT THUMBPRINT OF SIGNER

Top of thumb here

Signer Is Representing: \_\_\_\_\_

Signer's Name: \_\_\_\_\_

- Corporate Officer — Title(s): \_\_\_\_\_
- Individual
- Partner —  Limited  General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: \_\_\_\_\_

RIGHT THUMBPRINT OF SIGNER

Top of thumb here

Signer Is Representing: \_\_\_\_\_