

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



**ITEM**  
3.35  
(ID # 7786)

**MEETING DATE:**

Tuesday, August 28, 2018

**FROM :** ECONOMIC DEVELOPMENT AGENCY (EDA):

**SUBJECT:** ECONOMIC DEVELOPMENT AGENCY (EDA): Ratification and approval of First Amendment to the Agreement between City of Temecula and the County of Riverside Library Operations Services at the Ronald H. Roberts Temecula Public Library for 3 Years, District 3, [\$540,000], City of Temecula 100%

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

1. Ratify and approve the attached First Amendment to the Agreement between City of Temecula and the County of Riverside, Library Operations Services at the Ronald H. Roberts Temecula Public Library Fiscal Years 2018/19 through 2020/21; and
2. Authorize the Chairman of the Board of Supervisors to execute the attached First Amendment on behalf of the County.

**ACTION:** Policy

Robert Field, Assistant County Executive Officer/ECD 8/15/2018

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**MINUTES OF THE BOARD OF SUPERVISORS**

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

Ayes: Jeffries, Tavaglione, Washington, Perez and Ashley  
Nays: None  
Absent: None  
Date: August 28, 2018  
xc: EDA

Kecia Harper-Ihem  
Clerk of the Board  
By:   
Deputy

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,  
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<b>FINANCIAL DATA</b>	<b>Current Fiscal Year:</b>	<b>Next Fiscal Year:</b>	<b>Total Cost:</b>	<b>Ongoing Cost</b>
<b>COST</b>	\$180,000	\$180,000	\$540,000	\$0
<b>NET COUNTY COST</b>	\$0	\$0	\$0	\$0
<b>SOURCE OF FUNDS:</b> City of Temecula 100%			<b>Budget Adjustment:</b> No	
			<b>For Fiscal Year:</b> 2018/19- 2020 /21	

**C.E.O. RECOMMENDATION:** Approve

**BACKGROUND:**

**Summary**

Since its opening on December 14, 2006, the Temecula Public Library has been operated by the Riverside County Library System. On September 13, 2016 (item 3.19), the Board of Supervisors approved that certain Agreement for Services Between City of Temecula and the County of Riverside, Library Operations Services at the Ronald H. Roberts Temecula Public Library ("Agreement"). Under the Agreement, the County of Riverside, on behalf of the Riverside County Library System, agreed to the continued operation of the Ronald H. Roberts Temecula Public Library located at 30600 Pauba Road, Temecula, California.

The Agreement sets the amount of financial support received from the City of Temecula; staffing levels and provision of services at the library; technical services provided by the city; hours of operation; ownership of collection, furniture and equipment; and the rights and responsibilities of each party. This First Amendment provides a three year extension to the Agreement for the continued operation of the Ronald H. Roberts Temecula Public Library. The City of Temecula agrees to pay up to \$180,000 annually as a supplement to library tax revenues toward the operation of the library through June 2021.

The First Amendment has been approved as to form by County Counsel.

**Impact to Residents and Businesses**

The Ronald H. Roberts Temecula Public Library is centrally located in the City of Temecula where it is convenient for residents to take advantage of the free public programs for families and children as well as offer private meeting and study rooms, high speed Wi-Fi, and public computers for businesses, small groups, and individuals. Many businesses utilize libraries to start, grow and improve their businesses.

**SUPPLEMENTAL:**

**Additional Fiscal Information**

FY 2018/19	\$180,000
FY 2019/20	\$180,000

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FY 2020/21	\$180,000
Total	\$540,000

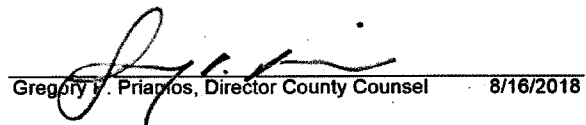
**ATTACHMENTS:**

- First Amendment to the Agreement between City of Temecula and the County of Riverside for Library Operations Services at the Ronald H. Roberts Temecula Public Library

RF:HM:SH:KC

\\EDAFP01\Shared\Library\CONTRACTS\City of Temecula\02\_1st Amendment\_Operations Agreement\_2018-2021\F11\_1st Amendment\_City of Temecula\_Operations Services\_2018-2021.docx

  
Rahmi Dasika, Principal Management Analyst 8/20/2018

  
Gregory V. Priamos, Director County Counsel 8/16/2018

**FIRST AMENDMENT TO AGREEMENT BETWEEN  
CITY OF TEMECULA AND THE COUNTY OF RIVERSIDE**

**LIBRARY OPERATIONS SERVICES  
AT THE RONALD H. ROBERTS TEMECULA PUBLIC LIBRARY**

THIS FIRST AMENDMENT is made and entered into as of **July 10, 2018** by and between the City of Temecula, a municipal corporation (hereinafter referred to as "City"), and the County of Riverside, a political subdivision of the State of California (hereinafter referred to as "County"). In consideration of the mutual covenants and conditions set forth herein, the parties agree as follows:

1. This First Amendment is made with the respect to the following facts and purposes:

a. On August 9, 2016, the City and County entered into that certain Agreement entitled "Agreement for Library Operation Services at the Ronald H. Roberts Temecula Public Library" ("Agreement") in the not-to-exceed amount of \$180,000.00 annually.

b. The parties now desire to extend the term of the Agreement to **June 30, 2021**, and to amend the Agreement as set forth in this First Amendment.

2. Section 1 of the Agreement entitled "TERM" is hereby amended to read as follows:

"The term of the Agreement shall commence on September 1, 2016, and shall remain and continue in effect until June 30, 2021 unless sooner terminated pursuant to the provisions of this Agreement."

3. A new Section 21 entitled "Miscellaneous" is added to the Agreement to read as follows:

"MISCELLANEOUS. Time is of the essence in this Agreement, Subject to the provisions of Section 14, Assignment, the conditions and provisions herein contained shall apply to and bind the heirs, executors, administrators, successors and assigns of the parties hereto. If any provision of this Agreement shall be determined to be illegal or unenforceable, such determination shall not affect any other provision of the Agreement and all such other provisions shall remain in full force and effect. The language in all parts of the Agreement shall be construed according to its normal and usual meaning and not strictly for or against either County or City."

4. Unless defined herein or the context requires otherwise, all capitalized terms herein shall have the meaning defined in the Agreement, as heretofore amended. Except for the changes specifically set forth herein, all other terms and conditions of the Agreement shall remain in full force and effect and shall apply with the same force and effect. The provisions of this First Amendment shall prevail over any inconsistency or conflicting provisions of the Agreement, as heretofore amended, and shall supplement the remaining provisions thereof.

AUG 28 2018 3.25

IN WITNESS WHEREOF, the parties hereto have caused this First Amendment to be executed the day and year first above written.

CITY OF TEMECULA

COUNTY OF RIVERSIDE, a political subdivision of the State of California,

By: 

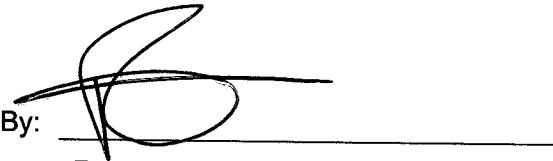
Matt Rahn, Mayor

By: 

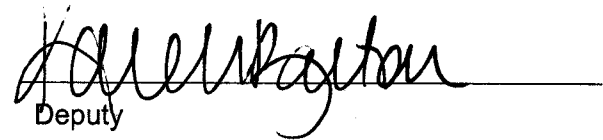
Chuck Washington, Chairman  
Board of Supervisors

ATTEST:

ATTEST:

By: 

Randi Johl, City Clerk


Kecia Harper-Ihem  
Clerk of the Board  
By: 

Deputy

APPROVED AS TO FORM:

APPROVED AS TO FORM:

By:   
Peter M. Thorson, City Attorney

Gregory P. Priamos  
County Counsel  
By:   
Thomas Oh  
Deputy County Counsel

COUNTY OF RIVERSIDE  
Economic Development Agency  
Suzanne Holland, Assistant Director  
3406 Tenth Street, Suite 300  
Riverside, CA 92501  
(951) 955-1219  
[sholland@rivcoeda.org](mailto:sholland@rivcoeda.org)

PM Initials:   
Date: