

Town Council Staff Report

To: Mayor and Town Council
From: Kevin R. Plett, Town Administrator
Meeting Date: January 18, 2005

KRP

Subject: Resolution Amending the Agreement with Veterans Affairs for the Purchase of Rector Water

Background:

The Town entered into an agreement with the Department of Veterans Affairs on July 6, 2004 for water from Rector Reservoir. After operating under the agreement for the first six months, the Department has request an amendment relating to the billing practices contained in the agreement. Under the prior agreements, the Town would deduct the cost of water purchased from the amount owed by the Veterans Home for the treatment of wastewater. The new agreement provided for the Town to be billed and to pay directly for water.

Discussion/Analysis:

The attached amendment will change the way we are charged and pay for water received from Rector Reservoir, and represents how we have been doing it for many years. Staff feels this is an improvement to the process in the agreement and supports the request from the Veterans Home Administration.

Recommended Action:

1. Adopt Resolution Number 2321-05 Amending Agreement for the Sale of Rector Water with the State of California, Department of Veterans Affairs Relating to Billing Practices and waive the reading.

Attachment 1 - Resolution 2321-05 with Amendment

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**Town of Yountville
Resolution Number 2321-05**

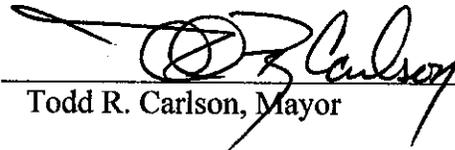
Amending Agreement for the Sale of Rector Water with the State of California, Department of Veterans Affairs Relating to Billing Practices

Recitals

- A. The Town entered into an agreement with the California Department of Veterans Affairs for the purchase of water from Rector Reservoir on July 6, 2004.
- B. After operating under the agreement, the parties desire to amend the billing procedures as outlined in the original agreement.
- C. To provide for streamlined billing procedures, the proposed amendment will allow the parties to offset charges for water under the agreement against amounts charged for wastewater services under a separate agreement between the parties.

Now therefore, the Town Council of the Town of Yountville does resolve as follows:

- 1. The Standard Agreement Amendment, a copy of which is attached and hereby made a part of this resolution between the California Department of Veterans Affairs and the Town of Yountville is approved.

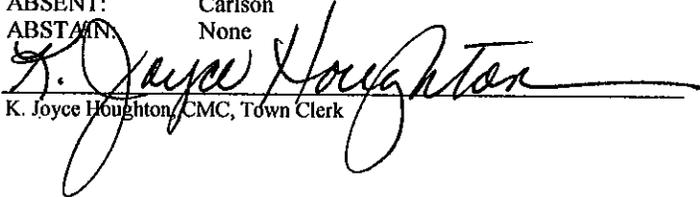


Todd R. Carlson, Mayor

ATTEST:
State of California)
County of Napa)§
Town of Yountville)

I, K. Joyce Houghton, Town Clerk of the Town of Yountville, do hereby certify that the Town Council of the Town of Yountville duly adopted the foregoing Resolution at a regular meeting thereof held on the 18th day of January 2005, by the following vote:

AYES: Dutton, Dunbar, Knight, and Saucerman
NOES: None
ABSENT: Carlson
ABSTAIN: None



K. Joyce Houghton, CMC, Town Clerk



STANDARD AGREEMENT AMENDMENT

STD. 213 A (Rev 9/01)

 CHECK HERE IF ADDITIONAL PAGES ARE ATTACHED 1 Pages

AGREEMENT NUMBER

04YS0025

AMENDMENT NUMBER

1

REGISTRATION NUMBER:

- This Agreement is entered into between the State Agency and Contractor named below:
STATE AGENCY'S NAME
California Department of Veterans Affairs
CONTRACTOR'S NAME
Town of Yountville
- The term of this Agreement is **July 1, 2004** through **June 30, 2024**
- The maximum amount of this Agreement after this amendment is: **\$0.00**
- The parties mutually agree to this amendment as follows. All actions noted below are by this reference made a part of the Agreement and incorporated herein:

This Amendment changes the payment terms in Exhibit B, Budget Detail and Payment Provisions.

Exhibit B is hereby amended as attached.

All other terms and conditions shall remain the same.

IN WITNESS WHEREOF, this Agreement has been executed by the parties hereto.

CONTRACTOR		CALIFORNIA Department of General Services Use Only
CONTRACTOR'S NAME (If other than an individual, state whether a corporation, partnership, etc.) TOWN OF YOUNTVILLE		
BY (Authorized Signature) 	DATE SIGNED (Do not type)	
PRINTED NAME AND TITLE OF PERSON SIGNING Todd Carlson, Mayor		
ADDRESS 6550 Yount Street Yountville, CA 94599		
STATE OF CALIFORNIA		
AGENCY NAME CALIFORNIA DEPARTMENT OF VETERANS AFFAIRS		
BY (Authorized Signature) 	DATE SIGNED (Do not type) 2/28/05	
PRINTED NAME AND TITLE OF PERSON SIGNING Jack Byrd, Procurement and Contract Officer		
ADDRESS 1227 "O" Street, Room 100, Sacramento, CA 95814		
		<input checked="" type="checkbox"/> Exempt per: MM 03-10, Atch C, para 2

3. Payment Terms:

Yountville Veterans Home

Yountville Veterans Home Contract Manager will provide the VHC Accounting Office and the Town of Yountville with a monthly Town of Yountville water usage report meter reading, and the monthly charges.

Town of Yountville

The Town of Yountville will provide the VHC Accounting Office and the Yountville Veterans Home contract manager with the monthly billing of wastewater usage by the Veterans Home.

Yountville Veterans Home
VHC Accounting Office

The VHC Accounting Office will offset water usage charges on the monthly Town of Yountville wastewater invoice. The net amount will be the monthly billing for the Town of Yountville or payment from the Yountville Veterans Home based on the net result.

Example:

Town of Yountville water charges	\$1,500.00
Veterans Home wastewater charges	-500.00
Monthly Invoice for Town of Yountville	\$1,000.00

Example:

Town of Yountville water charges	\$1,500.00
Veterans Home wastewater charges	-2,500.00
Monthly Payment by Veterans Home	-\$1,000.00

Town of Yountville
Resolution Number 2321-05

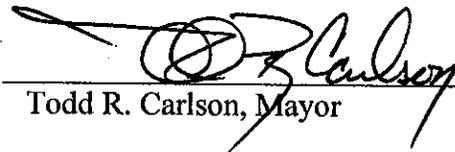
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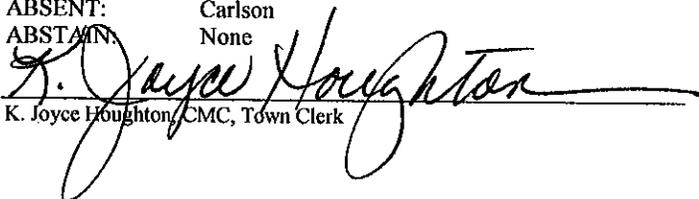


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ABSTAIN: None



K. Joyce Houghton, CMC, Town Clerk

