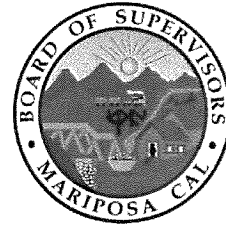




MARIPOSA COUNTY

Fire · 209-966-4330



RESOLUTION - ACTION REQUESTED 2021-162

MEETING: April 6, 2021
TO: The Board of Supervisors
FROM: Mike Van Loben Sels, Acting Fire Chief
RE: Amendment with Professional Health Services

RECOMMENDATION AND JUSTIFICATION:

Approve Amended Agreement with Professional Health Services, Inc. to Extend the Term of the Original Agreement from March 7, 2021 to September 8, 2021; and Authorize the Fire Chief to Sign the Amendment

The amendment with Professional Health Services to continue this years annual OSHA-required respiratory evaluation. This will allow for County Fire become compliant for this year while a new three year agreement will be drawn up for board approval.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

Mariposa County Fire utilizes an on-line OSHA(Occupational Safety and Health Administration) required respiratory evaluation through Professional Health Services, Inc. The agreement was set for one year and expired as of March 7, 2021. This amendment to the agreement will allow for a six month extension to complete this years required evaluation for our volunteer firefighters. No board action on the agreement from the past but was advised of the needed board approval to amend the agreement since it had expired.

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

Delay in this years compliance requirement to write a new agreement with current RPP evaluations expiring, will prevent our volunteers from responding to emergency incidents.

FINANCIAL IMPACT:

agreement is for services not to exceed \$2,500.00

ATTACHMENTS:

RPP 2020 Final Agreement (PDF)
RPP Amendment 2021 (1) (PDF)

Resolution - Action Requested 2021-162

RESULT: **ADOPTED BY CONSENT VOTE [UNANIMOUS]**

MOVER: Miles Menetrey, District V Supervisor

SECONDER: Wayne Forsythe, District IV Supervisor

AYES: Smallcombe, Sweeney, Long, Forsythe, Menetrey

**FIRST AMENDMENT TO AGREEMENT FOR ANNUAL
RESPIRATORY PROTECTION PLAN**

THIS FIRST AMENDMENT TO AGREEMENT FOR ANNUAL RESPIRATORY EVALUATIONS, is made and entered into this 6th day of April 2021, by and between the County of Mariposa, a political subdivision of the State of California, hereinafter referred to as “**County**,” and Professional Health Services, Inc., hereinafter referred to as “**Contractor**.”

WHEREAS, **County** and **Contractor** have heretofore entered into an Agreement dated March 8, 2020, wherein **Contractor** agreed to provide annual online OSHA-required respiratory evaluation services; and

WHEREAS, **County** and **Contractor** desire to amend said Agreement to extend the term of the Agreement.

NOW THEREFORE, the parties hereto in consideration of the mutual covenants herein recited, hereby agree as follows:

1. Paragraph 1, “**TERM**,” is hereby amended to extend the term of the Agreement to September 8, 2021.

The Agreement, as hereby amended, is ratified and continued. All provisions, terms, covenants, conditions and promises contained in this Agreement not amended herein shall remain in full force and effect. This Amendment is effective retroactive to March 8, 2021. The parties shall treat the Agreement as if it had been in full force and effect continuously since March 8, 2021, without there having been any interruption of the Agreement whatsoever.

IN WITNESS WHEREOF, the parties have caused this Amendment to be executed on the date first above written.

COUNTY OF MARIPOSA

CONTRACTOR



zorrosign 73DA0BB245

Mike van Loben Sels/Fire Chief



zorrosign 73DA0EB24F

Karen Kleiman/Vice President

APPROVED AS TO LEGAL FORM:



zorrosign 73DA0BB23B

Steven W. Dahlem
County Counsel