

**AMENDMENT NO. 1 TO
AGREEMENT FOR POLICE SERVICES
(City of Amity 2018-2020)**

THIS AMENDMENT NO. 1 ("Amendment #1") shall be made effective **October 1, 2019** by and between **Yamhill County**, a political subdivision of the State of Oregon ("County"), acting by and through its Yamhill County Sheriff's Office ("YCSO") and the **City Of Amity**, a municipal corporation of the State of Oregon ("the City"), referred to individually as Party and collectively as Parties.

RECITALS

- A. County and the City are parties to that certain agreement dated December 1, 2018 (the "Underlying Agreement"), pursuant to which YCSO provides police services to the City through 2.0 FTE equivalent patrol deputy positions. The Underlying Agreement is memorialized in Yamhill County records as Board Order 18-429.
- B. County and the City now desires to modify the Underlying Agreement upon the terms and conditions more particularly set forth herein below.

NOW, THEREFORE, in consideration of the mutual covenants and agreements set forth herein below and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties agree as follows:

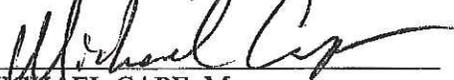
- 1. Section 3 of the Underlying Agreement is hereby amended to include the following:
"County agrees to purchase select surplus property, previously purchased by the City for the former Amity Police Department, to be utilized by YCSO in its duties for the County as best determined by YCSO. A list of the agreed surplus property, valued at **\$7,067.50**, is attached as **Exhibit A.**"
The balance of Section 3 remains unchanged.
- 2. Section 9 of the Underlying Agreement is hereby amended to include the following:
"c. **For the period October 1, 2019 to June 30, 2020**, the City will pay to the County for performance of the duties identified in Section 1 at the reduced rate outlined below, to offset the cost of the purchase of select surplus property as outlined in Section 3:
 - i. October 2019 through May 2020, at a monthly rate of **\$20,112.92**
 - ii. June 2020, at the rate of **\$20,112.94.**"The balance of Section 9 remains unchanged.
- 3. **Ratification.** Except as otherwise expressly modified by the terms of this Amendment #1, the Underlying Agreement shall remain unchanged and continue in full force and effect. All terms, covenants, and conditions of the Underlying Agreement not expressly modified herein are

hereby confirmed and ratified and remain in full force and effect and constitute valid and binding obligations of County and City enforceable according to the terms thereof.

4. **Authority.** County and City and each of the persons executing this Amendment #1 on behalf of County and City hereby covenants and warrants that: (i) such party has full right and authority to enter into this Amendment #1 and has taken all action required to authorize such party (and each person executing this Amendment #1 on behalf of such party) to enter into this Amendment #1, and (ii) the person signing on behalf of such party is authorized to do so on behalf of such entity.
5. **Binding Effect.** All of the covenants contained in this Amendment #1 shall be binding upon and shall inure to the benefit of the parties hereto and their respective heirs, legal representatives, and permitted successors and assigns.
6. **Counterparts.** This Amendment #1 may be executed in multiple counterparts, each of which shall be an original, but all of which shall constitute one and the same Amendment #1.
7. **Recitals.** The foregoing recitals are intended to be a material part of this Amendment #1 and are incorporated herein by this reference.

IN WITNESS WHEREOF, the parties have executed this Amendment #1 on the dates set forth adjacent to their signatures below.

CITY OF AMITY, OREGON


MICHAEL CAPE, Mayor

Date: Oct. 7, 2019

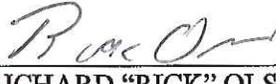
YAMHILL COUNTY, OREGON


TIM SVENSON, Sheriff

Date: 10/4/2019

ATTEST:


MICHAEL THOMAS, City Administrator
Date: 2/10/19


RICHARD "RICK" OLSON, Chair
Board of Commissioners
Date: 10-11-19

APPROVED AS TO FORM:

By: 
CHRISTIAN BOENISCH
County Counsel
Date: 10/11/19

Accepted by Yamhill County
Board of Commissioners on
10/10/19 by Board Order
19-400