

0150-08905-0003

**TRANSMITTAL**

TO The Council	DATE NOV 07 2012	COUNCIL FILE NO.
FROM The Mayor	COUNCIL DISTRICT	

**CONTRACT AMENDMENT NO. 3 WITH THE AMANDA  
FOUNDATION FOR MOBILE SPAY/NEUTER SERVICES**



*Antonio R. Villaraigosa*  
for

ANTONIO R. VILLARAIGOSA  
Mayor

NOV 07 2012 11:50

**Report From**  
**OFFICE OF THE CITY ADMINISTRATIVE OFFICER**  
**Analysis of Proposed Contract**

Contracting Department/Bureau: Animal Services Department		Date: 06-12-12	CAO File No.: 0150-08905-0003				
Reference: Letter from the Department of Animal Services dated May 11, 2012; referred for report May 22, 2012.							
Purpose of Contract: To provide mobile spay/neuter services							
Type of Contract: ( ) New contract (X) Amendment		Contract Term Dates: December 17, 2009 through December 16, 2012					
Contract/Amendment Amount: Proposed amount \$0 + Prior award(s) \$1,580,000 = Total \$1,580,000							
Source of funds: Animal Sterilization Trust Fund							
Name of Contractor: The Amanda Foundation Contractor Address: 351 North Foothill Road, Beverly Hills, California, 90210							
	Yes	No	N/A*	8. Contractor has complied with:	Yes	No	N/A*
1. Council has approved the purpose	X			A. Equal Employmt. Oppty./Affirm. Action	X		
2. Appropriated funds are available	X			B. Good Faith Effort Outreach**	X		
3. Charter Section 1022 findings completed	X			C. Equal Benefits Ordinance	X		
4. Proposals have been requested	X			D. Contractor Responsibility Ordinance	X		
5. Risk Management review completed	X			E. Slavery Disclosure Ordinance	X		
6. Standard Provisions for City Contracts included	X						
7. Workforce that resides in the City: 0%				*N/A = not applicable ** Contracts over \$100,000			

**COMMENTS**

The Animal Services Department requests authority to amend the professional services agreement with the Amanda Foundation for the provision of mobile spay/neuter services. The total amount of compensation under this contract is not to exceed \$500,000 per year. This contract was awarded based on a Request for Proposals (RFP) which was issued by the Department on December 8, 2008. A Charter Section 1022 Determination was completed by the Personnel Department and found that although City employees have the expertise to perform the required work, time constraints require immediate staffing and the work assignment exceeds staffing availability. The purpose of the requested amendment is to eliminate the zip code restrictions placed on a \$50,000 donation from the Jason Debus Heigl Foundation, which was implemented on January 18, 2011 (C-116573 Amendment 1). The Heigl Foundation subsequently requested to make the original donated services available to all City residents.

**RECOMMENDATION**

That the Mayor authorize the General Manager of the Animal Services Department, or designee, to amend the existing personal services agreement with the Amanda Foundation to eliminate the zip code restrictions placed on a \$50,000 donation from the Jason Debus Heigl Foundation which was implemented on January 18, 2011 and allow for any remaining funds to be expended citywide, subject to the review and approval by the City Attorney as to form and legality.

**FISCAL IMPACT STATEMENT**

There will be no additional impact to the General Fund. This contract is fully funded through the Animal Sterilization Trust Fund. Approval of this contract complies with the City's Financial Policies in that all expenses are funded within budgeted appropriations.

		
JLK	Analyst	04120176d
	Assistant CAO	City Administrative Officer

**BOARD OF  
ANIMAL SERVICES  
COMMISSIONERS**

JIM JENSVOLD  
TARIQ A. KHERO  
LISA MCCURDY  
KATHLEEN RIORDAN  
ALANA YAÑEZ

**City of Los Angeles**  
CALIFORNIA



**ANTONIO R. VILLARAIGOSA**  
MAYOR

**DEPARTMENT OF  
ANIMAL SERVICES**  
221 North Figueroa Street  
5<sup>th</sup> Floor  
Los Angeles, CA 90012  
(888) 452-7381  
FAX (213) 482-9511

BRENDA F. BARNETTE  
GENERAL MANAGER

JOHN D. CHAVEZ  
ASSISTANT GENERAL MANAGER

DR. JEREMY PRUPAS  
CHIEF VETERINARIAN

2012 MAY 22 PM 4:08

CITY ADMINISTRATIVE OFFICER

May 11, 2012

Honorable Antonio R. Villaraigosa  
Mayor, City of Los Angeles  
Room 303, City Hall  
200 North Spring Street  
Los Angeles, California 90012

Subject: Third Amendment to the Amanda Foundation Agreement

Dear Mayor Villaraigosa:

At its meeting of April 24, 2012, the Board of Animal Services Commissioners (Board) voted to recommend to the Mayor and City Council that the City approve an amendment to the Amanda Foundation contract. This would allow Amanda to sterilize pit bulls and pit bull mixes Citywide, rather than in limited zip codes.

**BACKGROUND**

Pit bulls and pit bull mixes dominate the breed of dogs taken in and euthanized. Directing additional resources to spay/neuter specific dog populations was deemed a priority. An opportunity to address the growing number of pit bulls and pit bull mixes in our shelters was offered by the Jason Debus Heigl Foundation. Working with the Foundation, the Department agreed to target pit bulls and mixes in two zip codes with the highest intake numbers in the City: 91331 (Pacoima) and 91342 (Sylmar).

On July 13, 2010, the Board of Animal Services Commissioners approved the acceptance of \$50,000 from the Heigl Foundation to help fund sterilizations of pit bull and pit mixes in those two zip codes. The Board also agreed to allow the Department to allocate \$30,000 from the Animal Sterilization Trust Fund to augment the Heigl Foundation's donation, so that a total of \$80,000 was available to subsidize sterilizations of this breed.

The Board also approved amending the Amanda Foundation's contract and adding the \$80,000 to target pit bulls and pit bull mixes in two zip codes. The City Council approved this targeted spay/neuter strategy on October 26, 2010 (C.F. 10-2451).

Since that time, the Heigl Foundation requested that we drop the zip code requirements and *allow any pit bull or pit bull mixes to be eligible for free sterilization services*. The dog owners must be City residents. The Amanda Foundation has agreed to provide Citywide sterilizations to this breed.

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OFFICE OF THE MAYOR  
DEPARTMENT OF  
CITY OF LOS ANGELES  
2012 MAY 22 PM 1:18

**RECOMMENDATIONS OF THE BOARD OF ANIMAL SERVICES COMMISSIONERS**

1. Approve Second Amendment to Agreement Number C-116573 between the City of Los Angeles and The Amanda Foundation substantially in the form of the draft Amendment (see attachment), subject to approval of the Mayor and City Council, to allow Amanda to provide additional sterilizations as indicated below; and,
2. Direct staff to transmit the proposed Amendment to the Office of the City Attorney for approval as to form and legality, and authorize the General Manager, or designee, of the Department of Animal Services to execute the subject Amendment upon receipt of necessary approvals.

It is important to note that this will actually be the third amendment to the Amanda Foundation's contract. And, while the Board requested that the Amanda Foundation target Chihuahuas - along with pit bulls and pit bull mixes - the Heigl Foundation confirmed that their intent is to target pit bulls and pit bull mixes.

**FISCAL IMPACT:**

There is no fiscal impact. The only change is programmatic: eliminating zip code restrictions by allowing all City zip codes to be eligible for free spay/neuter of pit bulls and pit bull mixes.

If you require additional information regarding this action of the Board, please have your staff call me at (213) 482-9558 or Ross Pool, Management Analyst II, at (213) 482-9501.

Sincerely,



Brenda F. Barnette, General Manager  
Department of Animal Services

BFB:JC

cc: Jim Bickhart, Office of the Mayor  
Dov Lesel, Assistant City Attorney  
File

Attachments

**BOARD OF  
ANIMAL SERVICES  
COMMISSIONERS**

TARIQ A. KHERO

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ALANA YANEZ

**City of Los Angeles**  
CALIFORNIA



**ANTONIO R. VILLARAIGOSA**  
MAYOR

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BRENDA BARNETTE  
GENERAL MANAGER

JOHN D. CHAVEZ  
ASSISTANT GENERAL MANAGER

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**Report to the Board of Animal Services Commissioners**

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**COMMISSION MEETING DATE:** April 24, 2012

**PREPARED BY:** Brenda F. Barnette, General Manager

**REPORT DATE:** April 20, 2012

**SUBJECT: SECOND AMENDMENT TO AMANDA FOUNDATION AGREEMENT**

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**BOARD ACTIONS RECOMMENDED:**

1. Approve Second Amendment to Agreement Number C-116573 between the City of Los Angeles and The Amanda Foundation substantially in the form of the draft Amendment (see attachment), subject to approval of the Mayor and City Council, to allow Amanda to provide additional sterilizations as indicated below; and,
2. Direct staff to transmit the proposed Amendment to the Office of the City Attorney for approval as to form and legality, and authorize the General Manager, or designee, of the Department of Animal Services to execute the subject Amendment upon receipt of necessary approvals.

**SUMMARY**

On December 17, 2009, the City of Los Angeles executed an agreement with The Amanda Foundation to operate a mobile spay/neuter clinic. Through this clinic, the Department subsidizes dog and cat sterilizations. Amanda receives \$500,000 a year to pay for approximately 6,000 pet sterilizations.

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Visit our website at [www.LAAnimalServices.com](http://www.LAAnimalServices.com)

**Subject:** Second Amendment for the Amanda Foundation

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Funding sterilizations of companion animals in the City, regardless of breed, is a core function of the Department. However, pit bulls and pit bull mixes dominate the breed of dogs taken in and euthanized. Directing additional resources to spay/neuter specific dog populations was deemed a priority.

An opportunity to address the problem of the large number of pit bulls and pit bull mixes in our shelters was offered by the Jason Debus Heigl Foundation. Working with the Foundation, the Department agreed to implement a pilot project to target pit bulls and mixes in two zip codes with the highest intake numbers in the City: 91331 (Pacoima) and 91342 (Sylmar).

On July 13, 2010, the Board of Animal Services Commissioners approved the acceptance of \$50,000 from the Heigl Foundation to help fund sterilizations of pit bull and pit mixes in those two zip codes. The Board also agreed to allow the Department to allocate \$30,000 from the Animal Sterilization Trust Fund to augment the Heigl Foundation's donation, so that a total of \$80,000 was available to subsidize sterilizations of this breed.

The Board also approved amending the Amanda Foundation's contract and adding the \$80,000 to target pit bulls and pit bull mixes two zip codes. The City Council approved this targeted spay/neuter strategy on October 26, 2010 (C.F. 10-2451).

Since that time, the Heigl Foundation has agreed to drop the zip code requirements and *allow any pit bull or pit bull mixes to be eligible for free sterilization services*. The dog owners must be City residents. The Amanda Foundation has agreed to provide Citywide sterilizations to this breed.

All other terms and conditions of Amanda's agreement will remain in full force and effect. The second amendment will not change the price of each sterilization which the Department already pays to Amanda under their Agreement.

**FISCAL IMPACT:**

There is no fiscal impact. The only change is programmatic: eliminating zip code restrictions by allowing all City zip codes to be eligible for free spay/neuter of pit bulls and pit bull mixes.

Approved:

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**Brenda F. Barnette, General Manager**

Attachment: Draft Second Amendment to Personal Services Agreement C-116573

**Subject:** Second Amendment for the Amanda Foundation

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**BOARD ACTION:**

\_\_\_\_\_ Passed

Disapproved \_\_\_\_\_

\_\_\_\_\_ Passed with noted modifications

Continued \_\_\_\_\_

\_\_\_\_\_ Tabled

New Date \_\_\_\_\_

DRAFT

SECOND AMENDMENT  
TO PERSONAL SERVICES AGREEMENT NUMBER C-116573  
BETWEEN THE CITY OF LOS ANGELES  
AND  
THE AMANDA FOUNDATION  
FOR THE OPERATION OF A MOBILE SPAY/NEUTER CLINIC

THIS SECOND AMENDMENT to Agreement Number C-116573 is made and entered into by and between the City of Los Angeles ("City"), a municipal corporation, acting through the Department of Animal Services ("Department"); and The Amanda Foundation ("Contractor") with respect to funds donated to the Department by the Jason Debus Heigl Foundation.

WITNESSETH

WHEREAS, certain breeds of dogs in the City of Los Angeles, such as Chihuahuas, Pit Bulls and Pit Bull mixes, are prone to overpopulation more so than other breeds; and because of these breeds' overpopulation, they have a higher rate of euthanasia than other breeds; and

WHEREAS, targeting resources to sterilize these high-population breeds would reduce the City's euthanasia rates overall, and reduce the Department's operating costs by reducing impounds of these high-population breeds; and

WHEREAS, the Jason Debus Heigl Foundation previously offered the Department a donation of \$50,000 to help fund sterilizations of the above high-population breeds, and the Board of Animal Services Commissioners voted on July 13, 2010, to accept said donation and to authorize the Department to allocate \$30,000 from the Spay/Neuter Voucher Program to augment the Heigl Foundation's donation, for a total of \$80,000 to subsidize sterilizations of certain target breeds within the City; and

WHEREAS, one of the original conditions for the donation as reflected in Amendment Number 1 was that the sterilizations would be limited to persons living in the following zip codes: 91331 (Pacoima) and 91342 (Sylmar) in the City and the Jason Debus Heigl Foundation is now willing to have its funds used to help fund sterilizations of the above high-population breeds in any zip code in the City; and

WHEREAS, Contractor is able and willing to serve additional zip codes from its mobile spay/neuter clinic to sterilize these targeted breeds.

NOW THEREFORE, the City and Contractor agree that Agreement Number C-116573 be amended as follows:



## AMENDMENT

1. **Section V, Scope of Services**, is amended by deleting the restriction that the funds be used only for persons living in the following zip codes: 91331 (Pacoima) and 91342 (Sylmar) in subdivision 7 of Subsection C to read as follows:

**7. Additional Services to Targeted Communities and Breeds.**

Pursuant to this Amendment, the Contractor shall provide the additional spay/neuter services using the Mobile Van for Pit Bulls and Pit Bull mixes owned by Los Angeles residents living in any City zip code.

Pursuant to this Amendment and for the Additional Funds only, the Department continue to suspend the requirement that pet owners must demonstrate that they are low-income, and allow Contractor to provide said services to Los Angeles residents of any income level, on the condition that a) annual services to low-income residents, as set forth in this Agreement, are not reduced, and b) services to residents who are not low-income Los Angeles residents are targeted to the specific dog breeds note above, or other approved method, as mutually agreed with Department consistent with the terms of the donation from the Heigl Foundation and the approval by the Board of Animal Services Commissioners and the City Council. Contractor will provide the Department with the required proof of the client's residency as set forth herein to document that the City is provided with the services as intended.

3. Except as herein amended, all other terms and conditions shall remain in full force and effect.

4. This Amendment is executed in three (3) duplicate originals, each of which is deemed to be an original. This amendment consists of 3 pages, with the third page being the signature page.

IN WITNESS THEREOF, the parties hereto have caused this Amendment to be executed on the date indicated.

**The City of Los Angeles,  
Department of Animal Services**

By \_\_\_\_\_  
Brenda F. Barnette, General Manager

Date: \_\_\_\_\_

**The Amanda Foundation**

By \_\_\_\_\_  
Teri Austin, President

Date \_\_\_\_\_

**APPROVED AS TO FORM:  
CARMEN TRUTANICH, City Attorney**

By \_\_\_\_\_  
Dov S. Lesel, Assistant City Attorney

Date \_\_\_\_\_

**ATTEST:  
JUNE LAGMAY, City Clerk**

By \_\_\_\_\_  
Deputy City Clerk

Date \_\_\_\_\_

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Los Angeles City Business Tax License Number 0986065-00

IRS Taxpayer Identification Number 51-0183667

City Agreement Number C-116573-2