

RESOLUTION NO. 3764

A RESOLUTION AUTHORIZING THE CITY OF MILES CITY TO ENTER INTO AN EXTENSION AGREEMENT WITH TUMBLEWOOD DEVELOPMENT, INC. FOR SANITATION INSPECTION SERVICES FOR CALENDAR YEAR 2015

WHEREAS, the City of Miles City desires to contract for sanitation inspection services on behalf of its Health Board to perform sanitation inspections of facilities within the city limits of the City of Miles City as required or permitted by Title 50 MCA for all of calendar year 2015;

AND WHEREAS Tumblewood Development, Inc., a Montana Corporation, of Lewistown, Montana, has represented that it is qualified and authorized by applicable Montana law, rules and regulations to provide such sanitation inspection services for the City of Miles City;

AND WHEREAS the City of Miles City and Tumblewood Development, Inc., have previously negotiated mutually acceptable terms and conditions for the supplying of such contracted sanitation inspection services for the 2013 calendar year, which was extended for calendar year 2014 pursuant to an Extension Agreement approved by Resolution 3660, and wish to extend such Agreement through calendar year 2015;

NOW THEREFORE, IT IS RESOLVED BY THE CITY COUNCIL OF THE CITY OF MILES CITY, MONTANA AS FOLLOWS:

1. The Extension Agreement between the City of Miles City, Montana and Tumblewood Development, Inc., a Montana corporation, attached hereto as Exhibit "A", and made a part hereof, is hereby approved and adopted by this Council.
2. The Chairperson of the City of Miles City Board of Health is hereby empowered and authorized to execute said Extension Agreement on behalf of the City of Miles City and bind the City of Miles City thereto.
3. The Chairperson of the City of Miles City Board of Health is hereby empowered and authorized to execute such further documents as are necessary to carry out the terms of said Agreement and bind the City of Miles City thereto.

**SAID RESOLUTION FINALLY PASSED AND ADOPTED BY A DULY
CONSTITUTED QUORUM OF THE CITY COUNCIL OF THE CITY OF MILES CITY,
MONTANA, THIS 25th DAY OF NOVEMBER, 2014.**



C.A. Grenz, Mayor

ATTEST:



Lorrie Pearce, City Clerk

EXTENSION AGREEMENT
To Sanitation Inspection Service Agreement

This Agreement is entered into by and between **THE CITY OF MILES CITY HEALTH BOARD**, a board of the City of Miles City, Montana, of 17 South Eighth Street, Miles City, Montana 59301, hereinafter referred to as “the Board” and **TUMBLEWOOD DEVELOPMENT, INC.**, a Montana Corporation, of P.O. Box 743, Lewistown, Montana 59457, hereinafter referred to as “Sanitarian.”

RECITALS

WHEREAS, the Board and the Sanitarian have previously entered into a Sanitation Inspection Service Agreement dated January 23, 2013, for sanitation services to the City of Miles City for calendar year 2013, which was extended for calendar year 2014 pursuant to an Extension Agreement approved by Resolution 3660;

AND WHEREAS, the parties hereto wish to extend said Agreement so that Sanitarian may provide the City of Miles City with sanitation services for calendar year 2015, under the same terms and conditions as the 2013 Agreement and 2014 extension;

AND WHEREAS, modification of the term of the 2013 Agreement must be made in writing and executed by all parties, pursuant to Paragraph 15 of the 2013 Agreement;

NOW, THEREFORE, the parties hereto agree as follows:

1. The foregoing Recitals are hereby incorporated as if fully set forth herein.
2. The 2013 Sanitation Inspection Service Agreement between the parties is hereby extended, and the terms of said Agreement shall remain in full force and effect until midnight on December 31, 2015, with an effective beginning date of January 1, 2015.

3. The compensation due for calendar year 2013, as extended through 2014, shall remain the same for calendar year 2015.

4. The 2013 Agreement shall remain unchanged in all respects other than the changing of the applicable calendar year.

5. This Agreement shall not become effective until it is approved and ratified by the City Council of the City of Miles City by appropriate resolution.

EXECUTED this 25th day of November, 2014.

CITY OF MILES CITY HEALTH BOARD

By: Roxanna Bush
Its Chairperson

TUMBLEWOOD DEVELOPMENT, INC.,
a Montana corporation

By: Neil Rilli

Title: owner