

**City of Carson City  
Agenda Report**

**Date Submitted:** July 11, 2011

**Agenda Date Requested:** July 21, 2011  
**Time Requested:** Consent

**To:** Mayor and Supervisors

**From:** City Manager  
Purchasing and Contracts

**Subject Title:** For Possible Action: To approve Amendment No. 2 to the Agreement to Provide Public, Educational and Governmental Access Programming between Carson City and the Brewery Arts Center extending the term of the agreement through June 30, 2012. *(Larry Werner)*

**Staff Summary:** The current agreement with Brewery Arts Center (BAC) expired on June 30, 2011. This amendment provides for continued operation of our community access television stations through June 30, 2012.

**Type of Action Requested:** (check one)

☐ Resolution ☐ Ordinance  
☒ Formal Action/Motion ☐ Other (Specify)

**Does This Action Require A Business Impact Statement:** ☐ Yes ☒ No

**Recommended Board Action:** I move to approve Amendment No. 2 to the Agreement to Provide Public, Educational and Governmental Access Programming between Carson City and the Brewery Arts Center extending the term of the agreement through June 30, 2012. *(Larry Werner)*

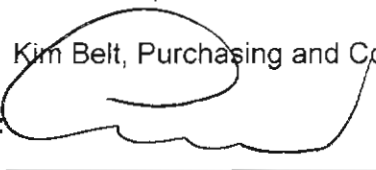
**Explanation for Recommended Board Action:** The Brewery Arts Center currently operates our community access stations. Without this agreement, the City would have to seek out another operator to insure continuation of service.

**Fiscal Impact:** \$140,000.00.

**Funding Source:** General Fund

**Supporting Material:** Proposed Amendment No. 2.

**Prepared By:** Kim Belt, Purchasing and Contracts Manager

**Reviewed By:** 

\_\_\_\_\_  
(City Manager)

Date: 7/12/11

\_\_\_\_\_  
(District Attorney)

Date: 7/12/11

\_\_\_\_\_  
(Finance Director)

Date: 7/12/11

**Board Action Taken:**

Motion: \_\_\_\_\_

1) \_\_\_\_\_

2) \_\_\_\_\_

Aye/Nay

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_  
(Vote Recorded By)

**Contract Title: Agreement to Provide Public, Educational and Government  
Access Programming 2007-2012**

**Amendment No. 2**

**THIS AMENDMENT** is made and entered into this 21<sup>st</sup> day of July, 2011, by and between the City and County of Carson City, a political subdivision of the State of Nevada, hereinafter referred to as the "**CITY**", and the Brewery Arts Center, a Nevada non-profit corporation, hereinafter referred to as the "**BAC**", and is made to amend the existing contract known as the Agreement to Provide Public, Educational and Governmental Access Programming 2007-2012 .

**WITNESSETH:**

**WHEREAS**, the **CITY** desires to amend Sections 18 of the original contract to that which is contained herein; and

**WHEREAS**, it is deemed that said amendment is both necessary and in the best interests of the **CITY**.

**NOW, THEREFORE**, in consideration of the aforesaid premises, the parties agree as follow:

- I. Section 18 shall be revised to state:

Section 18. Term of Agreement. This agreement shall be for a period of one (1) year commencing on July 1, 2011 and ending on June 30, 2012, unless terminated earlier, as provided in this Agreement.

**WHEREAS**, this Amendment shall not become effective until and unless approved by the Carson City Board of Supervisors.

**IT IS ALSO AGREED**, that all unaffected conditions, requirements, and restrictions of the agreement remain in full force and effect.

**Contract Title: Agreement to Provide Public, Educational and Government  
Access Programming 2007-2012**

**Amendment No. 2**

**ACKNOWLEDGMENT AND EXECUTION:**

In witness whereof, the parties hereto have caused this Amendment to be signed and intend to be legally bound thereby.

**CARSON CITY**

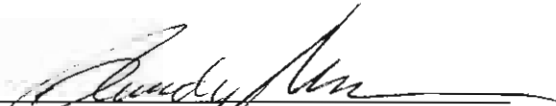
Purchasing and Contracts Department  
Kim Belt, Purchasing and  
Contracts Manager  
201 North Carson Street Suite 3  
Carson City, Nevada 89701  
Telephone: 775-283-7137  
Fax: 775-887-2107  
KBelt@carson.org

**CITY'S LEGAL COUNSEL**

Neil A. Rombardo, District Attorney

I have reviewed this Contract and approve  
as to its legal form.

By:   
Kim Belt

By:   
Deputy District Attorney

DATED 7/12/11

DATED 7/12/11

**CITY'S ORIGINATING DEPARTMENT  
BY:**

Lawrence A Werner, P.E., P.L.S.  
City Manager  
Carson City, NV 8970  
Telephone: 775-887-2100  
Fax: 775-887-2286  
lwerner@carson.org

By: 

DATED 7/12/11

**Contract Title: Agreement to Provide Public, Educational and Government  
Access Programming 2007-2012**

**Amendment No. 2**

Approved at a regular meeting of the Board of Trustees of the Brewery Arts Center on the  
\_\_\_\_\_ day of \_\_\_\_\_, 2011.

**Brewery Arts Center, a non-profit corporation**

By: \_\_\_\_\_ DATED \_\_\_\_\_  
Bruce Robertson, President

**CONTRACT ACCEPTANCE AND EXECUTION:**

The Board of Supervisors for Carson City, Nevada at their publicly noticed meeting of approved Amendment No. 2. Further, the Board of Supervisors authorizes the Mayor of Carson City, Nevada to set his hand to this document and record his signature for the execution of this contract in accordance with the action taken.

**CARSON CITY, NEVADA**

\_\_\_\_\_  
ROBERT L. CROWELL, MAYOR

DATED this 21<sup>st</sup> day of July, 2011.

**ATTEST:**

\_\_\_\_\_  
ALAN GLOVER, CLERK-RECORDER

DATED this 21<sup>st</sup> day of July, 2011.