

Attachment B

Clarification of Memorandum of Understanding (MOU)

Santa Barbara County Regional SB 1383 Food Recovery Plan

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Santa Barbara County Regional SB 1383 Food Recovery Plan

Whereas, the County of Santa Barbara (“County”) and the cities of Buellton, Carpinteria, Goleta, Lompoc, Santa Barbara, and Solvang (“Partner Cities/City” and collectively with the County “Cooperating Partners”) entered into a Memorandum of Understanding (“MOU”) for sharing the cost of the development and implementation of the “Santa Barbara County Regional SB 1383 Food Recovery Plan”; and

Whereas, the Cooperating Partners have raised some questions regarding the intent and interpretation of Section 3.1, Cost Sharing Estimates, of the MOU which lists estimated costs to be contributed by each of the Cooperating Partners and then states, in relevant part:

“The above costs are estimates, and the Cooperating Partners are responsible for actual costs, including any and all costs above said estimates, up to 10% of actual costs”;

and

Whereas, the County, as the Project Manager of the MOU, is responsible for determining the costs and hereby seeks to clarify that the stated provision in Section 3.1 is intended to limit the costs of the Partner Cities.

Now therefore, the County hereby clarifies that the intent of Section 3.1 is to limit the costs to the Partner Cities so that no Partner City shall be responsible for any amount exceeding 10% above the estimated cost listed for that Partner City in Section 3.1 of the MOU.

In witness whereof, the County hereby executes this Clarification of the MOU.

ATTEST:

Mona Miyasato
County Executive Officer
Clerk of the Board

COUNTY OF SANTA BARBARA:

Joan Hartmann, Chair
Board of Supervisors

By: *Shirley Olaguera*
Deputy Clerk

By: *Joan Hartmann*

APPROVED AS TO FORM:

Rachel Van Mullem
County Counsel

**APPROVED AS TO ACCOUNTING
FORM:**

Betsy M. Schaffer, CPA
Auditor-Controller

By: ^{DocuSigned by:} *Johannah Hartley*
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Johannah Hartley
Deputy County Counsel

By: ^{DocuSigned by:} *Robert Geis*
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Deputy

APPROVED AS TO FORM:

Gregory Milligan, ARM
Risk Manager

By: ^{DocuSigned by:} *Gregory Milligan*
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Risk Management