



# Council Agenda Report

To: Mayor Wagner and the Honorable Members of the City Council

Prepared by: Adam Chase, Assistant Public Works Director/City Engineer

Reviewed by: Robert DuBoux, Public Works Director/City Engineer

Approved by: Reva Feldman, City Manager

Date prepared: July 11, 2019 Meeting date: August 12, 2019

Subject: Amendment to Professional Services Agreement for Land Surveying Services

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**RECOMMENDED ACTION:** Authorize the City Manager to execute Amendment No. 1 to the Professional Services Agreement with MNS Engineers, Inc. to extend the term of the agreement to provide continued on-call land surveying services.

**FISCAL IMPACT:** There is no fiscal impact associated with the recommended action.

**DISCUSSION:** On August 14, 2017, the Council approved the agreement with MNS Engineers, Inc. for on-call land surveying services. MNS Engineers, Inc. have continued to perform successfully these services for the City.

The term of the agreement is scheduled to expire August 14, 2019. Amendment No. 1 will extend the term of the agreement for one additional year.

Staff recommends the City Council approve Amendment No. 1 to the Agreement with MNS Engineers, Inc.

**ATTACHMENTS:** Amendment No. 1 to the Agreement with MNS Engineers, Inc.

AMENDMENT NO. 1 TO AGREEMENT

THIS AMENDMENT NO. 1 TO AGREEMENT is made and entered in the City of Malibu on August 12, 2019, by and between the CITY OF MALIBU, hereinafter referred to as City, and MNS Engineers, Inc., hereinafter referred to as Consultant.

The City and the Consultant agree as follows:

RECITALS

- A. On August 14, 2017, the City entered into an Agreement with Consultant for On-Call Land Surveying Services (the "Agreement").
- B. The City desires to amend the Agreement to extend the term of the Agreement.

NOW THEREFORE, in consideration of their mutual promises, obligations and covenants hereinafter contained, the parties hereto agree as follows:

- 1. Section 2.0 – Term of Agreement, is hereby amended to read as follows: This Agreement will become effective on August 14, 2017, and will remain in effect for a period of three years, expiring on August 14, 2020, unless otherwise extended in one (1) year increments, for up to two additional years, in writing agreed to by both sides, or terminated by either party as provided herein.
- 2. All terms and conditions of the Agreement not amended by this Amendment No. 1 remain in full force and effect.

This Agreement is executed on \_\_\_\_\_, 2019, at Malibu, California, and effective as of August 14, 2019.

CITY OF MALIBU:

\_\_\_\_\_  
REVA FELDMAN, City Manager

ATTEST:


\_\_\_\_\_  
HEATHER GLASER, City Clerk  
(seal)

APPROVED AS TO FORM:

THIS DOCUMENT HAS BEEN REVIEWED  
BY THE CITY ATTORNEY'S OFFICE

\_\_\_\_\_  
CHRISTI HOGIN, City Attorney

CONSULTANT:

  
\_\_\_\_\_  
By: Mark E. Reinhardt  
Title: Vice President