



# 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 Agreements for On-Call Civil Engineering Services

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**RECOMMENDED ACTION:** Authorize the City Manager to execute Amendment No. 1 to the Professional Services Agreement with Kimley Horn and Associates, Inc. and Amendment No. 1 to Jensen Design and Survey to extend the term of their agreements to provide continued on-call civil engineering services.

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

**DISCUSSION:** On August 28, 2017, the Council approved the agreements with Kimley Horn and Associates, Inc. and Jensen Design and Survey for on-call civil engineering services. Kimley Horn and Associates and Jensen Design and Survey have performed successfully on their respective services for the City.

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

Staff recommends the City Council approve Amendment No. 1 to Agreement with Kimley Horn and Associates, Inc. and Amendment No. 1 to Jensen Design and Survey.

**ATTACHMENTS:**

1. Amendment No. 1 to Agreement with Kimley Horn and Associates, Inc.
2. Amendment No. 1 to Agreement with Jensen Design and Survey

**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 Kimley Horn and Associates, Inc., hereinafter referred to as Consultant.

The City and the Consultant agree as follows:

**RECITALS**

A. On August 28, 2017, the City entered into an Agreement with Consultant for On-Call Civil Engineering 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, of the Agreement, is hereby extended to August 14, 2020.
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: ROBERT D. BLUME CA # 39419  
Title: VICE PRESIDENT

**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 Jensen Design and Survey, Inc., hereinafter referred to as Consultant.

The City and the Consultant agree as follows:

**RECITALS**

A. On August 28, 2017, the City entered into an Agreement with Consultant for On-Call Civil Engineering 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, of the Agreement, is hereby extended to August 28, 2020.
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 28, 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: Scott Meckstroth  
Title: Managing Engineer