



Council Agenda Report

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

Prepared by: Elizabeth Shavelson, Deputy City Manager

Reviewed by: Joseph Toney, Assistant City Manager

Approved by: Steve McClary, Interim City Manager

Date prepared: May 27, 2022 Meeting date: June 13, 2022

Subject: Amendment No. 1 with Solid Waste Solutions, Inc.

RECOMMENDED ACTION: Authorize the Mayor to execute Amendment No. 1 to the professional services agreement with Solid Waste Solutions, Inc. (SWS) for film permit services.

FISCAL IMPACT: No additional appropriation is required. Funding for this agreement is included in the Proposed Budget for Fiscal Year 2022-2023 in Account No. 100-7054-5117 (Finance – Film Permit Consultant). The City collects revenue when permits are issued for filming within the City. The Proposed Budget for Fiscal Year 2022-2023 includes \$450,000 (Account No. 100-0000-3202) of expected revenue from film permits and an expense line-item amount of \$337,500 (Account No. 100-7054-5117) for the Film Permit Consultant expenses.

WORK PLAN: This item was not included in the Adopted Work Plan for Fiscal Year 2021-2022. This project is part of normal staff operations.

DISCUSSION: The City of Malibu contracts for film permit activities. The City issued a request for proposals (RFP) for film permitting services in 2019. The City received one (1) proposal in response to the RFP. On July 8, 2019, the City entered into an agreement with SWS for film permit services. SWS currently performs film permitting services for the City of Agoura Hills, City of Calabasas and the City of Goleta. Under the terms of the agreement SWS retains seventy-five percent of the fees collected and the City receives twenty-five percent of the fees collected to cover the costs of the services provided. The term of the agreement is set to expire on July 8, 2022.

SWS has provided film permitting processing and management services to the City since 2000. The City regularly issues a RFP for film permit services to see if any other consultants might offer better services. At this time, staff recommends extending the term of the agreement until November 30, 2022 to allow the City time to conduct a RFP for film permit services.

ATTACHMENTS: Amendment No. 1 to Professional Services Agreement with Solid Waste Solutions Inc.

AMENDMENT NO. 1 TO AGREEMENT

THIS AMENDMENT NO. 1 TO AGREEMENT is made and entered in the City of Malibu on June 13, 2022 by and between the CITY OF MALIBU, hereinafter referred to as City, and Solid Waste Solutions Inc., hereinafter referred to as Consultant.

The City and the Consultant agree as follows:

RECITALS

A. On July 9, 2019, the City entered into an Agreement with Consultant for certain projects relating film permit processing and management services. (the "Agreement").

B. The City desires to amend the Agreement to extend the term, and Consultant has submitted a proposal for this purpose that is acceptable to the City.

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 November 30, 2022.
2. The Parties agree that this Amendment will be considered signed when the signature of a party is delivered physically or by facsimile transmission or scanned and delivered via electronic mail. Such facsimile or electronic mail copies will be treated in all respects as having the same effect as an original signature.
3. 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 _____, at Malibu, California, and effective as of June 13, 2022.

CITY OF MALIBU:

PAUL GRISANTI, Mayor

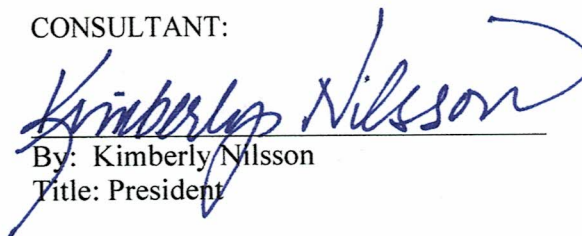
ATTEST:

KELSEY PETTIJOHN, City Clerk
(seal)

APPROVED AS TO FORM:

JOHN COTTI, Interim City Attorney

CONSULTANT:



By: Kimberly Nilsson
Title: President