



Council Agenda Report

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

Prepared by: Arthur Aladjadjian, Public Works Superintendent

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

Approved by: Steve McClary, City Manager

Date prepared: May 6, 2024

Meeting date: June 10, 2024

Subject: Amendment to Agreement with Yeh and Associates, Inc.

RECOMMENDED ACTION: Authorize the Mayor to execute Amendment No. 1 to the Professional Services Agreement with Yeh and Associates, Inc. (Yeh) for maintenance and monitoring of the Big Rock Mesa, Malibu Road, and Calle Del Barco Landslide Assessment Districts extending the term of the Agreement to expire June 22, 2025.

FISCAL IMPACT: No additional appropriation is required Funding for this agreement is included in the Adopted Budget for FY 2023-24 and the Proposed Budget for FY 2024-25 in Account Nos. 290-6002-5100 (Big Rock Mesa Landslide Maintenance District), 291-6003-5100 (Malibu Road Landslide Maintenance District) and 292-6004-5100 (Calle Del Barco Landslide Maintenance District). This amendment does not modify the compensation of this agreement.

STRATEGIC PRIORITY: This item is part of the day-to-day operations identified in the Adopted FY 2023-24 Strategic Priority Project List.

DISCUSSION: On June 22, 2020, the City entered into an agreement with Yeh to perform maintenance and monitoring of the Big Rock Mesa, Malibu Road, and Calle Del Barco Landslide Assessment Districts.

Yeh has performed very well during the term of its agreement. Staff recommends executing Amendment No. 1 to extend Yeh's agreement for an additional year. By executing Amendment No. 1, the level of service to the City will continue uninterrupted and staff will be able to maintain the maintenance and monitoring services.

Staff recommends the City Council authorize the Mayor to execute Amendment No. 1 to the Professional Services Agreement with Yeh to extend the term of the agreement for one year, to expire June 22, 2025.

ATTACHMENTS: Amendment No. 1 to Agreement with Yeh and Associates, Inc.

AMENDMENT NO. 1 TO AGREEMENT

THIS AMENDMENT NO. 1 TO AGREEMENT is made and entered in the City of Malibu on June 10, 2024, by and between the CITY OF MALIBU, hereinafter referred to as City, and Yeh and Associates, Inc. hereinafter referred to as Consultant.

The City and the Consultant agree as follows:

RECITALS

A. On June 22, 2020, the City entered into an Agreement with Consultant for Landslide Maintenance and Monitoring services for the Big Rock Mesa, Malibu Road, and Called Del Barco Landslide Assessment Districts (the "Agreement").

B. City desires to amend the Agreement to extend the term by one year to expire June 22, 2025.

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 June 22, 2025.
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 22, 2024.

CITY OF MALIBU:

STEVE UHRING, Mayor

ATTEST:

KELSEY PETTIJOHN, City Clerk
(seal)

APPROVED AS TO FORM:

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

TREVOR RUSIN, Interim City Attorney

CONSULTANT:



By: Jonathan D. Blanchard
Title: Vice President. Yeh and Associates, Inc.