



# Council Agenda Report

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

Prepared by: Arthur Aladjadjian, Public Works Superintendent

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

Approved by: Steve McClary, City Manager

Date prepared: September 19, 2023 Meeting date: October 9, 2023

Subject: Amendment to Agreement for Annual Street Sweeping Services

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**RECOMMENDED ACTION:** Authorize the Mayor to execute Amendment No. 2 to Agreement with Sweeping Corp of America (SCA) for street sweeping services under the City's Annual Street Sweeping Program.

**FISCAL IMPACT:** No additional appropriation is required. Funding for this agreement in the amount of \$83,000 was included in the Adopted Budget for FY 2023-24 in Account No. 100-3001-5121 (Street Sweeping). Under a separate agreement, Caltrans reimburses the City for the costs of sweeping Pacific Coast Highway (PCH) and any associated administrative costs. Based on the agreement, the City receives approximately \$51,678 in reimbursements from Caltrans per year.

**WORK PLAN:** This item was included as item 8.b. in the Adopted Work Plan for FY 2022-23. Staff continue to work on ongoing projects and normal business while the FY 2023-24 Work Plan is finalized.

**DISCUSSION:** The Annual Street Sweeping program consists of sweeping City owned streets, City owned parking lots and sweeping PCH within City limits. On October 8, 2018, the City Council entered into an agreement to provide street sweeping services as part of the City's annual street sweeping program for a two-year period.

On September 29, 2020, City Council approved Amendment No. 1 extending the term of the agreement for an additional three years, expiring on October 8, 2023. Staff recommends executing Amendment No. 2 amending the term of the agreement for an

additional one year. SCA has performed very well during the term of its agreement. By executing Amendment No. 2, the level of service to the City will continue uninterrupted.

Staff recommends authorizing the Mayor to execute Amendment No. 2 to the agreement extending the term of the agreement for one additional year.

ATTACHMENTS: Amendment No. 2 to Agreement with Sweeping Corp of America.

## AMENDMENT NO. 2 TO AGREEMENT

THIS AMENDMENT NO. 2 TO AGREEMENT is made and entered in the City of Malibu on October 9, 2023, by and between the CITY OF MALIBU, hereinafter referred to as City, and Sweeping Corp of America, hereinafter referred to as Consultant.

The City and the Consultant agree as follows:

### RECITALS

- A. On October 8, 2018, the City entered into an Agreement with Consultant to provide street sweeping services (the "Agreement").
- B. On September 29, 2020, the City amended the Agreement extending the term of the Agreement October 8, 2023.
- C. The City desires to amend 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 October 8, 2024.
- 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. 2 remain in full force and effect.

This Agreement is executed on \_\_\_\_\_, at Malibu, California, and effective as of October 8, 2023.

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: Mike Justice  
Title: Fleet Manager