



# Council Agenda Report

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

Prepared by: Christine Shen, Environmental Sustainability Analyst

Reviewed by: Yolanda Bundy, Environmental Sustainability Director

Approved by: Steve McClary, Interim City Manager

Date prepared: August 25, 2021 Meeting date: September 13, 2021

Subject: Amendment to Agreement with Environmental Science Associates for a Coastal Vulnerability Assessment

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**RECOMMENDED ACTION:** Authorize the Mayor to execute Amendment No. 1 to Agreement with Environmental Science Associates to allow for a two-year extension of the existing agreement through September 30, 2023.

**FISCAL IMPACT:** Funding for these services was included in the Adopted Budget for Fiscal Year 2021-2022 in Account No. 101-2004-5100 (Building Safety and Sustainability - Professional Services). No additional funding is being requested.

**WORK PLAN:** This project was included as Item 5.f. in the Adopted Work Plan for Fiscal Year 2021-2022.

**DISCUSSION:** On April 24, 2019, City Council directed staff to allocate funding to the Proposed Budget for Fiscal Year 2019-2020 for a Coastal Vulnerability Assessment to evaluate the susceptibility of the local coastline to potential adverse effects of climate change, including beach erosion. On September 23, 2019, the City entered into a two-year agreement with ESA for such services. This contract expires on October 1, 2021.

At this time, staff is requesting Council extend the term of the original Agreement for two additional years, such that the agreement will expire on October 1, 2023. Extending the term of the current agreement will ensure greater community input and participation. Original plans for public engagement were postponed due to the COVID-19 pandemic.

**ATTACHMENTS:**

1. Amendment No. 1 to Agreement with Environmental Science Associates

## AMENDMENT NO. 1 TO AGREEMENT

THIS AMENDMENT NO. 1 TO AGREEMENT is made and entered in the City of Malibu on this 23<sup>rd</sup> day of September 2021, by and between the CITY OF MALIBU, herein after referred to as City, and Environmental Science Associates hereinafter referred to as Contractor.

The City and the Contractor agree as follows:

### **RECITALS**

A. On September 23, 2019, the City entered into an Agreement with Environmental Science Associates for Professional Consulting Services for a Coastal Vulnerability Assessment that evaluates the susceptibility of the local coastline to potential adverse effects of climate change, including beach erosion (the "Agreement").

B. The City desires to amend the Agreement to extend the Term of the Agreement, such that the contract will now expire on October 1, 2023.

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 expire on October 1, 2023.
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 this \_\_\_\_ day of \_\_\_\_\_, 2021, at Malibu, California, and effective as of October 1, 2021.

CITY OF MALIBU

\_\_\_\_\_  
PAUL GRISANTI, Mayor

ATTEST:

\_\_\_\_\_  
KELSEY PETTIJOHN, City Clerk  
(seal)

APPROVED AS TO FORM:

THIS DOCUMENT HAS BEEN REVIEWED  
BY THE CITY ATTORNEY'S OFFICE  
\_\_\_\_\_  
JOHN COTTI, Interim City Attorney

CONTRACTOR

\_\_\_\_\_  
By: Ann Borgonovo  
Title: Vice President