



# Council Agenda Report

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

Prepared by: Yolanda Bundy, Environmental Sustainability Director

Approved by: Reva Feldman, City Manager

Date prepared: June 8, 2020 Meeting date: June 22, 2020

Subject: Amendment to Agreement with Cotton, Shires & Associates to Provide Professional Consulting Geology Services

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**RECOMMENDED ACTION:** Authorize the City Manager to execute Amendment No. 1 to Agreement with Cotton, Shires & Associates to allow for a one-year extension of the existing agreement through June 30, 2021.

**FISCAL IMPACT:** Funding for these services is generated from fees for geology, geotechnical engineering, and coastal engineering plan check services and is included in the Proposed Budget for Fiscal Year 2020-2021 in Account No. 101-2004-5100 (Building Safety Professional Services).

**WORK PLAN:** This item was not included in the Adopted Work Plan for Fiscal Year 2020-2021. This project is part of normal staff operations

**DISCUSSION:** The Environmental Sustainability Department currently utilizes consulting firms to provide specialized services such as engineering geology, geotechnical engineering, and coastal engineering. On August 27, 2018, the City entered into a two-year agreement with Cotton, Shires & Associates for such consulting services. This contract expires on June 30, 2020.

At this time, staff is requesting Council extend the term of the original Agreement for an additional year, such that the agreement will expire on June 30, 2021. Extending the current agreement will ensure continuity of service during this critical time.

**ATTACHMENT:** Amendment No. 1 to Agreement with Cotton, Shires & Associates

## AMENDMENT NO. 1 TO AGREEMENT

THIS AMENDMENT NO. 1 TO AGREEMENT is made and entered in the City of Malibu on this 22<sup>nd</sup> day of June 2020, by and between the CITY OF MALIBU, herein after referred to as City, and Cotton, Shires & Associates, hereinafter referred to as Contractor.

The City and the Contractor agree as follows:

### RECITALS

A. On August 27, 2018, the City entered into an Agreement with Cotton, Shires & Associates for Professional Consulting Services for Engineering Geology, Geotechnical Engineering, and Coastal Engineering Plan Check Services (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 June 30, 2021.

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 June 30, 2021.
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 \_\_\_\_\_, 2020, at Malibu, California, and effective as of July 1, 2020.

CITY OF MALIBU

\_\_\_\_\_  
REVA FELDMAN, City Manager

ATTEST:


\_\_\_\_\_  
HEATHER GLASER, Acting City Clerk  
(seal)

APPROVED AS TO FORM:

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

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CHRISTI HOGIN, City Attorney

CONTRACTOR

  
By: Mike Phipps  
Title: Principal Engineering Geologist, Cotton,  
Shires & Associates