



# Council Agenda Report

To: Mayor Farrer 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: Reva Feldman, City Manager

Date prepared: June 22, 2020 Meeting date: July 13, 2020

Subject: Amendment to Professional Services Agreement with 30 Three Sixty Public Finance, Inc.

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**RECOMMENDED ACTION:** Authorize the City Manager to execute Amendment No. 1 to the Professional Services Agreement with 30 Three Sixty Public Finance, Inc. extending the term of the agreement for two additional years to expire on July 23, 2022.

**FISCAL IMPACT:** There is no fiscal impact to this action. Homeowners in the proposed Lower Rambla Pacifico Underground Utilities District (LRPUUD) boundary have provided the City with a deposit of \$200,000 to fund the services related to this project.

**WORK PLAN:** This item was included as item 8o in the Adopted Work Plan for Fiscal Year 2020-2021.

**DISCUSSION:** On April 12, 2018, the City issued a Request for Qualifications and Proposals (RFQ/P) from qualified firms for the formation of an assessment district for the undergrounding of overhead utilities. On July 23, 2018, the City Council awarded a contract with 30 Three Sixty Public Finance, Inc. with a term of two years.

Staff is recommending the Council authorize the City Manager to execute Amendment No. 1 to extend the agreement with 30 Three Sixty Public Finance, Inc. for two additional years to expire July 23, 2022. All other terms of the agreement will remain unchanged.

**ATTACHMENTS:** Amendment No. 1 with 30 Three Sixty Public Finance, Inc.

## AMENDMENT NO. 1 TO AGREEMENT

THIS AMENDMENT NO. 1 TO AGREEMENT is made and entered in the City of Malibu on July 23, 2018 by and between the CITY OF MALIBU, hereinafter referred to as City, and 30 Three Sixty Public Finance, Inc. hereinafter referred to as Consultant.

The City and the Consultant agree as follows:

### RECITALS

A. On July 23, 2018, the City entered into an Agreement with Consultant for the formation of the Lower Rambla Pacifico Utility Undergrounding District (the "Agreement") for a term of two years to expire July 23, 2020.

B. The City desires to amend the Agreement to extend the term for two additional years, to expire July 23, 2022.

NOW THEREFORE, in consideration of their mutual promises, obligations and covenants hereinafter contained, the parties hereto agree as follows:

1. Section 1.0 – Scope of the Consultant's Services, of the Agreement, will remain unchanged.
2. Section 2.0 – Term of Agreement, is hereby extended for two additional years.
3. Section 3.0 – Compensation for Services, of the Agreement, will remain unchanged.
4. 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 \_\_\_\_\_, 2020, at Malibu, California, and effective as of July 23, 2020.

CITY OF MALIBU:

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

ATTEST:

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

APPROVED AS TO FORM:

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

\_\_\_\_\_  
CHRISTI HOGIN, City Attorney

CONSULTANT:

\_\_\_\_\_  
By: Mitch Mosesman  
President