

## **REPORT TO THE CITY COUNCIL AND SUCCESSOR AGENCY**

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**DATE:** September 19, 2017

**TITLE:** Fifth Amendment to Contract Services Agreement with Urban Futures Incorporated for Consulting and Increased Scope of Services Related to Post-Redevelopment Activities and Compliance

**Prepared by:** Linda Kelly, Finance Manager

**Reviewed by:** Robert Lee, Assistant City Attorney

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### **RECOMMENDATION**

- 1) Adopt a Resolution of the Successor Agency approving a Fifth Amendment to the Contract Services Agreement with Urban Futures Incorporated; and**
- 2) Authorize the City Manager/Successor Agency Executive Director to execute a Fifth Amendment to the Contract Services Agreement with Urban Futures, Incorporated for continuing and increased services related to post-redevelopment activities and compliance, in an amount of \$70,000.00; with approval as to form by the City Attorney.**

### **BACKGROUND**

Urban Futures Incorporated ("Consultant") and the Successor Agency ("Successor Agency") to the former Desert Hot Springs Redevelopment Agency ("Former RDA") entered into a Contract Services Agreement, dated March 29, 2012 ("Agreement"), for the Consultant to provide the Successor Agency with services related to the implementation of ABx1 26, as amended by AB 1484, and winding down of the Former RDA, for the amount of \$29,900.

A First Amendment to the Contract Services Agreement dated April 9, 2014 was entered between the Successor Agency and the Consultant to expand the scope of services and increase the compensation by an amount of \$30,000.

The Second Amendment to Contract Services Agreement, dated August 13, 2014 was entered between the Successor Agency and the Consultant to again expand the scope of services and increase the compensation by an amount of \$30,000.

The Third Amendment to Contract Services Agreement, dated July 7, 2015 was entered between the Successor Agency and the Consultant to again expand the scope of services and increase the compensation by an amount of \$40,000.

The Fourth Amendment to Contract Services Agreement, dated September 20, 2016 was entered between the Successor Agency and the Consultant to again expand the scope of services and increase the compensation by an amount of \$40,000.

### **DISCUSSION**

The Consultant has offered again to continue to provide services for the Successor Agency and now expand its services to include:

- Review of all Recognized Obligation Payment Schedules (ROPS);
- Assist with the implementation of the Long-Range Property Management Plan (LRPMP);
- Review State audit reports,

- Meet and confer applications related to any Department of Finance appeals under ABx1 26 and AB 1484 and staff reports as they relate to such meet and confers;
- Assist with the LRPMP Sales and necessary documentation for review by the boards;
- Aid in preparation and review for Purchase Sale Agreements;
- Review all other reports as requested by the Successor Agency staff;
- Attend Oversight Board meetings;
- Assist with the disposition of the Successor Agency properties; and
- Provide continuous updates on the changes to ABx1 26 and AB 1484.

To continue with the expanded scope of services would require an increase in compensation to be paid to the Consultant by an additional \$70,000 which would bring the new total to \$239,900. The foregoing would necessitate that the Successor Agency and Consultant again amend the Agreement (Exhibit 1 - Fifth Amendment to Contract Services Agreement with Urban Futures Incorporated). The Fifth Amendment would also clearly establish an expiration date of September 30, 2019.

This item will be presented to the Successor Agency's Oversight Board at their next regularly scheduled meeting on October 10, 2017 for review and approval.

#### **FISCAL IMPACT**

Staff will include sufficient appropriations in each appropriate Recognized Obligation Payment Schedule that is to be submitted to and approved by the State Department of Finance to cover the additional consulting costs that were included in the Fiscal Year 17-18 budget and will be included in the Fiscal Year 2018-19 budget cycle under expenditure line item 911-6085-4320, as may be appropriate.

#### **EXHIBIT(S)**

- 1) Fifth Amendment to Contract Services Agreement with Urban Futures Incorporated
- 2) Urban Futures Incorporated Proposal
- 3) Resolution approving Fifth Amendment to Contract Services Agreement with Urban Futures Incorporated