

REPORT TO REDEVELOPMENT AGENCY

DATE: SEPTEMBER 22, 2010

TO: HONORABLE CHAIR AND MEMBERS OF THE REDEVELOPMENT AGENCY

FROM: GREG RAMIREZ, EXECUTIVE DIRECTOR *GR*

BY: NATHAN HAMBURGER, ASSISTANT EXECUTIVE DIRECTOR *NH*

SUBJECT: REQUEST TO APPROVE AN AMENDMENT TO THE CONSULTANT SERVICES AGREEMENT WITH ALLAN D. KOTIN & ASSOCIATES, RELATING TO ECONOMIC DEVELOPMENT FEASIBILITY AND IMPACT ANALYSIS WITHIN THE AGENCY

The Redevelopment Agency entered into an agreement with Allan D. Kotin & Associates in March 2010 to complete a feasibility and impact analysis relating to properties within the Agoura Village Specific Plan, which resides in the Agoura Hills Redevelopment Agency's Project Area. Based on the findings within the first phase of the analysis, it was determined by staff that additional information will need to be reviewed, and that additional feasibility scenarios are required to be analyzed.

Due to the fact that there is a need to expand the original scope of work, the amount of the contract would exceed the authority authorized to the Executive Director and is, thus, being brought forth seeking approval of an amendment to the consultant services agreement. In addition, the termination date in the agreement will be extended to allow the new expanded scope of work to be completed.

The proposed amendment (increase of \$8,300) to this agreement will not cause the approved budget to be exceeded, as the Redevelopment Agency budget included funding for various studies and consulting assistance. The total amount of the agreement will be in a not-to-exceed amount of \$33,300.

The proposed agreement has been reviewed and approved as to form by the Agency Attorney.

RECOMMENDATION

Staff recommends that the Redevelopment Agency approve the amendment of the consultant services agreement with Allan D. Kotin & Associates, for the completion of the economic development feasibility and impact analysis report.

AMENDMENT TO AGREEMENT FOR CONSULTANT SERVICES
WITH THE AGOURA HILLS REDEVELOPMENT AGENCY

NAME OF CONSULTANT: Allan D. Kotin & Associates

RESPONSIBLE PRINCIPAL OF CONSULTANT: Attn: Allan Kotin

CONSULTANT'S ADDRESS: 949 S. Hope Street, Suite 200
Los Angeles, CA 90015

AGENCY'S ADDRESS: Agoura Hills Redevelopment
Agency
30001 Ladyface Court
Agoura Hills, CA 91301
Attn: Executive Director

PREPARED BY: Nathan Hamburger

COMMENCEMENT DATE: March 18, 2010

TERMINATION DATE: November 30, 2010

CONSIDERATION: Contract Price
Not to Exceed: \$33,300

AMENDMENT TO AGREEMENT

This FIRST AMENDMENT TO AGREEMENT ("Amendment") is made and entered into as of the 22nd day of September, 2010, by and between the Agoura Hills Redevelopment Agency, a municipal corporation ("Agency") and Allan D. Kotin & Associates ("Consultant") and with respect to the following recitals:

A. Both parties agree to extend the term of original agreement which commenced March 18, 2010, and set to terminate on November 30, 2010.

B. Both parties agree to increase the Not to Exceed contract price to \$33,300.

C. The Agency and Consultant now wish to modify the Agreement to extend the term and contract price of the Consultant Services Agreement for the completion of a feasibility and economic impact analysis for the Redevelopment Project Area.

NOW, THEREFORE, IN CONSIDERATION OF THE MUTUAL BENEFITS, PROMISES, COVENANTS, AND CONDITIONS HEREINAFTER CONTAINED, THE PARTIES, DO AGREE HEREBY AS FOLLOWS:

SECTION 1. The Agreement is hereby amended to read as follows:

"1. **TERM.** This Agreement shall commence on March 18, 2010, and shall remain and continue in effect until November 30, 2010, or upon the completion of all tasks described herein related to the provisions of this Agreement."

"4. **PAYMENT.** The Agency agrees to pay Consultant monthly, in accordance with the payment rates and terms and the schedule of payment as set forth in Exhibit B, Payment Rates and Schedule, attached hereto and incorporated herein by this reference as though set forth in full, based upon actual time spent on the above tasks. Any terms in Exhibit B other than the payment rates and schedule of payment are null and void. This amount shall not exceed \$33,300 ("Contract Price") for the initial Term of the Agreement unless additional payment is approved as provided in this Agreement."

SECTION 2. All other provisions of the Agreement remain unchanged.

SECTION 3. The Recitals are incorporated herein as though set forth in full.

IN WITNESS WHEREOF, the parties have executed this Amendment as of the date first written above.

**AGOURA HILLS REDEVELOPMENT
AGENCY**

Harry Schwarz
Chair

ATTEST:

Kimberly M. Rodrigues, MMC
City Clerk

APPROVED AS TO FORM:

Craig A. Steele,
Agency Attorney

Allan D. Kotin & Associates

By: _____
Name:
Title:

By: _____
Name:
Title:

[*Signatures of Two Corporate Officers Required]