



AGENDA

Tuesday, June 30, 2020

6:00 P.M. CLOSED SESSION

6:15 P.M. OPEN SESSION

SPECIAL MEETING

**CITY COUNCIL, AIRPORT COMMISSION,
MARINA ABRAMS B NON-PROFIT CORPORATION, PRESTON PARK SUSTAINABLE
COMMUNITY NON-PROFIT CORPORATION, SUCCESSOR AGENCY OF THE FORMER
MARINA REDEVELOPMENT AGENCY AND MARINA GROUNDWATER
SUSTAINABILITY AGENCY**

Council Hall
211 Hillcrest Avenue
Marina, California

Telephone (831) 884-1278 - Fax (831) 384-9148

E-Mail: marina@cityofmarina.org Website: www.cityofmarina.org

Zoom Meeting URL <https://zoom.us/j/730251556>

Zoom Meeting Telephone Only Participation: 1-669-900-9128 Webinar ID:730 251 556

In response to Governor Newsom's Executive Order N.29-20 and City Council Resolution 2020-29 ratifying the Proclamation of a Local Emergency by the City Manager/Director of Emergency Services related to the COVID-19 (coronavirus) pandemic, public participation in the City of Marina City Council and other public meetings shall be electronic only and without a physical location for public participation, until further notice in compliance with California state guidelines on social distancing. This meeting is being broadcast "live" on Access Media Productions (AMP) Community Television Cable 25 and on the City of Marina Channel and on the internet at <https://accessmediaproductions.org/>

PARTICIPATION

You may participate in the City Council meeting in real-time by calling Zoom Meeting via the weblink and phone number provided at the top of this agenda. Instructions on how to access, view and participate in remote meetings are provided by visiting the City's home page at <https://cityofmarina.org/>. Attendees can make oral comments during the meeting by using the "Raise Your Hand" feature in the webinar or by pressing *9 on your telephone keypad if joining by phone only. If you are unable to participate in real-time, you may email to marina@cityofmarina.org with the subject line "Public Comment Item#__" (insert the item number relevant to your comment) or "Public Comment – Non Agenda Item." Comments will be reviewed and distributed before the meeting if received by 5:00 p.m. on the day of the meeting. All comments received will become part of the record. Council will have the option to modify their action on items based on comments received.

AGENDA MATERIALS

Agenda materials, staff reports and background information related to regular agenda items are available on the City of Marina's website www.cityofmarina.org. Materials related to an item on this agenda submitted to the Council after distribution of the agenda packet will be made available on the City of Marina website www.cityofmarina.org subject to City staff's ability to post the documents before the meeting

VISION STATEMENT

Marina will grow and mature from a small town bedroom community to a small city which is diversified, vibrant and through positive relationships with regional agencies, self-sufficient. The City will develop in a way that insulates it from the negative impacts of urban sprawl to become a desirable residential and business community in a natural setting. **(Resolution No. 2006-112 - May 2, 2006)**

MISSION STATEMENT

The City Council will provide the leadership in protecting Marina's natural setting while developing the City in a way that provides a balance of housing, jobs and business opportunities that will result in a community characterized by a desirable quality of life, including recreation and cultural opportunities, a safe environment and an economic viability that supports a high level of municipal services and infrastructure. **(Resolution No. 2006-112 - May 2, 2006)**

1. CALL TO ORDER



2. ROLL CALL & ESTABLISHMENT OF QUORUM: (City Council, Airport Commissioners, Marina Abrams B Non-Profit Corporation, Preston Park Sustainable Communities Nonprofit Corporation, Successor Agency of the Former Redevelopment Agency Members and Marina Groundwater Sustainability Agency)

Lisa Berkley, Adam Urrutia, Frank O'Connell, Mayor Pro-Tem/Vice Chair, Gail Morton, Mayor/Chair Bruce C. Delgado

3. CLOSED SESSION: *As permitted by Government Code Section 54956 et seq., the (City Council, Airport Commissioners, Marina Abrams B Non-Profit Corporation, Preston Park Sustainable Communities Nonprofit Corporation, Successor Agency of the Former Redevelopment Agency Members and Marina Groundwater Sustainability Agency) may adjourn to a Closed or Executive Session to consider specific matters dealing with litigation, certain personnel matters, property negotiations or to confer with the City's Meyers-Milias-Brown Act representative.*

- a. Conference with Legal Counsel, anticipated litigation – significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of CA Govt. Code Section 54956.9: one potential case.

4. OTHER ACTION ITEMS: *Action listed for each Agenda item is that which is requested by staff. The City Council may, at its discretion, take action on any items. The public is invited to approach the podium to provide up to four (4) minutes of public comment.*

- a. City Council receive draft New Ord Community Water and Wastewater Services Agreement between City of Marina and Marina Coast Water District and provide direction to staff.
- b. City Council consider adopting Resolution No. 2020-, approving a replacement to the FORA Community Facilities District (CFD) fee for the Dunes and Sea Haven Development in accordance with the terms and conditions of the Development Agreements for each development.
- c. City Council discussion regarding private funds received for Martin Luther King Jr. sculpture restoration and direction from Council on how to proceed with a process to restore the sculpture and to evaluate potential sites for display of the sculpture.

- d. City Council consider adopting Resolution No. 2020, approving Amendment No. 1 to the agreement between the City of Marina and CSG Consultants, Inc. of Foster City, California, extending the current contract to June 30, 2023, and; authorize the City Manager to execute the amendment on behalf of the City subject to final review and approval by the City Attorney.

CERTIFICATION

I, Anita Sharp, Deputy City Clerk, of the City of Marina, do hereby certify that a copy of the foregoing agenda was posted at City Hall and Council Chambers Bulletin Board at 211 Hillcrest Avenue, Monterey County Library Marina Branch at 190 Seaside Circle, City Bulletin Board at the corner of Reservation Road and Del Monte Boulevard on or before 6:30 p.m., Friday, June , 2020.

ANITA SHARP, DEPUTY CITY CLERK

City Council, Airport Commission and Redevelopment Agency meetings are recorded on tape and available for public review and listening at the Office of the City Clerk and kept for a period of 90 days after the formal approval of MINUTES.

City Council meetings may be viewed live on the meeting night and at 12:30 p.m. and 3:00 p.m. on Cable Channel 25 on the Sunday following the Regular City Council meeting date. In addition, Council meetings can be viewed at 6:30 p.m. every Monday, Tuesday and Wednesday. For more information about viewing the Council Meetings on Channel 25, you may contact Access Monterey Peninsula directly at 831-333-1267.

Agenda items and staff reports are public record and are available for public review on the City's website (www.cityofmarina.org), on the Monday preceding the meeting.

Supplemental materials received after the close of the final agenda and through noon on the day of the scheduled meeting will be available for public review at the meeting.

Members of the public may receive the City Council, Airport Commission and Successor Agency of the Former Redevelopment Agency Agenda at a cost of \$55 per year or by providing a self-addressed, stamped envelope to the City Clerk. The Agenda is also available at no cost via email by notifying the City Clerk at marina@cityofmarina.org

ALL MEETINGS ARE OPEN TO THE PUBLIC. THE CITY OF MARINA DOES NOT DISCRIMINATE AGAINST PERSONS WITH DISABILITIES. Meetings are broadcast on cable channel 25 and recordings of meetings can be provided upon request. to request assistive listening devices, sign language interpreters, readers, large print agendas or other accommodations, please call (831) 884-1278 or e-mail: marina@cityofmarina.org.

Upcoming 2020 Meetings of the City Council, Airport
Commission, Marina Abrams B Non-Profit Corporation, Preston
Park Sustainable Community Nonprofit Corporation, Successor
Agency of the Former Redevelopment Agency and Marina
Groundwater Sustainability Agency
Regular Meetings: 5:00 p.m. Closed Session;
6:30 p.m. Regular Open Sessions

Tuesday, July 7, 2020
Tuesday, July 21, 2020

Tuesday, October 6, 2020
Tuesday, October 20, 2020

**** Wednesday, August 5, 2020**

Tuesday, August 18, 2020

Tuesday, September 1, 2020

Tuesday, September 15, 2020

***** Wednesday, November 4, 2020**

Tuesday, November 17, 2020

Tuesday, December 1, 2020

Tuesday, December 15, 2020

* Regular Meeting rescheduled due to Monday Holiday

**Regular Meeting rescheduled due to National Night Out Event

*** Regular Meeting rescheduled due to General Election Day

NOTE: Regular Meeting dates may be rescheduled by City Council only.

C I T Y H A L L 2 0 2 0 H O L I D A Y S
(City Hall Closed)

Independence Day (City Offices Closed) -----Friday, July 3, 2020

Labor Day -----Monday, September 7, 2020

Veterans Day ----- Wednesday, November 11, 2020

Thanksgiving Day ----- Thursday, November 26, 2020

Thanksgiving Break -----Friday, November 27, 2020

Winter Break -----Thursday, December 24, 2020-Thursday, December 31, 2020

2020 COMMISSION DATES

Upcoming 2020 Meetings of Design Review Board
3rd Wednesday of every month. Meetings are held at the Council Chambers at 6:30 P.M.

** = Change in location due to conflict with Council meeting

June 17, 2020
July 15, 2020
August 19, 2020

September 16, 2020
October 21, 2020

November 18, 2020
December 16, 2020

Upcoming 2020 Meetings of Economic Development Commission
3rd Thursday of every month. Meetings are held at the Council Chambers at 4:00 P.M.

June 18, 2020 (Cancelled)
July 16, 2020 (Cancelled)
August 20, 2020 (Cancelled)

September 17, 2020 (Cancelled)
October 15, 2020 (Cancelled)

November 19, 2020 (Cancelled)
December 17, 2020 (Cancelled)

Upcoming 2020 Meetings of Planning Commission
2nd and 4th Thursday of every month. Meetings are held at the Council Chambers at 6:30 P.M.

June 25, 2020
July 9, 2020
July 23, 2020

August 13, 2020
August 27, 2020
September 10, 2020
September 24, 2020

October 8, 2020
October 22, 2020
November 12, 2020
December 10, 2020

Upcoming 2020 Meetings of Public Works Commission
3rd Thursday of every month. Meetings are held at the Council Chambers at 6:30 P.M.

June 18, 2020
July 16, 2020

August 20, 2020
September 17, 2020

October 15, 2020
November 19, 2020
December 17, 2020 (Cancelled)

**Upcoming 2020 Meetings of Recreation &
Cultural Services Commission**
1st Wednesday of every quarter month. Meetings are held at the Council Chambers at 6:30 P.M.

September 2, 2020

December 2, 2020

Upcoming 2020 Meetings of Marina Tree Committee
2nd Wednesday of every quarter month as needed. Meetings are held at the Council Chambers at 6:30 P.M.

July 8, 2020

October 14, 2020



Memorandum

To: City Council
From: Layne Long, City Manager
Date: 6/26/2020
Re: Martin Luther King Jr. Sculpture

At the Tuesday, June 23, 2020 City Council meeting, the Council approved amendments to the FY 2020/21 Budget. At this meeting, there was a discussion regarding providing funding to restore and find a location for the Martin Luther King Jr. bust which has been in storage at the airport. There was support from the Council to restore and display the bust. The Council ultimately decided to see if the community and general public wanted to get involved in raising private funds for this project and did not allocate any General Fund money for the project at this time.

By the next day, Wednesday, June 24, a \$5,000 donation was made to the City to assist in offsetting the costs of displaying the Martin Luther King Jr. bust (attached letter from Marina Citizens for Accountability in Government). Additionally, there was another \$10,000 donation made, and the Marina Foundation has agreed to be a fiscal conduit for the \$10,000 donation and any future donations from the public. On June 25, a social media and web campaign was begun and the following link was established: <https://www.themarinafoundation.org/community/dr-martin-luther-king-jr-sculpture-project.html>

Monterey Peninsula Engineering has also indicated a willingness to help with heavy equipment needed for this project.

The original artist, Barrington C. McLean has indicated his willingness to polish, refurbish, and repair as needed the Martin Luther King Jr. bust and panels as needed. In addition to the bust, there are four granite panels and one of the panels may need to be replaced.

With the start of \$15,000 in public donations, staff is requesting direction from the Council to add this project to our work program and begin the process to restore the bust and initiate a public process to evaluate potential site locations. We would suggest involving the City's Recreation and Cultural Services Commission to lead the public process in considering appropriate sites. In addition to finding a site, there will be other potential associated amenities (e.g. benches, landscaping, pathways, lighting, security etc.). There will also need to be consideration of having this as a standalone site, or possibly part of a sculpture garden.



Marina Citizens for Accountability in Government

June 24, 2020

Dear City Manager Layne Long,

We are aware that the City Council did not fund the request for the placement of the Dr. Martin Luther King Jr. sculpture at the June 23, 2020 City Council meeting but we also heard that there was a willingness to consider this again if there was a show of community support via raised funds that would offset partially, or in total, the amount deemed necessary to accomplish the placement.

Because we feel strongly that this sculpture is inspirational and the words of Dr. King that are chiseled beautifully into the pedestal will be a show of commitment by our City to the values those words express, we are enclosing check number 151 in the amount of \$5,000 to assist in offsetting the costs of the proposed placement.

There have been past attempts and failures to bring this sculpture out of storage for prominent placement in our community and we believe that we are at a point in our history where we should not fail to do so again. An additional consideration in the historical perspective relative to this sculpture is that the sculptor, Barrington McLean was the first African-American instructor at Cabrillo Community College where he taught from 1969 to 1979. Mr. McLean still lives in Santa Cruz and it would be wonderful if we were able to have him come to any re-installation ceremony.

On the matter of the placement, we also strongly believe that placement of the sculpture in a public park, specifically Locke Paddon, would be superior to that of City Hall, particularly as the location of City Hall may change in the future, and this would allow many more citizens and visitors, who visit the park and the nearby public library, to enjoy it and contemplate its meaning. This location would also require permission from Regional Parks, I believe, so that should also be considered.

We would ask that in response to this donation, the City and Council give new consideration to this project and that any such project be completed within the next year, or sooner if practical. If the Council does not wish to pursue this project, or cannot do so within the next 12 months, we ask that the \$5,000 be returned.

Thank you.

Paula F. Pelot, President

David R. Burnett, Vice President

Justina Walsh, Treasurer

Attachment: Check No. 151

Honorable Mayor and Members
of the Marina City Council

City Council Meeting
of June 30, 2020

**RECOMMENDATION TO CONSIDER ADOPTING RESOLUTION NO. 2020-,
APPROVING AMENDMENT NO. 1 TO THE AGREEMENT BETWEEN THE
CITY OF MARINA AND CSG CONSULTANTS, INC. OF FOSTER CITY,
CALIFORNIA, TO EXTEND THE CURRENT CONTRACT TO JUNE 30, 2023,
AND AUTHORIZE THE CITY MANAGER TO EXECUTE THE
AMENDMENT ON BEHALF OF THE CITY SUBJECT TO FINAL REVIEW
AND APPROVAL BY THE CITY ATTORNEY**

REQUEST:

It is recommended that the City Council:

1. Consider adopting Resolution No. 2020-, approving Amendment No. 1 to the agreement between the City of Marina and CSG Consultants, Inc. of Foster City, California, extending the current contract to June 30, 2023, and;
2. Authorize the City Manager to execute the amendment on behalf of the City subject to final review and approval by the City Attorney.

BACKGROUND:

On April 4th, 2006, the City Council adopted Resolution No. 2006-84, approving an Agreement between the City of Marina and CSG Consultants (the "Agreement") to provide engineering inspection services to the City's Engineering Division. The original agreement was amended on July 18th, 2006 (Resolution No. 2006-184), March 6th, 2007 (Resolution No. 2007-44), June 3rd, 2008 (Resolution 2008-119), June 19th, 2012 (Resolution 2012-90), October 16th, 2012 (Resolution 2012-156), June 21st, 2016 (Resolution 2016-88), and December 6th, 2016 (Resolution 2016-154). The contract amendments extended the term of service and added staff augmentation for code enforcement, building inspection, building plan check, and solid waste franchise agreement review services.

At the December 6, 2016 regular City Council meeting, City Council also directed staff to issue a Request of Proposals (RFP) for consulting firms providing engineering and building services. Of the seven area firms that received the RFP, CSG was the only firm that responded. Staff contacted the other potential proposers and found that the firms either partnered with CSG as a sub-consultant or did not have the breadth of services or depth of staff to support the contract.

At the regular meeting of August 2, 2017, the City Council adopted Resolution No. 2017-76, approving an agreement between the City of Marina and CSG Consultants for engineering and building permit services.

ANALYSIS:

CSG Consultants, Inc. has been providing engineering and building services since 2006. With continued development and ongoing capital needs, the City will continue to need the services of consultants in both the Engineering and Building disciplines. Those services include but are not limited to: Development review, plan check for code compliance, code enforcement, construction management & inspection services, building inspection, project management, grant application and compliance, and the day to day engineering and building services to assist the Community Development and Public Works Departments.

The City Council approved a Building Inspector and an Associate Engineer position in the FY 19/20 budget to move some of the needed functions in-house. Given the current fiscal downturn, positions are being frozen and if eventually filled will require a period of overlap to transition the specific functions.

If approved, the contract services would continue to support the functions of engineering, building plan check, map check, inspection, and code enforcement. The amended contract term of service would be through June 30, 2023.

FISCAL IMPACT:

The services provided under this contract are funded through budgets within the Capital Improvement Program (CIP), permit fees, and developer agreements. General Fund contributions would be for a portion of Code Enforcement and the engineering and inspection within CIP projects that are budgeted to use General Fund dollars but are one-time expenditures.

There is no retainer under the terms of the contract and compensation is on an hourly reimbursement basis for services rendered. The City has the option to increase or decrease the work performed by CSG Consultants as development and the Capital Improvement Program respond to the fiscal conditions.

CONCLUSION:

This request is submitted for City Council consideration and possible action.

Respectfully submitted,

Brian McMinn, P.E., P.L.S.
Public Works Director/City Engineer
City of Marina

J. Fred Aegerter
Community Development Director
City of Marina

REVIEWED/CONCUR:

Layne P. Long
City Manager
City of Marina

RESOLUTION NO. 2020-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF APPROVING
AMENDMENT NO. 1 TO THE AGREEMENT BETWEEN THE CITY OF
MARINA AND CSG CONSULTANTS, INC. OF FOSTER CITY,
CALIFORNIA, TO EXTEND THE CURRENT CONTRACT TO JUNE 30,
2023, AND AUTHORIZE THE CITY MANAGER TO EXECUTE THE
AMENDMENT ON BEHALF OF THE CITY SUBJECT TO FINAL REVIEW
AND APPROVAL BY THE CITY ATTORNEY

WHEREAS, on April 4th, 2006, the City Council adopted Resolution No. 2006-84, approving an Agreement between the City of Marina and CSG Consultants (the “Agreement”) to provide engineering inspection services to the City’s Engineering Division. The original agreement was amended on July 18th, 2006 (Resolution No. 2006-184), March 6th, 2007 (Resolution No. 2007-44), June 3rd, 2008 (Resolution 2008-119), June 19th, 2012 (Resolution 2012-90), October 16th, 2012 (Resolution 2012-156), June 21st, 2016 (Resolution 2016-88), and December 6th, 2016 (Resolution 2016-154). The contract amendments extended the term of service and added staff augmentation for code enforcement, building inspection, building plan check, and solid waste franchise agreement review services, and;

WHEREAS, at the December 6, 2016 regular City Council meeting, City Council also directed staff to issue a Request of Proposals (RFP) for consulting firms providing engineering and building services. Of the seven area firms that received the RFP, CSG was the only firm that responded. Staff contacted the other potential proposers and found that the firms either partnered with CSG as a sub-consultant or did not have the breadth of services or depth of staff to support the contract, and;

WHEREAS, at the regular meeting of August 2, 2017, the City Council adopted Resolution No. 2017-76, approving an agreement between the City of Marina and CSG Consultants for engineering and building permit services, and;

WHEREAS, CSG Consultants, Inc. has been providing engineering and building services since 2006. With continued development and ongoing capital needs, the City will continue to need the services of consultants in both the Engineering and Building disciplines. Those services include but are not limited to: Development review, plan check for code compliance, code enforcement, construction management & inspection services, building inspection, project management, grant application and compliance, and the day to day engineering and building services to assist the Community Development and Public Works Departments, and;

WHEREAS, the City Council approved a Building Inspector and an Associate Engineer position in the FY 19/20 budget to move some of the needed functions in-house. Given the current fiscal downturn, positions are being frozen and if eventually filled will require a period of overlap to transition the specific functions, and;

WHEREAS, if approved, the contract services would continue to support the functions of engineering, building plan check, map check, inspection, and code enforcement. The amended contract term of service would be through June 30, 2023, and;

WHEREAS, the services provided under this contract are funded through budgets within the Capital Improvement Program (CIP), permit fees, and developer agreements. General Fund contributions would be for a portion of Code Enforcement and the engineering and inspection within CIP projects that are budgeted to use General Fund dollars but are one-time expenditures, and;

WHEREAS, there is no retainer under the terms of the contract and compensation is on an hourly reimbursement basis for services rendered. The City has the option to increase or decrease the work performed by CSG Consultants as development and the Capital Improvement Program respond to the fiscal conditions.

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Marina does hereby

1. Approve Amendment No. 1 to the agreement with CSG Consultants, Inc. of Foster City California extending the current contract till June 30, 2023, and;
2. Authorize and direct the City Manager to execute the Amendment, upon final approval by the City Attorney, on behalf of the City.

PASSED AND ADOPTED, at a special meeting of the City Council of the City of Marina, duly held on the 30th day of June 2020 by the following vote:

AYES: COUNCIL MEMBERS:

NOES: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ATTEST:

Bruce C. Delgado, Mayor

Anita Sharp, Deputy City Clerk

**FIRST AMENDMENT TO AGREEMENT WITH CITY OF MARINA
AND CSG CONSULTANTS FOR ENGINEERING AND
BUILDING CONSULTING SERVICES**

THIS FIRST AMENDMENT (“First Amendment”) to the Agreement for Engineering and Building Consultant Services to provide engineering and building permit services pertaining to City projects and development and to provide support services for the City on an as-needed basis as determined by the City Engineer is made this 1st day of July 2020, by and between the City of Marina, a California charter city (“CITY”) and CSG Consultants, Inc. a California corporation (“CONTRACTOR”). CITY and CONTRACTOR are sometimes referred to herein collectively as the “Parties.”

Recitals

- A. On September 11, 2017, CITY and CONTRACTOR entered into the Agreement for services to provide engineering and building permit services pertaining to City projects and development and to provide support services for the City on an as-needed basis as determined by the City Engineer.
- B. The Agreement provides it may only be amended or modified by written agreement of the Parties. Both Parties now desire to amend the Agreement to extend its term to June 30, 2023 and to provide compensation in accordance with **Exhibit B-1** to be furnished by the CITY for work performed on and after July 1, 2020.
- C. The CONTRACTOR has prepared **Exhibit B-1** for the proposed amendment of the Agreement (attached as “**Exhibit B-1**” to this First Amendment incorporated herein by reference).
- D. Only the numbered Articles of the Agreement which are being amended are set forth in this First Amendment.

Terms & Conditions Amended

Now, therefore, the Parties agree to amend the Agreement as follows:

- 1. “**Exhibit B-1**” to the First Amendment is incorporated into the Agreement.
- 2. Article 2 “Terms of Agreement & Commencement of Work” Section (a) and (b) is amended to read in its entirety
 - (a) The term of this Agreement began on September 11, 2017, the date of its full execution, and the Agreement as amended shall expire on June 30, 2023 unless further extended by amendment or terminated earlier as provided herein. The date of full execution is defined as the date when all of the following events have occurred:
 - (i) This Agreement has been approved by the City's Council or by the board, officer or employee authorized to give such approval; and

(ii) The office of the City Attorney has indicated in writing its approval of this Agreement as to form; and

(iii) This Agreement has been signed on behalf of Contractor by the person or persons authorized to bind the Contractor hereto; and.

(iv) This Agreement has been signed on behalf of the City by the person designated to so sign by the City's Council or by the officer or employee authorized to enter into this Contract and is attested to by the Marina City Clerk.

(b) "CONTRACTOR commenced work on the Project on September 11, 2017. This agreement may be extended upon written agreement of both parties. CONTRACTOR may be required to prepare a written schedule for the work to be performed, which schedule shall be approved by the CITY and made a part of "**Exhibit A.**"

4. Article 3 "Compensation" Section (a) and Section (d) are amended to read in their entirety:

(a) "CITY liability for compensation to CONTRACTOR under the Agreement as amended shall only be to the extent of the present appropriation to fund this agreement. For services to be provided under this Agreement and the First Amendment CITY shall compensate CONTRACTOR in accordance with the provisions of this Section and at the hourly rates attached hereto as **Exhibit B-1** and described in Recital B."

(d) "CONTRACTOR shall not receive any compensation for Extra Work without the prior written authorization of CITY. As used herein, "Extra Work" means any work that is determined by CITY to be necessary for the proper completion of the Project but which is not included within the Scope of Work and which the parties did not reasonably anticipate would be necessary at the execution of this Agreement. Compensation for any authorized Extra Work shall be paid in accordance with "**Exhibit B-1.**"

All other terms and conditions of the Agreement shall remain in full force and effect.

This First Amendment may be executed in two (2) counterparts, each of which shall be deemed an original, but both of which together shall constitute one and the same instrument. Counterpart may be delivered by facsimile, electronic mail (including pdf. or any electronic signature complying with the U.S.ESIGN Act of 2000, California's Uniform Electronic Transactions Act (Cal. Civil Code 1633.1 et seq.) or other applicable law) or other transmission method and any counterpart so delivered shall be deemed to have been validly delivered and be valid and effective for all purposes. This First Amendment consists of s____ () pages.

IN WITNESS WHEREOF, the Parties hereto have executed this First Amendment to the Agreement for CONTRACTOT to provide engineering and building permit services pertaining to City projects and development and to provide support services for the CITY on an as-needed basis as determined by the City Engineer on the date(s) and year written below.

CITY OF MARINA

CSG Consultants, a California corporation

By: _____
Layne Long
City Manager

By: _____
Name: Nourdin Khayata, P.E.
Its: Vice President

Date: _____ 2020

Date: _____ 2020

(Attestation & Approval follow)

ATTEST:

By: _____
Deputy City Clerk

APPROVED AS TO FORM:

By: _____
City Attorney

Exhibit B-1
Fee Schedule
Staff Augmentation

Rates for CSG's staff augmentation rates for the FY 2020-2021 through FY 2022-2023 are provided in the Table below. The rates are effective from July 1, 2020 through June 30, 2023.

The rates have been adjusted per the CPI provision found on the Compensation Schedule in our current Agreement for Building and Engineering Consulting Services. The basis of this adjustment is the current annual CPI-U for the San Francisco-Oakland-San Jose area.

REVIEW TYPE / ROLE	ALL INCLUSIVE FEE / HOURLY RATE		
	FY20-21	FY21-22	FY22-23
Senior Engineer – Staff Augmentation	\$160	\$165	\$169
Construction Inspector – Staff Augmentation	\$125	\$129	\$132
Building Inspector – Staff Augmentation	\$105	\$108	\$111
Permit Technician – Staff Augmentation	\$83	\$85	\$88
Project Manager / Construction Manager	\$180	\$185	\$191

All hourly rates reflect overhead costs including but not limited to salaries, benefits, Workers Compensation Insurance and administrative costs such as local mileage, copying, fax, telephone, mail, in-house printing, software, and computer usage. Reproduction and any subconsultants (if required) are billed at cost plus 15%. Rates will remain effective through June 30, 2023. Rates are subject to an annual increase based on CPI.

Fee Schedule
Building Plan Check Services Fee Schedule

CSG's fee schedule for Plan Checking work is provided in the table below. CSG will coordinate the pickup and return of all plans to CSG via staff or a licensed courier service. This service is provided at no additional cost.

Plan review based on a percentage of the City's plan check fee includes initial plan review and two subsequent reviews. Additional reviews will be charged at the appropriate hourly rate shown below:

No.	Key Personnel from Form C	ROLE	Fully Burdened HOURLY RATE		
			FY 20-21	FY 21-22	FY 22-23
1.	Hatem Ahmed, PE, PMP	Senior Principal Engineer	\$220	\$226	\$233
2.	Lawrence Lau, PE, PLS, QSD/P	Principal Engineer	\$195	\$201	\$206
3.	Michael Fisher, PE, QSD/P	Principal Engineer	\$195	\$201	\$206
4.	Sophie Troung, PE, PLS, QSD/P	Principal Engineer	\$195	\$201	\$206
5.	Eric Gonzales, PE (no longer with CSG)	Senior Engineer	\$180	\$185	\$191
6.	David Seto, PE	Senior Engineer	\$180	\$185	\$191
7.	Husam Aburabi, EIT	Associate Engineer	\$160	\$165	\$169
No.	Other Staff (or Classifications)				
1.	Assistant Engineer		\$140	\$144	\$148

Overtime work in excess of eight (8) hours per a day and work on weekends and holidays will be billed at 1.5 x the applicable hourly rate. Should the scope of work change or circumstances develop which necessitate special handling, we will notify the City prior to proceeding. CSG will mail an invoice at the beginning of every month for services rendered during the previous month.

Exhibit "C"
Project Schedule for Building Plan Check Services

Plans shall be picked up from or returned to the City within one business day of request.

First set of reviews turnaround time to the City within two to four weeks of submittal to CSG based on size and complexity of project.

First two rechecks turnaround time to the City within one to two weeks of submittal to CSG based on size and complexity of project.

Expedited reviews turnaround time to the City within one to two weeks of submittal to CSG based on size and complexity of project.

All plan review turnaround times are based on CSG's received date.