

RESOLUTION NO. RES-2021-148

RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING A FIFTH AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT NUMBER F001410 WITH FCS INTERNATIONAL, INC. DBA FIRSTCARBON SOLUTIONS, FOR PREPARATION OF THE ELNOKA CONTINUING CARE RETIREMENT COMMUNITY ENVIRONMENTAL IMPACT REPORT, FILE NO. ST17-003

WHEREAS, on May 16, 2017, the City, entered into a Professional Services Agreement (PSA) with FCS International, Inc. dba FirstCarbon Solutions (FirstCarbon Solutions) to prepare an Environmental Impact Report (EIR) for the Elnoka Continuing Care Retirement Community (Project EIR), in an amount not to exceed \$303,400; and

WHEREAS, on June 30, 2019, the PSA was amended for the purpose of adding to the scope of services, increasing compensation by \$59,800, and extending the time of performance to December 31, 2019; and

WHEREAS, on February 18, 2020, the PSA was amended for the purpose of adding to the scope of services, increasing compensation by \$159,849, and extending the time of performance to July 1, 2020; and

WHEREAS, on October 20, 2020, the PSA was amended for the purpose of adding to the scope of services, increasing compensation by \$57,945, and extending the time of performance to December 31, 2020; and

WHEREAS, on February 5, 2021, the PSA was amended for the purpose of extending the time of performance to December 31, 2021; and

WHEREAS, City staff now desires to approve a Fifth Amendment to the PSA to include additional services, increasing compensation by \$93,385, for a total contracted amount not to exceed \$674,379, and extending the time of performance to June 30, 2022.

NOW THEREFORE, BE IT RESOLVED that the Council of the City of Santa Rosa approves the Fifth Amendment to the Professional Services Agreement Number F001410 with FCS International Inc. dba FirstCarbon Solutions, in substantially the same form as Exhibit A to the resolution, subject to approval as to form by the City Attorney.

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BE IT FURTHER RESOLVED that the Council amends the FY 2021-22 adopted budget within the Planning and Economic Development Department to recognize anticipated revenue from Oakmont Senior Living, LLC for payment of the contracted services for preparation of the EIR as provided for in the fifth amendment , increase appropriations in the amount of \$674,379 and authorize the Chief Financial Officer to pay all claims for services performed under this agreement from project JL Key 08007-5320 (Miscellaneous EIR Projects).

IN COUNCIL DULY PASSED this 31st day of August, 2021.

AYES: (6) Mayor C. Rogers, Vice Mayor N. Rogers, Council Members Alvarez, Fleming, Schwedhelm, Tibbetts

NOES:

ABSENT: (1) Council Member Sawyer

ABSTAIN:

ATTEST: _____ APPROVED: _____
City Clerk Mayor

APPROVED AS TO FORM: _____
City Attorney

Exhibit A – Fifth Amendment to Professional Services Agreement Number F001410 with FCS International, Inc. dba FirstCarbon Solutions