



Local Agency Formation Commission
2222 M Street
Merced, CA 95340
Phone (209) 385-7671 / Fax (209) 726-1710
www.lafcomerced.org

DATE: April 16, 2020 (Agenda)
TO: LAFCO Commissioners
FROM: ^{BN} Bill Nicholson, Executive Officer
RE: Amendment No. 1 to Contract with Economic and Planning Systems, Inc. (EPS) for preparation of an update to the "Water and Sewer Service Providers Municipal Service Review" (Agenda Item VII. E)

The Commission entered a contract with Economic and Planning Systems, Inc. (EPS) on October 18, 2017 for preparation of an update to the urban Water and Sewer Service Providers Municipal Service Review (MSR). Although LAFCO staff has been working on modifications to the internal administrative draft of the document, in coordination with EPS, the expiration date of the contract was October 31, 2019. LAFCO staff, in coordination with EPS, is requesting the Commission enter into a Contract addendum to extend the expiration date to October 31, 2020.

Several districts did not respond to repeated requests for information on current sewer and/or water capacity and facility needs, budget documentation, and related district data and operational information, while others only provide partial responses. Staff is currently going to online sources of information from the State Water Resources Control Board and State Controller's Office to gather the relevant information.

Once LAFCO Staff have completed the revisions, and EPS compiles a Draft of the MSR, it will be shared with the respective special districts for accuracy and comment before sending out for public review and scheduling for LAFCO hearing. These steps should all be completed before the proposed new expiration date at the end of October.

Requested Action

Approve Amendment No. 1 to the Water and Sewer Service Providers Municipal Service Review Update, which will extend the expiration date for one year, from October 31, 2019 to October 31, 2020.

Attachments: Amendment No. 1 to Special Services Agreement with EPS #171106

AMENDMENT NUMBER 1
TO SPECIAL SERVICES CONTRACT
FOR PREPARATION OF THE WATER & SEWER
SERVICE PROVIDERS MUNICIPAL SERVICE REVIEW UPDATE
BETWEEN THE MERCED LOCAL AGENCY FORMATION COMMISSION
AND ECONOMIC AND PLANNING SYSTEMS

THIS AMENDMENT NUMBER 1 TO THAT CERTAIN AGREEMENT for the preparation of Municipal Service Reviews is made and entered into this 16th day of April, 2020, by and between the Merced Local Agency Formation Commission (hereinafter referred to as "LAFCO"), and Economic & Planning Services, Inc., (hereinafter referred to as "Consultant").

RECITALS

WHEREAS, the parties entered into an agreement for the processing of the Water and Sewer Service Providers Municipal Service Review ("Agreement") , also referred to as EPS #171106, on the 18th day of October, 2017; and

WHEREAS, additional time has been required to obtain information from various special districts and from State agencies, and the project has extended beyond the schedule included in the original Agreement.

NOW, THEREFORE, in consideration of the mutual covenants and promises herein contained, the parties hereby agree as follows:

AMENDMENT

1. Section 2, "TERM" is hereby amended by replacing the termination date of the 31st day of October, 2019 with the 31st day of October 2020.

2. Continuing Effect of Agreement. Except as modified by this Amendment No. 1, all other understandings, agreements, terms and conditions as contained in Agreement shall remain in force and effect. From and after the date of this Amendment No. 1, whenever the term "Agreement" appears in the agreement, its shall mean the Agreement as amended by this Amendment No. 1.

appears in the agreement, it shall mean the Agreement as amended by this Amendment No. 1.

3. Counterparts. This Amendment Number 1 is executed in counterparts, each of which shall be deemed a duplicate original.

LAFCO of MERCED

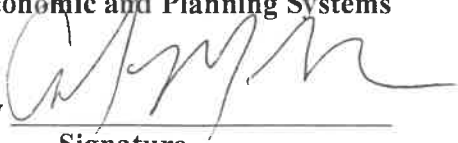
By _____
Signature

Gurpal Samra
Name

LAFCO Chairman
Title

Dated

Economic and Planning Systems

By 
Signature

Ashleigh Kanat
Name

Principal
Title

3/10/2020
Dated

APPROVED AS TO LEGALFORM
Malathy Subramanian
LAFCO LEGAL COUNSEL

By _____