



CONTRACT AMENDMENT – KEYSER MARSTON ASSOCIATES

August 24, 2010

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other potential projects, staff is proposing that the contract sum be increased by \$100,000, bringing the total contract amount to \$156,250.

FINANCIAL IMPACT

Financial impact to the Redevelopment Fund (002) will be \$100,000. There are sufficient funds in package 2500 (Community Project) to cover the increase.

RECOMMENDATION

Staff recommends that the Agency:

- Approve Amendment No. 3 to Consultant Services Agreement with Keyser Marston Associates, for economic and pro forma analysis services; and,
- Authorize the Agency Director to execute the Amendment on behalf of the Agency.



Grace Lee  
Economic Development Specialist

- Attachment 1: Amendment No. 1 – Keyser Marston Associates  
Attachment 2: Amendment No. 2 – Keyser Marston Associates  
Attachment 3: Amendment No. 3 – Keyser Marston Associates

**Recommended for Approval**



**Matthew Fertal**  
Director

**CITY OF GARDEN GROVE**

**AMENDMENT NO. 1**

**To: Assist in obtaining economic and pro forma analysis services, along with project feasibility analyses and other miscellaneous economic and financial analyses.**

This Amendment No. 1 to assist in obtaining economic and pro forma analysis along with project feasibility analyses and other miscellaneous economic and financial analyses is made and entered into this 17<sup>th</sup> day of February 2010, by and between the **GARDEN GROVE AGENCY FOR COMMUNITY DEVELOPMENT**, hereinafter referred to as "AGENCY", and **KEYSER MARSTON ASSOCIATES, INC.**, hereinafter referred to as "CONSULTANT".

WHEREAS, CONSULTANT and AGENCY entered into Contract No. **09-2856**, effective **March, 9, 2009**.

WHEREAS, CONSULTANT and AGENCY desire to amend the Existing Contract as provided herein.

Now, therefore, it is mutually agreed, by and between the parties as follows:

Section 2.0. COMPENSATION - shall be revised as follows:

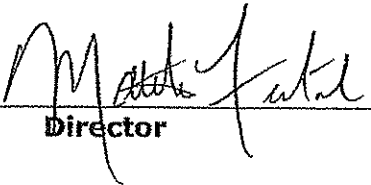
The contract Price is hereby increased from **\$25,000.00** to a new Firm Fixed Price of **\$31,250.00**. This is an increase of **\$6,250.00** to cover the remainder of the contract year.

Except as expressly amended hereby, the Existing Contract remains in full force and effect as originally executed.

IN WITNESS WHEREOF, the parties have caused this Amendment No. 1 to the Existing Contract to be executed by their respective officers duly authorized on the date first written above.

Date: 2-17-10

**"AGENCY"  
GARDEN GROVE AGENCY FOR  
COMMUNITY DEVELOPMENT**

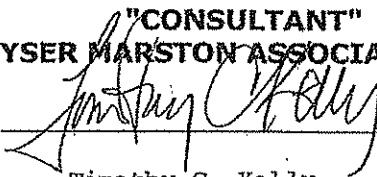
By:   
Director

**ATTESTED:**

  
City Clerk

Date: 2/22/2010

**"CONSULTANT"  
KEYSER MARSTON ASSOCIATES, INC.**

By:   
Name: Timothy C. Kelly

Title: President

Date: 1/29/10

If CONSULTANT is a corporation, a Corporate Resolution and/or Corporate Seal is required. If a partnership, Statement of Partnership must be submitted to CITY.

**APPROVED AS TO FORM:**

  
Garden Grove City Attorney

2/12/10  
Date

CITY OF GARDEN GROVE

AMENDMENT NO. 2

**To: Assist in obtaining economic and pro forms analysis services; along with project feasibility analyses and other miscellaneous economic and financial analysis.**

This Amendment No. 2 to Assist In obtaining economic and pro forms analysis services; along with project feasibility analyses and other miscellaneous economic and financial analysis is made and entered into this 25<sup>th</sup> day of March 2010, by and between the **GARDEN GROVE AGENCY FOR COMMUNITY DEVELOPMENT** hereinafter referred to as "CITY", and **Keyser Marston Associates, Inc.**, hereinafter referred to as "CONSULTANT".

WHEREAS, Consultant and AGENCY entered into Contract No. **09-2856**, effective **March 1, 2009**.

WHEREAS, Consultant and AGENCY desire to amend the Existing Contract as provided herein.

Now, therefore, it is mutually agreed, by and between the parties as follows:

Section 2.0. COMPENSATION - shall be revised as follows:

The contract Price is hereby increased from \$31,250.00 to a new Firm Fixed Price of \$56,250.00. This is an increase of \$25,000.00 to extend the agreement for an additional one year term.

Section 3.4, Term, shall be revised as follows:

The AGENCY hereby extends the performance period from March 1, 2010 to February 28, 2011.

Except as expressly amended hereby, the Existing Contract remains in full force and effect as originally executed.

IN WITNESS WHEREOF, the parties have caused this Amendment No. 2 to the Existing Contract to be executed by their respective officers duly authorized on the date first written above.

Date: 3-25-10

**"AGENCY"**  
**GARDEN GROVE AGENCY FOR COMMUNITY DEVELOPMENT, a public body, corporate and politic**

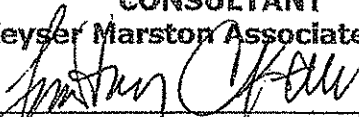
By: 

ATTESTED:

  
Secretary

Date: 3/30/2010

**"CONSULTANT"**  
**Keyser Marston Associates, Inc.**

By: 

Name: Timothy C. Kelly

Title: President.

Date: 3/17/10.

IF CONSULTANT is a corporation, a Corporate Resolution and/or Corporate Seal is required. If a partnership, Statement of Partnership must be submitted to AGENCY.

APPROVED AS TO FORM:

  
Garden Grove City Attorney

Date: 3/23/10

**CITY OF GARDEN GROVE**

**AMENDMENT NO. 3**

**To: Assist in obtaining economic and pro forma analysis services, along with project feasibility analyses and other miscellaneous economic and financial analyses.**

This Amendment No. 3 to assist in obtaining economic and pro forma analysis along with project feasibility analyses and other miscellaneous economic and financial analyses is made and entered into this \_\_\_\_\_ day of \_\_\_\_\_ 2010, by and between the **GARDEN GROVE AGENCY FOR COMMUNITY DEVELOPMENT**, hereinafter referred to as "AGENCY", and **KEYSER MARSTON ASSOCIATES, INC.**, hereinafter referred to as "CONSULTANT".

WHEREAS, CONSULTANT and AGENCY entered into Contract No. **09-2856**, effective **March 9, 2009** and amended such contract on **February 25, 2010** and **April 7, 2010**.

WHEREAS, CONSULTANT and AGENCY desire to amend the Existing Contract as provided herein.

Now, therefore, it is mutually agreed, by and between the parties as follows:

Section 2.0. COMPENSATION - shall be revised as follows:

The contract Price is hereby increased from **\$56,250.00** to a new Firm Fixed Price of **\$156,250.00**. This is an increase of **\$100,000.00** to cover the remainder of the contract year.

Except as expressly amended hereby, the Existing Contract remains in full force and effect as originally executed.

IN WITNESS WHEREOF, the parties have caused this Amendment No. 3 to the Existing Contract to be executed by their respective officers duly authorized on the date first written above.

Date: \_\_\_\_\_

**"AGENCY"  
GARDEN GROVE AGENCY FOR  
COMMUNITY DEVELOPMENT**

By: \_\_\_\_\_  
**Director**

**ATTESTED:**

\_\_\_\_\_  
**City Clerk**

Date: \_\_\_\_\_

**"CONSULTANT"  
KEYSER MARSTON ASSOCIATES, INC.**

By: Thomas C. Kelly

Name: Thomas C. Kelly

Title: President

Date: August 9, 2010

If CONSULTANT is a corporation, a Corporate Resolution and/or Corporate Seal is required. If a partnership, Statement of Partnership must be submitted to CITY.

**APPROVED AS TO FORM:**

[Signature]  
Garden Grove City Attorney

8/12/10  
Date