

RESOLUTION NO. _____

BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA

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RESOLUTION AUTHORIZING A) THE PRESIDENT OF THE BOARD OF SUPERVISORS TO EXECUTE A THIRD AMENDMENT TO THE AGREEMENT WITH AUTEN RESOURCE CONSULTING FOR PROFESSIONAL SERVICES REQUIRED TO PREPARE THE PESCADERO CREEK COUNTY PARK CLIMATE AND HABITAT RESILIENCY PLAN INCREASING THE AGREEMENT'S AMOUNT BY \$57,700 FOR A NEW TOTAL NOT-TO-EXCEED AMOUNT OF \$257,273.14, AND EXTENDING THE TERM OF THE AGREEMENT TO SEPTEMBER 30, 2023; AND B) THE PARKS DIRECTOR, OR THE PARKS DIRECTOR'S DESIGNEE, TO EXECUTE FURTHER AMENDMENTS TO THE AGREEMENT TO MODIFY THE COUNTY'S MAXIMUM FISCAL OBLIGATION BY NO MORE THAN \$25,000 (IN AGGREGATE), AND/OR TO MODIFY THE AGREEMENT'S TERMS AND/OR SERVICES, SO LONG AS THE MODIFIED TERM(S) AND/OR SERVICES IS/ARE WITHIN THE CURRENT OR REVISED FISCAL PROVISIONS.

RESOLVED, by the Board of Supervisors of the County of San Mateo, State of California, that

WHEREAS, on or about October 4, 2020, the San Mateo County Parks Department ("Department") executed an agreement ("Agreement") with Auten Resource Consulting ("ARC") by which ARC agreed to provide registered professional forestry services in and around Pescadero Creek County Park ("PCCP") following the CZU Lightning Complex Fire that occurred in August 2020, for the initial term of October 4, 2020 to March 31, 2021, and in an amount not-to-exceed \$51,348; and

WHEREAS, on or about March 31, 2021, the Department and ARC entered into the First Amendment to the Agreement: (1) to expand the scope of work to include

forest assessments with the goals of protecting native species, habitats in the landscape, and associated ecosystems; (2) to increase the maximum compensation payable to Contractor by \$46,658.14, for a total not-to-exceed amount of \$98,006.14; and (3) to extend the term of the Agreement an additional seven (7) months to October 31, 2021; and

WHEREAS, on or about October 29, 2021 the Department and ARC entered into the Second Amendment to the Agreement: (1) to revise the Agreement's scope of work to include preparations of a Climate and Habitat Resiliency Plan ("Plan") for the purpose of continuing the study of forest and habitat restoration and climate resiliency at PCCP; (2) to increase the maximum compensation payable to Contractor by \$101,567, to a total not-to-exceed amount of \$199,573.14; and (3) to extend the term of the Agreement an additional fourteen (14) months to December 31, 2022; with all other terms of the Agreement as amended unchanged; and

WHEREAS, in the first quarter of 2022, the Department and ARC discussed further expansion of the scope of work to include additional services required to complete the Plan; and

WHEREAS, the Department and ARC therefore wish to amend the Agreement's scope of work to include: (1) providing permit support and agency negotiations for implementation of projects included in the Plan; (2) participation in, and attendance at, three additional Technical Advisory Committee Meetings for the Plan,

and (3) consultation and the strategization of appropriate impact avoidance and mitigation measures for protected species with relevant regulatory agencies; and

WHEREAS, in order to add these additional services, the Parties desire to enter into this Third Amendment to the Agreement: (1) to revise the scope of work to include additional services to the Plan as described above; (2) to increase the maximum compensation payable to ARC by \$57,700, to a total not-to-exceed amount of \$257,273.14; and (3) to extend the term of the Agreement an additional nine (9) months to September 30, 2023; with all other terms of the Agreement as amended unchanged; and

WHEREAS, this Board has been presented with a form of the Third Amendment to the Agreement, has examined and approved it as to both form and content, and desires to enter into it.

NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED that:

1. The President of the Board of Supervisors is authorized to execute a Third Amendment to the Agreement with Auten Resource Consulting to provide for additional professional services required in association with the Pescadero Creek County Park Climate and Habitat Resiliency Plan, at an additional cost of \$57,700 in Measure K funding for a new total not-to-exceed amount of \$257,273.14, for the extended term of December 31, 2022 to September 30, 2023; and

2. The Parks Director, or the Parks Director's designee, is authorized to execute further amendments to the agreement to modify the County's maximum fiscal obligation by no more than \$25,000 (in aggregate), and/or modify the agreement's terms and/or services, so long as the modified term(s) and/or services is/are within the current or revised fiscal provisions.