

**RESOLUTION NO. 23-\_\_**

**Resolution Of The City Council Of The City Of Emeryville Authorizing A Second Amendment Of The Professional Services Contract With West Coast Code Consultants (WC<sup>3</sup>) For Fiscal Year 2022-2023 For Building Division Services In An Amount Of \$250,000 To Cover Expanded Services For A Total Amount Not To Exceed \$3,091,714 And Increasing Revenues And Expenditures In The Building Division Budget For Fiscal Year 2022-2023**

**WHEREAS**, on June 21, 2022, the City Council adopted Resolution No. 22-77 approving a Professional Services Contract with West Coast Code Consultants (WC<sup>3</sup>) to provide professional services in plan check, field inspections and project management for the Building Division during fiscal year 2022-2023 ("Contract"); and

**WHEREAS**, on March 21, 2023, the City Council adopted Resolution No. 23-31 approving a First Amendment to the Contract to increase the total compensation amount of \$1,137,074 by \$1,704,640 to an amount not to exceed \$2,841,714 to cover expanded services; and

**WHEREAS**, staff is recommending that the City Council adopt a Second Amendment to the Contract to increase the total compensation amount of \$2,841,714 by \$250,000 to an amount not to exceed \$3,091,714 to cover expanded services; and

**WHEREAS**, the City of Emeryville amends the budget as necessary during the fiscal year and staff is recommending that the City Council make corresponding increases in the Community Development Department expenditure and revenue budgets for fiscal year 2022-2023 to cover this contract increase; and

**WHEREAS**, the City of Emeryville has determined that specialized knowledge, skills, and training are necessary to render the services contemplated hereunder; and

**WHEREAS**, the public interest will be served by this Second Amendment; now, therefore, be it

**RESOLVED**, that the City Council of the City of Emeryville hereby authorizes the City Manager to enter into a Second Amendment of the Professional Services Contract with West Coast Code Consultants, Inc., in substantial form as attached to this resolution as Exhibit A, to provide the Building Division with expanded services, increasing the contract amount for a total compensation not to exceed \$3,091,714 for fiscal year 2022-2023; and, be it further

**RESOLVED**, that the City Council of the City of Emeryville hereby authorizes an appropriation of \$250,000 from the General Fund to the Building Division fiscal year 2022-2023 expenditure budget consisting of \$250,000 to the Professional Services - Plan Check account (1730-80480); and be it further

**RESOLVED**, that the City Council of the City of Emeryville hereby authorizes an increase of \$357,000 to the Building Division fiscal year 2022-2023 revenue budget consisting of

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WC<sup>3</sup> Contract Second Amendment FY2022-2023  
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\$300,000 to Plan Checking revenues (1730-58400) and \$57,000 to Energy Review revenues (1730-58380).

**ADOPTED**, by the City Council of the City of Emeryville at a regular meeting held Tuesday, July 18, 2023, by the following vote:

AYES: \_\_\_\_\_  
NOES: \_\_\_\_\_  
ABSTAIN: \_\_\_\_\_  
ABSENT: \_\_\_\_\_

\_\_\_\_\_  
MAYOR

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
CITY CLERK

DocuSigned by:  
*John Kennedy*  
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\_\_\_\_\_  
CITY ATTORNEY