

RESOLUTION NO. ____-2022

RESOLUTION OF THE FORT BRAGG CITY COUNCIL APPROVING BUDGET AMENDMENT 2022/23-07 AND AWARDED PROFESSIONAL SERVICES AGREEMENT TO LECHOWICZ & TSENG FOR THE PREPARATION OF AN IMPACT FEE NEXUS STUDY AND AUTHORIZING CITY MANAGER TO EXECUTE CONTRACT (AMOUNT NOT TO EXCEED \$59,985; ACCOUNT NO. 610-4612-0319 & 710-4712-0319)

WHEREAS, the City of Fort Bragg released a request for proposals on September 13, 2022 seeking qualified consulting firms interested in contracting with the City of Fort Bragg to conduct an analysis of the existing Development Impact Fees and recommend updates to fees to reflect the true incremental cost of new development on City infrastructure in accordance with Assembly Bill (AB) 602; and

WHEREAS, the City received three (3) proposals from qualified firms which included proposals from Willdan Financial Services in the amount of \$84,840, DTA in the amount of \$63,200, and Lechowicz & Tseng in the amount of \$59,985; and

WHEREAS, staff thoroughly reviewed and evaluated each proposal; and

WHEREAS, the City has confirmed that all firms were well qualified to complete the study and meet the necessary requirements to complete the work as proposed; and

WHEREAS, based on available budget and the three submittals received, staff recommends selecting Lechowicz & Tseng for the preparation of the Fee Study in the amount of \$59,985; and

WHEREAS, funds were not previously budgeted for this study as AB 602 which requires that impact fees have a nexus study prior to adoption was enacted this year; and

WHEREAS, staff learned about these requirements when working through the fee schedule update; and

WHEREAS, in order to fund this study, Budget Amendment 2022/23-07 in the amount of \$59,985 appropriates funds from the water and wastewater enterprise accounts for this activity; and

WHEREAS, based on all the evidence presented, the City Council finds as follows:

1. The proposal of Lechowicz & Tseng meets the requirements of the City's request for proposals.
2. Budget Amendment 2022/23-07 will ensure sufficient funds are available to fully complete the Impact Fee Study.
3. Lechowicz & Tseng has the expertise necessary to complete the Project.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Fort Bragg does hereby approve Budget Amendment 2022/23-07, award Professional Services Agreement to Lechowicz & Tseng for the preparation of an Impact Fee Nexus Study, and

authorize the City Manager to execute the contract (amount Not to Exceed \$59,985; Account No 610-4612-0319 and 710-4712-0319).

The above and foregoing Resolution was introduced by Councilmember _____, seconded by Councilmember _____, and passed and adopted at a regular meeting of the City Council of the City of Fort Bragg held on the 14th day of November, 2022, by the following vote:

**AYES:
NOES:
ABSENT:
ABSTAIN:
RECUSED:**

BERNIE NORVELL
Mayor

ATTEST:

June Lemos, MMC
City Clerk