

**CITY OF GAUTIER
MEMORANDUM**

To: Mayor & Council
From: Paula Yancey, Interim City Manager
Date: June 2, 2016
Subject: Amendment to the ClearWater Solutions, LLC Professional Services Agreement

REQUEST:

City Council authorization is requested for approval of the amendment to the ClearWater Solutions, LLC Professional Services Agreement.

DISCUSSION:

The amendment of the ClearWater Solutions, LLC Professional Services Agreement is related to the City's participation in the Urban Youth Corps program. Requirements set forth through the MDOT Urban Youth Corps Grant require that the work performed through the Summer Worker Program be performed on Federal Aid Routes. The grant also requires that the summer workers be supervised by a City employee. The Summer Worker Program will supply the City with services that are normally the responsibility of ClearWater Solutions and these services are compensated by the City to ClearWater through its professional services agreement.

The amendment provides that ClearWater Solutions, LLC, will pay the cost to the City for the crew leader to supervise the summer workers and ClearWater Solutions, LLC, will assist Cultural Services with mowing and grass cutting since they are not having to mow and maintain Hwy 90 for the 8 week period.

See 2016 MDOT Urban Youth Corps Program Employee Addition Memo in your packet provided by April Havens, Grants and Projects Manager for further background information on the Urban Youth Corp Program.

RECOMMENDATION:

City Staff recommends City Council approval of the amendment to the ClearWater Solutions, LLC Professional Services Agreement.

Based on the information provided, the Council may:

1. Approve the amendment per the agreement; or
2. Disapprove the amendment per the agreement

ATTACHMENT(S):

Amendment # 2 to the ClearWater Professional Services Agreement

AMENDMENT No. 2
To the
PROFESSIONAL SERVICE AGREEMENT FOR OPERATIONS,
MAINTINANCE AND MANAGEMENT SERVICES
For the
CITY OF GAUTIER, MISSISSIPPI

WHEREAS, on the 5th day of November, 2013 the City of Gautier (hereinafter “City”) and ClearWater Solutions, LLC, (hereinafter “Service Provider”) entered into a Professional services agreement whereby the Service Provider would manage, operate and maintain the City’s water and wastewater system and manage public works including street maintenance, grass cutting, right of way maintenance, and other street related matters as more specifically set forth in said Agreement; and

WHEREAS, on the 2nd day of June 2015, the parties entered into Amendment #1 to said agreement; and

WHEREAS, parties desire to further amend said agreement by virtue of this agreement as set forth herein below.

NOW, THEREFORE, in consideration of the foregoing premises, and the mutual conditions and covenants contained herein, the parties hereto intending to be legally bound hereby agree as follows:

1. Should the City choose to participate in the Urban Youth Corp program through the State of Mississippi (a grant enabling eligible aged youth to be employed during the summer providing beautification and upkeep to federal aid routes), Service Provider agrees to compensate the City for personnel cost for a crew leader necessary for the supervision of the program, and to perform the equivalent amount of work, that Service Provider would have performed along the right-of-ways being maintained pursuant to the Urban Youth Corp Program, on recreational fields and other facilities currently being maintained by the City, including but not limited to, grass cutting.
2. All other provisions of the Professional Services Agreement entered into on the 5th of November 2013, as amended through Amendment #1, shall remain in full force and effect.

CITY OF GAUTIER, MS.

By: _____

Name: Gordon Gollott

Title: _____

Date: _____

ATTEST:

By: _____

By: _____

Name: Paula Yancey

Title: _____

Date: _____

ATTEST:

By: _____

CLEARWATER SOLUTIONS, LLC

By: _____

Name: Rick Ailiff

Title: _____

Date: _____

ATTEST:

By: _____