



Legislation Details (With Text)

File #: 2024-0262 **Version:** 1 **Name:**

Type: Consent **Status:** Agenda Ready

File created: 3/26/2024 **In control:** Carson Reclamation Authority

On agenda: 4/2/2024 **Final action:**

Title: CONSIDER AMENDMENT NO. 2 TO THE AGREEMENT WITH DAVID TAUSSIG AND ASSOCIATES, INC., D/B/A DTA, TO PROVIDE CFD RESTRUCTURING AND SPECIAL TAX CONSULTING SERVICES TO THE CARSON RECLAMATION AUTHORITY, AUTHORIZING THE EXECUTIVE DIRECTOR TO EXTEND THE TERM OF THE AGREEMENT TO MARCH 27, 2025

Sponsors:

Indexes:

Code sections:

Attachments: 1. Ex.1_C-22-166 - DAVID TAUSSIG AND ASSOCIATES, INC 2022 SEP 22, 2. Ex.2_DTA Amendment No.2_Extension (Contract Officer) - March 27 2025

Date	Ver.	Action By	Action	Result
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Report to Carson Reclamation Authority

Tuesday, April 02, 2024

Consent

SUBJECT:

CONSIDER AMENDMENT NO. 2 TO THE AGREEMENT WITH DAVID TAUSSIG AND ASSOCIATES, INC., D/B/A DTA, TO PROVIDE CFD RESTRUCTURING AND SPECIAL TAX CONSULTING SERVICES TO THE CARSON RECLAMATION AUTHORITY, AUTHORIZING THE EXECUTIVE DIRECTOR TO EXTEND THE TERM OF THE AGREEMENT TO MARCH 27, 2025

I. SUMMARY

The agreement for contract services with David Taussig and Associates, Inc. dba DTA, was approved September 27, 2022. The agreement is for \$61,000. CRA staff and the Authority counsel have worked with DTA and the then-prospective property owners on the Site (CAM -Carson, LLC and Carson Goose Owner, LLC) on the revision of Community Facilities District 2012-1 (CFD 2012-1) and the potential termination of Community Facilities District 2012-2 (CFD 2012-2). The first CFD was established to provide a funding stream for the long-term operation and maintenance of the remedial systems on the site, and the second CFD was established as a mechanism to refund the original developer of the site, Carson Marketplace, for the construction of the public infrastructure through the issuance of bonds.

Work with all the parties has proceeded but is complex. Ultimately, the product by DTA will

be a revised Rate and Method of Allocation (“RMA”) for the CFD, essentially the way the assessment is levied against the various private owners of the site. Considerable effort has gone into future budget projections, as well as understanding all the other costs (such as admin, regulatory oversight, and insurance) that will also be necessary to pay after completion. The “method” of allocation will also change to be more equitable - based on acreage rather than differential rates for different land uses. (Since the installation of liner and landfill gas wells is relatively uniform over the site and not dependent on land use.)

Under the terms of the Agreement, the Executive Director has some ability to approve minor changes to the Agreement, but any amendment to the term over 90 days must be approved by the CRA Board. The Director extended the original term of the agreement administratively (by letter) by ninety days, and the CRA Board approved an extension request that extended the Term of the Agreement to March 27, 2024, anticipating the work would be done by then. However, several additional issues arose in negotiating the CFD changes described above, and the parties need more time to resolve them. This request is to extend the contract term by an additional year. This would extend the term only and add no additional funds to the contract or change the overall scope of work.

II. RECOMMENDATION

TAKE the following actions:

- 1. APPROVE** AMENDMENT NO. 2 TO AGREEMENT BETWEEN THE CARSON RECLAMATION AUTHORITY AND DAVID TAUSSIG AND ASSOCIATES, INC. D/B/A DTA, A CALIFORNIA CORPORATION, EXTENDING THE TERM TO MARCH 27, 2025
- 2. AUTHORIZE** the Executive Director to execute the Agreement in a form acceptable to the Authority Counsel.

III. ALTERNATIVES

Take another action deemed appropriate by the Board.

IV. BACKGROUND

See Summary.

V. FISCAL IMPACT

None.

VI. EXHIBITS

1. Agreement with David Taussig and Associates, Inc, d/b/a DTA (pgs. 3-61)
2. Amendment No. 2 to Contract Extending Term to March 27, 2025 (pg.62)

Prepared by: John S. Raymond, Executive Director