

RESOLUTION NO. _____ (CM)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WATSONVILLE APPROVING SECOND AMENDMENT TO PROFESSIONAL SERVICES CONTRACT BETWEEN CITY OF WATSONVILLE AND VERDE DESIGN, INC., A CORPORATION, TO INCREASE CONTRACT COMPENSATION BY \$161,300.00, AND TO EXTEND THE TERM OF THE CONTRACT TO JUNE 30, 2023; AND AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE SAME

WHEREAS, on October 8, 2019, Council adopted Resolution No. 153-19 (CM) approving Contract for Consultant Services with Verde Design, Inc., for the landscape architectural design services for the Watsonville Slough Connector Trail Project at Ramsay Park, in an amount not to exceed \$303,116; and

WHEREAS, on July 6, 2021, Council adopted Resolution No. 189-21 (CM) approving the First Amendment to the Contract with Verde Design, Inc., increasing the total contract amount by \$28,500.00 and bringing the total amount of the contract to \$331,616.00; and

WHEREAS, § 3-5.170 of the Municipal Code provides that amendments to contracts that reasonably relate to the scope of the original contract, are based on post-award information that requires modification of the contract based on unforeseen conditions and changes in scope and were originally approved by Council shall be approved by Council; and

WHEREAS, this Second Amendment to Contract will add to the Scope of Work, increase contract compensation by \$161,300.00, and extend the contract term to June 30, 2023.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WATSONVILLE, CALIFORNIA, AS FOLLOWS:

1. This action is exempt from the requirements of the California

Environmental Quality Act (CEQA) in accordance with CEQA Guidelines Section 15378(b)(5), in that adopting a Resolution amending a contract does not meet CEQA's definition of a "project," because the action does not have the potential for resulting in either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment and if a "project," is exempt under the "common sense" exception (14 Cal. Code Regs. § 15061(b)(3)) because it can be seen with certainty that there is no possibility that this action may have a significant effect on the environment.

2. This Second Amendment to Contract between the City of Watsonville and Verde Design, Inc., a corporation, a copy of which is attached hereto and incorporated herein by this reference, is hereby approved.

3. The City Manager is hereby authorized and directed to execute said Second Amendment for and on behalf of the City of Watsonville with minor revisions that may be approved by the City Manager and the City Attorney.
