

**FOURTH AMENDMENT TO CONSULTANT SERVICES CONTRACT
BETWEEN THE CITY OF WATSONVILLE
AND HINDERLITER, DE LLAMAS & ASSOCIATES**

THIS FOURTH AMENDMENT TO CONTRACT for consultant services is entered into by and between the **City of Watsonville** ("City") and **HINDERLITER, DE LLAMAS & ASSOCIATES** ("Consultant") this _____ day of _____, 2022. The City and Consultant agree as follows:

RECITALS

WHEREAS, City and Consultant have previously executed a Consultant Services Contract for a cannabis compliance monitoring program including annual review of cannabis permits dated June 10, 2019; and

WHEREAS, the original contract was in the amount of \$90,000 with an expiration date of June 30, 2020; and

WHEREAS, the First Amendment was executed on August 31, 2020 to amend "*Section 1. Scope of Services*" to expand the scope of work to include assistance with the cannabis permit application process and to amend "*Section 2. Term of Contract*" to extend the term from June 30, 2020 to June 30, 2021; and

WHEREAS, the Second Amendment was executed on October 27, 2020 approved by Resolution No. 187-20 to amend "*Section 4 Compensation*" for an amount not to exceed \$83,000, which only included the cost assistance with cannabis applications; and

WHEREAS, another Second Amendment was executed on January 20, 2021 approved by Resolution No. 2-21 to replace the one adopted by Council on October 27, 2020; and

WHEREAS, the Third Amendment was executed on September 28, 2021 approved by Resolution No. 256-21 to amend "*Section 1 Scope of Services, Section 2*

Term of Contract and Section 4 Compensation” for an amount not to exceed \$173,000; and extend the term from June 30, 2021 to June 30, 2022; and

WHEREAS, the Fourth Amendment will extend the term of the contract to June 30, 2024, inclusive; and

WHEREAS, the total compensation for the current contract will not exceed \$173,000; and

WHEREAS, ongoing support for the cannabis permittees is required; and

WHEREAS, 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 approving the Fourth Amendment to the Contract between the City of Watsonville and Consultant 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.

WHEREAS, the Fourth Amendment of the Contract for Consultant Services is in the best interest of the City of Watsonville.

NOW, THEREFORE, the City and the Consultant agree that the Contract shall be amended as follows:

Section 2 is hereby amended to add the following:

“Section 2. Term of Contract. Contract is hereby amended to extend the term from June 30, 2022 through June 30, 2024, inclusive.”

All other terms and conditions of the Contract dated June 10, 2019, as amended, shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have executed this Fourth Amendment to Consultant Services Contract the day and year first hereinabove written.

CITY OF WATSONVILLE

HINDERLITER, DE LLAMAS & ASSOCIATES

By _____
Rene Mendez, City Manager

By _____
Andrew Nickerson, President

ATTEST:

By _____
Irwin I. Ortiz, City Clerk

APPROVED AS TO FORM:

By _____
Samantha W. Zutler, City Attorney