

RESOLUTION NO. _____ (CM)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WATSONVILLE APPROVING FIRST AMENDMENT TO CONTRACT BETWEEN THE CITY OF WATSONVILLE AND CAL ENGINEERING & GEOLOGY, INC., AMENDING THE SCOPE OF WORK, ADDING TO THE COMPENSATION (INCREASING THE CONTRACT AMOUNT BY \$78,157.25), AND EXTENDING THE TERM OF THE CONTRACT FOR THE PREPARATION OF CONSTRUCTION PLANS AND DOCUMENTS FOR THE PENNSYLVANIA DRIVE RECONSTRUCTION PROJECT FROM CLIFFORD AVENUE TO WINDING WAY; APPROPRIATING \$78,157.25 IN UNALLOCATED SB 1 FUNDS FROM FUND 0306 TO ACCOUNT NO. 0306-924-7837-14817; AND AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE SAME

WHEREAS, on January 3, 2022, the City executed a contract for Consultant Services with Cal Engineering & Geology, Inc., to investigate the settlement, recommend a repair and prepare construction plans and documents; and

WHEREAS, the cost of the contract was \$92,836.00 and the term of the contract was June 30, 2023; 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 were originally approved by Council shall be approved by Council; and

WHEREAS, this First Amendment to Contract will add to the scope of work, increase the contract amount by \$78,157.25, bringing the total contract amount to \$170,993.25 and extend the contract term from June 30, 2023, to June 30, 2025.

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 First Amendment to Contract between the City of Watsonville and Cal Engineering and Geology, Inc., a copy of which is attached hereto and incorporated herein by this reference, is hereby approved.

3. An appropriation of \$78,157.25 in unallocated SB 1 funds from Fund 0306 to Account No. 0306-924-7837-14817 is hereby approved.

4. The City Manager is hereby authorized and directed to execute said First 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.
