

**RESOLUTION NO. \_\_\_\_\_(CM)**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WATSONVILLE APPROVING THIRD AMENDMENT TO AGREEMENT WITH eSCRIBE SOFTWARE LTD., FOR MEETING AGENDA MANAGEMENT SERVICES, INCREASING CONTRACT COMPENSATION IN AN AMOUNT NOT TO EXCEED \$67,177.78 OVER A THREE-YEAR PERIOD; AND AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE SAME**

**WHEREAS**, in January 2020, the City decided to replace its failing agenda management system with one that met the needs of the City; and

**WHEREAS**, Section 3-5.300 of the Municipal code provides that purchases of equipment and supplies for between Twenty Thousand and no/100ths (\$20,000.00) Dollars and One Hundred Thousand Dollars (\$100,000), shall be authorized by the City Manager after receiving three quotes; and

**WHEREAS**, the City evaluated several agenda management platforms and chose eScribe as the best option; and

**WHEREAS**, in August 2020, the City entered into an initial agreement with eScribe Software Ltd. for agenda management services for a term of three (3) years with the option to renew for an additional three (3) years in an amount of \$63,750.03; and

**WHEREAS**, in October 2020, a First Amendment was executed for purchase of an additional two (2) eScribe Meetings Pro Licences to allow Council to review agendas in an amount of \$150 per year; and

**WHEREAS**, in May 2021, a Second Amendment was executed to accept a six (6) month credit as compensation for the inconveniences due to implementation challenges; and

**WHEREAS**, a third Amendment is required to exercise the renewal option for an

additional three (3) years of service in an amount of \$67,177.78 (from \$63,750.03 to \$130,927.81).

**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). This Resolution is not subject to review under the California Environmental Quality Act (CEQA) pursuant to Public Resources Code Section 21000, et seq. and the CEQA Guidelines (14 Cal. Code Regs. §§ 15000 et. seq.), including without limitation, Public Resources Code section 21065 and California Code of Regulations 15378 as this is not a “project” that may cause a direct, or 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. That the Third Amendment to the Agreement between the City of Watsonville and eScribe Software LTD., 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 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.

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