

**FIRST AMENDMENT TO CONSULTANT SERVICES CONTRACT  
BETWEEN THE CITY OF WATSONVILLE  
AND CAROLLO ENGINEERS, INC.**

**THIS FIRST AMENDMENT TO CONTRACT** for consultant services is entered into by and between the **City of Watsonville** ("City") and **Carollo Engineers, Inc.** ("Consultant") this day of \_\_\_\_\_. The City and Consultant agree as follows:

**RECITALS**

**WHEREAS**, City and Consultant have previously executed a Consultant Services Contract to revise for the Freedom Boulevard Site Feasibility Study dated June 13, 2023; and

**WHEREAS**, the original contract was in the amount of \$249,688 with an expiration date of June 30, 2025; and

**WHEREAS**, a Request for Qualifications (RFQ) was issued on May 9, 2020, with submissions due July 9, 2020, asking for qualified consultants to assist the City for periodic and on call water and wastewater professional design services; and

**WHEREAS**, a number of firms submitted qualifications statements; these statements were reviewed by City staff and a list was developed; and

**WHEREAS**, Carollo Engineers, Inc., is on the this list of eligible on-call consultants and selected for their knowledge and experience in water facilities and their specific experience working with the City's Water System; and

**WHEREAS**, the City has added additional tasks to the work program of the Consultant causing additional cost; and

**WHEREAS**, the First 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 1 is hereby amended to add the following:

**"Section 1. Scope of Services. In addition to the performance of those services specified in detail in Exhibit "A" of the Contract, Consultant shall perform the additional services specified in detail in Exhibit "1," entitled FIRST AMENDMENT TO SCOPE OF SERVICES, which is attached hereto and incorporated herein."**

Section 4 is hereby amended to read:

**"Section 4 and Exhibit "C" both entitled "Compensation" of the Contract, are hereby amended to provide an additional amount of compensation of Thirty Thousand Six Hundred Sixty Six Dollars (\$30,666), for a revised total contract amount of \$280,354 for professional services."**

All other terms and conditions of the Contract dated June 13, 2023, as amended, shall remain in full force and effect.

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

**CITY OF WATSONVILLE**

**CAROLLO ENGINEERS, INC.**

By \_\_\_\_\_  
Rene Mendez, City Manager

DocuSigned by:  
*Elaine Simmons*  
D0645F2B61D3453...  
By \_\_\_\_\_  
Elaine L. Simmons, Associate Vice-President

ATTEST:

By \_\_\_\_\_  
Irwin I. Ortiz, City Clerk

DocuSigned by:  
*Anne E. Prudhel*  
F4460416554445A...  
By \_\_\_\_\_  
Anne Prudhel, Senior Vice President

APPROVED AS TO FORM:

By \_\_\_\_\_  
Samantha W. Zutler, City Attorney

**EXHIBIT "1"**

**FIRST AMENDMENT TO SCOPE OF SERVICES**

The scope of services is as follows:

See attachment labeled **Exhibit "1"**.



2795 Mitchell Drive, Walnut Creek, California 94598-1601  
P. 925.932.1710

February 20, 2024

Ms. Danielle Green, P.E.  
City of Watsonville  
250 Main Street  
Watsonville, CA 95076

Subject: 1509 Freedom Boulevard Site Feasibility Study Project (Carollo Project No. 202356)  
Historic Property Identification Report Amendment Request

Dear Ms. Green:

Thank you for requesting this proposal from Carollo Engineers (Carollo) and Rincon Consultants (Rincon) to provide cultural resources services including a Historic Property Identification Report (HPIR) as part of the ongoing 1509 Freedom Boulevard Site Feasibility Project. Our proposed scope of work for incorporation into the Contract for Consultant Services dated July 10, 2023, proposed schedule, and proposed budget are outlined below.

Proposed Work Scope:

- Task 101 – Project Administration: Project coordination between City, Carollo, and subconsultant team members, project monitoring activities including preparation of monthly progress reports, project status updates, and correspondence over an estimated additional three months of project duration.
- Task 102 – Phase 1 Geotechnical Investigation:
  - Carollo and Kleinfelder will discuss the results of Rincon's HPIR and any impacts to Kleinfelder's current geotechnical recommendations and site layout considerations.
  - Kleinfelder will address Carollo and City's review comments to the Draft Phase 1 Study Geotechnical Investigation Letter memo, make as-needed revised recommendations related with Rincon's HPIR, and issue the Final Phase 1 Geotechnical Investigation Letter memo.
  - Carollo will coordinate and review Kleinfelder's work progress for quality and completion.
- Task 104 – Environmental Constraints and Considerations Analysis:
  - Rincon will prepare a HPIR in accordance with their attached proposal dated February 2, 2024.
  - Carollo will coordinate and review Rincon's work progress for quality and completion.
  - Carollo will coordinate up to two (2) one-hour virtual meetings with Rincon, Kleinfelder (if needed) and the City to discuss the analysis approach, results and findings, and recommended next steps.

Ms. Danielle Green, P.E.  
City of Watsonville  
February 20, 2024

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Proposed Schedule:

- Task 101: Ongoing over duration of Tasks 101, 102 and 104 (approximately 12 weeks).
- Task 104: Anticipated duration from Notice-to-Proceed (issued by the City) to submission of the Draft HPIR to the City is eight weeks. The coordination call(s) will be scheduled upon submission of the Draft HPIR to the City.
- Task 102: Anticipated submission date of Kleinfelder's Final Phase 1 Geotechnical Investigation Letter memo is four weeks after submission of the Draft HPIR to the City.

Proposed Budget:

Task No. and Description	Rincon <sup>1</sup>	Kleinfelder <sup>2</sup>	Carollo LPP with PECE <sup>3</sup>	Total Hrs	Total Cost <sup>4</sup>
	\$234/hr	\$206/hr	\$306/hr		
101 - Project Administration	--	4	12	16	\$4,578
102 - Phase 1 Geotechnical Investigation	--	16	4	20	\$4,850
104- Environmental Analysis	73	--	8	81	\$21,238
<b>Total</b>	<b>73</b>	<b>20</b>	<b>24</b>	<b>117</b>	<b>\$30,666</b>

Notes:

1. Rincon's rates range from \$98 to \$285/hr as indicated in their 2023 and 2024 project invoices. A rate of \$234/hr for Senior Archaeologist II was used for this hourly estimate.
2. Kleinfelder's rates range from \$107 to \$325/hr as indicated in their 2023 project invoices. A rate of \$206/hr for Project Professional was used for this hourly estimate.
3. Carollo's Lead Project Professional rate of \$293/hr plus Project Equipment and Communication Expense (PECE) of \$13 per Direct Labor Hour as indicated in Exhibit C, Labor and Cost Estimate, of the 1509 Freedom Boulevard Site Feasibility Study Contract for Consultant Services dated July 10, 2023 was used for this hourly estimate.
4. Includes Carollo subconsultant markup of 10%.

Please do not hesitate to contact us if you have any questions or require additional information on this proposal.

Sincerely,

CAROLLO ENGINEERS, INC.



Elaine L. Simmons, P.E.  
Project Manager

cc: Anthony Cemo, Justin Peterson, Anne Prudhel – Carollo Engineers  
Aileen Mahoney – Rincon  
Beau Kayser – City of Watsonville

**Rincon Consultants, Inc.**

180 North Ashwood Avenue  
Ventura, California 93003  
805-644-4455

February 2, 2024  
Rincon Project No. 22-13894

Elaine Simmons, PE  
Carollo Engineers  
2795 Mitchell Drive  
Walnut Creek, California 94598  
Via email: [esimmons@carollo.com](mailto:esimmons@carollo.com)

**Subject: Amendment Request No. 1 for the Watsonville 1509 Freedom Boulevard Site Feasibility Analysis Project, Watsonville, California**

Dear Ms. Simmons:

The purpose of this letter is to request a scope and budget amendment to the existing agreement for the Watsonville 1509 Freedom Boulevard Site Feasibility Analysis Project (project). Following preparation of the Draft Constraints Analysis Report and conference call with the City of Watsonville on January 24, 2024, an additional scope of work and cost estimate was requested to conduct a California Environmental Quality Act (CEQA) and Section 106 of the National Historic Preservation Act (Section 106; NHPA) compliant cultural resources report, including a historical resource analysis, in support of the project.

The following sections outline our proposed scope of work, schedule, and costs. In addition, this scope amendment also includes additional project management time associated with the new tasks.

## **Task 1 Historic Property Identification Report**

Rincon understands the City of Watsonville Public Works and Utilities Department (PWUD) will seek funding for the project through the State Revolving Fund (SRF) administered by the State Water Resources Control Board's (SWRCB). Issuance of SRF funds by the SWRCB is considered equivalent to a federal action, thereby necessitating compliance with Section 106 of National Historic Preservation Act (Section 106). To comply with SWRCB's CEQA federal cross-cutting requirements, Rincon will prepare a Historic Property Identification Report (HPIR) meeting SWRCB guidelines.

As part of the Draft Constraints Analysis, Rincon conducted a desktop review to identify cultural resources with the potential to be impacted or affected by the project. The review included a California Historical Resources Information System (CHRIS) records search, a Sacred Lands File (SLF) search through the California Native American Heritage Commission (NAHC), as well as a review of historical topographic maps and aerial photographs. The results of the cultural resources review indicated that the existing water reservoir within the project site meets the associated thresholds for consideration as a historic property and/or a historical resource pursuant to the Section 106 and CEQA, respectively. As such, Rincon recommended that the property on which the reservoir is located be evaluated for inclusion in the National Register of Historic Places (NRHP) and the California Register of Historical Resources (CRHR) to assess if it qualifies as a historic property and/or historical resource.

The following scope of work outlines the tasks to be completed in the preparation of the HPIR, which will include the NRHP, CRHR, and City of Watsonville local register evaluations for the property comprising the project site.



### Task 1.1 Area of Potential Effects Delineation

An Area of Potential Effects (APE) is defined as the “geographic area or areas within which a project may directly or indirectly cause changes in the character or use of historic properties if any such property exists” (36 CFR 800.16[d]). As required by Section 106 (36 CFR 800.4[a][1]), Rincon will prepare an APE map that delineates the areas where potential project-related effects to historic properties may occur. Rincon assumes the horizontal extent of the APE will include the parcel in which the project site is located (Assessor’s Parcel Number [APN] 01650117).

### Task 1.2 Native American Outreach

Using the list of Native American contacts provided by the NAHC as part of the SLF search, Rincon will prepare and send letters to the listed contacts to solicit information regarding the presence of Native American cultural resources within or immediately adjacent to the APE. Initial inquiries will be made via email. Rincon will allow two weeks for review, then follow-up by phone call and/or email with contacts that have not responded. Up to two (2) phone calls/emails will be conducted to document a “good faith” effort to follow up. Per the SWRCB guidelines, a contact log documenting these efforts will be attached to the report in an appendix alongside an example of the email(s) sent and all replies. Please note, this outreach is for information gathering purposes only and does not constitute formal Section 106 consultation. Rincon assumes any Section 106 consultation with Native American groups will be performed by the SWRCB.

### Task 1.3 Local Interested Party Outreach

In an effort to identify historic properties with the potential to be affected by the undertaking, Rincon will contact a maximum of three local interested parties such as applicable local governments and/or historical societies that may have knowledge of historic properties in the APE or its vicinity. Consistent with the task above, outreach will include initial inquiries made via email, Rincon will then allow two weeks for review, then follow-up by phone call and/or email with contacts that have not responded. Up to two (2) phone calls/emails will be conducted to document a “good faith” effort to follow-up. Per the SWRCB’s guidelines, a contact log documenting these efforts will be attached to the report in an appendix alongside an example letter and all replies. Please note, this outreach does not constitute formal Section 106 consultation.

### Task 1.4 Cultural Resources Survey

Rincon will conduct a cultural resources survey of the APE, which is anticipated to be primarily comprised of paved or otherwise developed surfaces. The purpose of the survey will be to characterize the APE’s current condition, examine any unpaved visible ground surfaces within the APE to assess the presence of archaeological resources, and to document the existing built environment features in support of the evaluation described in Task 5. Per the SWRCB’s guidelines, the survey will be completed by a qualified Rincon staff member meeting the Secretary of the Interior’s Standards for Professional Qualifications. The survey will be completed by one (1) staff member over the course of one (1) 10-hour day including travel time.

### Task 1.5 Historic Property Identification Report

Upon completion of the cultural resources survey, Rincon will prepare the HPIR. The HPIR will document the results of the study, as well as provide management recommendations for cultural resources within the APE. The report will be prepared in accordance with the SWRCB’s guidelines for CEQA-Plus cultural resources studies. The HPIR will summarize the methods and results of the records



searches, outreach, and cultural resources survey. The HPIR will also include a review of historical maps and aerial photographs, as well as geologic and soils maps to provide a development history of the APE and assess the subsurface archaeological sensitivity of the APE. The property comprising the APE will be recorded and evaluated for listing in the NRHP, CRHR, and the City of Watsonville local register California Department of Parks and Recreation 523 Series forms (DPR forms), which will be summarized in the report and included as an attachment. The report's findings will include recommendations for additional work or avoidance and minimization measures, if any are deemed necessary.

Rincon will provide a draft of the report to Carollo and for review and approval. Rincon assumes one (1) round of comments from Carollo and one (1) round from PWUD will be addressed, for a total of two rounds of revision, before finalizing the HPIR. All deliverables will be provided in electronic format (PDF and/or Word). A copy of the final report will be filed with the Northwest Information Center. Rincon assumes that SWRCB, as the lead federal agency responsible for Section 106 compliance, will complete consultation with the State Historic Preservation Officer (SHPO) and related documentation and that SHPO consultation assistance will not be provided by Rincon.t

## **Task 2 Project Management**

This task includes time for two (2) one-hour coordination calls with Carollo and/or the City to discuss the analysis approach, results and findings, and recommended next steps. This task also includes project management time associated with the additional scope of work described under Task 1, including monthly invoicing tasks, project status updates, and correspondence. If assistance with SHPO consultation is required, it can be provided for an additional fee.

## **Assumptions**

- Rincon assumes the horizontal extent of the APE will include the parcel in which the project site is located (APN 01650117).
- The CHRIS records search results and Native American contact list received as part of the feasibility analysis will be used to inform the HPIR. No additional CHRIS records search or SLF search will be needed.
- The pedestrian survey will be conducted by one (1) cultural resources specialist in the span of one 10-hour day including travel and coordination time.
- The project site will be accessible during the survey.
- Rincon is not responsible for delays due to weather, site conditions (e.g., prohibited access, flooding, fire, safety) or other conditions out of Rincon's control.
- The HPIR will be prepared in accordance with CEQA-Plus standards.
- Only one property will require recordation and/or evaluation on DPR forms. No additional cultural resources will require documentation. Should additional cultural resources be identified, additional work associated with their documentation and assessment may be completed under a cost amendment.
- One (1) round of comments from Carollo and one (1) from PWUD will be addressed before finalizing the HPIR.
- This scope does not include consultation with SHPO; SWRCB will complete consultation with SHPO.
- Rincon assumes the project will result in no adverse effects to historic properties and that Finding of Effects and/or Memorandum of Agreement documents will not be needed. If, in the





course of SHPO consultation, additional documents are needed, Rincon may conduct the work associated with their preparation under a cost amendment.

- Rincon's Project Manager and Principal-in-Charge will attend up to two (2) one-hour meetings.

## Cost and Schedule

As shown in Table 1 below, Rincon will complete the work scope for the tasks identified above to not exceed \$17,061.45. No other services will be provided without your express written authorization.

The draft HPIR can be provided in approximately six to eight weeks.

All work will be performed on a time and materials basis in accordance with the work scope outlined above. Should the actual effort required to complete the tasks be less than anticipated, the amount billed will be less than the total cost outlined above.

**Table 1 Cost Summary**

Task		Estimated Cost
Task 1	Historic Property Identification Report	
Task 1.1	Area of Potential Effects Delineation	\$876.00
Task 1.2	Native American Outreach	\$1,803.00
Task 1.3	Local Interested Party Outreach	\$892.00
Task 1.4	Cultural Resources Survey	\$3,052.45
Task 1.5	Historic Property Identification report	\$8,266.00
Task 2	Project Management	\$2,172.00
<b>Total</b>		<b>\$17,061.45</b>

Thank you for your consideration and for this opportunity to continue to support your project. If you have any questions regarding this amendment request, please contact Jennifer Jacobus at (213) 448-2586 or [jjacobus@rinconconsultants.com](mailto:jjacobus@rinconconsultants.com), or Aileen Mahoney at (916) 706-1374 or [amahoney@rinconconsultants.com](mailto:amahoney@rinconconsultants.com).

Sincerely,

**Rincon Consultants, Inc.**

Aileen Mahoney  
Project Manager

Jennifer Jacobus  
Principal-in-Charge