

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

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WATSONVILLE AUTHORIZING THE PURCHASE ORDER WITH MCLAUGHLIN WASTE EQUIPMENT INC., A CORPORATION, FOR THE PURCHASE OF SOLID WASTE CONTAINERS, IN AN AMOUNT NOT TO EXCEED \$183,081; AND AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE PURCHASING AGREEMENT (FUNDED FROM THE SOLID WASTE FUND [0740])**

**WHEREAS**, competitive bidding requirements for the purchase of supplies, equipment and non-personal contractual services and the sale of personal property are set forth in Chapter 5 (Purchasing Procedures) of Title 3 (Finance) of the Municipal Code; and

**WHEREAS**, Article 4 of Chapter 5 of Title 3 requires purchases of supplies estimated to be more than \$100,000 to be purchased by written contract with the lowest responsible, responsive bidder; and

**WHEREAS**, McLaughlin Waste Equipment Inc., a corporation, is the lowest responsible, responsive bidder; and

**WHEREAS**, staff recommends approval for the purchase of solid waste containers from McLaughlin Waste Equipment Inc.

**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 approving a purchase order agreement for Solid Waste Containers 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 because the action

constitutes organizational or administrative activities of governments that will not result in direct or indirect physical changes 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. The Council hereby approves the purchase of solid waste containers with McLaughlin Waste Equipment Inc., a corporation, in an amount not to exceed \$183,081, and authorizes and directs the City Manager to sign the purchase order for the same (funded from the Solid Waste Enterprise Fund [0740]).

\*\*\*\*\*