

RESOLUTION NO. _____ (CM)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WATSONVILLE APPROVING THIRD AMENDMENT TO CONTRACT BETWEEN THE CITY OF WATSONVILLE AND MESITI-MILLER ENGINEERING, INC., A CORPORATION, TO AUGMENT SCOPE OF SERVICES FOR THE LEE ROAD TRAIL PROJECT – PHASE 1, INCREASING COMPENSATION IN THE AMOUNT OF \$88,704 FOR A REVISED TOTAL CONTRACT AMOUNT OF \$188,702; AND AUTHORIZING AND DIRECTING CITY MANAGER TO EXECUTE SAME

WHEREAS, on October 6, 2021, the City executed an agreement with Mesiti-Miller Engineering Inc. for \$95,748 to perform the design of the Lee Road Trail Project - Phase 1; and

WHEREAS, on April 28, 2023, the First Amendment was executed to extend the contract term from June 30, 2023, to December 31, 2024; and

WHEREAS, on April 24, 2024, the Second Amendment was executed adding additional tasks to the work program with an augmentation of \$4,250 to the contract, for a total contract amount of \$99,998, and extending the term of the contract from December 31, 2024, to December 31, 2025; and

WHEREAS, project scope has increased due to permit requirements, agreements with partners and the need to meet federal guidelines after federal construction funding was secured; and

WHEREAS, this Third Amendment to Contract will increase compensation by \$88,704 for a total contract amount not to exceed \$188,702.

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 Third Amendment to Contract with Mesiti-Miller Engineering, Inc., a corporation, 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 DocuSign 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 Contract between the City of Watsonville and Mesiti-Miller Engineering, Inc, a corporation, for the Lee Road Trail Project - Phase 1, a copy of which Third Amendment is attached hereto and incorporated herein by this reference, is hereby approved.

3. That the City Manager be and is hereby authorized and directed to execute said Third Amendment for and on behalf of the City of Watsonville with minor revisions that may be approved by the Interim City Manager and the City Attorney.
