

RESOLUTION NO. _____ (CM)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WATSONVILLE APPROVING SECOND AMENDMENT TO CONTRACT BETWEEN THE CITY OF WATSONVILLE AND ES ENGINEERING SERVICES, LLC., A LIMITED LIABILITY COMPANY, FOR THE LANDFILL REGULATORY CONSULTING SERVICES, INCREASING COMPENSATION IN AN AMOUNT NOT TO EXCEED \$50,000 FOR A CONTRACT TOTAL AMOUNT OF \$500,000; EXTENDING THE TERM THROUGH JUNE 30, 2025; AND AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE SAME

WHEREAS, on December 14, 2021, the Council adopted Resolution No. 316-21 (CM) approving the contract with ES Engineering Services, LLC., to provide Landfill Regulatory Services and Phase III Closure Services, in an amount not to exceed \$300,000; and

WHEREAS, on August 29, 2023, the Council adopted Resolution No. 164-23 (CM) approving the First Amendment to Contract, amending the scope of work, adding to the contract compensation in the amount of \$150,000 for a contract total amount of \$450,000, and extending the contract term from October 31, 2024 to November 30, 2024; and

WHEREAS, the Second Amendment to Contract will increase the contract compensation by \$50,000 (from \$450,000 to \$500,000) and extend the contract term from November 30, 2024 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 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. This Second Amendment to Contract between the City of Watsonville and ES Engineering Services, LLC., a limited liability company, 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 Second 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.
